

CITY OF EVANSTON
COOK COUNTY, ILLINOIS

ORDINANCE NO. 46-0-95

AN ORDINANCE
REALLOCATING \$3,661,650.00 OF THE CITY OF EVANSTON'S
PRIVATE ACTIVITY BOND ALLOCATION TO THE
ILLINOIS DEVELOPMENT FINANCE AUTHORITY

ADOPTED BY THE
MAYOR AND CITY COUNCIL
OF THE
CITY OF EVANSTON

THIS 27th DAY OF APRIL, 1995



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46-0-95
ORDINANCE

ORDINANCE REALLOCATING \$3,661,650 OF THE CITY OF
EVANSTON'S PRIVATE ACTIVITY BOND ALLOCATION
TO THE ILLINOIS DEVELOPMENT FINANCE AUTHORITY

WHEREAS, pursuant to the Internal Revenue Code of 1986, as amended, the City of Evanston (the "City") as a constitution home rule unit is allocated a certain amount of "volume cap" per calendar year; and

WHEREAS, the Illinois Private Activity Bond Allocation Act, 30 ILCS 345 et seq., provides, among other things, that the corporate authorities of any home rule unit may reallocate all or any portion of its unused allocation of volume cap; and

WHEREAS, the City has available unused volume cap for calendar year 1995; and

WHEREAS, the City wishes to authorize the Mayor of the City (the "Mayor") to reallocate a portion of its unused volume cap for calendar year 1995 to the Illinois Development Finance Authority (the "Authority") for use in connection with certain transactions;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF EVANSTON:

SECTION 1. Reallocation. The City hereby authorizes and directs the Mayor, upon receipt of a fee to the City of 1% of the amount of cap reallocated (i.e., \$36,616.50), to reallocate to the Authority \$3,661,650 of its unused volume cap, for calendar year 1995 (the "Reallocation") for application by the Authority to bonds to be issued to finance manufacturing projects located in one or more of the following municipalities for use by one or more of the following entities:

<u>Location</u>	<u>User of Project</u>	<u>Estimated Jobs Created</u>
Woodridge, IL	Home Run Inn Frozen Foods, Inc.	139
Bedford Park, IL	Homak Manufacturing Company, Inc.	100
Wood Dale, IL	Icon Metalcraft, Inc.	83
Romeoville, IL	Fleetwood Systems, Inc.	230

Once made, the Reallocation shall be irrevocable. The Mayor will evidence the making of such Reallocation by filing a certificate with the Clerk of the City stating the amount of volume cap reallocated pursuant to this ordinance.

SECTION 2. Records. The Mayor is hereby authorized and directed to maintain a record of such Reallocation for the term of the Bonds issued pursuant to such Reallocation.

SECTION 3. Notice. The Mayor shall provide a written notice of such Reallocation to the Office of the Governor and to the Authority.

SECTION 4. Execution of Documents. The Mayor shall execute such agreements, certificates and other documents on behalf of the City as he deems necessary and desirable to evidence such Reallocation, which may include a representation on behalf of the City that such Reallocation volume cap has not been used and is available for Reallocation under the Internal Revenue Code and the Illinois Private Activity Bond Allocation Act.

SECTION 5. Effective Date. This ordinance shall be effective from and after its passage.

* * *


DATED: April 27, 1995

VOTE:

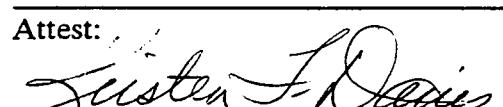
AYE: Aldermen Feldman, Newman, Drummer, Guthrie, Heydemann, Moran and Engelman.

NAY: None

APPROVED:


Mayor *Tom*

Attest:


City Clerk *(By MPM)*

Recorded in the Municipal Records: April 27, 1995.

CERTIFICATE OF THE MAYOR

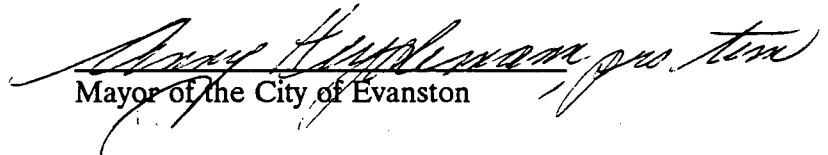
The undersigned does hereby certify that he is the duly qualified and acting Mayor (the "Mayor") of the City of Evanston, Cook County, Illinois (the "City") and does hereby further certify as follows:

1. Pursuant to an ordinance of the City entitled "ORDINANCE REALLOCATING \$3,661,650 OF THE CITY OF EVANSTON'S PRIVATE ACTIVITY BOND ALLOCATION TO THE ILLINOIS DEVELOPMENT FINANCE AUTHORITY" (the "Ordinance"), the Mayor has been authorized and directed to reallocate \$3,661,650 of the City's private activity bond volume cap to the Illinois Development Finance Authority (the "Authority").

2. As of the date hereof, the undersigned does hereby irrevocably reallocate to the Authority \$3,661,650 of the City's volume cap for the calendar year 1995.

3. The undersigned has provided notice of such reallocation to the Office of the Governor of the State of Illinois and the Authority substantially in the form attached hereto as Exhibit A.

IN WITNESS WHEREOF, I hereunto affix my official signature this 27th day of April, 1995.


Mayor of the City of Evanston

EVIDENCE OF MAILING OF MAYOR'S
NOTICE OF REALLOCATION
TO THE OFFICE OF THE GOVERNOR

To: Office of the Governor
207 State House
Springfield, Illinois 62703
Attn: Kim Fowler

Illinois Development Finance Authority
233 South Wacker Drive
Suite 5310
Chicago, Illinois 60606
Attn: Executive Director

The undersigned, the Mayor (the "Mayor") of the City of Evanston (the "City"), pursuant to an ordinance of the City entitled "ORDINANCE REALLOCATING \$3,661,650 OF THE CITY OF EVANSTON'S PRIVATE ACTIVITY BOND ALLOCATION TO THE ILLINOIS DEVELOPMENT FINANCE AUTHORITY" duly adopted by the Mayor and the City Council of the City and effective on April 27, 1995, hereby notifies the Office of the Governor of the State of Illinois and the Illinois Development Finance Authority (the "Authority") that, on April 27, 1995, the undersigned has reallocated \$3,661,650 of the City of Evanston's unused private activity bond volume cap for the calendar year 1995 to the Authority. Such allocation is irrevocable.

IN WITNESS WHEREOF, I hereunto affix my official signature, this 27th day of April, 1995.

CITY OF EVANSTON

By: 
Mayor

CERTIFICATE OF THE CITY CLERK

I, the undersigned, do hereby certify that I am the duly qualified and acting City-Clerk of the City of Evanston, Cook County, Illinois and as such official I do further certify as follows:

1. The undersigned keeps the official books, records, files and journal of the proceedings of the City of Evanston.

2. Attached hereto as Exhibit A is a true, correct and complete copy of an ordinance of the City entitled "ORDINANCE REALLOCATING \$3,661,650 OF THE CITY OF EVANSTON'S PRIVATE ACTIVITY BOND ALLOCATION TO THE ILLINOIS DEVELOPMENT FINANCE AUTHORITY" duly adopted by the Mayor and the City Council of the City effective on April 27, 1995, said ordinance has not been repealed, amended, supplemented or modified in any way and remains in full force and effect on the date hereof.

3. Attached hereto as Exhibit B is a true, correct and complete excerpt of the Minutes of the regular meeting of the City Council of the City held April 27, 1995 evidencing the adoption of said ordinance.

4. Attached hereto as Exhibit C is a full, true and complete copy of the Certificate of the Mayor confirming the reallocation of \$3,661,650 of the City of Evanston's unused private activity bond volume cap for the calendar year 1995 to the Authority which was filed with the Office of the City Clerk on April 27, 1995.

5. At the time of execution of the attached Certificate of the Mayor, the person signing said Certificate was the duly qualified and acting Mayor of the City of Evanston.

IN WITNESS WHEREOF, I hereunto affix my official signature this 27th day of April, 1995.

[SEAL]

CITY OF EVANSTON

By Linda F. Davis
City Clerk By MPM

MINUTES of a special meeting of the Mayor and City Council of the City of Evanston, Cook County, Illinois, held at the City Hall, 2100 Ridge, Evanston, Illinois, 60201 in said City at 5:45 o'clock p.m., on the 27th day of April, 1995.

* * *

The Mayor called the meeting to order. Upon roll call by the City Clerk, the following Council Members answered present:

Aldermen Feldman, Newman, Drummer, Guthrie, Heydemann, Moran and Engelman

and the following Council Member(s) were absent: Aldermen Holsman and Kent

thereby constituting a quorum.

Mayor pro tem Heydemann presented and read in full ordinance as follows: