

City of Rock Falls

603 W. 10th Street
Rock Falls, IL 61071-2854

Mayor
William B. Wescott
815-380-5333

City Administrator
Robbin D. Blackert
815-564-1366



City Clerk
Eric Arduini
815-622-1104

City Treasurer
Kay Abner
815-622-1100

City Council Agenda Rock Falls Council Chambers August 2nd, 2016 6:30 p.m.

Call to Order @ 6:30 p.m.
Pledge of Allegiance
Roll Call

Public Hearing

1. Public hearing concerning the intent of the City to issue not to exceed \$5,000,000 General Obligation Bonds (Alternate Revenue Source).

Audience Requests:

Community Affairs:

Bethany Bland, President /CEO, Rock Falls Chamber of Commerce.

Consent Agenda:

1. Approve the Minutes of the July 19th, 2016 Regular Council Meeting
2. Approval of bills as presented.
3. Approval of "Boot Drive for MDA" on Saturday August 13th, 2016 from 9am to 1pm at the intersection of First Avenue and Third Street – Rock Falls Firefighters.
4. Approval of **Resolution 2016-745** adopting the Trails Mission / Vision statement.

Ordinance First Reading:

1. Approval of **Ordinance 2016-2279** Repealing Subsection (39) of Section 18-152 of the Municipal Code removing parking restrictions on West 2nd Street.

2. Approval of **Ordinance 2016-2278** An ordinance authorizing and providing for the issue of not to exceed \$2,115,000 General Obligation Bonds (Alternate Revenue Source), Series 2016, of the City of Rock Falls, Whiteside County, Illinois, for the purpose of paying the costs of projects within the Downtown Tax Increment Financing District of the City, including, but not limited to, developing public green space and a hiking and biking trail, improving the riverbank, and constructing an outdoor entertainment venue, public restrooms, a water feature and a skateboard park, the pledge of certain revenues to the payment of principal and interest on the bonds, the levy of a direct annual tax to pay such principal and interest if the pledged revenues are insufficient to make such payment, and authorizing the sale of said bonds to the purchaser thereof.

Ordinance Second Reading / Adoption

1. Adoption of **Ordinance 2016-2277** Disposal of surplus property - 1997 Ford F-250 VIN# 1FTHX26H7SKC04972

City Administrator Robbin D. Blackert:

Information/Correspondence:

Eric Arduini, City Clerk

James Reese, City Attorney

1. Approval of the recommendation from the Planning and Zoning Commission for the approval of the plat for "Casey's Rock Falls Subdivision".
2. Approval of the recommendation of the Planning and Zoning Commission to deny the variance request by Whiteside County for an addition to the dental clinic at the Whiteside County Health Department.

Brian Frickenstein, City Engineer

1. Approval of a change order for the Well #7 Project with O'Brien Civil Works increasing the contract price by \$26,302.00.

Department Heads:

Water Reclamation- Ed Cox

Electric- Dick Simon

1. Approval of the proposal for professional GIS services, three year agreement with Cloudpoint Geographics, Inc. located at 107 West Ann Street, Roanoke, IL in the amount of in the amount of \$4,888.00/month.

Police Chief- Chief Tammy Nelson

Fire Chief- Chief Gary Cook

Building Inspector- Mark Searing

Water - Ted Padilla

Tourism - Janell Loos

Utility Office - Diane Hatfield

1. Revision of "Write-off of uncollectible accounts" in the Procedures Manual Governing Utility Service.
2. Approval of the recommendations from the Electric and Finance Committees for utility write-offs in the amount of \$18,294.86

Ward Reports:

Ward 1

Ald. Reitzel

Ald. Logan

Ward 2

Ald. Kuhlemier

Ald. Snow

Ward 3

Ald. Schuneman

Ald. Kleckler

Ward 4

Ald. Folsom

Ald. Ebenezer

Mayor's Report:

1. Recommendation from the Police Fire Committee for the appointment of two
- (2) Paid on Call Firefighters.

Executive Session:

1. Personnel Section 2(c)(1) Personnel - Hiring of Customer Service Office employee.
2. Litigation Section 2(c)(11) Pending, probable or imminent litigation.

Any action taken from Executive Session:

1. Approval for an offer employment.
1. Authorization to approve compromise and settlement of litigation.

Adjournment:

Next City Council Meeting 8-16-2016

Posted 7-29-2016

Eric Arduini / City Clerk

The City of Rock Falls is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with Disabilities who plan to attend this meeting and who require certain accommodations in order to allow them to observe and/or participate in the meeting, or who have questions regarding the accessibility of the meeting or the facilities, are requested to contact Mark Searing, ADA Coordinator, at 1-815-622-1108; promptly to allow the City of Rock Falls to make reasonable accommodations within 48 hours of the scheduled meeting.

REGULAR MEETING MINUTES OF THE MAYOR AND
ALDERMEN OF THE CITY OF ROCK FALLS
July 19th, 2016

The regular meeting of the Mayor and City Council of Rock Falls, Illinois was called to order at 6:30 p.m. July 19th, 2016 in the Council Chambers of Rock Falls by Mayor William B. Wescott.

Deputy City Clerk Michelle Conklin called the roll following the pledge of allegiance. A quorum was present including Mayor William B. Wescott, Aldermen Reitzel, Logan, Kuhlemier, Schuneman, Kleckler, Folsom and Ebenezer. Alderman Snow being absent. In addition City Attorney James Reese, and City Administrator Robbin Blackert were present.

Consent Agenda:

1. Approve the Minutes of the July 5, 2016 regular Council Meeting
2. Approval of bills as presented

A motion was made by Alderman Logan and second by Alderman Schuneman to approve the Consent Agenda as presented.

Vote 7 aye, motion carried

Ordinances Second Reading/Adoption:

A motion was made by Alderman Schuneman and second by Alderman Kleckler to adopt Ordinance 2016-2269 amending Chapter 18 Article VI, Section 18-163 to add subsections (9) and (10) Handicap Parking on West 2nd Street.

A motion was made by Alderman Kuhlemier and second by Alderman Folsom to Amend Ordinance 2016-2269 by removal of Section 2. Chapter 18, Article VI, Section 18-152 subsection (a)(77) On both sides of Sixth Avenue between West 10th Street and West 12th Street.

Vote 6 aye, 1 Nay motion carried

Roll call was taken on original motion to adopt Ordinance 2016-2269 with the amendment.

Vote 7 aye, motion carried

A motion was made by Alderman Reitzel and second by Alderman Ebenezer to adopt Ordinance 2016-2272 Amending Section 18-120 Stop Intersections Designated to add subsection (107) for East 14th Street at Mary Avenue

Vote 7 aye, motion carried

A motion was made by Alderman Schuneman and second by Alderman Kuhlemier to adopt Ordinance 2016-2273 Amending Section 32-89 Fire Service, for the addition of 2" service lines

Vote 7 aye, motion carried

City Administrator Robbin Blackert:

Administrator Blackert requested approval of proposal for a Water and Wastewater Rate Study

A motion was made by Alderman Kuhlemier and second by Alderman Schuneman to approve the proposal for a Water and Wastewater Rate Study by Utility Financial Solutions, LLC of 185 Sun Meadow Court Holland, MI 49424 in the amount of \$19,100.00

Vote 7 aye, motion carried

Department Heads:

Water Superintendent, Ted Padilla asked for approval to purchase a Byron Jackson submersible Pump.

A motion was made by Alderman Reitzel and second by Alderman Logan to approve the water department to have Layne of 721 W Illinois Avenue Aurora, IL 60506, furnish and install (1) Byron Jackson Type M Submersible Pump Assembly in the amount of \$98,721.00 and waive the competitive bidding requirements.

Vote 7 aye, and with the vote requirement being 2/3 of the aldermen holding office, the motion passes by required margin

A motion was made by Alderman Folsom and second by Alderman Reitzel to adjourn. (6:55 p.m.)

Vote 7 aye, motion carried


Michelle Conklin, Deputy City Clerk

CITY OF ROCK FALLS

Rock Falls, Illinois August 2, 2016

To the Mayor and City Council of the City of Rock Falls, Your Committee on Finance would respectfully report that they have examined the following bills presented against the City, and have found the same correct and would recommend the payment of the various amounts to the several claimants as follows:

Tourism		\$11,180.16
General Fund		\$53,478.71
Industrial Development		-\$330.00
Tax Increment Financing		\$2,019.40
Electric	Electric O & M	\$126,795.51
Broadband Fund		\$0.00
GIS/IT Fund		\$0.00
Sewer	Sewer Revenue/O & M	\$181,545.10
Water	Water Revenue/O & M	\$19,484.47
Garbage		\$1.78
Customer Service Center		\$3,920.88
D.U.I. Fund		\$0.00
Drug Fund		\$0.00
Tobacco Grant		\$0.00
Motor Fuel Tax		\$3,268.70
Customer Utility Deposits		\$316.87
		<hr/>
		\$401,681.58

Alderman Kuhlemier
Alderman Logan
Alderman Kleckler

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CITY OF ROCK FALLS
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INVOICES DUE ON/BEFORE 07/20/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE
SEWER FUND 30	SEWER		
5122	LEANDER CONSTRUCTION, INC.	205,219.62	172,678.28
	SEWER		172,678.28
	TOTAL ALL DEPARTMENTS		172,678.28

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VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

TOURISM			
05	TOURISM		
172	CITY OF ROCK FALLS	1,065.29	3.51
2071	BLACKHAWK WATERWAYS		8,000.00
2451	MENARDS	1,916.56	19.98
2528	OUTFRONT MEDIA	2,650.00	1,325.00
2985	WALMART COMMUNITY/GEMB	1,153.85	2.52
5015	CARD SERVICE CENTER	15,339.35	393.51
T0003567	TOUCH OF THAI II		195.00
T0003568	M & M AVIATION SERVICES, LTD		200.00
T0005001	CANDLELIGHT INN		55.00
	TOURISM		10,194.52
GENERAL FUND			
01	ADMINISTRATION		
1472	WARD, MURRAY, PACE & JOHNSON	16,946.50	3,125.19
172	CITY OF ROCK FALLS	1,065.29	6.51
4331	CIRCUIT CLERK OF LEE COUNTY	1,545.00	100.00
4744	RISE BROADBAND	1,819.52	19.51
5015	CARD SERVICE CENTER	15,339.35	522.13
652	NORTHERN ILLINOIS MAYORS ASSOC		175.00
795	SBM BUSINESS EQUIPMENT CENTER	1,632.60	25.18
	ADMINISTRATION		3,973.52
02	CITY ADMINISTRATOR		
172	CITY OF ROCK FALLS	1,065.29	23.12
4744	RISE BROADBAND	1,819.52	23.41
	CITY ADMINISTRATOR		46.53
03	PLANNING/ZONING		
1472	WARD, MURRAY, PACE & JOHNSON	16,946.50	815.50
172	CITY OF ROCK FALLS	1,065.29	103.44
	PLANNING/ZONING		918.94
04	BUILDING		

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VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

GENERAL FUND			
04	BUILDING		
1472	WARD, MURRAY, PACE & JOHNSON	16,946.50	32.19
172	CITY OF ROCK FALLS	1,065.29	39.69
4744	RISE BROADBAND	1,819.52	46.82
5015	CARD SERVICE CENTER	15,339.35	8.66
795	SBM BUSINESS EQUIPMENT CENTER	1,632.60	50.56
	BUILDING		177.92
05	CITY CLERK'S OFFICE		
172	CITY OF ROCK FALLS	1,065.29	392.03
2985	WALMART COMMUNITY/GEMB	1,153.85	11.02
4744	RISE BROADBAND	1,819.52	66.32
5015	CARD SERVICE CENTER	15,339.35	31.86
	CITY CLERK'S OFFICE		501.23
06	POLICE		
1472	WARD, MURRAY, PACE & JOHNSON	16,946.50	4,352.50
172	CITY OF ROCK FALLS	1,065.29	103.94
194	GRUMMERT'S HARDWARE - R.F.	1,734.36	4.04
2985	WALMART COMMUNITY/GEMB	1,153.85	47.23
350	GISI BROS. INC.	823.02	701.02
4744	RISE BROADBAND	1,819.52	97.53
4796	VERIZON WIRELESS	3,420.64	275.67
5015	CARD SERVICE CENTER	15,339.35	953.88
55	ARAMARK UNIFORM SERVICES, INC.	6,004.92	58.66
	POLICE		6,594.47
07	CODE HEARING DEPARTMENT		
1472	WARD, MURRAY, PACE & JOHNSON	16,946.50	92.50
172	CITY OF ROCK FALLS	1,065.29	76.31
4929	TIMOTHY J SLAVIN	1,300.00	650.00
4931	MUNICIPAL SYSTEMS INC	2,153.78	1,100.00
	CODE HEARING DEPARTMENT		1,918.81

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VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE
GENERAL FUND			
10	STREET		
1472	WARD, MURRAY, PACE & JOHNSON	16,946.50	940.91
194	GRUMMERT'S HARDWARE - R.F.	1,734.36	10.31
2985	WALMART COMMUNITY/GEMB	1,153.85	72.94
34	ALTORFER INC.	21,113.59	63.00
4744	RISE BROADBAND	1,819.52	23.40
4796	VERIZON WIRELESS	3,420.64	60.81
T0003321	M & R STRIPING		3,745.60
	STREET		4,916.97
12	PUBLIC PROPERTY		
1472	WARD, MURRAY, PACE & JOHNSON	16,946.50	12,021.00
2985	WALMART COMMUNITY/GEMB	1,153.85	74.85
5015	CARD SERVICE CENTER	15,339.35	144.20
T0000826	FIREHOUSE MINISTRIES	1,362.72	584.61
	PUBLIC PROPERTY		12,824.66
13	FIRE		
1472	WARD, MURRAY, PACE & JOHNSON	16,946.50	-549.00
172	CITY OF ROCK FALLS	1,065.29	24.84
2985	WALMART COMMUNITY/GEMB	1,153.85	49.20
3173	MUNICIPAL EMERGENCY SERVICES	4,756.50	49.63
4207	O'REILLY AUTOMOTIVE INC	1,019.54	46.95
4744	RISE BROADBAND	1,819.52	23.41
5015	CARD SERVICE CENTER	15,339.35	18.82
5103	AIR ONE EQUIPMENT, INC.		243.00
724	RANDY'S TRUCK REPAIR, INC.	3,595.36	1,609.85
T0003569	CLARK BOAT COMPANY, INC		203.15
	FIRE		1,719.85
40	HOME GRANT PROGRAMS		
172	CITY OF ROCK FALLS	1,065.29	0.93
	HOME GRANT PROGRAMS		0.93

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INVOICES DUE ON/BEFORE 07/22/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE
BUILDING CODE DEMOLITION FUND			
12	BUILDING CODE DEMOLITION FUND		
1472	WARD, MURRAY, PACE & JOHNSON	16,946.50	92.50
	BUILDING CODE DEMOLITION FUND		92.50
INDUSTRIAL DEVELOPMENT FUND			
14	INDUSTRIAL DEVELOPMENT		
1472	WARD, MURRAY, PACE & JOHNSON	16,946.50	-330.00
	INDUSTRIAL DEVELOPMENT		-330.00
TAX INCREMENT FINANCING FUND			
16	TAX INCREMENT FINANCING		
1978	ILLINOIS TAX INCREMENT ASSOC.		550.00
	TAX INCREMENT FINANCING		550.00
TIF - DOWNTOWN REDEVELOPMENT			
19	DOWNTOWN REDEVELOPMENT		
1472	WARD, MURRAY, PACE & JOHNSON	16,946.50	1,387.50
	DOWNTOWN REDEVELOPMENT		1,387.50
ELECTRIC FUND			
20	OPERATION & MAINTENANCE		
1224	AIRGAS USA LLC	4,141.41	103.38
1472	WARD, MURRAY, PACE & JOHNSON	16,946.50	-707.49
172	CITY OF ROCK FALLS	1,065.29	5.12
194	GRUMMERT'S HARDWARE - R.F.	1,734.36	26.97
2985	WALMART COMMUNITY/GEMB	1,153.85	24.88
34	ALTORFER INC.	21,113.59	37,209.63
4136	ILLINOIS EPA	15,000.00	4,139.00
4207	O'REILLY AUTOMOTIVE INC	1,019.54	15.98
423	AT&T	4,394.05	118.77
4392	WILLIAM B WESCOTT	215.90	195.29
440	ILLINOIS MUNICIPAL UTILITIES	4,198.75	500.00
4794	MIKE WILKINS TREE & LANDSCAPIN	24,000.00	2,400.00

INVOICES DUE ON/BEFORE 07/22/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE
ELECTRIC FUND			
20	OPERATION & MAINTENANCE		
4796	VERIZON WIRELESS	3,420.64	459.37
5015	CARD SERVICE CENTER	15,339.35	2,845.08
5022	AIMS MECHANICAL, LLC	254,538.00	16,592.00
5062	HALL'S SAFETY EQUIPMENT CORP.	723.70	276.00
5110	KUNES COUNTRY AUTO GROUP	2,570.64	347.17
5156	MIDWEST CEMENT PRODUCTS INC		1,050.00
55	ARAMARK UNIFORM SERVICES, INC.	6,004.92	239.21
769	ROCK RIVER COLLECTION AGENCY	1.66	28.36
	OPERATION & MAINTENANCE		65,868.72
SEWER FUND			
38	OPERATION & MAINTENANCE		
1472	WARD, MURRAY, PACE & JOHNSON	16,946.50	2,692.99
172	CITY OF ROCK FALLS	1,065.29	35.57
194	GRUMMERT'S HARDWARE - R.F.	1,734.36	35.93
200	COM ED	344.48	120.52
2451	MENARDS	1,916.56	69.81
2631	HOUSE'S TRUCK & AUTO REPAIR	6,491.60	319.36
2985	WALMART COMMUNITY/GEMB	1,153.85	52.41
34	ALTORFER INC.	21,113.59	117.05
4207	O'REILLY AUTOMOTIVE INC	1,019.54	48.93
423	AT&T	4,394.05	551.25
4744	RISE BROADBAND	1,819.52	23.41
4796	VERIZON WIRELESS	3,420.64	213.64
5015	CARD SERVICE CENTER	15,339.35	126.42
T0001959	SAUK VALLEY PLUMBING INC	181.49	157.35
	OPERATION & MAINTENANCE		4,564.64
WATER FUND			
40	WATER		
1023	WILLETT, HOFMANN & ASSOCIATES	19,554.52	570.75
4361	FERGUSON WATERWORKS #2516	37,265.90	7,550.04
	WATER		8,120.79
48	OPERATION & MAINTENANCE		

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VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

WATER FUND			
48	OPERATION & MAINTENANCE		
1466	ALARM DETECTION SYSTEMS, INC.	2,983.62	106.45
1472	WARD, MURRAY, PACE & JOHNSON	16,946.50	502.91
172	CITY OF ROCK FALLS	1,065.29	8.79
2851	FASTENAL COMPANY	315.57	12.63
2985	WALMART COMMUNITY/GEMB	1,153.85	106.72
4361	FERGUSON WATERWORKS #2516	37,265.90	874.84
4744	RISE BROADBAND	1,819.52	27.31
5015	CARD SERVICE CENTER	15,339.35	511.54
55	ARAMARK UNIFORM SERVICES, INC.	6,004.92	104.38
T0000826	FIREHOUSE MINISTRIES	1,362.72	2,250.00
	OPERATION & MAINTENANCE		4,505.57
GARBAGE FUND			
50	GARBAGE		
1472	WARD, MURRAY, PACE & JOHNSON	16,946.50	-165.00
5015	CARD SERVICE CENTER	15,339.35	84.28
	GARBAGE		-80.72
CUSTOMER SERVICE CENTER			
51	CUSTOMER SERVICE CENTER		
1472	WARD, MURRAY, PACE & JOHNSON	16,946.50	218.30
172	CITY OF ROCK FALLS	1,065.29	158.02
2985	WALMART COMMUNITY/GEMB	1,153.85	17.94
4744	RISE BROADBAND	1,819.52	39.01
5063	SEDONA STAFFING	6,677.82	483.90
689	PITNEY BOWES GLOBAL	2,037.00	1,710.21
	CUSTOMER SERVICE CENTER		2,627.38
MOTOR FUEL TAX FUND			
65	MOTOR FUEL TAX		
2555	CARGILL INC.	65,008.02	3,268.70
	MOTOR FUEL TAX		3,268.70
	TOTAL ALL DEPARTMENTS		134,363.43

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VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

TOURISM			
05	TOURISM		
200	COM ED	465.00	38.60
5161	HUGHES MEDIA CORP		732.00
689	PITNEY BOWES GLOBAL	3,747.21	1.04
771	PINNEY PRINTING CO	3,117.00	214.00
	TOURISM		985.64
GENERAL FUND			
01	ADMINISTRATION		
4331	CIRCUIT CLERK OF LEE COUNTY	1,645.00	500.00
4333	CIRCUIT CLERK OF OGLE COUNTY	195.00	500.00
4861	CIRCUIT CLERK OF WHITESIDE CO	775.00	300.00
5148	RETAIL ATTRACTIONS LLC	20,720.00	3,600.00
621	MUNICIPAL CODE CORPORATION		70.00
689	PITNEY BOWES GLOBAL	3,747.21	1.08
795	SBM BUSINESS EQUIPMENT CENTER	1,708.34	107.00
	ADMINISTRATION		5,078.08
02	CITY ADMINISTRATOR		
689	PITNEY BOWES GLOBAL	3,747.21	2.62
	CITY ADMINISTRATOR		2.62
03	PLANNING/ZONING		
689	PITNEY BOWES GLOBAL	3,747.21	66.15
	PLANNING/ZONING		66.15
04	BUILDING		
689	PITNEY BOWES GLOBAL	3,747.21	18.67
	BUILDING		18.67
05	CITY CLERK'S OFFICE		

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GENERAL FUND			
05	CITY CLERK'S OFFICE		
689	PITNEY BOWES GLOBAL	3,747.21	118.14
795	SBM BUSINESS EQUIPMENT CENTER	1,708.34	281.08
	CITY CLERK'S OFFICE		399.22
06	POLICE		
4692	PANTHER UNIFORMS, INC.	811.92	201.93
689	PITNEY BOWES GLOBAL	3,747.21	19.69
795	SBM BUSINESS EQUIPMENT CENTER	1,708.34	99.13
	POLICE		320.75
07	CODE HEARING DEPARTMENT		
689	PITNEY BOWES GLOBAL	3,747.21	30.51
	CODE HEARING DEPARTMENT		30.51
10	STREET		
2606	MIKE'S REPAIR SERVICE	527.27	91.64
2771	PAETEC	622.52	75.46
34	ALTORFER INC.	58,503.27	639.80
55	ARAMARK UNIFORM SERVICES, INC.	6,407.17	236.09
689	PITNEY BOWES GLOBAL	3,747.21	0.16
690	PLAINWELL BRASS, INC.	121.02	677.70
T0003571	COLE'S COMPLETE TREE SERVICE		750.00
	STREET		2,470.85
12	PUBLIC PROPERTY		
423	AT&T	5,064.07	240.94
4578	STERLING COMMERCIAL ROOFING		409.00
T0000950	TERRY WOLF CONSTRUCTION INC		5,798.00
	PUBLIC PROPERTY		6,447.94

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VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

GENERAL FUND			
13	FIRE		
194	GRUMMERT'S HARDWARE - R.F.	1,811.61	3.14
3010	CUSTOM MONOGRAM	790.25	203.75
3141	COMPANY ONE	275.00	423.35
350	GISI BROS. INC.	1,524.04	366.24
4447	FRANK'S SMALL ENGINE REPAIR	84.10	54.25
4796	VERIZON WIRELESS	4,430.13	125.33
5032	COMCAST	39.80	19.90
5160	CHIEFS CHOICE		139.92
689	PITNEY BOWES GLOBAL	3,747.21	6.18
807	SAUK VALLEY COMMUNITY COLLEGE		752.00
	FIRE		2,094.06
40	HOME GRANT PROGRAMS		
689	PITNEY BOWES GLOBAL	3,747.21	0.43
	HOME GRANT PROGRAMS		0.43
BUILDING CODE DEMOLITION FUND			
12	BUILDING CODE DEMOLITION FUND		
4027	WHITESIDE COUNTY RECORDER	1,380.50	62.00
5009	WILLIAMS LAWN CARE &	5,104.94	2,801.10
	BUILDING CODE DEMOLITION FUND		2,863.10
TIF - DOWNTOWN REDEVELOPMENT			
19	DOWNTOWN REDEVELOPMENT		
1052	SAUK VALLEY MEDIA	7,189.77	81.90
	DOWNTOWN REDEVELOPMENT		81.90
ELECTRIC FUND			
20	OPERATION & MAINTENANCE		
156	E.J. CATTANI & SON INC.		5,470.00
1853	MOORE TIRES INC.	345.32	51.50
194	GRUMMERT'S HARDWARE - R.F.	1,811.61	44.94

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CITY OF ROCK FALLS
DEPARTMENT SUMMARY REPORT

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INVOICES DUE ON/BEFORE 07/29/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

ELECTRIC FUND			
20	OPERATION & MAINTENANCE		
2606	MIKE'S REPAIR SERVICE	527.27	23.30
2771	PAETEC	622.52	162.00
34	ALTORFER INC.	58,503.27	1,695.64
4044	ENERCON ENGINEERING INC.	1,562.20	1,481.10
4528	MODERN SHOE SHOP	197.99	179.99
4544	UPS	45.31	4.45
4626	ENGEL ELECTRIC CO.	2,054.59	345.00
4730	FLETCHER-REINHARDT CO	7,188.08	1,805.62
4744	RISE BROADBAND	2,209.65	519.63
4794	MIKE WILKINS TREE & LANDSCAPIN	26,400.00	2,400.00
4938	MICHLIG ENERGY LTD	18,646.86	22,098.53
5008	POWER SYSTEM ENGINEERING INC	23,133.42	11,803.75
5022	AIMS MECHANICAL, LLC	271,130.00	12,444.00
55	ARAMARK UNIFORM SERVICES, INC.	6,407.17	313.87
651	NICOR	5,099.51	77.75
689	PITNEY BOWES GLOBAL	3,747.21	5.72
	OPERATION & MAINTENANCE		60,926.79
SEWER FUND			
30	SEWER		
2606	MIKE'S REPAIR SERVICE	527.27	1,700.00
	SEWER		1,700.00
38	OPERATION & MAINTENANCE		
1279	WILCO RENTAL	2,971.29	25.58
2451	MENARDS	2,006.35	236.99
2606	MIKE'S REPAIR SERVICE	527.27	162.76
3010	CUSTOM MONOGRAM	790.25	1,329.75
4529	RAYNOR DOOR AUTHORITY		147.00
689	PITNEY BOWES GLOBAL	3,747.21	5.92
T0001959	SAUK VALLEY PLUMBING INC	338.84	694.18
	OPERATION & MAINTENANCE		2,602.18
WATER FUND			
40	WATER		

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CITY OF ROCK FALLS
 DEPARTMENT SUMMARY REPORT

INVOICES DUE ON/BEFORE 07/29/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

WATER FUND			
40	WATER		
4361	FERGUSON WATERWORKS #2516	45,690.78	795.44
	WATER		795.44
48	OPERATION & MAINTENANCE		
2771	PAETEC	622.52	73.86
2851	FASTENAL COMPANY	328.20	149.28
423	AT&T	5,064.07	321.13
4361	FERGUSON WATERWORKS #2516	45,690.78	55.16
4544	UPS	45.31	21.60
4796	VERIZON WIRELESS	4,430.13	38.01
631	MURRAY & SONS EXCAVATING, INC	45,018.79	5,400.00
689	PITNEY BOWES GLOBAL	3,747.21	3.63
	OPERATION & MAINTENANCE		6,062.67
GARBAGE FUND			
50	GARBAGE		
4446	MORING DISPOSAL, INC.	99,312.81	82.50
	GARBAGE		82.50
CUSTOMER SERVICE CENTER			
51	CUSTOMER SERVICE CENTER		
4664	STAPLES BUSINESS ADVANTAGE	127.89	386.24
5063	SEDONA STAFFING	7,161.72	645.20
689	PITNEY BOWES GLOBAL	3,747.21	47.06
760	ROCK FALLS POSTMASTER	7,000.00	215.00
	CUSTOMER SERVICE CENTER		1,293.50
CUSTOMER UTILITY DEPOSITS			
75	CUSTOMER UTILITY DEPOSITS		
T0001880	[REDACTED]		51.70
T0003193	[REDACTED]		65.17
T0003570	[REDACTED]		50.00


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CITY OF ROCK FALLS
DEPARTMENT SUMMARY REPORT

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INVOICES DUE ON/BEFORE 07/29/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

CUSTOMER UTILITY DEPOSITS			
75	CUSTOMER UTILITY DEPOSITS		
T0003572			150.00
	CUSTOMER UTILITY DEPOSITS		316.87
	TOTAL ALL DEPARTMENTS		94,639.87

Resolution No. 2016-745

A Resolution Adopting Mission / Vision Statement

WHEREAS, the City Council by Resolution previously adopted has created and established a committee designated as the Hennepin Canal - Trails Committee, said committee being composed of members of the City Council and citizens of the city and area; and

WHEREAS, the Hennepin Canal – Trails Committee has been charged with proposing and promoting the concept of recreational trails for hiking, biking, walking, exercise and other enjoyment of environment of the Hennepin Canal Parkway, Rock River and other natural areas; and

WHEREAS, the committee has met on numerous occasions to discuss its mission and vision for recreational trails and facilities and plans for their use, and has proposed that the City Council of the city recognize and adopt a written statement of vision and mission for the Hennepin Canal – Trails Committee; and

WHEREAS, on June 21, 2016 the Committee presented to the City Council a request that the city duly adopt by written resolution the mission and vision statement for the committee as a means of recognizing the effort heretofore put forth by members of the committee and as a means of guiding future actions and activities of the committee in working toward the goal of establishment of a network of recreational trails within the city and adjacent areas.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Rock Falls that:

1. The City Council of the City of Rock Falls expresses its appreciation and gratification for the efforts put forth by members of the Hennepin Canal - Trails Committee in formulating proposals for the creation and establishment of a network of recreational trails and facilities within the city and adjacent areas.

2. The city Council hereby approves and formally adopts as the Mission Statement for the Hennepin Canal – Trails Committee the following:

“The mission of the City of Rock Falls Hennepin Canal – Trails Committee shall be to work towards the establishment of a multi-use public recreational trail system to serve and connect the community with other regional trails.”

3. The City Council hereby adopts and approves as the Statement of Vision to guide future actions and activities of the Hennepin Canal – Trails Committee the following:

“The City of Rock Falls Trail System will be a unique public asset offering a safe place for members of the community and visitors to freely enjoy nature, bike, exercise or simply enjoy the environment and experience local history and the connection of the community to the Hennepin Canal Parkway and Rock River National Water Trails.”

Passed this ____ day of _____, 2016.

Mayor William B. Wescott

ATTEST:

City Clerk

Alderman Voting Aye

Alderman Voting Nay

ORDINANCE NO. 2016- 2279

BE IT ORDAINED, by the City Council of the City of Rock Falls that the Municipal Code of the City of Rock Falls be and the same is hereby amended as follows:

Section 1. Subsection (39) of Section 18-152 of the Municipal Code is hereby repealed.

Section 2. All prior ordinances in conflict herewith are hereby repealed.

Section 3. If any section, paragraph, sentence, clause or other portion of this ordinance is held or deemed to be unconstitutional or invalid, then such holding or finding of unconstitutionality or invalidity shall not affect the validity of the remaining provisions of this ordinance.

Section 4. This ordinance shall be effective upon its adoption, passage and publication in pamphlet form.

Passed this ____ day of _____, 2016.

Mayor William B. Wescott

ATTEST:

City Clerk

Alderman Voting Aye

Alderman Voting Nay

ORDINANCE NO. 2016-2278

AN ORDINANCE authorizing and providing for the issue of not to exceed \$2,115,000 General Obligation Bonds (Alternate Revenue Source), Series 2016, of the City of Rock Falls, Whiteside County, Illinois, for the purpose of paying the costs of projects within the Downtown Tax Increment Financing District of the City, including, but not limited to, developing public green space and a hiking and biking trail, improving the riverbank, and constructing an outdoor entertainment venue, public restrooms, a water feature and a skateboard park, the pledge of certain revenues to the payment of principal and interest on the bonds, the levy of a direct annual tax to pay such principal and interest if the pledged revenues are insufficient to make such payment, and authorizing the sale of said bonds to the purchaser thereof.

* * *

WHEREAS, the City of Rock Falls, Whiteside County, Illinois (the "*City*"), is a duly organized and existing municipality and unit of local government created under the provisions of the laws of the State of Illinois, is now operating under the provisions of the Illinois Municipal Code (the "*Municipal Code*"), and all laws amendatory thereof or 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*") does hereby determine that it is advisable, necessary and in the best interests of the City and its residents, in order to promote the public health, welfare, safety and convenience, to undertake a redevelopment plan (the "*Plan*") and project (the "*Project*") in order to assure the redevelopment of the Downtown Tax Increment Financing District of the City (the "*Project Area*" or the "*District*") by paying the costs of projects within the Project Area, including, but not limited to, developing public green space and a hiking and biking trail, improving the riverbank, and constructing an outdoor entertainment venue, public restrooms, a water feature and a skateboard park (the "*Redevelopment Project*"), at an estimated cost, including expenses and contingencies, of not less than \$2,115,000, plus investment earnings

thereon, for which there are no funds of the City on hand and lawfully available for the purpose, and the entire \$2,115,000 will need to be obtained through the borrowing of money and the issuance of bonds, pursuant to and in accordance with the provisions of the Tax Increment Allocation Redevelopment Act, as amended (the "*TIF Act*"), the Municipal Code and the Debt Reform Act; and

WHEREAS, the Redevelopment Project constitutes a lawful corporate purpose within the meaning of the Debt Reform Act; and

WHEREAS, the Redevelopment Project is also expected to (i) rehabilitate existing properties within the Project Area and encourage the construction of new commercial, residential, civic/cultural, and recreational development, (ii) facilitate the provision of new public facilities and the improvement of existing facilities that provide recreational opportunities for City residents and visitors, and (iii) provide resources for streetscaping, landscaping and signage to improve the image, attractiveness and accessibility of the District, create a cohesive identity for the area, and provide, where appropriate, buffering between different land uses and screening of unattractive service facilities such as parking lots and loading areas; and

WHEREAS, on the 5th day of July, 2016, the Council adopted an ordinance (the "*Authorizing Ordinance*") authorizing the issuance of alternate bonds (the "*Bonds*"), being general obligation bonds payable from (a) (i) collections distributed to the City from those incremental property taxes derived from the District (the "*Incremental Property Taxes*" as further defined and described herein) and (ii) collections by the City of taxes upon gross receipts from the renting, leasing or letting of hotel and motel rooms, or successor taxes thereto (the "*Hotel/Motel Taxes*" and, together with the Incremental Property Taxes, the "*Pledged Revenues*") and (b) ad valorem taxes levied against all of the taxable property in the City without limitation as to rate or

amount (the "*Pledged Taxes*"), pursuant to and in accordance with the provisions of the Debt Reform Act, in an amount not to exceed \$5,000,000; and

WHEREAS, on the 8th day of July, 2016, the Authorizing Ordinance, together with a notice in the statutory form (the "*Notice*"), was published in *Daily Gazette*, the same being a newspaper of general circulation in the City, and an affidavit evidencing the publication of the Authorizing Ordinance and the Notice have heretofore been presented to the Council and made a part of the permanent records of the Council; and

WHEREAS, more than thirty (30) days have expired since the date of publication of the Authorizing Ordinance and the Notice, and no petition with the requisite number of valid signatures thereon has been filed with the City Clerk requesting that the question of the issuance of the Bonds be submitted to referendum; and

WHEREAS, the Council is now authorized to issue the Bonds to the amount of \$2,500,000 pursuant to and in accordance with the provisions of the Debt Reform Act, and the Council hereby determines that it is advisable, necessary and in the best interests of the City and its residents that there be issued not to exceed \$2,115,000 of the Bonds so authorized; and

WHEREAS, the Pledged Revenues have not been pledged or hypothecated in whole or in part in any manner or for any purpose, other than for the payment of principal of and interest on the Bonds pursuant to and in accordance with the provisions of the Authorizing Ordinance and this Ordinance; and

WHEREAS, the Council hereby further determines that the Pledged Revenues will provide in each year an amount not less than 1.25 times debt service of the Bonds; and

WHEREAS, such determination is supported by the most recent audit of the City (the "*Audit*"), which Audit is for a fiscal year ending not earlier than 18 months previous to the time

of issuance of the Bonds has been presented to the Council and is now on file with the City Clerk of the City (the “*City Clerk*”); and

WHEREAS, pursuant to and in accordance with the provisions of the Bond Issue Notification Act of the State of Illinois, as amended, the Mayor of the City (the “*Mayor*”) on the 14th day of July, 2016, executed an Order calling a public hearing (the “*Hearing*”) for the 2nd day of August, 2016, concerning the intent of the Council to sell the Bonds; and

WHEREAS, notice of the Hearing was given by (i) publication at least once not less than seven (7) nor more than thirty (30) days before the date of the Hearing in *Daily Gazette*, and (ii) posting at least 96 hours before the Hearing a copy of said notice at the principal office of the Council, which notice was continuously available for public review during the entire 96-hour period preceding the Hearing; and

WHEREAS, the Hearing was held on the 2nd day of August, 2016, and at the Hearing the Council explained the reasons for the proposed issuance of the Bonds and permitted persons desiring to be heard an opportunity to present written or oral testimony within reasonable time limits; and

WHEREAS, the Hearing was finally adjourned on the 2nd day of August, 2016, and not less than seven (7) days have passed since the final adjournment of the Hearing:

NOW, THEREFORE, Be It Ordained by the City Council of the City of Rock Falls, Whiteside County, Illinois, as follows:

Section 1. Definitions. Words and terms used in this Ordinance shall have the following meanings unless the context or use clearly indicates another or different meaning is intended.

A. The following words and terms are as defined in the preambles hereto:

- Audit
- Authorizing Ordinance
- Bonds
- City
- City Clerk
- Council

Debt Reform Act
District
Hearing
Hotel/Motel Taxes
Incremental Property Taxes
Mayor
Municipal Code
Notice
Plan
Pledged Revenues
Pledged Taxes
Project
Project Area
Redevelopment Project
TIF Act

B. The following words and terms are defined as set forth:

“Additional Bonds” means any Alternate Bonds issued in the future in accordance with the provisions of the Debt Reform Act on a parity with and sharing ratably and equally in the Pledged Revenues with the Bonds.

“Alternate Bonds” means any Outstanding bonds issued as alternate bonds under and pursuant to the provisions of the Debt Reform Act, and includes, expressly, the Bonds.

“Code” means the Internal Revenue Code of 1986, as amended.

“County Clerk” means the County Clerk of The County of Whiteside, Illinois.

“Designated Representatives” means the Mayor, the City Clerk, the Treasurer, and the City Administrator.

“Fiscal Year” means that twelve-calendar month period beginning on May 1 of the calendar year and ending on the next succeeding April 30.

“Incremental Property Taxes” means the ad valorem taxes, if any, arising from the tax levies upon taxable real property in the Project Area by any and all taxing districts or municipal corporations having the power to tax real property in the Project Area, which taxes are attributable to the increase in the then current equalized assessed valuation of each taxable lot, block, tract or parcel of real property in the Project Area over and above the “total initial equalized assessed

value” of each such piece of property, all as determined by the County Clerk in accord with Section 11-74.4-9 of the TIF Act.

“*Outstanding*” or “*outstanding*” when used with reference to the Bonds and Additional Bonds means such of those bonds which are outstanding and unpaid; *provided, however*, such term shall not include the Bonds or Additional Bonds (i) which have matured and for which moneys are on deposit with proper paying agents or are otherwise sufficiently available to pay all principal thereof and interest thereon or (ii) the provision for payment of which has been made by the City by the deposit in an irrevocable trust or escrow of funds or direct, full faith and credit obligations of the United States of America, the principal of and interest on which will be sufficient to pay at maturity or as called for redemption all the principal of and interest on such Bonds or Additional Bonds.

“*Qualified Investments*” means investments as are authorized for the City under Illinois law.

“*Special Tax Allocation Fund*” means the Rock Falls Downtown Redevelopment Project Area Special Tax Allocation Fund, heretofore established by the City or established hereby, and, if previously established by the City, expressly continued hereunder.

“*Treasurer*” means the Treasurer of the City.

Section 2. Incorporation of Preambles; Acceptance of Audit; Determination of Public Purpose. The Council hereby find 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. The Audit has been and is hereby accepted by the Council. The Council hereby determine the Project to be a proper corporate and public purpose as heretofore approved in the redevelopment plan and project for the Project Area and further expressly hereby determines that

the costs of the Redevelopment Project are “redevelopment project costs” as defined in the TIF Act and that said costs have heretofore been approved by the Council as part of the Plan.

Section 3. Authorization. It is hereby found and determined that the City has been authorized by law to borrow an amount not to exceed \$5,000,000 upon the credit of the City and as evidence of such indebtedness to issue the Bonds to said amount, the proceeds of Bonds to be used for the purpose of paying the cost of the Redevelopment Project, and it is necessary and for the best interests of the City that there be issued at this time \$2,115,000 of the Bonds so authorized.

Section 4. Bond Details. There be borrowed on the credit of and for and on behalf of the City the amount of not to exceed \$2,115,000 for the purpose aforesaid; and that the Bonds shall be issued to said amount and shall be designated “General Obligation Bonds (Alternate Revenue Source), Series 2016” with such other series designations and descriptions as shall be set forth in the Bond Notification (as hereinafter defined). The Bonds shall be dated the date of the issuance thereof or such other date as set forth in the Bond Notification (such date being not prior to the date hereof), and shall also bear the date of authentication, shall be in fully registered form, shall be in denominations of \$5,000 each or authorized integral multiples thereof (but no single Bond shall represent installments of principal maturing on more than one date), or such other denominations as set forth in the Bond Notification and shall be numbered 1 and upward.

The Bonds shall become due and payable serially or be subject to mandatory redemption (subject to prior redemption as hereinafter described) on October 1 of each of the years (not later than 2035), bearing interest at the rates per annum (not exceeding 6.00% per annum) and in the amounts (not to exceed \$145,000 per year) all as set forth in the Bond Notification.

The Bonds shall bear interest from their date or from the most recent interest payment date to which interest has been paid or duly provided for, until the principal amount of the Bonds is paid, such interest (computed upon the basis of a 360-day year of twelve 30-day months) being

payable semi-annually commencing with the first interest payment date as set forth in the Bond Notification, and on April 1 and October 1 of each year thereafter to maturity.

Interest on each Bond shall be paid by check or draft of the bond registrar and paying agent, the same being a bank or trust company as set forth in the Bond Notification (the "*Bond Registrar*"), payable upon presentation in lawful money of the United States of America, to the person in whose name such Bond is registered at the close of business on the 15th day of the month next preceding the interest payment date. The principal of the Bonds shall be payable in lawful money of the United States of America at the principal office of the Bond Registrar.

The Bonds shall be signed by the manual or facsimile signature of the Mayor, and shall be attested by the manual or facsimile signature of the City Clerk, and in case any officer whose signature shall appear on any Bond shall cease to be such officer before the delivery of such Bond, such signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery.

All Bonds shall have thereon a certificate of authentication substantially in the form hereinafter set forth duly executed by the Bond Registrar, as authenticating agent of the City for the Bonds and showing the date of authentication. No Bond shall be valid or obligatory for any purpose or be entitled to any security or benefit under this Ordinance unless and until such certificate of authentication shall have been duly executed by the Bond Registrar by manual signature, and such certificate of authentication upon any such Bond shall be conclusive evidence that such Bond has been authenticated and delivered under this Ordinance. The certificate of authentication on any Bond shall be deemed to have been executed by the Bond Registrar if signed by an authorized officer of the Bond Registrar, but it shall not be necessary that the same officer sign the certificate of authentication on all of the Bonds issued hereunder.

Section 5. Registration of Bonds; Persons Treated as Owners. (a) General. The City shall cause books (the “*Bond Register*”) for the registration and for the transfer of the Bonds as provided in this Ordinance to be kept at the principal office of the Bond Registrar, which is hereby constituted and appointed the registrar of the City. The City is authorized to prepare, and the Bond Registrar or such other authorized person as the officers of the City may designate shall keep custody of, multiple Bond blanks executed by the City for use in the transfer and exchange of Bonds.

Upon surrender for transfer of any Bond at the principal office of the Bond Registrar, duly endorsed by, or accompanied by a written instrument or instruments of transfer in form satisfactory to the Bond Registrar and duly executed by, the registered owner or his or her attorney duly authorized in writing, the City shall execute and the Bond Registrar shall authenticate, date and deliver in the name of the transferee or transferees a new fully registered Bond or Bonds of the same maturity of authorized denominations, for a like aggregate principal amount. Any fully registered Bond or Bonds may be exchanged at said office of the Bond Registrar for a like aggregate principal amount of Bond or Bonds of the same maturity of other authorized denominations. The execution by the City of any fully registered Bond shall constitute full and due authorization of such Bond and the Bond Registrar shall thereby be authorized to authenticate, date and deliver such Bond; *provided, however*, the principal amount of outstanding Bonds of each maturity authenticated by the Bond Registrar shall not exceed the authorized principal amount of Bonds for such maturity less previous retirements.

The Bond Registrar shall not be required to transfer or exchange any Bond during the period from the close of business on the 15th day of the month next preceding an interest payment date on the Bonds to the opening of business on such interest payment date, nor to transfer or

exchange any Bond after notice calling such Bond for redemption has been mailed, nor during a period of fifteen (15) days next preceding mailing of a notice of redemption of any Bonds.

The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of the principal of or interest on any Bond shall be made only to or upon the order of the registered owner thereof or his or her legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

No service charge shall be made for any transfer or exchange of Bonds, but the City or the Bond Registrar may require payment of a sum sufficient to cover any tax or other governmental charge that may be imposed in connection with any transfer or exchange of Bonds, except in the case of the issuance of a Bond or Bonds for the unredeemed portion of a Bond surrendered for redemption.

(b) *Global Book-Entry System.* The Bonds shall be initially issued in the form of a separate single fully registered Bond for each of the maturities of the Bonds determined as described in Section 4 hereof. Upon initial issuance, the ownership of each such Bond shall be registered in the Bond Register in the name of Cede & Co., or any successor thereto ("*Cede*"), as nominee of The Depository Trust Company, New York, New York, and its successors and assigns ("*DTC*"). All of the outstanding Bonds shall be registered in the Bond Register in the name of Cede, as nominee of DTC, except as hereinafter provided. Any officer of the City who is a signatory on the Bonds is authorized to execute and deliver, on behalf of the City, such letters to or agreements with DTC as shall be necessary to effectuate such book-entry system (any such letter or agreement being referred to herein as the "*Representation Letter*"), which Representation Letter may provide for the payment of principal of or interest on the Bonds by wire transfer.

With respect to Bonds registered in the Bond Register in the name of Cede, as nominee of DTC, the City and the Bond Registrar shall have no responsibility or obligation to any broker-dealer, bank or other financial institution for which DTC holds Bonds from time to time as securities depository (each such broker-dealer, bank or other financial institution being referred to herein as a “*DTC Participant*”) or to any person on behalf of whom such a DTC Participant holds an interest in the Bonds. Without limiting the immediately preceding sentence, the City and the Bond Registrar shall have no responsibility or obligation with respect to (i) the accuracy of the records of DTC, Cede or any DTC Participant with respect to any ownership interest in the Bonds, (ii) the delivery to any DTC Participant or any other person, other than a registered owner of a Bond as shown in the Bond Register, of any notice with respect to the Bonds, including any notice of redemption, or (iii) the payment to any DTC Participant or any other person, other than a registered owner of a Bond as shown in the Bond Register, of any amount with respect to the principal of or interest on the Bonds. The City and the Bond Registrar may treat and consider the person in whose name each Bond is registered in the Bond Register as the holder and absolute owner of such Bond for the purpose of payment of principal and interest with respect to such Bond, for the purpose of giving notices of redemption and other matters with respect to such Bond, for the purpose of registering transfers with respect to such Bond, and for all other purposes whatsoever. The Bond Registrar shall pay all principal of and interest on the Bonds only to or upon the order of the respective registered owners of the Bonds, as shown in the Bond Register, or their respective attorneys duly authorized in writing, and all such payments shall be valid and effective to fully satisfy and discharge the City’s obligations with respect to payment of the principal of and interest on the Bonds to the extent of the sum or sums so paid. No person other than a registered owner of a Bond as shown in the Bond Register, shall receive a Bond evidencing the obligation of the City to make payments of principal and interest with respect to any Bond.

Upon delivery by DTC to the Bond Registrar of written notice to the effect that DTC has determined to substitute a new nominee in place of Cede, and subject to the provisions in Section 4 hereof with respect to the payment of interest to the registered owners of Bonds at the close of business on the 15th day of the month next preceding the applicable interest payment date, the name "Cede" in this Ordinance shall refer to such new nominee of DTC.

In the event that (i) the City determines that DTC is incapable of discharging its responsibilities described herein and in the Representation Letter, (ii) the agreement among the City, the Bond Registrar and DTC evidenced by the Representation Letter shall be terminated for any reason or (iii) the City determines that it is in the best interests of the beneficial owners of the Bonds that they be able to obtain certificated Bonds, the City shall notify DTC and DTC Participants of the availability through DTC of certificated Bonds and the Bonds shall no longer be restricted to being registered in the Bond Register in the name of Cede, as nominee of DTC. At that time, the City may determine that the Bonds shall be registered in the name of and deposited with such other depository operating a universal book-entry system, as may be acceptable to the City, or such depository's agent or designee, and if the City does not select such alternate universal book-entry system, then the Bonds may be registered in whatever name or names registered owners of Bonds transferring or exchanging Bonds shall designate, in accordance with the provisions of Section 4(a) hereof.

Notwithstanding any other provisions of this Ordinance to the contrary, so long as any Bond is registered in the name of Cede, as nominee of DTC, all payments with respect to principal of and interest on such Bond and all notices with respect to such Bond shall be made and given, respectively, in the name provided in the Representation Letter.

Section 5. Redemption. (a) Optional Redemption. All or a portion of the Bonds due on and after the date, if any, specified in the Bond Notification, shall be subject to redemption

prior to maturity at the option of the City from any available funds, as a whole or in part, and if in part in integral multiples of \$5,000 in any order of their maturity as determined by the City (less than all of the Bonds of a single maturity to be selected by the Bond Registrar), on the date specified in the Bond Notification and on any date thereafter, at the redemption price of par plus accrued interest to the date fixed for redemption, if applicable, as set forth in the Bond Notification.

(b) *Mandatory Redemption.* The Bonds maturing on the date or dates, if any, indicated in the Bond Notification are subject to mandatory redemption, in integral multiples of \$5,000 selected by lot by the Bond Registrar, at a redemption price of par plus accrued interest to the redemption date, on October 1 of the years, if any, and in the principal amounts, if any, as indicated in the Bond Notification.

The principal amounts of Bonds to be mandatorily redeemed in each year may be reduced through the earlier optional redemption thereof, with any partial optional redemptions of such Bonds credited against future mandatory redemption requirements in such order of the mandatory redemption dates as the City may determine. In addition, on or prior to the 60th day preceding any mandatory redemption date, the Bond Registrar may, and if directed by the Board shall, purchase Bonds required to be retired on such mandatory redemption date. Any such Bonds so purchased shall be cancelled and the principal amount thereof shall be credited against the mandatory redemption required on such next mandatory redemption date.

(c) *General.* The Bonds shall be redeemed only in the principal amount of \$5,000 and integral multiples thereof. The City shall, at least forty-five (45) days prior to any optional redemption date (unless a shorter time period shall be satisfactory to the Bond Registrar) notify the Bond Registrar of such redemption date and of the principal amount and maturity or maturities of Bonds to be redeemed. For purposes of any redemption of less than all of the outstanding Bonds of a single maturity, the particular Bonds or portions of Bonds to be redeemed shall be selected by

lot by the Bond Registrar from the Bonds of such maturity by such method of lottery as the Bond Registrar shall deem fair and appropriate; *provided* that such lottery shall provide for the selection for redemption of Bonds or portions thereof so that any \$5,000 Bond or \$5,000 portion of a Bond shall be as likely to be called for redemption as any other such \$5,000 Bond or \$5,000 portion. The Bond Registrar shall make such selection upon the earlier of the irrevocable deposit of funds with an escrow agent sufficient to pay the redemption price of the Bonds to be redeemed or the time of the giving of official notice of redemption.

The Bond Registrar shall promptly notify the City in writing of the Bonds or portions of Bonds selected for redemption and, in the case of any Bond selected for partial redemption, the principal amount thereof to be redeemed.

Section 7. Redemption Procedure. Unless waived by any holder of Bonds to be redeemed, notice of the call for any such redemption shall be given by the Bond Registrar on behalf of the City by mailing the redemption notice by first class mail at least thirty (30) days and not more than sixty (60) days prior to the date fixed for redemption to the registered owner of the Bond or Bonds to be redeemed at the address shown on the Bond Register or at such other address as is furnished in writing by such registered owner to the Bond Registrar.

All notices of redemption shall state:

- (1) the redemption date,
- (2) the redemption price,
- (3) if less than all outstanding Bonds are to be redeemed, the identification (and, in the case of partial redemption, the respective principal amounts) of the Bonds to be redeemed,
- (4) that on the redemption date the redemption price will become due and payable upon each such Bond or portion thereof called for redemption, and that interest thereon shall cease to accrue from and after said date,

(5) the place where such Bonds are to be surrendered for payment of the redemption price, which place of payment shall be the principal corporate trust office of the Bond Registrar, and

(6) such other information then required by custom, practice or industry standard.

Unless moneys sufficient to pay the redemption price of the Bonds to be redeemed shall have been received by the Bond Registrar prior to the giving of such notice of redemption, such notice may, at the option of the City, state that said redemption shall be conditional upon the receipt of such moneys by the Bond Registrar on or prior to the date fixed for redemption. If such moneys are not received, such notice shall be of no force and effect, the City shall not redeem such Bonds, and the Bond Registrar shall give notice, in the same manner in which the notice of redemption shall have been given, that such moneys were not so received and that such Bonds will not be redeemed. Otherwise, prior to any redemption date, the City shall deposit with the Bond Registrar an amount of money sufficient to pay the redemption price of all the Bonds or portions of Bonds which are to be redeemed on that date.

Subject to the provisions for a conditional redemption described above, notice of redemption having been given as aforesaid, the Bonds or portions of Bonds so to be redeemed shall, on the redemption date, become due and payable at the redemption price therein specified, and from and after such date (unless the City shall default in the payment of the redemption price) such Bonds or portions of Bonds shall cease to bear interest. Upon surrender of such Bonds for redemption in accordance with said notice, such Bonds shall be paid by the Bond Registrar at the redemption price. Installments of interest due on or prior to the redemption date shall be payable as herein provided for payment of interest. Upon surrender for any partial redemption of any Bond, there shall be prepared for the registered holder a new Bond or Bonds of the same maturity in the amount of the unpaid principal.

If any Bond or portion of Bond called for redemption shall not be so paid upon surrender thereof for redemption, the principal shall, until paid, bear interest from the redemption date at the

rate borne by the Bond or portion of Bond so called for redemption. All Bonds which have been redeemed shall be cancelled and destroyed by the Bond Registrar and shall not be reissued.]

Section 8. Form of Bond. The Bonds shall be in substantially the following form; *provided, however,* that if the text of the Bond is to be printed in its entirety on the front side of the Bond, then paragraph [2] and the legend, "See Reverse Side for Additional Provisions", shall be omitted and paragraphs [6] through [2] shall be inserted immediately after paragraph [1]:

[Form of Bond - Front Side]

REGISTERED
NO. _____

REGISTERED
\$ _____

UNITED STATES OF AMERICA

STATE OF ILLINOIS

COUNTY OF WHITESIDE

CITY OF ROCK FALLS

**GENERAL OBLIGATION BOND (ALTERNATE REVENUE SOURCE),
SERIES 2016**

See Reverse Side for
Additional Provisions

Interest Maturity Dated
Rate: ____% Date: October 1, 20__ Date: _____, 2016 CUSIP: _____

Registered Owner: CEDE & Co.

Principal Amount:

[1] KNOW ALL PERSONS BY THESE PRESENTS, that the City of Rock Falls, Whiteside County, Illinois (the "City"), hereby acknowledges itself to owe and for value received promises to pay to the Registered Owner identified above, or registered assigns as hereinafter provided, on the Maturity Date identified above, the Principal Amount identified above and to pay interest (computed on the basis of a 360-day year of twelve 30-day months) on such Principal Amount from the date of this Bond or from the most recent interest payment date to which interest has been paid at the Interest Rate per annum set forth above on April 1 and October 1 of each year, commencing _____, 20__, until said Principal Amount is paid. Principal of this Bond is payable in lawful money of the United States of America at the principal office of _____, as bond registrar and paying agent (the "Bond Registrar"). Payment of the installments of interest shall be made to the Registered Owner hereof as shown on the registration

books of the City maintained by the Bond Registrar at the close of business on the 15th day of the month next preceding each interest payment date and shall be paid by check or draft of the Bond Registrar, payable upon presentation in lawful money of the United States of America, mailed to the address of such Registered Owner as it appears on such registration books or at such other address furnished in writing by such Registered Owner to the Bond Registrar. For the prompt payment of this Bond, both principal and interest at maturity, the full faith, credit and resources of the City are hereby irrevocably pledged.

[2] Reference is hereby made to the further provisions of this Bond set forth on the reverse hereof and such further provisions shall for all purposes have the same effect as if set forth at this place.

[3] It is hereby certified and recited that all acts, conditions and things required to be done precedent to and in the issuance of this Bond have been done and have happened and have been performed in regular and due form of law; that the indebtedness of the City, including the issue of Bonds of which this is one, does not exceed any limitation imposed by law; that provision has been made for the collection of the Pledged Revenues, the levy and collection of the Pledged Taxes and the segregation of the Pledged Revenues and the Pledged Taxes to pay the interest hereon as it falls due and also to pay and discharge the principal hereof at maturity; and that the City hereby covenants and agrees that it will properly account for the Pledged Revenues and the Pledged Taxes and will comply with all the covenants of, and maintain the funds and accounts as provided by, the ordinance adopted by the City Council of the City on the 16th day of August, 2016 (the "*Bond Ordinance*").

[4] This Bond shall not be valid or become obligatory for any purpose until the certificate of authentication hereon shall have been signed by the Bond Registrar.

[5] IN WITNESS WHEREOF, said City of Rock Falls, Whiteside County, Illinois, by its City Council, has caused this Bond to be signed by the manual or duly authorized facsimile signature of the Mayor of the City, and to be attested by the manual or duly authorized facsimile signature of the City Clerk of the City, all as of the Dated Date identified above.

Mayor

Attest:

City Clerk

Date of Authentication: _____, 20__

CERTIFICATE
OF
AUTHENTICATION

Bond Registrar and Paying Agent:

This Bond is one of the Bonds described in the within mentioned ordinance and is one of the General Obligation Bonds (Alternate Revenue Source), Series 2016, of the City of Rock Falls, Whiteside County, Illinois.

_____,
as Bond Registrar

By _____
Authorized Officer

[Form of Bond - Reverse Side]

CITY OF ROCK FALLS

WHITESIDE COUNTY, ILLINOIS

**GENERAL OBLIGATION BOND (ALTERNATE REVENUE SOURCE),
SERIES 2016**

[6] This Bond is one of a series of bonds issued by the City pursuant to the Local Government Debt Reform Act of the State of Illinois, as amended (the “*Debt Reform Act*”), and the Illinois Municipal Code, as amended (the “*Municipal Code*”), for the purpose of paying the costs of projects within the Downtown Tax Increment Financing District of the City (the “*District*”), including, but not limited to, developing public green space and a hiking and biking trail, improving the riverbank, and constructing an outdoor entertainment venue, public restrooms, a water feature and a skateboard park, and is authorized by the Bond Ordinance, duly and properly adopted for that purpose, in all respects as provided by law.

[7] The Bonds are payable from (a)(i) collections distributed to the City from those incremental property taxes derived from the District and (ii) collections by the City of taxes upon gross receipts from the renting, leasing or letting of hotel and motel rooms, or successor taxes thereto (together, the “*Pledged Revenues*”), and (b) ad valorem taxes levied against all of the taxable property in the City without limitation as to rate or amount (the “*Pledged Taxes*”), all in accordance with the provisions of the Debt Reform Act. The City reserves the right to issue additional bonds without limit from time to time payable from the Pledged Revenues, and any such additional bonds shall share ratably and equally in the Pledged Revenues with the Bonds; *provided, however*, that no additional bonds shall be issued except in accordance with the Debt Reform Act.

[8] [Optional and Mandatory Redemption Provisions to be inserted as necessary].

[9] Notice of any such redemption shall be sent by first class mail not less than thirty (30) days nor more than sixty (60) days prior to the date fixed for redemption to the registered owner

of each Bond to be redeemed at the address shown on the registration books of the City maintained by the Bond Registrar or at such other address as is furnished in writing by such registered owner to the Bond Registrar. When so called for redemption, this Bond will cease to bear interest on the specified redemption date, provided funds for redemption are on deposit at the place of payment at that time, and shall not be deemed to be outstanding.

[10] This Bond is transferable by the Registered Owner hereof in person or by his or her attorney duly authorized in writing at the principal office of the Bond Registrar in _____, Illinois, but only in the manner, subject to the limitations and upon payment of the charges provided in the Bond Ordinance, and upon surrender and cancellation of this Bond. Upon such transfer a new Bond or Bonds of authorized denominations of the same maturity and for the same aggregate principal amount will be issued to the transferee in exchange therefor.

[11] The Bonds are issued in fully registered form in the denomination of \$5,000 each or authorized integral multiples thereof. This Bond may be exchanged at the principal office of the Bond Registrar for a like aggregate principal amount of Bonds of the same maturity of other authorized denominations, upon the terms set forth in the Bond Ordinance. The Bond Registrar shall not be required to transfer or exchange any Bond during the period beginning at the close of business on the 15th day of the month next preceding any interest payment date on such Bond and ending on such interest payment date, nor to transfer or exchange any Bond after notice calling such Bond for redemption has been mailed, nor during a period of fifteen (15) days next preceding mailing of a notice of redemption of any Bonds.

[12] The City and the Bond Registrar may deem and treat the Registered Owner hereof as the absolute owner hereof for the purpose of receiving payment of or on account of principal hereof and interest due hereon and for all other purposes and neither the City nor the Bond Registrar shall be affected by any notice to the contrary.

(ASSIGNMENT)

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto _____

(Name and Address of Assignee)

the within Bond and does hereby irrevocably constitute and appoint _____

attorney to transfer the said Bond on the books kept for registration thereof with full power of substitution in the premises.

Dated: _____

Signature guaranteed: _____

NOTICE: The signature to this assignment must correspond with the name of the registered owner as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

Section 9. Sale of Bonds. Any two of the Designate Representatives, one of whom shall be an elected official, are hereby authorized to proceed not later than December 31, 2016, without any further authorization or direction from the Council, to sell the Bonds upon the terms as prescribed in this Ordinance. The Bonds hereby authorized shall be executed as in this Ordinance provided as soon after the delivery of the Bond Notification as may be, and thereupon be deposited with the Treasurer. After authentication of the Bonds by the Bond Registrar, the Treasurer shall deliver the Bonds to the purchaser thereof, the same being Robert W. Baird & Co., Incorporated, Naperville, Illinois (the "*Purchaser*"), upon receipt of the purchase price therefor, the same being not less than 98.0% of the principal amount of the Bonds plus accrued interest, if any, to date of delivery, it being hereby found and determined that the sale of the Bonds to the Purchaser is in the best interests of the City. The Designated Representatives shall find and determine in the Bond Notification that no person holding any office of the City, either by election or appointment, is in any manner financially interested directly in his or her own name or indirectly in the name of any other person, association, trust or corporation, in the sale of the Bonds to the Purchaser.

Prior to the sale of the Bonds, any of the Designated Representatives is hereby authorized to approve and execute a commitment for the purchase of a Municipal Bond Insurance Policy (as hereinafter defined), to further secure the Bonds, as long as the present value of the fee to be paid for the Municipal Bond Insurance Policy (using as a discount rate the expected yield on the Bonds treating the fee paid as interest on the Bonds) is less than the present value of the interest reasonably expected to be saved on the Bonds over the term of the Bonds as a result of the Municipal Bond Insurance Policy.

Upon the sale of the Bonds, the Designated Representatives shall prepare a Notification of Sale of the Bonds, which shall include the pertinent details of sale as provided herein (the "*Bond Notification*"). In the Bond Notification, the Designated Representatives shall find and determine that the Bonds have been sold at such price and bear interest at such rates that either the true interest cost (yield) or the net interest rate received upon the sale of the Bonds does not exceed the maximum rate otherwise authorized by applicable law. The Bond Notification shall be entered into the records of the City and made available to the Council at the next regular meeting thereof; but such action shall be for information purposes only, and the Council shall have no right or authority at such time to approve or reject such sale as evidenced in the Bond Notification.

Upon the sale of the Bonds, as evidenced by the execution and delivery of the Bond Notification by the Designated Representatives and any other officers of the City, as shall be appropriate, shall be and are hereby authorized and directed to approve or execute, or both, such documents of sale of the Bonds as may be necessary, including, without limitation, any contracts for the sale of the Bonds between the City and the Purchaser (the "*Purchase Contract*").

The use by the Purchaser of any Preliminary Official Statement and any final Official Statement relating to the Bonds (the "*Official Statement*") is hereby ratified, approved and authorized; the execution and delivery of the Official Statement is hereby authorized; and the officers of the Council are hereby authorized to take any action as may be required on the part of

the City to consummate the transactions contemplated by the Purchase Contract, this Ordinance, said Preliminary Official Statement, the Official Statement and the Bonds.

Section 10. Treatment of Bonds as Debt. The Bonds shall be payable from the Pledged Revenues and the Pledged Taxes and do not and shall not constitute an indebtedness of the City within the meaning of any constitutional or statutory limitation, unless the Pledged Taxes shall be extended pursuant to the general obligation, full faith and credit promise supporting the Bonds, as set forth in Section 14 hereof, in which case the amount of the Bonds then Outstanding shall be included in the computation of indebtedness of the City for purposes of all statutory provisions or limitations until such time as an audit of the City shall show that the Bonds have been paid from the Pledged Revenues for a complete Fiscal Year in accordance with the Debt Reform Act.

Section 11. Special Tax Allocation Fund. The Special Tax Allocation Fund is hereby created or continued as a special fund of the City, to be held by the City, which fund shall be held separate and apart from all other funds and accounts of the City. All of the Incremental Property Taxes shall be set aside as collected and be remitted by the Treasurer for deposit in the Special Tax Allocation Fund, which is a trust fund heretofore established and hereby continued for the purpose of carrying out the covenants, terms and conditions imposed upon the City by this Ordinance.

Not more than ten days prior to each payment date on the Bonds, the Treasurer shall conduct an accounting (an "*Accounting*") to determine the balance of the moneys on deposit in and to the credit of the Special Tax Allocation Fund. Prior to each payment date on the Bonds, the Treasurer shall credit to and transfer into the Pledged Revenues Account of the Bond Fund (as hereinafter defined) moneys on deposit in and to the credit of the Special Tax Allocation Fund in an amount equal to the principal and interest due on the Bonds on such payment date (the "*Principal and Interest Requirement*"). If, upon any Accounting, there are funds on deposit in and to the credit of the Special Tax Allocation Fund in excess of the principal and interest due on

the Bonds on the next two succeeding payment dates on the Bonds, the Treasurer shall credit such excess funds to a surplus account of the Special Tax Allocation Fund (the “*Surplus Account*”), hereby created. Moneys on deposit in and to the credit of the Surplus Account shall be used for one or more of the following purposes, without any priority among them:

- (i) for the payment of principal of and interest on the Bonds; or
- (ii) for the purpose of paying costs of the Project; or
- (iii) for the purpose of redeeming Bonds; or
- (iv) for the purpose of purchasing Bonds at a price not in excess of par plus accrued interest to the purchase date; or
- (v) for the purpose of refunding, advance refunding or prepaying any Bond; or
- (vi) for the purpose of creating such reserves as may be deemed necessary by the Council, it being the express intent of the Council to reserve the right to establish such reserves in order to assure that the Pledged Taxes may be abated in each tax year while any Bonds remain Outstanding; or
- (vii) for the purpose of reimbursing the City for any transfer of general corporate funds of the City for purposes relating to the Plan, the Project Area or the Redevelopment Project, including, but not limited to, funds disbursed for the payment of redevelopment project costs incurred by the City or advanced to abate the Pledged Taxes, whether or not such reimbursement occurs in the relevant tax year for which such advance was made; or
- (viii) for the purpose of distributing Incremental Property Taxes to the taxing districts or municipal corporations having the power to tax real property in the Project Area or to the City pursuant to any redevelopment agreement; or
- (ix) for the purpose of paying principal of, or premium, if any, or interest on any obligation of the City issued to pay redevelopment project costs for the Project Area, whether or not secured by a pledge of the monies to the credit of the Special Tax Allocation Fund; or
- (x) for any other purpose related to the Plan, the Project, the Project Area or the Redevelopment Project, pursuant to and in accordance with the TIF Act.

Section 12. Investments. The moneys on deposit in the Special Tax Allocation Fund, the Bond Fund and the Project Fund (as hereinafter defined) may be invested from time to time in

Qualified Investments. Any such investments may be sold from time to time as moneys may be needed for the purposes for which such funds were created. All investment earnings shall be attributed to the fund or account for which the investment was made.

Section 13. Bond Fund. There is hereby established a special fund of the City known as the "Alternate Bond and Interest Fund of 2016" (the "*Bond Fund*"). The Bond Fund is a trust fund established for the purpose of carrying out the covenants, terms and conditions imposed upon the City by this Ordinance. The Bonds are secured by a pledge of all of the moneys on deposit in the Bond Fund, and such pledge is irrevocable until the Bonds have been paid in full or until the obligations of the City under this Ordinance are discharged.

Section 14. Alternate Revenue Source; Appropriation; Tax Levy; Pledged Taxes. For the purpose of providing funds to pay the principal of and interest on the Bonds, the City covenants and agrees with the purchasers and the owners of the Bonds that so long as any Bonds are outstanding and unpaid, either as to principal or interest, the City will deposit the Pledged Revenues into the Bond Fund in the manner set forth in Section 9 of this Ordinance and this Section. All payments with respect to the Bonds shall be made directly from the Bond Fund. There are hereby created two accounts in the Bond Fund, designated as the "Pledged Revenues Account" and as the "Pledged Taxes Account." All Pledged Taxes shall be deposited to the credit of the Pledged Taxes Account. Pledged Taxes on deposit to the credit of the Pledged Taxes Account shall be fully spent to pay the principal of and interest on the respective Bonds for which such taxes were levied and collected prior to use of any moneys on deposit in the Pledged Revenues Account. On each payment date on the Bonds, the City shall deposit into the Pledged Revenues Account an amount of Hotel/Motel Taxes equal to the Principal and Interest Requirement on such payment date less the amount of funds on deposit in and to the credit of the Pledged Revenues Account.

The Pledged Revenues are hereby pledged to the payment of the Bonds and the City covenants and agrees to provide for, appropriate, collect and apply the Pledged Revenues to the payment of the Bonds and the provision of not less than an additional .25 times debt service.

For the purpose of providing additional funds to pay the principal of and interest on the Bonds, there is hereby levied upon all of the taxable property within the City, in the years for which any of the Bonds are outstanding, a direct annual tax for each of the years while the Bonds or any of them are outstanding, in amounts sufficient for that purpose, and there be and there hereby is levied upon all of the taxable property in the City the following direct annual taxes (the “Pledged Taxes” as heretofore defined):

FOR THE YEAR	A TAX SUFFICIENT TO PRODUCE THE SUM OF:	
2016	\$150,000.00	for principal and interest up to and including April 1, 2018
2017	\$150,000.00	for principal and interest
2018	\$150,000.00	for principal and interest
2019	\$150,000.00	for principal and interest
2020	\$150,000.00	for principal and interest
2021	\$150,000.00	for principal and interest
2022	\$150,000.00	for principal and interest
2023	\$150,000.00	for principal and interest
2024	\$150,000.00	for principal and interest
2025	\$150,000.00	for principal and interest
2026	\$150,000.00	for principal and interest
2027	\$150,000.00	for principal and interest
2028	\$150,000.00	for principal and interest
2029	\$150,000.00	for principal and interest
2030	\$150,000.00	for principal and interest
2031	\$150,000.00	for principal and interest
2032	\$150,000.00	for principal and interest
2033	\$150,000.00	for principal and interest
2034	\$150,000.00	for principal and interest

Interest or principal coming due at any time when there are insufficient funds on hand from the Pledged Taxes to pay the same shall be paid promptly when due from current funds on hand

in advance of the collection of the Pledged Taxes herein levied; and when the Pledged Taxes shall have been collected, reimbursement shall be made to said funds in the amount so advanced.

Subject to the provisions of this section of this Ordinance, the City covenants and agrees with the purchasers and the owners of the Bonds that so long as any of the Bonds remain outstanding, the City will take no action or fail to take any action which in any way would adversely affect the ability of the City to collect the Pledged Revenues or to levy and collect the Pledged Taxes, except as described herein. The City and its officers will comply with all present and future applicable laws in order to assure that the Pledged Revenues will be available and that the Pledged Taxes will be levied, extended and collected as provided herein and deposited in the Bond Fund.

To the extent that the taxes levied above exceed the amount necessary to pay debt service on the Bonds as set forth in the Bond Notification, the Mayor, City Clerk and Treasurer are hereby authorized to direct the abatement of such taxes to the extent of the excess of such levy in each year over the amount necessary to pay debt service on the Bonds in the following bond year. Proper notice of such abatement shall be filed with the County Clerk in a timely manner to effect such abatement.

Section 15. Filing of Ordinance; Bond Fund. After this Ordinance becomes effective, a copy hereof, certified by the City Clerk, shall be filed with the County Clerk. The County Clerk shall in and for each of the years required ascertain the rate percent required to produce the aggregate Pledged Taxes hereinbefore provided to be levied in each of said years; and the County Clerk shall extend the same for collection on the tax books in connection with other taxes levied in said years in and by the City for general corporate purposes of the City; and the County Clerk, or other appropriate officer or designee, shall remit the Pledged Taxes for deposit to the Bond Fund, and in said years the Pledged Taxes shall be levied and collected by and for and on behalf

of the City in like manner as taxes for general corporate purposes of the City for said years are levied and collected, and in addition to and in excess of all other taxes. The Pledged Taxes are hereby irrevocably pledged to and shall be used only for the purpose of paying principal of and interest on the Bonds.

Section 16. Abatement of Pledged Taxes. Whenever Pledged Revenues or other lawfully available funds are available and on deposit in the Bond Fund to pay any principal of or interest on the Bonds when due, so as to enable the abatement of the Pledged Taxes levied for the same, the Council shall direct the abatement of such Pledged Taxes by the amount available and on deposit in the Bond Fund, and proper notification of such abatement shall be filed with the County Clerk in a timely manner to effect such abatement.

Section 17. General Covenants. So long as any Bonds remain Outstanding, that the City covenants and agrees with the holders of the Bonds that:

A. The City will punctually pay or cause to be paid from the Bond Fund the principal of and interest on the Bonds in strict conformity with the terms of the Bonds and this Ordinance, and it will faithfully observe and perform all of the conditions, covenants and requirements thereof and hereof.

B. The City will pay and discharge, or cause to be paid and discharged, from the Bond Fund any and all lawful claims which, if unpaid, might become a lien or charge upon the Pledged Revenues or Pledged Taxes, or any part thereof, or upon any funds in the hands of the Bond Registrar, or which might impair the security of the Bonds. Nothing herein contained shall require the City to make any such payment so long as the City in good faith shall contest the validity of said claims.

C. The City will keep, or cause to be kept, proper books of record and accounts, separate from all other records and accounts of the City, in which complete and correct entries shall be made of all transactions relating to the Pledged Revenues or Pledged Taxes, the Special Tax Allocation Fund and the Bond Fund.

D. The City will preserve and protect the security of the Bonds and the rights of the registered owners of the Bonds, and will warrant and defend their rights against all claims and demands of all persons. From and after the sale and delivery of any of the Bonds by the City, the Bonds shall be incontestable by the City.

E. The City will adopt, make, execute and deliver any and all such further ordinances, resolutions, instruments and assurances as may be reasonably necessary or proper to carry out the intention of, or to facilitate the performance of, this Ordinance, and for the better assuring and confirming unto the registered owners of the Bonds of the rights and benefits provided in this Ordinance.

F. The City will continue to deposit the Pledged Revenues and, if applicable, the Pledged Taxes to the Bond Fund.

G. The City will take no action or fail to take any action which in any way would adversely affect the ability of the City (i) to allocate or collect the Pledged Revenues, (ii) to levy the Pledged Taxes or (iii) to collect and to segregate the Pledged Revenues and Pledged Taxes. The City and its officers will comply with all present and future applicable laws in order to assure that the Pledged Revenues can be allocated and collected, that the Pledged Taxes can be levied and extended and that the Pledged Revenues and the Pledged Taxes may be collected and deposited into the Bond Fund, respectively, as provided herein.

H. The Outstanding Bonds shall be and forever remain until paid or defeased the general obligation of the City, for the payment of which its full faith and credit are pledged, and shall be payable, both from the Pledged Revenues, as herein provided, and from the levy of the Pledged Taxes, all as provided in the Debt Reform Act.

Section 18. Covenants Pertaining to the Project Area. So long as any Bonds remain Outstanding, the City covenants and agrees with the holders of the Bonds that:

(a) The City will keep, or cause to be kept, proper books of record and accounts, separate from all other records and accounts of the City, in which complete and correct entries shall be made of all transactions relating to the Redevelopment Project and the Incremental Property Taxes. Such books of record and accounts shall at all times during business hours be subject to the inspection of the holders of not less than ten per cent (10%) of the aggregate principal amount of the Bonds then Outstanding, or their representatives authorized in writing.

(b) The City will timely prepare or cause the preparation of complete financial statements with respect to the preceding Fiscal Year showing the Incremental Property Taxes received, all disbursements from the funds and accounts created by this Ordinance and the financial condition of the Redevelopment Project, including the balances in all funds and accounts relating to the Bonds and the Redevelopment Project as of the end of such Fiscal Year, all when and as required by the TIF Act, which statements shall be accompanied by a certificate or opinion in writing of an Independent certified public accountant. The City will furnish a copy of such statements to any registered owner of ten percent (10%) or more in aggregate principal amount of Outstanding Bonds, upon written request of such owner.

(c) The City will continue to implement the Redevelopment Project with all practicable dispatch in accord with its stated objectives and purposes in conformity with the Plan and the TIF Act.

Section 19. Additional Bonds. The City reserves the right to issue Additional Bonds from time to time payable from the Pledged Revenues, and any such Additional Bonds shall share ratably and equally in the Pledged Revenues with the Bonds; *provided, however*, that no Additional Bonds shall be issued except upon compliance with the provisions of the Debt Reform Act as the Debt Reform Act is written as of the date hereof.

Section 20. Use of Proceeds. Accrued interest received on delivery of the Bonds shall be credited to the Bond Fund and applied to pay first interest due on the Bonds. Proceeds received from the sale of the Bonds shall be set aside in a separate fund hereby created and designated as the "Capital Improvement Account (Series 2016)" (the "*Project Fund*") to be held by the Treasurer in a separate and segregated account. Moneys in the Project Fund shall be withdrawn from time to time as needed for the payment of costs of issuance of the Bonds, the Redevelopment Project and paying the fees and expenses incidental thereto and said moneys shall be disbursed by the Treasurer in accordance with normal and customary City disbursement procedures. At the time of the issuance of the Bonds, the costs of issuance of the Bonds may be paid by the Purchaser on behalf of the City from the proceeds of the Bonds.

Section 21. Reimbursement. None of the proceeds of the Bonds will be used to pay, directly or indirectly, in whole or in part, for an expenditure that has been paid by the City prior to the date hereof except architectural or engineering costs incurred prior to commencement of the Project or expenditures for which an intent to reimburse it as properly declared under Treasury Regulations Section 1.103-18. This Ordinance is in itself a declaration of official intent under Treasury Regulations Section 1.103-18 as to all costs of the Redevelopment Project paid within 60 days prior to the date hereof or on any date after the date hereof and prior to issuance of the Bonds.

Section 22. General Tax Covenants. The City hereby covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Bonds) if taking, permitting, or omitting to take such action would cause any of the Bonds to be an arbitrage bond or a private activity bond within the meaning of the Code, would otherwise cause the interest on the Bonds to be includable in the gross income of the recipients thereof for federal income tax purposes. The City acknowledges that, in the event of an examination by the Internal Revenue Service of the exemption from Federal income taxation for interest paid on the Bonds under present rules, the City may be treated as a “taxpayer” in such examination and agrees that it will respond in a commercially reasonable manner to any inquiries from the Internal Revenue Service in connection with such an examination. In furtherance of the foregoing provisions, but without limiting their generality, the City agrees: (a) through its officers, to make such further specific covenants, representations as shall be truthful, and assurances as may be necessary or advisable; (b) to comply with all representations, covenants, and assurances contained in certificates or agreements as may be prepared by Bond Counsel; (c) to consult with such Bond Counsel and to comply with such advice as may be given; (d) to file such forms, statements, and supporting documents as may be required and in a timely manner; and (e) if deemed necessary or advisable by its officers, to employ and pay fiscal agents, financial advisors, attorneys, and other persons to assist the City in such compliance.

Section 23. Registered Form. The City recognizes that Section 149 of the Code requires the Bonds to be issued and to remain in fully registered form in order to be and remain exempt from federal income taxation. In this connection, the City agrees that it will not take any action to permit the Bonds to be issued in, or converted into, bearer or coupon form.

Section 24. Certain Specific Tax Covenants. A. None of the Bonds shall be a “private activity bond” as defined in Section 141(a) of the Code; and the City certifies, represents, and covenants as follows:

(1) Not more than 5% of the net proceeds and investment earnings of the Bonds is to be used, directly or indirectly, in any activity carried on by any person other than a state or local governmental unit.

(2) Not more than 5% of the amounts necessary to pay the principal of and interest on the Bonds will be derived, directly or indirectly, from payments with respect to any private business use by any person other than a state or local governmental unit.

(3) None of the proceeds of the Bonds is to be used, directly or indirectly, to make or finance loans to persons other than a state or local governmental unit.

(4) No user of the infrastructure of the City to be improved as part of the Project other than the City or another governmental unit, will use the same on any basis other than the same basis as the general public; and no person, other than the City or another governmental unit, will be a user of such infrastructure as a result of (i) ownership or (ii) actual or beneficial use pursuant to a lease, a management or incentive payment contract other than as expressly permitted by the Code, or (iii) any other arrangement.

B. The Bonds shall not be “arbitrage bonds” under Section 148 of the Code; and the City certifies, represents, and covenants as follows:

(1) With respect to the Project, the City has heretofore incurred or within six months after delivery of the Bonds expects to incur substantial binding obligations to be paid for with money received from the sale of the Bonds, said binding obligations comprising binding contracts for the Project in not less than the amount of 5% of the proceeds of the Bonds allocable to the Project.

(2) More than 85% of the proceeds of the Bonds allocable to the Project will be expended on or before three years for the purpose of paying the costs of the Project.

(3) All of the principal proceeds of the Bonds allocable to the Project and investment earnings thereon will be used, needed, and expended for the purpose of paying the costs of the Project including expenses incidental thereto.

(4) Work on the Project is expected to proceed with due diligence to completion.

(5) Except for the Bond Fund, the City has not created or established and will not create or establish any sinking fund reserve fund or any other similar fund to provide for the payment of the Bonds. The Bond Fund has been established and will be funded in a manner primarily to achieve a proper matching of revenues and debt service and will be depleted at least annually to an amount not in excess of 1/12th the particular annual debt service on the Bonds. Money deposited into the Bond Fund will be spent within a 13-month period beginning on the date of deposit, and investment earnings in the Bond Fund will be spent or withdrawn from the Bond Fund within a one-year period beginning on the date of receipt.

(6) Amounts of money related to the Bonds required to be invested at a yield not materially higher than the yield on the Bonds, as determined pursuant to such tax certifications or agreements as the City officers may make in connection with the issuance of the Bonds, shall be so invested; and appropriate City officers are hereby authorized to make such investments.

(7) Unless an applicable exception to Section 148(f) of the Code, relating to the rebate of "excess arbitrage profits" to the United States Treasury (the "*Rebate Requirement*") is available to the City, the City will meet the Rebate Requirement.

(8) Relating to such applicable exceptions, any City officer charged with issuing the Bonds is hereby authorized to make such elections under the Code as such officer shall deem reasonable and in the best interests of the City. If such election may result in a “penalty in lieu of rebate” as provided in the Code, and such penalty is incurred (the “*Penalty*”), then the City shall pay such Penalty.

C. The City reserves the right to use or invest moneys in connection with the Bonds in any manner or to make changes in the Project lists or to use the City infrastructure acquired, constructed, or improved as part of the Project in any manner, notwithstanding the representations and covenants in this Ordinance, *provided* it shall first have received an opinion from an attorney or a firm of attorneys of nationally recognized standing in matters pertaining to tax-exempt bonds to the effect that use or investment of such moneys or the changes in or use of such infrastructure as contemplated will not result in loss or impairment of tax-exempt status for the Bonds.

D. If so provided in the Bond Notification, each Bond may be designated as a “qualified tax-exempt obligation” for the purposes and within the meaning of Section 265(b)(3) of the Code. In connection therewith the City, in the Bond Notification, shall affirm that: (i) none of such Bonds will be at any time a “private activity bond” (as defined in Section 141 of the Code); (ii) in calendar year 2016, the City has not issued any Tax-exempt obligations of any kind nor have any other Tax-exempt obligations of any kind been issued on behalf of the City, except as set forth therein; (iii) during calendar year 2016, the City will not issue or cause to have issued on behalf of the City more than \$10,000,000 of Tax-exempt obligations, including the Bonds; (iv) not more than \$10,000,000 of obligations of any kind (including the Bonds) issued by or on behalf of the City during calendar year 2016 will be designated for purposes of Section 265(b)(3) of the Code; and (v) the City is not subject to control by any entity, and there are no entities subject to control by the City.

Section 25. List of Bondholders. The Bond Registrar shall maintain a list of the names and addresses of the holders of all Bonds and upon any transfer shall add the name and address of the new Bondholder and eliminate the name and address of the transferor Bondholder.

Section 26. Duties of Bond Registrar. If requested by the Bond Registrar, the Mayor and City Clerk are authorized to execute the Bond Registrar's standard form of agreement between the City and the Bond Registrar with respect to the obligations and duties of the Bond Registrar hereunder which may include the following:

- (a) to act as bond registrar, authenticating agent, paying agent and transfer agent as provided herein;
- (b) to maintain a list of Bondholders as set forth herein and to furnish such list to the City upon request, but otherwise to keep such list confidential;
- (c) to give notice of redemption of Bonds as provided herein;
- (d) to cancel and/or destroy Bonds which have been paid at maturity or upon earlier redemption or submitted for exchange or transfer;
- (e) to furnish the City at least annually a certificate with respect to Bonds cancelled and/or destroyed; and
- (f) to furnish the City at least annually an audit confirmation of Bonds paid, Bonds outstanding and payments made with respect to interest on the Bonds.

Section 27. Provisions a Contract. The provisions of this Ordinance shall constitute a contract between the City and the owners of the outstanding Bonds. All covenants relating to the Bonds and the conditions and obligations imposed by Section 15 of the Debt Reform Act are enforceable by any holder of the Bonds affected, any taxpayer of the City and the People of the State of Illinois acting through the Attorney General or any designee.

Section 28. Continuing Disclosure Undertaking. The Mayor or the Treasurer is hereby authorized, empowered and directed to execute and deliver a Continuing Disclosure Undertaking (the "*Continuing Disclosure Undertaking*") in connection with the issuance of the Bonds, with such provisions therein as he or she shall approve, his or her execution thereof to constitute

conclusive evidence of his or her approval of such provisions. When the Continuing Disclosure Undertaking is executed and delivered on behalf of the City as herein provided, the Continuing Disclosure Undertaking will be binding on the City and the officers, employees and agents of the City, and the officers, employees and agents of the City are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Continuing Disclosure Undertaking as executed. Notwithstanding any other provision of this Ordinance, the sole remedies for failure to comply with the Continuing Disclosure Undertaking shall be the ability of the beneficial owner of any Bond to seek mandamus or specific performance by court order, to cause the City to comply with its obligations under the Continuing Disclosure Undertaking.

Section 29. Municipal Bond Insurance. In the event the payment of principal and interest on the Bonds is insured pursuant to a municipal bond insurance policy (the "*Municipal Bond Insurance Policy*") issued by a bond insurer (the "*Bond Insurer*"), and as long as such Municipal Bond Insurance Policy shall be in full force and effect, the City and the Bond Registrar agree to comply with such usual and reasonable provisions regarding presentment and payment of the Bonds, subrogation of the rights of the Bondholders to the Bond Insurer upon payment of the Bonds by the Bond Insurer, amendment hereof, or other terms, as approved by the Mayor of the City on advice of counsel, his or her approval to constitute full and complete acceptance by the City of such terms and provisions under authority of this Section.

Section 30. Defeasance. Bonds which are no longer Outstanding Bonds shall cease to have any lien on or right to receive or be paid from the Pledged Revenues, and shall no longer have the benefits of any covenant for the registered owners of Outstanding Bonds as such relates to the lien on and security for the Bonds in the Pledged Revenues.

Section 31. Record-Keeping Policy and Post-Issuance Compliance Matters. It is necessary and in the best interest of the City to maintain sufficient records to demonstrate

compliance with its covenants and expectations to ensure the appropriate federal tax status for the Bonds or other bonds or debt obligations of the City (each a “*Tax-Exempt Obligation*” and, collectively, the “*Tax-Exempt Obligations*”), certain of which the interest on which is excludable from “gross income” for federal income tax purposes. Further, it is necessary and in the best interest of the City that (i) the Council adopt policies with respect to record-keeping and (ii) the Compliance Officer (as hereinafter defined) shall at least annually review the City’s Contracts (as hereinafter defined) to determine whether the Tax-Exempt Obligations comply with the federal tax requirements applicable to each issue of the Tax-Exempt Obligations.

(a) *Compliance Officer Is Responsible for Records.* The City Administrator is hereby designated as the keeper of all records of the City with respect to each issue of the Tax-Exempt Obligations, and such officer shall report to the Council at least annually that he/she has all of the required records in his/her possession, or is taking appropriate action to obtain or recover such records.

(b) *Closing Transcripts.* For each issue of Tax-Exempt Obligations, the Compliance Officer shall receive, and shall keep and maintain, a true, correct and complete counterpart of each and every document and agreement delivered in connection with the issuance of the Tax-Exempt Obligations, including without limitation (i) the proceedings of the City authorizing the Tax-Exempt Obligations, (ii) any offering document with respect to the offer and sale of the Tax-Exempt Obligations, (iii) any legal opinions with respect to the Tax-Exempt Obligations delivered by any lawyers, and (iv) all written representations of any person delivered in connection with the issuance and initial sale of the Tax-Exempt Obligations.

(c) *Arbitrage Rebate Liability.* The Compliance Officer shall review the agreements of the City with respect to each issue of Tax-Exempt Obligations and shall prepare a report for the Council stating whether or not the City has any rebate liability to the U.S. Treasury, and setting forth any applicable exemptions that each issue of Tax-Exempt Obligations may have from rebate liability. Such report shall be updated annually and delivered to the Council.

(d) *Recommended Records.* The Compliance Officer shall review the records related to each issue of Tax-Exempt Obligations and shall determine what requirements the City must meet in order to maintain the tax-exemption of interest paid on the Tax-Exempt Obligations. The Compliance Officer shall then prepare a list of the contracts, requisitions, invoices, receipts and other information that may be needed in order to establish that the interest paid on the Tax-Exempt Obligations is entitled to be excluded from “gross income” for federal income tax purposes. Notwithstanding any other policy

of the City, such retained records shall be kept for as long as the Tax-Exempt Obligations relating to such records (and any obligations issued to refund the Tax-Exempt Obligations) are outstanding, plus three years, and shall at least include:

(i) complete copies of the bond transcripts delivered when any issue of Tax-Exempt Obligations is initially issued and sold;

(ii) copies of account statements showing the disbursements of all bond proceeds for their intended purposes;

(iii) copies of account statements showing all investment activity of any and all accounts in which the proceeds of any issue of Tax-Exempt Obligations has been held;

(iv) copies of all bid requests and bid responses used in the acquisition of any special investments used for the proceeds of any issue of Tax-Exempt Obligations, including any swaps, swaptions, or other financial derivatives entered into in order to establish that such instruments were purchased at *fair market value*;

(v) copies of any subscriptions to the U.S. Treasury for the purchase of State and Local Government Series (SLGS) obligations;

(vi) any calculations of liability for *arbitrage rebate* that is or may become due with respect to any issue of Tax-Exempt Obligations, and any calculations prepared to show that no arbitrage rebate is due, together, if applicable, with account statements or cancelled checks showing the payment of any rebate amounts to the U.S. Treasury together with any applicable IRS Form 8038-T; and

(vii) copies of all contracts and agreements of the City, including any leases (the "*Contracts*"), with respect to the use of any property owned by the City and acquired or financed with the proceeds of the Tax-Exempt Obligations, any part of which property is used by a private person at any time when such Tax-Exempt Obligations are or have been outstanding.

(e) *IRS Examination.* In the event the IRS commences an examination of any issue of Tax-Exempt Obligations, the Compliance Officer shall inform the Council of such event, and is authorized to respond to inquiries of the IRS, and to hire outside, independent professional counsel to assist in the response to the examination.

(f) *Annual Review.* The Compliance Officer shall conduct an annual review of the Contracts and other records to determine for each issue of Tax-Exempt Obligations then outstanding whether each such issue complies with the federal tax requirements applicable to such issue, including restrictions on private business use, private payments and private loans. The Compliance Officer is expressly authorized, without further official action of the Council, to hire outside, independent professional counsel to assist in such review. To the extent that any violations or potential violations of federal tax requirements

are discovered incidental to such review, the Compliance Officer may make recommendations or take such actions as the Compliance Officer shall reasonably deem necessary to assure the timely correction of such violations or potential violations through remedial actions described in the United States Treasury Regulations, or the Tax Exempt Bonds Voluntary Closing Agreement Program described in Treasury Notice 2009-31 or similar program instituted by the IRS.

(g) *Amendment and Waiver.* The City may amend this Section and any provision of this Section may be waived, without the consent of the holders of any Tax-Exempt Obligations and as authorized by passage of an ordinance by the Council.

Section 32. Severability. If any section, paragraph or provision of this Ordinance 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 Ordinance.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

Section 33. Repeal. All ordinances, ordinances or parts thereof in conflict herewith be and the same are hereby repealed and this Ordinance shall be in full force and effect forthwith upon its adoption.

Adopted August 16, 2016.

AYES: _____

NAYS: _____

ABSENT: _____

Approved August 16, 2016.

Mayor

Recorded in the City Records on August 16, 2016.

Attest:

City Clerk

ORDINANCE NO. 2016-2277

WHEREAS, the City of Rock Falls owns, the following vehicle:

1997 Ford F250 – VIN 1FTHX26H7SKC04972

WHEREAS, said vehicle is no longer needed, necessary or utilized in the City of Rock Falls Electric Department and is determined by the City Council to be surplus property; and

NOW, THEREFORE, BEIT ORDAINED, by the City Council of the City of Rock Falls that:

1. Pursuant to the provisions of 65 ILCS5/11-76-4, the Mayor and City Clerk are authorized and directed to dispose of on behalf of the City the aforementioned vehicles.
2. The Mayor and City Clerk are authorized and directed to execute all documents necessary in order to complete the disposal of the vehicle as authorized herein.

Section 1. All prior ordinances in conflict herewith are hereby repealed.

Section 2. If any section, paragraph, sentence, clause or other portion of this ordinance is held or deemed to be unconstitutional or invalid, then such holding or finding of unconstitutionality or invalidity shall not affect the validity of the remaining provisions of this ordinance.

Section 3. This ordinance shall be effective upon its adoption passage and publication in pamphlet form.

Passed by the Mayor and the City Council of the City of Rock Falls on the _____ day of _____, 2016.

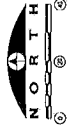
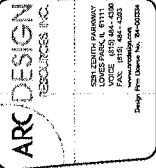
MAYOR

ATTEST:

City Clerk

CASEY'S ROCK FALLS SUBDIVISION

BEING A RESUBDIVISION OF LOT 1 AND PART OF LOTS 2 THRU 5 AND THAT PORTION OF THE VACATED ALLEY IN BLOCK 5 OF OLTMAN PARK SUBDIVISION, BEING PART OF THE NORTHEAST QUARTER OF SECTION 33, TOWNSHIP 21 NORTH, RANGE 7 EAST OF THE FOURTH PRINCIPAL MERIDIAN, WHITESIDE COUNTY, ILLINOIS

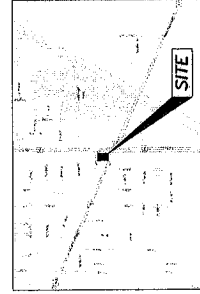


LEGEND

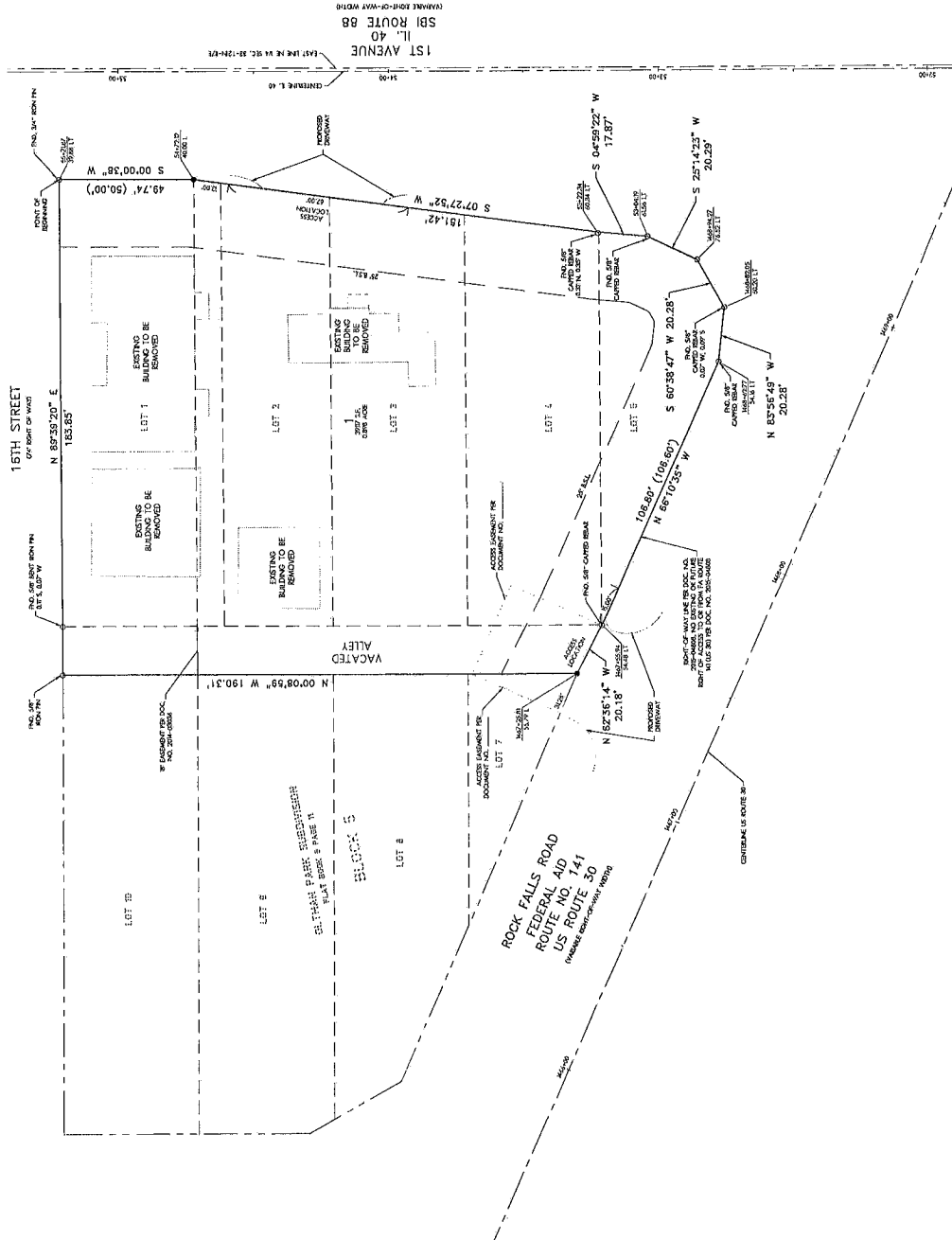
●	SET 3/4" PIN
○	ROUND MONUMENT
R	RADIUS
N 45°52'36" E	MEASURED BEARING
586.78'	MEASURED DISTANCE
(586.78')	RECORD DISTANCE
---	PROPOSED BUILDING SETBACK LINE
---	EXISTING EASEMENT LINE
---	EXISTING LOT LINE
---	EXISTING RIGHT-OF-WAY LINE
---	EXTERIOR BOUNDARY LINE
---	CENTERLINE
1	LOT NUMBER
S.S.	SQUARE FEET
ELL	BUILDING SETBACK LINE

NOTES:
 1. ALL CONTINGENT ACCESS POINTS OTHER THAN THE PROPOSED ACCESS SHOWN ON THIS PLAN SHALL BE SHOWN ON THE PLAN AND SHALL BE SUBJECT TO THE LOCAL AND STATE US ROUTE 30 FOR THE SUBDIVISION.
 2. NO DIRECT ACCESS FROM LOT 1 TO U. ROUTE 40 OR US ROUTE 30 EXCEPT AS SHOWN.
 3. THE US ROUTE 30 EASEMENTS IN LINDS STATE PLANS COORDINATE SYSTEM WEST ZONE.

OWNERS:
 CASEY'S RETAIL COMPANY
 ONE SE CORNER CALLEJON
 OLTMAN PARK



VICINITY MAP



City of Rock Falls

603 W. 10th Street
Rock Falls, IL 61071-2854

Mayor
William B. Wescott
815-380-5333

City Administrator
Robbin D. Blackert
815-564-1366



City Clerk
Eric M. Arduini
815-622-1104

City Treasurer
Kay Abner
815-622-1100

MEMO

TO: Mayor and City Council

FROM: Mark Vandersnick, Acting Chairman
Planning & Zoning Commission

RE: Variance Request – (Front Building Setbacks)
Dental Clinic Expansion (B-1 Zoning)
1300 West 2nd Street – Whiteside County

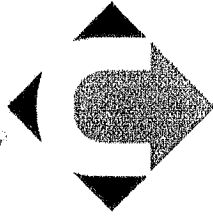
July 28, 2016

At the Special Planning/Zoning Commission meeting on Thursday, July 27, 2016, a public hearing was held pertaining to Whiteside County's request for a variance for front building setbacks on this property. The dental clinic wants to build an addition to the front of their building and this addition would extend 13.5' into the required 25' front setbacks for B-1 zoning district. This variance request does not meet all of the following 3 conditions which are required for approval:

- (i) That there are exceptional or extraordinary circumstances or conditions applying to the property in question or to the intended use of the property that do not apply generally to other properties or class of uses in the same zoning district.
- (ii) That such variance is necessary for the preservation and enjoyment of a substantial property right possessed by other properties in the same zoning district and in the vicinity.
- (iii) The authorizing of such variance will not be of substantial detriment to adjacent property and will not materially impair the purposes of this chapter or the public interest.

The Planning/Zoning Commission members have denied this variance request as it was presented at this time.

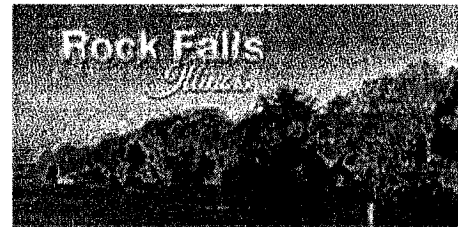
Thank you.



CLOUDPOINT
G E O G R A P H I C S

PROPOSAL FOR PROFESSIONAL GIS SERVICES

Written for City of Rock Falls, IL



Abstract

The following proposal is provided to the City of Rock Falls, IL for professional GIS services related to maintenance and management of the City's enterprise GIS system.

By: Jonathan Hodel, PE, GISP
Cloudpoint Geographics, Inc.
107 W. Ann St. Roanoke, IL 61561
www.cloudpointgeo.com

COVER LETTER

Mr. Dick Simon
Electric Director
City of Rock Falls Electric Department
1109 Industrial Park Rd.
Rock Falls, IL 61071

Re: Proposal for Managed GIS Services

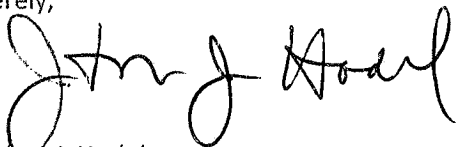
Dear Mr. Simon:

I would like to thank you for the continued partnership between the City and our firm concerning your GIS system. As we discussed at our recent meeting, I am proposing a contract for managed GIS services that would provide the City with a discounted rate for our services based upon the duration of the contract. As you know, our past services have been provided at regular hourly rates at time and materials which are vulnerable to rate increases each year. This proposal for managed services would allow us to continue to meet your agency's GIS needs with a high level of service and include the following benefits:

- Lock in today's rates
- Discounted pricing for extended contract
- Provides GIS support for multiple departments
- Simplifies the budgeting process
- Prompts increased communication with city staff
- Instant access to priority technical support
- No unexpected large invoices or bills

Upon your review, I hope you will find that a contract for managed services will be the most cost effective and beneficial option for meeting the City's GIS needs. Again we appreciate the continued opportunity to partner with the City of Rock Falls and if you have questions, please contact me at jhodel@cloudpointgeo.com or (877) 377-8124.

Sincerely,



Jonathan J. Hodel
President- Cloudpoint Geographics, Inc.

OVERVIEW

The City of Rock Falls (hereinafter referred to as the Client) is a small city residing in north western Illinois situated along the beautiful Rock River with a modest population of just under 10,000. The City has partnered with Cloudpoint Geographics for providing GIS maintenance and administration since 2012. As the city looks to continue to provide a quality GIS enterprise system to its internal departments as well as the general public, this proposal highlights a managed services approach that is cost effective and mutually beneficial to both the Client and the Consultant. By utilizing Cloudpoint Geographic's services, the Client can expect to continue providing a high level of GIS services to both internal staff and the public.

Cloudpoint Geographics, Inc. has developed solutions for many local agencies throughout Illinois and the surrounding area allowing them to take advantage of the latest GIS technology available and helping them to develop long term strategies that will benefit them for years to come. Most importantly, we provide the training and support for these solutions that ensure their staff can ramp up quickly and realize concrete benefits of using the technology.

Cloudpoint is pleased to submit this proposal for professional GIS services to support the City of Rock Falls in achieving its goals for optimizing its use of GIS technology and receiving the greatest return on investment possible. This proposal outlines the services that will be provided along with associated fees and time schedules.

SCOPE OF SERVICES

Cloudpoint Geographics will provide the following services to the City of Rock Falls as part of this managed services contract:

- GIS server maintenance (software updates, license management, etc)
- Coordination with Esri (GIS software vendor)
- Coordination with 3rd party software vendors requesting GIS access
- Quarterly GIS update meetings with all key personnel
- GIS data administration (data models)
- Bi-weekly syncing of GIS data layers with the Mapping server
- Maintain all active feature services & GIS layers as outlined in Attachment A (does not included GPS data collection by Cloudpoint staff)
- 24/7 remote GIS technical support for all departments

- Onsite visits- up to two (2) per month
- Departmental mapping requests (small projects requiring less than 4 hours)
- Support departmental data and software projects
- Periodic review of GIS uses within all departments
- Respond to digital data requests from outside entities
- Provide links to helpful GIS resources such as videos, tutorials, and user documentation
- Publish updates to web mapping applications
- Up to 8 hours per month of onsite or remote training for Client staff

OTHER REQUIREMENTS

The Client agrees to provide the following requirements as part of this contract in order to meet the items specified in the scope of services.

- Maintain adequate software licensing maintenance with Esri.
- Maintain necessary hardware and network infrastructure to comply with the items in the scope of services.

SCHEDULE

The initial term of this Contract shall commence on _____ and continue through and including _____ at which time the Contract shall conclude unless extended by mutual agreement of both parties.

PRICING

The following table details the pricing for delivery of the services outlined in this proposal. The Client agrees to pay Cloudpoint Geographics for these services at the following rate(s).

Description	Price
Choose One:	
Professional GIS Services (per month with 1-yr agreement)	\$5,416.00



Professional GIS Services (per month with 2-yr agreement)	\$5,145.00
Professional GIS Services (per month with 3-yr agreement)	\$4,888.00

TERMS

Duration: This proposal is good for ninety (90) days from the date of submittal.

Performance of Services: The Consultant shall perform the services outlined in this proposal in accordance with these terms and conditions.

Additional Services: Special projects not listed as part of this scope of services shall be compensated at the standard hourly rates provided to the Client. For these projects, an estimate of hours and cost shall be provided to the Client for review prior to Cloudpoint beginning any work.

Amendments: No amendments shall be made to this agreement without prior written consent by both parties. Amendments to this agreement may only be made by approved personnel from either party having authority to negotiate terms of agreements for their respective party.

Access to Site: Unless otherwise stated, the Consultant will have access to the site for activities necessary for the performance of the services. The Consultant will take reasonable precautions to minimize damage due to these activities, but has not included in the fee the cost of restoration of any resulting damage and will not be responsible for such costs.

Payment: The Client agrees to pay the Consultant for all services performed and all costs incurred. Invoices for the Consultant's services shall be submitted, at the Consultant's option, either upon completion of such services or on a monthly basis. Accounts unpaid sixty (60) days after the invoice date may be subject to a monthly service charge of 1.5% (or the maximum legal rate) on the unpaid balance. In the event any portion of an account remains unpaid 90 days after the billing, the Consultant may institute collection action and the Client shall pay all costs of collection, including reasonable attorneys' fees.

Indemnification: Each party to this Agreement (in the capacity of "Indemnitor") hereby agrees to indemnify, and hold the other (in the capacity of "Indemnitee") harmless from and against all costs, liabilities, damages, including, reasonable attorneys' fees and costs (collectively, "Indemnified Costs") relating to or arising out of such Indemnitor's negligent acts, errors or omissions in the performance of professional services including breach of any obligation under this Agreement, except to the extent caused by the negligent or intentional act or omission of the Indemnitee or its agents.

Insurance: Consultant shall maintain an errors and omissions policy in the amount of \$1,000,000.00 and shall further maintain general liability insurance for bodily injury and property damage arising directly

from its negligent acts or omissions, with general limits not less than \$1,000,000.00. Certificates of insurance shall be provided to Client and Client shall be named as an additional insured under the policy.

Information for the Sole Use and Benefit of the Client: All opinions and conclusions of the Consultant, whether written or oral, and any electronic data, plans, specifications or other documents and services provided by the Consultant are for the sole use and benefit of the Client. Nothing contained in this agreement shall create a contractual relationship with or a cause of action in favor of any third party against either the Consultant or the Client.

Certification, Guarantees and Warranties: The Consultant shall not be required to execute any documents that would result in the Consultant certifying, guaranteeing or warranting the existence of any conditions.

Limitation of Liability: In recognition of the relative risks, rewards and benefits of the project to both the Client and the Consultant, the risks have been allocated such that the Client agrees that, to the fullest extent permitted by law, the Consultant's total liability to the Client for any and all injuries, damages, claims, losses, expenses or claim expenses arising out of this Agreement from any cause or causes, shall not exceed \$100,000. Such causes included, but are not limited to, the Consultant's negligence, errors, omissions, strict liability, breach of contract or breach of warranty.

Dispute Resolution: Any claims or disputes between the Client and the Consultant arising out of the services to be provided by the Consultant or out of this Agreement shall be submitted to nonbinding mediation. The Client and the Consultant agree to include a similar mediation agreement with all contractors, subconsultants, subcontractors, suppliers and fabricators, providing for mediation as the primary method for dispute resolution among all parties.

Termination of Service: This Agreement may be terminated within thirty (30) days of providing written notification at any time by either party should the other party fail to perform its obligation hereunder.

CONCLUSION

We look forward to continuing to partner with the City of Rock Falls and supporting their efforts to provide a quality enterprise GIS system to its staff and the general public. As you know, identifying even small cost savings can add up to significant amounts over extended periods of time and creates a noticeable return-on-investment in a case such as this. We are confident that we will exceed your expectations regarding GIS services, and stand ready to partner with you in delivering the best possible services to your constituents.



SIGNATURES

In witness thereof, the City of Rock Falls, IL and Cloudpoint Geographics, Inc. agree to the terms as outlined herein on this _____ day of _____, _____ A.D.

Signed

Signed- Cloudpoint Geographics, Inc.

Name

Jonathan J. Hodel, P.E., GISP
Name

Title

President
Title

Address

107 W. Ann St., PO Box 1017
Address

City, State, Zip

Roanoke, IL 61561
City, State, Zip

ATTACHMENT A- CURRENT LAYERS IN ROCK FALLS GIS

Service Description: rock falls

Map Name: Layers

Legend

All Layers and Tables

Layers:

<ul style="list-style-type: none"> • Electric Data (0) • Poles (1) • Light (2) • Enclosures (3) • Underground Transformer Banks (4) • Switches (5) • Primary (6) • Capacitor Bank (7) • Down Guy (8) • Substation (9) • Fuse Bank (10) • Primary OH Conductor (11) • OH_Guy_Wire (12) • Primary UG Conductor (13) • Secondary (14) • Secondary OH Conductor (15) • Secondary UG Conductor (16) • Transmission34_5kV (17) • Fiber Data (18) • Termination (19) • DigitalCrossConnect (20) • DigitalLoopCarrier (21) • Fiber Interconnect (22) • Mux (23) • PatchPanel (24) • Optical Repeater (25) • Splitter (26) • Splice Closure (27) • Locate Point (28) • Structure (29) • Riser (30) • PushBrace (31) • Anchor Guy (32) • FiberCable (33) • Sewer Data (34) • Sewer Network (35) • Sewer Manholes (36) 	<ul style="list-style-type: none"> • Sewer Pressurized Mains (37) • Sewer Gravity Mains (38) • Sewer Lateral Lines (39) • Sewer Test Stations (40) • Sewer Network Structures (41) • Sewer System Valves (42) • Sewer Control Valves (43) • Sewer Inlets (44) • Sewer Discharge Points (45) • Sewer Clean Outs (46) • Sewer Taps (47) • Sewer Fittings (48) • Sewer Service Connections (49) • Sewer Casings (50) • Sewer Virtual Drainlines (51) • Sewer Open Drains (52) • Sewer Detention Areas (53) • Stormwater Network (54) • Stormwater Network (55) • Storm Network Structures (56) • Storm Control Valves (57) • Storm Inlets (58) • Storm Discharge Points (59) • Storm Clean Outs (60) • Storm Manholes (61) • Storm Gravity Mains (62) • Storm System Valves (63) • Storm Fittings (64) • Storm Culverts (65) • Storm Casings (66) • Storm Virtual Drainlines (67) • Storm Open Drains (68) • Storm Detention Areas (69) • Water Data (70) • Water Abandoned Points (71) • Water Test Stations (72)
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<ul style="list-style-type: none">• Water Sampling Stations (73)• Water Service Connections (74)• Water Hydrants (75)• Water Pumps (76)• Water Network Structures (77)• Water Control Valves (78)• Water Curb Stop Valves (79)• Water Fittings (80)• Water System Valves (81)• Water Abandoned Lines (82)• Water Construction Lines (83)• Water Mains (84)• Water Lateral Lines (85)• Water Casings (86)• Water Structures (87)• Pressure Zones (88)	
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Write Off of Uncollectible Accounts

1. Customer accounts that are deemed uncollectible will be presented for write off. An account will be deemed uncollectible after all reasonable effort has been made to collect, and five (5) years have elapsed since the last date of payment or date when last service was provided. An account that has been discharged in bankruptcy is also uncollectible. Once a customer account is deemed uncollectible, it can be recommended for write off.
2. At least twice a year, uncollectible accounts will be presented to the Electric Committee (Utilities Committee) for their approval for write off.
3. Once the Electric Committee (Utilities Committee) has approved, these accounts will be presented to the Finance Committee and then to the full City Council for approval.
4. Once full City Council approval has been made, the account is written off. No further action will be made to collect on the account.
5. Voluntary payment of written off accounts can be accepted by the City after these accounts are written off.

Zero Out of Credit Balance Accounts

1. Occasionally accounts end up with a credit balance for such reasons as overpayment or unused balance of deposits. At the time the account is being final billed, all efforts are made to obtain a forwarding address.
2. Accounts will be deemed abandoned if they remain unclaimed for the period specified in the Unclaimed Property Act for property to be deemed abandoned. Credit balances of less than \$5.00 will be zeroed out. Credit balances of more than \$5.00 will be sent to the Illinois State Treasurer as unclaimed property in compliance with the Unclaimed Property Act.
3. These accounts will then be zeroed out and no longer show a credit balance.