

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 September 6th, 2016 6:30 p.m.

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

Audience Requests:

Community Affairs:

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

Consent Agenda:

1. Approve the Minutes of the August 16th, 2016 Regular Council Meeting.
2. Approval of bills as presented.
3. Approval of the request of the Rock Falls High School for the annual Homecoming Parade on September 22nd, 2016 at 5:30pm.

Ordinance First Reading:

1. Approval of **Ordinance 2016-2281** amending Chapter 6 Article III Division I Section 6-79 – Insurance Requirements for Contractors in the City.
2. Approval of **Ordinance 2016-2282** amending Chapter 2 Article VI, Division 2 Section 2-198 Compensation for City Clerk.
3. Approval of **Ordinance 2016-2283** amending Section 32-132(a) Accepting wastewater from private septic or sewage systems.

Ordinance Second Reading/ Adoption

1. Adoption of **Ordinance 2016-2284** Amending Chapter 1 Article II Division 1 Section 1-41 Reducing fines for certain cannabis and cannabis paraphernalia offenses.

City Administrator Robbin D. Blackert:

1. Approval of the recommendations from the Electric and Finance Committees for utility write-offs in the amount of \$28,440.74
2. IEPA Intergovernmental agreement.

Information/Correspondence:

Eric Arduini, City Clerk
James Reese, City Attorney
Brian Frickenstein, City Engineer

Department Heads:

Water Reclamation- Ed Cox
Electric- Dick Simon
Police Chief- Chief Tammy Nelson
Fire Chief- Chief Gary Cook
Building Inspector- Mark Searing

Street Department- Larry Spinka

1. Approval of the replacement of two Garage Doors at the Street Department by Garage Door Specialists 1311 West 4th Street Sterling, IL. in the amount of \$12,545.25

Water – Ted Padilla

1. Approval of the change order for Well #7 Contract 2 for the restoration of the SCADA system to a new control PC and testing in an amount not to exceed \$5680.50.
2. Approval of the recommendation from the Public Works committee from for the installation of a new light on the Green Water tower from Complete Electrical Contractors 215 West 14th St. Rock Falls, IL. in the amount of \$7720.00
3. Approval of the recommendation from the Public Works committee from for replacement of filter piping from Ferguson Waterworks 1720 State Street Dekalb, IL. in the amount of \$11,730.44

Tourism – Janell Loos

1. Approval of the RB&W District Event Permit Application for “Bridge the Community 5K & 10K Run” September 10th, 2016

Utility Office – Diane Hatfield

Ward Reports:

Ward 1	Ward 2	Ward 3	Ward 4
Ald. Reitzel	Ald. Kuhlemier	Ald. Schuneman	Ald. Folsom
Ald. Logan	Ald. Snow	Ald. Kleckler	Ald. Ebenezer

Mayor's Report:

1. Request Council approval for the appointment of Rodolfo I. Luevano to Part-Paid Firefighter with the City of Rock Falls, upon completion of all requirements, background check, and physical.
2. Approve the signing of the intergovernmental agreement, and Adoption of Ordinance 2016-2285 establishing the New Whiteside Carroll Enterprise Zone.

Executive Session:

1. Section 2(c)(2) Collective Bargaining

Any action taken from Executive Session:

Adjournment:

Next City Council Meeting 9-20-2016

Posted 9-2-2016

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

August 16th, 2016

The regular meeting of the Mayor and City Council of Rock Falls, Illinois was called to order at 6:30 p.m. August 16th, 2016 in the Council Chambers of Rock Falls by Mayor William B. Wescott.

City Clerk Eric Arduini called the roll following the pledge of allegiance. A quorum was present including Mayor William B. Wescott, Aldermen Reitzel, Logan, Snow, Kuhlemier, Schuneman, Kleckler, Folsom and Ebenezer. In addition City Attorney Jim Reese, and City Administrator Robbin Blackert were present.

Special Recognition:

Mayor Bill Wescott thanked the Rock Falls Little League Softball 10U team for their great job in winning the state tournament. The Mayor reminded the players that they play for their team, family, the City of Rock Falls and everyone who lives here. City Clerk Eric Arduini read aloud the proclamation, proclaiming August 17th, 2016 as Little League Softball 10U State Championship Day in Rock Falls. A motion to approve the proclamation was made by Alderman Logan, and second by Alderman Folsom.

Viva Voce Vote, motion carried

Consent Agenda:

The Consent agenda was read aloud by Clerk Arduini. Alderman Kleckler noted that the vote count was missing from the final action of the August 2nd, 2016 minutes. A motion to approve the consent agenda by omnibus designation with corrections was made by Alderman Snow, and second by Alderman Logan.

1. Approval of the minutes of the August 2nd, 2016 Regular Council Meeting.
2. Approval of bills as presented.
3. Approval of **Resolution 2016-747** 2016 Bridge the Community Run.
4. Approval of **Resolution 2016-748** 2016 Fiesta Day Parade.

Vote 8 aye, motion carried

Ordinance First Reading:

A motion to approve the first reading of **Ordinance 2016-2284** was made by Alderman Schuneman, and second by Alderman Reitzel.

Ordinance 2016-2284 Amending Chapter 1 Article II Division 1 Section 1-41 Reducing fines for certain cannabis and cannabis paraphernalia offenses.

Viva Voce Vote, motion carried

Ordinance Second Reading/ Adoption:

A motion was made by Alderman Kuhlemier, and second by Alderman Logan for the adoption of **Ordinance 2016-2279** Repealing Subsection (39) of Section 18-152 of the Municipal Code removing parking restrictions on West 2nd Street.

Vote 7 aye, motion carried (Alderman Reitzel recused himself from this vote)

A motion was made by Alderman Kuhlemier, and second by Alderman Logan for the adoption 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.

Vote 6 aye, 1 nay (Kleckler) motion carried (Alderman Reitzel recused himself from this vote)

City Administrator Robbin D. Blackert:

City Administrator Robbin Blackert reported that she has been pleased with the way working with Baird and Co. on the TIF bonds has gone. They have been very responsive and good to work with.

Administrator Blackert gave an update to the Council about the Illinois EPA Revolving Loan Fund request for the limestone building assessment. The state had earmarked the money in the last annual budget, and it was stopped in February. Last Wednesday the City received word that the funding has now been approved. There will be an intergovernmental agreement in September for the RLF funds, and Terracon has begun working with the demolition company to get the project on their schedule.

A motion was made by Alderman Snow, and second by Alderman Reitzel to approve the request of a street closure for a block party on September 10th, 2016.

Viva Voce Vote, motion carried

Administrator Blackert informed the Council that she will be taking six days off for vacation this week and next to spend time with her son.

Information/Correspondence:

City Clerk Eric Arduini received an RB&W District Event Permit application from Jjekkels Inc. to host a "Junk in the Trunk plus More" event on the riverfront patio September 24th, 2016 10am - 2pm. Matty Elliot approached the Council and explained that the new business will be a non-profit that offers respite care to area residents who may have been involved with Kreider Services. Mrs. Elliot explained that it would be a bit of a flea market during the rummage sales days. The vendors would pay for a spot in the sale, and money raised from the sale may go back to the fundraiser too. A motion to approve the application with proof of not-for-profit status and insurance, and waiving of the rental fees was made by Alderman Snow, and second by Alderman Schuneman.

Viva Voce Vote, motion carried

City Engineer Brian Frickenstein reported that Phase I of the RB&W Riverfront Trail had begun.

Department Heads:

Building Inspector- Mark Searing

Building Inspector Mark Searing explained the sale of an abandoned property to Eduardo Trujillo. The original sales agreement gave Mr. Trujillo one year to bring the property up to code. A motion was made by Alderman Snow and second by Alderman Folsom for the approval of **Resolution 2016-749** Execution of a second amendment to cash sale real estate contract for the property at 606 East 4th Street. This will extend the time to October 1st, 2016
Vote 8 aye, motion carried

Inspector Searing reported that he has been in contact with Dunkin Donuts, and the project is coming soon.

Water – Ted Padilla

A motion was made by Alderman Reitzel, and second by Alderman Schuneman for the approval of the recommendation from the Public Works Committee to have well pump #4 rebuilt by Layne 721 W. Illinois Avenue, Aurora, IL in the amount of \$15,493.00. This pump can be used as a spare for the other wells in the future.

Vote 8 aye, motion carried

Ward Reports:

Ward 2

Alderman Glen Kuhlemier wished his wife Delores a happy 80th birthday. Alderman Kuhlemier also thanked Cory Jobe Director, Illinois Office of Tourism for having Rock Falls put on the Illinois tourism map. Rock Falls has hotels, and tourist attractions, yet had been left off of the map in the past.

Alderman Brian Snow wished his mother a happy birthday, and reminded residents to look out for children now that school is back in session.

Ward 3

Alderman Jim Schuneman stated that Cory Jobe was a good speaker at the Blackhawk Trails Annual Conference. He also reminded everyone to watch for children.

Ward 4

Alderman Folsom wants to inform the State of a bad spot on Route 30 and 12th Avenue in the Eastbound Lane.

Mayor's Report:

Mayor Bill Wescott explained that due to his job, it is difficult for Alderman Ebenezer to make it to the Public Works / Public Property Committee meetings. Alderman Schuneman is available, and usually at the meetings already. A motion was made by Alderman Logan, and second by Alderman Snow to add Alderman Jim Schuneman to the Public Works / Public Property Committee.

Viva Voce Vote, motion carried

Mayor Wescott distributed renderings of the RB&W District Park and Veterans Park areas along the riverfront. Local residents plan to erect two memorials. One is for veterans, Police, Fire, and EMS personnel, and the other will be for Prisoners of War. The estimated costs for the memorials is around \$80,000, and the money will be raised privately. The City will provide street lighting, and run power to the lighted flag area. Mayor Wescott stated that this will be a wonderful memorial for our veterans, and the group would like some confirmation from the Council that the project will be allowed in the RB&W District space. A motion was made by Alderman Logan, and second by Alderman Snow for a resolution to be drafted concerning the memorials being placed in the RB&W greenspace.

Vote 7 aye, motion carried (Alderman Reitzel recused himself from this vote)

Mayor Wescott announced that he also had good news to share. After working diligently for the OSLAD Grant only to have it put on hold, and then relentlessly contacting the IDNR, and Senator Neil Anderson, along with other law makers this work has paid off. Senator Anderson called the Mayor last week, and the \$400,000 matching grant will be awarded to the City of Rock Falls. The money will be used for the engineering work that has been done, and it is great news to have it come along at this time.

Executive Session

A motion to enter executive session for collective bargaining section 2(c)(2) was made by Alderman Snow, and second by Alderman Logan.

City Council enters executive session at 7:15pm

City Council enters back into regular session at 7:36pm

Actions Taken from Executive Session

A motion approving the tentative agreement with the IBEW Local 196 Utilities approving the changes as outlined in the template subject to formal ratification was made by Alderman Kuhlemier, and second by Alderman Reitzel.

Vote 8 aye, motion carried

With nothing else for the good of the Council a motion was made by Alderman Folsom and second by Alderman Reitzel to adjourn the meeting at 7:38pm.

Viva Voce Vote, motion carried

Meeting is adjourned at 7:40pm



Eric Arduini, City Clerk

CITY OF ROCK FALLS

Rock Falls, Illinois September 6, 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		\$1,549.23
General Fund		\$54,924.43
Tax Increment Financing		\$2,906.48
Industrial Development		\$110.00
Electric	Electric O & M	\$126,044.57
Broadband Fund		\$1,294.99
GIS/IT Fund		\$0.00
Sewer	Sewer Revenue/O & M	\$11,134.47
Water	Water Revenue/O & M	\$277,579.98
Garbage		\$137.50
Customer Service Center		\$3,654.59
D.U.I. Fund		\$135.25
Drug Fund		\$0.00
Tobacco Grant		\$0.00
Motor Fuel Tax		\$0.00
Customer Utility Deposits		\$598.94
		<u>\$480,070.43</u>

Alderman Kuhlemier
Alderman Logan
Alderman Kleckler

INVOICES DUE ON/BEFORE 09/02/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

TOURISM			
05	TOURISM		
795	SBM BUSINESS EQUIPMENT CENTER	3,574.80	46.75
	TOURISM		46.75
GENERAL FUND			
01	ADMINISTRATION		
1472	WARD, MURRAY, PACE & JOHNSON	48,073.50	3,630.00
4392	WILLIAM B WESCOTT	451.19	40.00
753	ROCK FALLS CHAMBER OF COMMERCE	2,000.00	500.00
T0003593	DEKALB COUNTY EDC		40.00
	ADMINISTRATION		4,210.00
02	CITY ADMINISTRATOR		
4972	ROBBIN BLACKERT	160.00	40.00
	CITY ADMINISTRATOR		40.00
03	PLANNING/ZONING		
1472	WARD, MURRAY, PACE & JOHNSON	48,073.50	55.00
	PLANNING/ZONING		55.00
04	BUILDING		
2797	MARK SEARING	160.00	40.00
795	SBM BUSINESS EQUIPMENT CENTER	3,574.80	46.74
	BUILDING		86.74
06	POLICE		
1472	WARD, MURRAY, PACE & JOHNSON	48,073.50	220.00
295	PAM ERBY	400.00	50.00
5061	JONATHAN CATER		301.08
5167	PORTER LEE CORPORATION		11,116.52

DATE: 09/01/2016
TIME: 13:51:04
ID: AP443000.WOW

CITY OF ROCK FALLS
DEPARTMENT SUMMARY REPORT

PAGE: 2

INVOICES DUE ON/BEFORE 09/02/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

GENERAL FUND			
06	POLICE		
55	ARAMARK UNIFORM SERVICES, INC.	8,829.47	58.66
T0001753	PUBLIC AGENCY TRAINING COUNCIL		295.00
	POLICE		12,041.26
10	STREET		
110	BONNELL INDUSTRIES, INC.	7,912.11	25.25
194	GRUMMERT'S HARDWARE - R.F.	2,699.24	80.08
34	ALTORFER INC.	61,975.16	185.27
4775	BIRKEY'S FARM STORE INC	232.48	18.88
5066	CORY SCHRYVER		140.00
529	LAWSON PRODUCTS, INC.	1,399.91	161.05
55	ARAMARK UNIFORM SERVICES, INC.	8,829.47	120.85
690	PLAINWELL BRASS, INC.	798.72	888.72
	STREET		1,620.10
12	PUBLIC PROPERTY		
194	GRUMMERT'S HARDWARE - R.F.	2,699.24	9.96
2451	MENARDS	2,733.22	28.90
	PUBLIC PROPERTY		38.86
13	FIRE		
1472	WARD, MURRAY, PACE & JOHNSON	48,073.50	220.00
194	GRUMMERT'S HARDWARE - R.F.	2,699.24	39.86
2451	MENARDS	2,733.22	15.96
2509	RENNERT'S FIRE EQUIPMENT	267.92	97.94
2756	EMERGENCY MEDICAL PRODUCTS	202.80	634.50
295	PAM ERBY	400.00	50.00
4396	GARY COOK	160.00	40.00
4796	VERIZON WIRELESS	6,068.85	179.31
603	BILL MILBY	160.00	40.00
724	RANDY'S TRUCK REPAIR, INC.	6,629.06	155.18
T0000886	WHITESIDE COUNTY HEALTH DEPT		30.00
	FIRE		1,502.75

INVOICES DUE ON/BEFORE 09/02/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

BUILDING CODE DEMOLITION FUND			
12	BUILDING CODE DEMOLITION FUND		
4027	WHITESIDE COUNTY RECORDER	1,690.50	127.00
5009	WILLIAMS LAWN CARE &	9,311.04	1,024.40
	BUILDING CODE DEMOLITION FUND		1,151.40
INDUSTRIAL DEVELOPMENT FUND			
14	INDUSTRIAL DEVELOPMENT		
1472	WARD, MURRAY, PACE & JOHNSON	48,073.50	110.00
	INDUSTRIAL DEVELOPMENT		110.00
ELECTRIC FUND			
20	OPERATION & MAINTENANCE		
1472	WARD, MURRAY, PACE & JOHNSON	48,073.50	770.00
194	GRUMMERT'S HARDWARE - R.F.	2,699.24	488.11
2244	SCHREINER'S EXPRESS LUBE	208.12	44.04
2451	MENARDS	2,733.22	103.58
2631	HOUSE'S TRUCK & AUTO REPAIR	8,876.26	234.96
283	ANIXTER INC	10,858.70	253.50
305	FEDEX		330.19
4148	BHMG ENGINEERS	3,750.00	1,250.00
4626	ENGEL ELECTRIC CO.	12,871.33	1,386.89
4681	EDLER POWER SERVICES INC		9,705.00
4730	FLETCHER-REINHARDT CO	9,381.30	1,779.60
4794	MIKE WILKINS TREE & LANDSCAPIN	38,400.00	2,400.00
4938	MICHLIG ENERGY LTD	119,189.44	10,776.81
5022	AIMS MECHANICAL, LLC	337,742.00	11,712.00
529	LAWSON PRODUCTS, INC.	1,399.91	419.08
55	ARAMARK UNIFORM SERVICES, INC.	8,829.47	217.47
795	SBM BUSINESS EQUIPMENT CENTER	3,574.80	126.87
964	UUSCO	142.88	38.28
	OPERATION & MAINTENANCE		42,036.38
SEWER FUND			
38	OPERATION & MAINTENANCE		
1472	WARD, MURRAY, PACE & JOHNSON	48,073.50	220.00
3107	CULVER'S		46.68

DATE: 09/01/2016
TIME: 13:51:04
ID: AP443000.WOW

CITY OF ROCK FALLS
DEPARTMENT SUMMARY REPORT

PAGE: 4

INVOICES DUE ON/BEFORE 09/02/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

SEWER FUND			
38	OPERATION & MAINTENANCE		
318	FIVE STAR ENTERPRISES		82.77
395	HILL'S ELECTRIC MOTOR SERVICE	866.30	1,767.66
4027	WHITESIDE COUNTY RECORDER	1,690.50	15.50
533	LECTRONICS, INC.	3,054.06	487.75
	OPERATION & MAINTENANCE		2,620.36
WATER FUND			
40	WATER		
1023	WILLETT, HOFMANN & ASSOCIATES	31,770.92	8,760.25
4361	FERGUSON WATERWORKS #2516	54,601.79	349.49
4868	O'BRIEN CIVIL WORKS, INC.		81,594.90
514	T.D. KURTZ GLASS COMPANY		3,597.00
	WATER		94,301.64
48	OPERATION & MAINTENANCE		
1110	MARTIN EQUIPMENT OF IA-IL, INC	1,983.22	800.03
1472	WARD, MURRAY, PACE & JOHNSON	48,073.50	220.00
2451	MENARDS	2,733.22	297.31
2611	FISCH MOTORS INC	629.00	34.00
2847	PDC LABORATORIES, INC.	470.40	374.00
4027	WHITESIDE COUNTY RECORDER	1,690.50	15.50
4045	SCADAWARE, INC.	2,939.80	530.73
4207	O'REILLY AUTOMOTIVE INC	2,079.90	16.17
4361	FERGUSON WATERWORKS #2516	54,601.79	55.77
4796	VERIZON WIRELESS	6,068.85	38.01
5141	CINTAS CORPORATION	746.35	327.80
5151	LEE JENSEN SALES CO, INC.	32,251.49	919.10
530	LAYNE CHRISTENSEN COMPANY	1,224.00	5,333.25
55	ARAMARK UNIFORM SERVICES, INC.	8,829.47	56.60
67	B & D SUPPLY CO.	3,026.60	139.50
T0002838	SUPREME CLEANERS	597.90	510.00
	OPERATION & MAINTENANCE		9,667.77
GARBAGE FUND			
50	GARBAGE		

DATE: 09/01/2016
TIME: 13:51:04
ID: AP443000.WOW

CITY OF ROCK FALLS
DEPARTMENT SUMMARY REPORT

PAGE: 5

INVOICES DUE ON/BEFORE 09/02/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

GARBAGE FUND			
50	GARBAGE		
1472	WARD, MURRAY, PACE & JOHNSON	48,073.50	55.00
	GARBAGE		55.00
CUSTOMER SERVICE CENTER			
51	CUSTOMER SERVICE CENTER		
5063	SEDONA STAFFING	10,129.64	645.20
	CUSTOMER SERVICE CENTER		645.20
	TOTAL ALL DEPARTMENTS		170,229.21

DATE: 08/25/2016
 TIME: 14:43:11
 ID: AP443000.WOW

CITY OF ROCK FALLS
 DEPARTMENT SUMMARY REPORT

PAGE: 1

INVOICES DUE ON/BEFORE 08/26/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

TOURISM			
05	TOURISM		
1493	WILLIAM & MARY COMPUTER CENTER	25,489.88	379.00
172	CITY OF ROCK FALLS	2,047.11	21.60
200	COM ED	533.28	34.18
2071	BLACKHAWK WATERWAYS	8,588.00	146.81
4815	TDG COMMUNICATIONS INC	8,377.50	90.00
5015	CARD SERVICE CENTER	20,979.73	830.89
	TOURISM		1,502.48
GENERAL FUND			
01	ADMINISTRATION		
172	CITY OF ROCK FALLS	2,047.11	0.93
4310	PITNEY BOWES	1,553.39	500.00
4744	RISE BROADBAND	2,729.28	19.51
4834	GARY R CAMPBELL	219.90	50.95
5015	CARD SERVICE CENTER	20,979.73	130.86
5148	RETAIL ATTRACTIONS LLC	24,320.00	3,600.00
795	SBM BUSINESS EQUIPMENT CENTER	3,012.06	107.00
T0002463	YWCA		50.00
	ADMINISTRATION		4,459.25
02	CITY ADMINISTRATOR		
172	CITY OF ROCK FALLS	2,047.11	1.86
4744	RISE BROADBAND	2,729.28	23.41
5015	CARD SERVICE CENTER	20,979.73	41.83
	CITY ADMINISTRATOR		67.10
04	BUILDING		
172	CITY OF ROCK FALLS	2,047.11	16.74
4744	RISE BROADBAND	2,729.28	46.82
5015	CARD SERVICE CENTER	20,979.73	13.00
	BUILDING		76.56
05	CITY CLERK'S OFFICE		

DATE: 08/25/2016
TIME: 14:43:11
ID: AP443000.WOW

CITY OF ROCK FALLS
DEPARTMENT SUMMARY REPORT

PAGE: 2

INVOICES DUE ON/BEFORE 08/26/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

GENERAL FUND			
05	CITY CLERK'S OFFICE		
172	CITY OF ROCK FALLS	2,047.11	155.05
2688	STAPLES CREDIT PLAN	20.89	107.30
4744	RISE BROADBAND	2,729.28	66.31
	CITY CLERK'S OFFICE		328.66
06	POLICE		
1622	C.O.P.S. TESTING SERVICE, INC.	2,160.00	2,130.00
172	CITY OF ROCK FALLS	2,047.11	22.55
2985	WALMART COMMUNITY/GEMB	1,613.56	5.88
3010	CUSTOM MONOGRAM	3,010.75	34.00
350	GISI BROS. INC.	3,117.90	136.95
4196	LAW ENFORCEMENT SYSTEMS INC		214.00
4201	JESSE'S TOWING & SERVICE		40.00
4744	RISE BROADBAND	2,729.28	97.53
4885	AMY STOECKEL		39.99
5015	CARD SERVICE CENTER	20,979.73	176.64
795	SBM BUSINESS EQUIPMENT CENTER	3,012.06	455.74
	POLICE		3,353.28
07	CODE HEARING DEPARTMENT		
172	CITY OF ROCK FALLS	2,047.11	49.97
	CODE HEARING DEPARTMENT		49.97
10	STREET		
194	GRUMMERT'S HARDWARE - R.F.	2,597.06	33.73
2771	PAETEC	933.84	77.41
2985	WALMART COMMUNITY/GEMB	1,613.56	69.40
4207	O'REILLY AUTOMOTIVE INC	1,597.49	8.99
4744	RISE BROADBAND	2,729.28	23.41
55	ARAMARK UNIFORM SERVICES, INC.	8,332.07	124.60
	STREET		337.54
12	PUBLIC PROPERTY		

DATE: 08/25/2016
TIME: 14:43:11
ID: AP443000.WOW

CITY OF ROCK FALLS
DEPARTMENT SUMMARY REPORT

PAGE: 3

INVOICES DUE ON/BEFORE 08/26/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

GENERAL FUND			
12	PUBLIC PROPERTY		
2985	WALMART COMMUNITY/GEMB	1,613.56	98.21
423	AT&T	7,190.70	232.82
	PUBLIC PROPERTY		331.03
13	FIRE		
1493	WILLIAM & MARY COMPUTER CENTER	25,489.88	299.00
172	CITY OF ROCK FALLS	2,047.11	13.02
194	GRUMMERT'S HARDWARE - R.F.	2,597.06	3.14
2244	SCHREINER'S EXPRESS LUBE	143.58	64.54
2985	WALMART COMMUNITY/GEMB	1,613.56	98.89
4207	O'REILLY AUTOMOTIVE INC	1,597.49	6.59
4655	WHEELHOUSE, INC.		674.24
4744	RISE BROADBAND	2,729.28	23.41
5015	CARD SERVICE CENTER	20,979.73	52.99
5032	COMCAST	59.70	19.90
	FIRE		1,255.72
BUILDING CODE DEMOLITION FUND			
12	BUILDING CODE DEMOLITION FUND		
5009	WILLIAMS LAWN CARE &	8,961.04	350.00
	BUILDING CODE DEMOLITION FUND		350.00
ELECTRIC FUND			
20	OPERATION & MAINTENANCE		
1493	WILLIAM & MARY COMPUTER CENTER	25,489.88	70.00
172	CITY OF ROCK FALLS	2,047.11	22.97
194	GRUMMERT'S HARDWARE - R.F.	2,597.06	10.79
2140	MCMASTER-CARR SUPPLY	2,005.88	14.12
219	CRESCENT ELECTRIC	779.38	8.69
2771	PAETEC	933.84	162.00
2985	WALMART COMMUNITY/GEMB	1,613.56	14.97
4207	O'REILLY AUTOMOTIVE INC	1,597.49	13.99
4544	UPS	71.36	12.79
4730	FLETCHER-REINHARDT CO	9,083.52	297.78
4744	RISE BROADBAND	2,729.28	519.63

DATE: 08/25/2016
TIME: 14:43:11
ID: AP443000.WOW

CITY OF ROCK FALLS
DEPARTMENT SUMMARY REPORT

PAGE: 4

INVOICES DUE ON/BEFORE 08/26/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

ELECTRIC FUND			
20	OPERATION & MAINTENANCE		
4794	MIKE WILKINS TREE & LANDSCAPIN	36,000.00	2,400.00
482	JOHNSON OIL CO	52.32	75.00
4889	KIRBY CABLE SERVICE INC	5,650.00	4,250.00
5015	CARD SERVICE CENTER	20,979.73	4,692.16
5022	AIMS MECHANICAL, LLC	323,468.00	14,274.00
5144	INMAN ELECTRIC MOTORS	34,690.20	5,282.00
5166	ENGINEERED LUBRICANTS CO		119.20
55	ARAMARK UNIFORM SERVICES, INC.	8,332.07	217.47
66	STERLING CHEVROLET CO.	674.00	717.96
67	B & D SUPPLY CO.	1,372.92	43.96
T0005020	RONALD COOK	200.00	200.00
	OPERATION & MAINTENANCE		33,419.48
SEWER FUND			
38	OPERATION & MAINTENANCE		
172	CITY OF ROCK FALLS	2,047.11	33.94
194	GRUMMERT'S HARDWARE - R.F.	2,597.06	14.08
200	COM ED	533.28	91.72
2451	MENARDS	2,686.25	46.97
2517	PRAIRIE HILL RDF	3,188.39	105.89
2985	WALMART COMMUNITY/GEMB	1,613.56	169.16
34	ALTORFER INC.	61,719.71	78.00
4207	O'REILLY AUTOMOTIVE INC	1,597.49	94.62
4446	MORING DISPOSAL, INC.	131,475.12	150.00
4744	RISE BROADBAND	2,729.28	23.41
5015	CARD SERVICE CENTER	20,979.73	33.94
T0001959	SAUK VALLEY PLUMBING INC	1,033.02	291.00
T0002852	SPAANS BABCOCK, INC.		5,184.51
	OPERATION & MAINTENANCE		6,317.24
WATER FUND			
40	WATER		
4361	FERGUSON WATERWORKS #2516	51,377.71	681.79
5165	BROTCKE WELL & PUMP		153,376.20
	WATER		154,057.99

DATE: 08/25/2016
TIME: 14:43:11
ID: AP443000.WOW

CITY OF ROCK FALLS
DEPARTMENT SUMMARY REPORT

PAGE: 5

INVOICES DUE ON/BEFORE 08/26/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

WATER FUND			
48	OPERATION & MAINTENANCE		
1493	WILLIAM & MARY COMPUTER CENTER	25,489.88	160.00
172	CITY OF ROCK FALLS	2,047.11	3.43
1740	VIKING CHEMICAL CO	4,092.11	711.50
1853	MOORE TIRES INC.	665.82	23.50
194	GRUMMERT'S HARDWARE - R.F.	2,597.06	40.44
2771	PAETEC	933.84	73.86
2985	WALMART COMMUNITY/GEMB	1,613.56	665.43
34	ALTORFER INC.	61,719.71	177.45
350	GISI BROS. INC.	3,117.90	31.94
4207	O'REILLY AUTOMOTIVE INC	1,597.49	358.22
423	AT&T	7,190.70	321.13
4361	FERGUSON WATERWORKS #2516	51,377.71	2,542.29
4655	WHEELHOUSE, INC.		894.00
4744	RISE BROADBAND	2,729.28	27.31
4996	LAI, LTD		2,565.36
5015	CARD SERVICE CENTER	20,979.73	417.81
55	ARAMARK UNIFORM SERVICES, INC.	8,332.07	155.33
67	B & D SUPPLY CO.	1,372.92	1,609.72
	OPERATION & MAINTENANCE		10,778.72
GARBAGE FUND			
50	GARBAGE		
4446	MORING DISPOSAL, INC.	131,475.12	82.50
	GARBAGE		82.50
CUSTOMER SERVICE CENTER			
51	CUSTOMER SERVICE CENTER		
172	CITY OF ROCK FALLS	2,047.11	99.72
2985	WALMART COMMUNITY/GEMB	1,613.56	29.34
4744	RISE BROADBAND	2,729.28	39.01
5015	CARD SERVICE CENTER	20,979.73	99.00
5063	SEDONA STAFFING	9,742.52	387.12
	CUSTOMER SERVICE CENTER		654.19
CUSTOMER UTILITY DEPOSITS			
75	CUSTOMER UTILITY DEPOSITS		

DATE: 08/25/2016
TIME: 14:43:11
ID: AP443000.WOW

CITY OF ROCK FALLS
DEPARTMENT SUMMARY REPORT

PAGE: 6

INVOICES DUE ON/BEFORE 08/26/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

CUSTOMER UTILITY DEPOSITS			
75	CUSTOMER UTILITY DEPOSITS		
T0001077			91.58
T0002954			108.34
T0003592			98.51
	CUSTOMER UTILITY DEPOSITS		298.43
	TOTAL ALL DEPARTMENTS		217,720.14

DATE: 08/18/2016
 TIME: 10:31:56
 ID: AP443000.WOW

CITY OF ROCK FALLS
 DEPARTMENT SUMMARY REPORT

PAGE: 1

INVOICES DUE ON/BEFORE 08/19/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

GENERAL FUND			
01	ADMINISTRATION		
4333	CIRCUIT CLERK OF OGLE COUNTY	695.00	291.00
	ADMINISTRATION		291.00
04	BUILDING		
1853	MOORE TIRES INC.	396.82	269.00
837	SHELL	19,317.21	113.06
	BUILDING		382.06
05	CITY CLERK'S OFFICE		
795	SBM BUSINESS EQUIPMENT CENTER	2,940.06	72.00
	CITY CLERK'S OFFICE		72.00
06	POLICE		
4796	VERIZON WIRELESS	4,593.47	438.76
5164	LEXIPOL LLC		7,535.00
55	ARAMARK UNIFORM SERVICES, INC.	7,723.19	58.66
651	NICOR	5,682.57	25.45
837	SHELL	19,317.21	1,947.36
	POLICE		10,005.23
07	CODE HEARING DEPARTMENT		
4929	TIMOTHY J SLAVIN	1,950.00	650.00
4931	MUNICIPAL SYSTEMS INC	3,253.78	611.00
	CODE HEARING DEPARTMENT		1,261.00
10	STREET		
110	BONNELL INDUSTRIES, INC.	6,160.01	1,752.10
1224	AIRGAS USA LLC	4,244.79	22.46
194	GRUMMERT'S HARDWARE - R.F.	2,029.20	16.57

DATE: 08/18/2016
TIME: 10:31:56
ID: AP443000.WOW

CITY OF ROCK FALLS
DEPARTMENT SUMMARY REPORT

PAGE: 2

INVOICES DUE ON/BEFORE 08/19/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

GENERAL FUND			
10	STREET		
2735	SLIM-N-HANKS		150.00
337	GARAGE DOOR SPECIALISTS	1,400.50	694.50
4207	O'REILLY AUTOMOTIVE INC	1,501.88	95.61
4528	MODERN SHOE SHOP	602.97	188.99
4796	VERIZON WIRELESS	4,593.47	100.17
5117	NETWORKFLEET, INC	2,728.80	151.60
5141	CINTAS CORPORATION	336.08	126.40
55	ARAMARK UNIFORM SERVICES, INC.	7,723.19	122.73
651	NICOR	5,682.57	99.52
837	SHELL	19,317.21	892.09
	STREET		4,412.74
12	PUBLIC PROPERTY		
1023	WILLETT, HOFMANN & ASSOCIATES	28,855.82	2,915.10
1052	SAUK VALLEY MEDIA	10,523.67	273.00
	PUBLIC PROPERTY		3,188.10
13	FIRE		
194	GRUMMERT'S HARDWARE - R.F.	2,029.20	30.39
2451	MENARDS	2,447.79	150.50
2509	RENNERT'S FIRE EQUIPMENT	191.33	76.59
4122	BLACKHAWK FIREFIGHTERS ASSOC		100.00
638	NFPA		175.00
651	NICOR	5,682.57	76.34
724	RANDY'S TRUCK REPAIR, INC.	5,942.25	686.81
837	SHELL	19,317.21	789.61
T0003294	MOBILE ELECTRONICS, INC		75.00
T0003587	THE FITTING ROOM		25.00
T0003588	DIXON PROP SHOP		82.00
	FIRE		2,267.24
BUILDING CODE DEMOLITION FUND			
12	BUILDING CODE DEMOLITION FUND		
1289	CITY OF ROCK FALLS UTILITIES	117,823.70	1,269.84
5009	WILLIAMS LAWN CARE &	8,541.04	420.00
	BUILDING CODE DEMOLITION FUND		1,689.84

DATE: 08/18/2016
TIME: 10:31:56
ID: AP443000.WOW

CITY OF ROCK FALLS
DEPARTMENT SUMMARY REPORT

PAGE: 3

INVOICES DUE ON/BEFORE 08/19/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

TIF - DOWNTOWN REDEVELOPMENT			
19	DOWNTOWN REDEVELOPMENT		
5008	POWER SYSTEM ENGINEERING INC	34,937.17	2,906.48
	DOWNTOWN REDEVELOPMENT		2,906.48
ELECTRIC FUND			
20	OPERATION & MAINTENANCE		
1224	AIRGAS USA LLC	4,244.79	45.48
194	GRUMMERT'S HARDWARE - R.F.	2,029.20	520.90
2140	MCMASTER-CARR SUPPLY	1,869.13	136.75
2451	MENARDS	2,447.79	87.96
2631	HOUSE'S TRUCK & AUTO REPAIR	8,685.81	190.45
2735	SLIM-N-HANKS		974.40
283	ANIXTER INC	10,694.90	163.80
423	AT&T	6,497.31	118.55
439	IMEA		500.00
4626	ENGEL ELECTRIC CO.	6,724.29	6,147.04
4794	MIKE WILKINS TREE & LANDSCAPIN	33,600.00	2,400.00
4796	VERIZON WIRELESS	4,593.47	714.13
4938	MICHLIG ENERGY LTD	105,790.70	13,398.74
4964	EMEDCO INC		532.08
5008	POWER SYSTEM ENGINEERING INC	34,937.17	8,252.71
5022	AIMS MECHANICAL, LLC	310,536.00	12,932.00
5100	CASEY HOWARD		350.00
5163	INNOVATIVE UTILITY PRODUCTS		704.94
55	ARAMARK UNIFORM SERVICES, INC.	7,723.19	218.73
631	MURRAY & SONS EXCAVATING, INC	58,588.44	212.00
837	SHELL	19,317.21	1,934.05
T0003588	DIXON PROP SHOP		54.00
	OPERATION & MAINTENANCE		50,588.71
BROADBAND FUND			
21	BROADBAND FUND		
5018	USIC LOCATING SERVICES LLC	2,675.59	1,294.99
	BROADBAND FUND		1,294.99
SEWER FUND			
38	OPERATION & MAINTENANCE		

DATE: 08/18/2016
TIME: 10:31:56
ID: AP443000.WOW

CITY OF ROCK FALLS
DEPARTMENT SUMMARY REPORT

PAGE: 4

INVOICES DUE ON/BEFORE 08/19/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

SEWER FUND			
38	OPERATION & MAINTENANCE		
200	COM ED	503.60	29.68
423	AT&T	6,497.31	574.84
4796	VERIZON WIRELESS	4,593.47	222.32
4837	ENVIRONMENTAL RESOURCE ASSOC		239.52
5131	METROPOLITAN INDUSTRIES, INC.	1,827.67	350.00
5141	CINTAS CORPORATION	336.08	283.87
651	NICOR	5,682.57	88.34
837	SHELL	19,317.21	408.30
	OPERATION & MAINTENANCE		2,196.87
WATER FUND			
40	WATER		
4361	FERGUSON WATERWORKS #2516	49,400.07	1,700.11
	WATER		1,700.11
48	OPERATION & MAINTENANCE		
2847	PDC LABORATORIES, INC.	49.40	421.00
4361	FERGUSON WATERWORKS #2516	49,400.07	277.53
466	J & K LOCKSMITH SERVICE	628.00	25.00
5143	HAWKINS, INC	7,316.86	733.21
55	ARAMARK UNIFORM SERVICES, INC.	7,723.19	208.76
631	MURRAY & SONS EXCAVATING, INC	58,588.44	4,890.00
651	NICOR	5,682.57	80.95
837	SHELL	19,317.21	437.30
	OPERATION & MAINTENANCE		7,073.75
CUSTOMER SERVICE CENTER			
51	CUSTOMER SERVICE CENTER		
5063	SEDONA STAFFING	9,097.32	645.20
689	PITNEY BOWES GLOBAL	4,074.21	1,710.00
	CUSTOMER SERVICE CENTER		2,355.20

DUI FUND

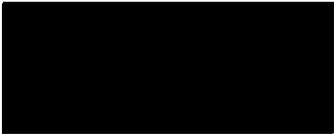
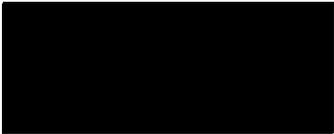
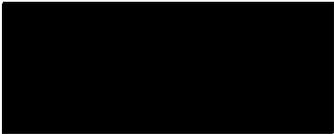
DATE: 08/18/2016
TIME: 10:31:56
ID: AP443000.WOW

CITY OF ROCK FALLS
DEPARTMENT SUMMARY REPORT

PAGE: 5

INVOICES DUE ON/BEFORE 08/19/2016

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE

DUI FUND			
55	DUI		
463	INTOXIMETERS		135.25
	DUI		135.25
CUSTOMER UTILITY DEPOSITS			
75	CUSTOMER UTILITY DEPOSITS		
T0003586			19.15
T0003589			114.33
T0003590			150.00
T0003591			17.03
	CUSTOMER UTILITY DEPOSITS		300.51
	TOTAL ALL DEPARTMENTS		92,121.08



Rock Falls Township High School District #301

101 Twelfth Avenue
Rock Falls, IL 61071
Phone: (815) 625-3886
Fax: (815) 625-3889

Ron McCord – Superintendent
Michael Berentes – Principal
Vicki Dunphy – Asst. Principal
Rich Montgomery – Athletic Dir.

August 29, 2016

Mr. Eric Arduini
City Clerk
603 W. 10th St.
Rock Falls, IL 61071

Dear Mr. Arduini:

On behalf of the Rock Falls High School student council, I would like to request permission to hold our annual Homecoming parade on Thursday, September 22, 2016. We will be following the same route as the past years and have requested assistance from Chief Nelson. An invitation will be extended to the Chamber of Commerce and the Honorable Mayor and Mrs. Wescott. The parade will begin at 5:30 P.M. sharp and end approximately 30-40 minutes later.

Thank you for your time.

Sincerely,

A handwritten signature in cursive script that reads "Heidi Ripley".

Heidi Ripley
Student Council Advisor
ripleyh@rfhs301.org

ORDINANCE NO. 2016-2281

**ORDINANCE AMENDING ROCK FALLS MUNICIPAL CODE
CHAPTER 6, ARTICLE III, DIVISION I, SECTION 6-79 TO INCREASE
INSURANCE REQUIREMENTS FOR CONTRACTORS IN THE CITY**

WHEREAS, Chapter 6, Article III, Division I, Section 6-79 presently provides for an applicant for registration as a contractor in the City to have in force public liability and property damage insurance with limits of not less than \$50,000/100,000 public liability, and \$25,000 property damage; and

WHEREAS, the City Council hereby finds that the required limits for insurance are presently inadequate.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the City Council of the City of Rock Falls, Illinois, as follows:

SECTION 1: That Chapter 6, Article III, Division I, Section 6-79 (c) is amended to read as follows:

(c) Such application for registration shall also be accompanied by a certificate of insurance for a commercial general liability policy naming the City of Rock Falls as certificate holder. The insurance policy shall be written on ISO form CG 00 01 04 13 (or equivalent) and shall cover liability arising from operations, independent contractors, completed operations and liability assumed under an insured contract. The applicant shall maintain limits of \$1,000,000 per occurrence and \$2,000,000 aggregate and must include coverage for products liability and completed operations. Should the applicant's insurance policy lapse for any reason, the applicant will not be eligible for permits for construction work until coverage in compliance with the above requirements is in force, and shall be subject to a stop work order in the event of any such lapse in required coverage.

SECTION 2: In all other respects, Chapter 6, Article III, Division 1, Section 7-79 shall remain in full force and effect.

SECTION 3: The provisions and sections of this Ordinance shall be deemed to be separable, and the invalidity of any portion of this Ordinance shall not affect the validity of the remainder.

SECTION 4: All ordinances and parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION 5: The City Clerk is hereby directed to publish this Ordinance in pamphlet form.

SECTION 6: This Ordinance shall be in full force and effect from and after its passage and approval, and publication as required by law.

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

MAYOR

ATTEST:

City Clerk

Aldermen voting Aye

Aldermen voting Nay

ORDINANCE NO. 2016 - 2282

ORDINANCE AMENDING CHAPTER 2, ARTICLE VI,
DIVISION 2, SECTION 2-198 ESTABLISHING
COMPENSATION FOR CITY CLERK

WHEREAS, pursuant to 65 ILCS 5/3.1-50-10, the level of compensation for an elected official must be fixed 180 or more days prior to the date when such official will take office; and

WHEREAS, pursuant to Chapter 2, Article I, Section 2-3 of the Rock Falls Municipal Code, the term of any elected officer of the City commences at the first regular or special meeting of the corporate authorities during the month of May following the proclamation of the results of the regular municipal election at which such officer is elected; and

WHEREAS, the office of City Clerk is an elected position in the City of Rock Falls; and

WHEREAS, the Mayor and City Council wish to adjust the level of compensation for the City Clerk to be commensurate with that of other similarly situated elected officials; and

WHEREAS, the Mayor and the Council of the City Council have determined it to be in the best interests of the City and its residents to establish the compensation for the City Clerk, said rate of compensation to take effect upon inauguration of the succeeding City Clerk at the first regular or special meeting of the corporate authorities during the month of May, 2017, following the proclamation of the results of the regular municipal election at which such City Clerk is elected.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the City Council of the City of Rock Falls, Illinois, as follows:

SECTION 1: That Chapter 2, Article VI, Division 2, Section 2-198 and all subparagraphs thereof are hereby repealed in their entirety and replaced with a new Section 2-198, to read in full as follows:

Sec. 2-198. City Clerk.

The salary for the office of the city clerk is hereby fixed at \$3,600.00 per year, to be payable in equal monthly increments, and said salary shall become effective at the commencement of the term of office of the city clerk beginning next after the election to be held on the first Tuesday in April, 2017.

SECTION 2: That Chapter 2, Article VII, Division 3, Section 2-309 is hereby repealed, effective at the commencement of the term of office of the city clerk beginning next after the election to be held on the first Tuesday, in April, 2017.

SECTION 3: The provisions and sections of this Ordinance shall be deemed to be separable, and the invalidity of any portion of this Ordinance shall not affect the validity of the

remainder.

SECTION 4: All ordinances and parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION 5: The City Clerk is hereby directed to publish this Ordinance in pamphlet form.

SECTION 6: This Ordinance shall be in full force and effect as provided herein from and after its passage and approval, and publication as required by law.

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

MAYOR

ATTEST:

City Clerk

Aldermen voting Aye

Aldermen voting Nay

ORDINANCE NO. 2016-2283

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. Section 32-312 (a) of the Municipal Code are hereby amended to read as follows:

- “(a) The superintendent of the wastewater treatments facility shall be permitted to accept, from time to time, the dumping of contents of private septic systems or sewage disposal systems into the wastewater treatment facility of the city. The following conditions shall apply prior to acceptance of any materials for dumping into the wastewater treatment facility from a private septic system or sewage disposal system:
- (1) The waste shall be accepted at the discretion of the wastewater superintendent, and with a pre-arranged appointment.
 - (2) A wastewater treatment facility attendant shall be on duty and in attendance at the time the dumping occurs.
 - (3) The person requesting authority to dump shall execute an affidavit stating that the material to be dumped consists solely of residential septic or sewage disposal system waste.
 - (4) The attendant of the wastewater treatment plant facility will conduct sampling and such tests of the contents to be dumped as may be from time to time determined by the superintendent of the wastewater treatment plant, but shall include at least a test for the pH value of the material to be dumped.
 - (5) Prior to the dumping of any substance or material, the party shall execute an agreement in a form approved and provided by the city whereby the party agrees to indemnify and hold harmless the city from any loss or damage arising from the introduction into the wastewater treatment facility of the city of the materials or substances for which permission to dump is sought.”

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 unenforceable or invalid, then such holding or finding of unenforceability or invalidity shall not effect 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. 2016-2284

**ORDINANCE AMENDING CHAPTER 1,
ARTICLE II, DIVISION 1, SECTION 1-41
REDUCE OF FINES FOR CERTAIN CANNIBAS AND
CANNIBAS PARAPHERNALIA OFFENSES**

WHEREAS, Public Act 099-0697 was recently enacted in the State of Illinois, effective upon signing on July 29, 2016; and

WHEREAS, Public Act 099-0697 makes the possession of 10 grams or less of marijuana a civil law violation punishable by a minimum fine of \$100.00 and a maximum fine of \$200.00; and

WHEREAS, Public Act 099-0697 also provides that possession of drug paraphernalia seized in connection with possession of no more than 10 grams of marijuana is a civil law violation punishable by a minimum fine of \$100.00 and a maximum of \$200.00; and

WHEREAS, the corporate authorities deem it in the best interests of the City of Rock Falls and its citizens to amend the Municipal Code to make the penalties associated with ordinance violations consistent with the penalty provisions of Public Act 099-0697.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the City Council of the City of Rock Falls, Illinois, as follows:

SECTION 1: Chapter 1, Article II, Division I, Section 1-41(d) is hereby amended by the addition of a new subsection (4), to read as follows:

“(4) Class D Violation, offense or misdemeanor, a fine of not less than \$100.00 and not more than \$200.00.”

SECTION 2: Chapter 1, Article II, Division I, Section 1-41(f) is hereby amended by the deletion of subparagraphs (22) and (23) in their entirety.

SECTION 3: Chapter 1, Article II, Division I, Section 1-41(f)(24) is hereby amended to read as follows:

720 ILCS 600/3.5(a).

SECTION 4: Chapter 1, Article II, Division I, Section 1-41(j) is hereby amended to read as follows:

“(j) A violation of any of the following state statutes, which statutes are hereby adopted by reference, shall be a Class D violation, offense or misdemeanor.

1. 720 ILCS 550/4(a).

2. 720 ILCS 600/3.5(c).”

SECTION 5: Chapter 1, Article II, Division I, Section 1-41 is hereby amended by addition of a new subparagraph (o), to read as follows:

“(o) Except as otherwise provided by law or ordinance:

1. With respect to violations of this Code that are continuous with respect to time, each day that the violation continues is a separate offense.

2. With respect to violations that are not continuous with respect to time, each act constitutes a separate offense.”

SECTION 6: In all other respects, Chapter 1, Article II, Division I, Section 1-41 shall remain in full force and effect.

SECTION 7: The provisions and sections of this Ordinance shall be deemed to be separable, and the invalidity of any portion of this Ordinance shall not affect the validity of the remainder.

SECTION 8: All ordinances and parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION 9: The City Clerk is hereby directed to publish this Ordinance in pamphlet form.

SECTION 10: This Ordinance shall be in full force and effect from and after its passage and approval, and publication as required by law.

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

MAYOR

ATTEST:

City Clerk

Aldermen voting Aye

Aldermen voting Nay



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-3397
BRUCE RAUNER, GOVERNOR ALEC MESSINA, ACTING DIRECTOR

INTERGOVERNMENTAL AGREEMENT BETWEEN THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY AND THE CITY OF ROCK FALLS

BROWNFIELDS COOPERATIVE AGREEMENT FORMER LIMESTONE BUILDING

This Intergovernmental Agreement (“Agreement”) is entered into this ____ day of _____, 2016, between the City of Rock Falls, Illinois (“Rock Falls”) and the Illinois Environmental Protection Agency (“Agency”), collectively “the Parties”.

WHEREAS, Rock Falls desires to conduct corrective action activities at the former Limestone Building, 200 West 1st Street, Rock Falls, Illinois (“Site”), to facilitate asbestos mitigation/corrective action and Site redevelopment, and place the Site back into productive use;

WHEREAS, the Agency has received Brownfields Cooperative Agreement Funds (“Funds”) from the United States Environmental Protection Agency (“USEPA”) to assist municipalities in the performance of asbestos mitigation/corrective actions activities and Site redevelopment;

WHEREAS, the Agency desires to award Rock Falls a portion of the Brownfields Cooperative Agreement Funds to pay for asbestos mitigation/corrective action activities at the Site;

NOW, THEREFORE, in consideration of the declarations and the covenants and agreements set forth herein, the parties agree as follows:

1. Incorporation of Recitals. The foregoing recitals are incorporated into this Agreement by reference and made a part hereof.
2. Compliance with Federal Regulations. Rock Falls will carry out all activities under this Agreement in accordance with requirements of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) 104(k) [42 U.S.C. § 9604(k)]; 40 C.F.R. Part 31 and OMB Circular A-87 for governmental recipients of loans or 40 C.F.R. Part 30 and OMB Circular A-122 for non-profit recipients of loans and 40 C.F.R. Part 30 and OMB Circular A-21 for educational institutions; Uniform Administrative Requirements for Grants and Cooperative Agreements to States and Local Governments or for Nonprofits and Educational Institutions, 40 C.F.R. Part 31 or Part 30; the National Oil and Hazardous Substances Contingency Plan (“NCP”), 40 C.F.R. Part 300; Executive Order 11246, Equal Employment Opportunity, and implementing regulations at 41 C.F.R. 60-4 relating to federally-assisted construction contracts.

Rock Falls agrees to comply with Executive Order 13302 (Feb. 22, 2001, 66 Fed. Reg. 11255) of February 17, 2001, entitled “Preservation of Open Competition and Government Neutrality Towards Government Contractors’ Labor Relations on Federal and Federally-funded

4302 N.
595 S. S
2125 S.
2009 M

4302 N. Main St., Rockford, IL 61103 (815)987-7760
595 S. State, Elgin, IL 60123 (847)608-3131
2125 S. First St., Champaign, IL 61820 (217)278-5800
2009 Mall St., Collinsville, IL 62234 (618)346-5120

9511 Harrison St., Des Plaines, IL 60016 (847)294-4000
412 SW Washington St., Suite D, Peoria, IL 61602 (309)671-3022
2309 W. Main St., Suite 116, Marion, IL 62959 (618)993-7200
100 W. Randolph, Suite 10-300, Chicago, IL 60601

Construction Projects,” as amended by Executive Order 13208 (April 11, 2001, 66 Fed. Reg. 18717) of April 6, 2001, entitled “Amendment to Executive Order 13202, Preservation of Open Competition and Government Neutrality Towards Government contractors’ Relations on Federal and Federally Funded Construction Projects. Charleston agrees to comply with federal cross-cutting requirements including, but not limited to MBE/WBE requirements found at 40 C.F.R. § 31.36(e) or 40 C.F.R. § 33.44(b); OSHA worker Health & Safety Standards 29 C.F.R. § 1910.120; the Uniform Relocation Act; National Historic Preservation Act; Endangered Species Act; and Permits required by Section 404 of the Clean Water Act; Executive Order 11246, Equal Employment Opportunity, and implementing regulations at 41 C.F.R. Part 60-4; Contract Work Hours and Safety Standards Act, as amended (40 U.S.C. §§ 327-333) The Anti-Kickback Act (40 U.S.C. § 276c) and Section 504 of the Rehabilitation Act of 1973 as implemented by Executive Orders 11914 and 11250.

Any and all terms in this Agreement, which are defined in CERCLA and the National Contingency Plan (NCP), shall have the same meaning as in CERCLA and NCP.

Rock Falls certifies that it will conduct the Illinois RLF funded asbestos mitigation/cleanup activities in accordance with the Asbestos Mitigation and Building Demolition Plan (AMBDP) submitted to the Agency as an attachment to the State of Illinois Demolition/Renovation/Asbestos Project Notification Form.

Rock Falls also certifies that it and, to its knowledge, its contractor(s):

- a) Are not presently or proposed to be debarred or suspended, declared ineligible, or voluntarily excluded from federal, state, or county (hereafter “public”) transactions;
- b) Have not within a three year period preceding this Agreement been convicted of or had a civil judgment rendered against them for (i) fraud or commission of a criminal offense in connection with obtaining, attempting to obtain, or performing a public transaction or contract under a public transaction, (ii) violation of federal or State antitrust laws, or (iii) embezzlement, theft, forgery, falsification or destruction of records, making false statements or receiving stolen property;
- c) Are not presently indicted for or otherwise criminally or civilly charged by a public entity with commission of any of the offenses enumerated above;
- d) Have not within the preceding three years had a public transaction terminated for cause of default;
- e) Are not potentially liable, or affiliated with any other person that is potentially liable for response costs at the facility through any direct or indirect familial relationship; or any contractual, corporate, or financial relationships; or a reorganized business entity that was potentially liable or otherwise liable under CERCLA § 107(a) [42 U.S.C. § 9607(a)] as a prior owner or operator, or generator or transporter of hazardous substances to the Site;

- f) Shall use Funds only for eligible activities and in compliance with the requirements of CERCLA 104(k) [42 U.S.C. § 9604(k)] and applicable Federal and State laws and regulations;
- g) Is not now, and has not in the past, been subject to any penalties resulting from environmental noncompliance at the Site;
- h) Shall ensure that the cleanup protects human health and the environment; and
- i) Shall document how Funds are used.

3. Davis-Bacon Act. Rock Falls, its contractors and subcontractors, shall carry out all activities under this Agreement in accordance with the Davis-Bacon Act of 1931 (CERCLA 104(g)(1), 40 U.S.C. 276a-276a-5 and 42 U.S.C. 3222). CERCLA compliance with Davis-Bacon requires payment of Federal prevailing wage rates for construction, repair or alteration work funded in whole or in part with the Agreement. Rock Falls must obtain recent and applicable wage rates from the U.S. Department of Labor (DOL) and incorporate them into all contracts stemming from this Agreement, and provide contractors with Division of Labor form WH-347 to use for payroll records. Rock Falls must post the DOL Employee Fair compensation Notice at the work site, along with a list of locally prevailing wage rates. Rock Falls must perform on-site interviews with workers; use US Government Services Administration Standard Form 1445 for recording interviews, and compare payroll records to employee interviews to confirm and document compliance with Davis-Bacon requirements.

4. Phase I Assessment. Rock Falls shall have provided the Agency a copy of the Phase I Environmental Assessment of the Site performed according to the American Society for Testing and Materials (ASTM) standards. Rock Falls shall be responsible for the payment of all costs and an expense related to the assessments and agrees that funds from this Agreement shall not be used for the payment of any cost or expense related to the assessments. The assessments shall include, but are not limited to, site background, the threat posed by the contaminant(s) to human health, welfare and the environment, all past enforcement activities conducted by any governmental agency, and site testing to define nature and extent of contamination.

5. Community Relations Plan. Rock Falls shall prepare a Community Relations Plan (CRP) with the assistance and cooperation of the Agency. The CRP shall include providing reasonable notice, opportunity for involvement, response to comments, and administrative records that are available to the public.

6. Asbestos Mitigation and Building Demolition Plan. Rock Falls shall have prepared and submitted an AMBDP as an attachment to the State of Illinois Demolition/Renovation/Asbestos Project Notification Form and agrees to accept advice and suggestions from the Agency's Bureau of Air and/or the Bureau of Land, and to incorporate those suggestions or requests for revisions into the AMBDP.

7. Schedule and Budget. Rock Falls shall have submitted to the Agency a performance schedule and budget of estimated costs for all corrective action activities funded by this Agreement. Rock Falls shall pay a cost share (which may be in the form of a contribution of

money, labor, material, or services from a non-federal source) of at least 20 percent (i.e., 20 percent of the total federal funds awarded).

8. Public Comment. Rock Falls shall have made the AMBDP available for review and public comment for a period of not less than thirty (30) days from the date of publication of the public notice. After the public comment period, Rock Falls shall prepare a response to the public comments and provide a copy of the response to the Agency.

9. Action Memorandum. An Action Memorandum shall be prepared by the Agency documenting the basis for the corrective action activity. At the request of the Agency, Rock Falls shall submit all information relative to public comments to the Agency in a form prescribed by the Agency, which will enable the Agency to prepare the Action Memorandum.

10. Funds. The Agency agrees to award Rock Falls up to a total sum of \$300,000 ("Funds") from the Brownfields Cooperative Agreement. Payment of the Funds will be made by reimbursement to Rock Falls for costs incurred to perform the work described in Section 12 of this Agreement and pursuant to the following:

- a) The Agency shall disburse Funds to Rock Falls for eligible costs incurred by Rock Falls, provided those costs are within the scope of work set forth in Section 12 and in the AMBDP;
- b) To receive Funds, Rock Falls shall submit to the Agency a written request for a disbursement, with documentation, including the activities performed and a breakdown of the costs, sufficient to demonstrate that the costs for which a disbursement is sought are reasonable and have been incurred by Rock Falls. Documentation provided shall include, but not be limited to, the following:
 - 1) An identification of the time period for which the activities/services were performed and the costs were incurred;
 - 2) A brief description of the work performed;
 - 3) A breakdown of the activities/services performed cross-referenced to tasks set forth in the AMBDP and/or the Scope of Work set forth below;
 - 4) The names and titles of individuals performing activities/services and the dates and hours worked;
 - 5) Copies of invoices; and
 - 6) A list of expenses and/or costs incurred in connection with the activities/services performed;
- c) Rock Falls may submit an initial request for disbursement of Funds at any time after the costs for which payment is sought have been incurred. Subsequent requests for disbursements of Funds must be spaced at least 45-days apart, except

that Rock Falls may submit a final disbursement request no more than 45-days after the end of the Agreement period;

- d) The Agency shall use the criteria set forth in Section 11 (Cost Criteria) below in determining whether to approve disbursement of Funds for costs included in each request for disbursement of Funds;
- e) The Agency shall send a voucher for payment of an approved request for disbursement of Funds to the Comptroller's office no more than 45-days after receipt of the request;
- f) Following a review of Rock Falls' request for a disbursement of Funds, the Agency shall have the authority to deny a request, or any portion of a request for a Funds disbursement that does not meet all of the requirements of this Part. The Agency shall notify Rock Falls in writing of its denial of a request for a disbursement of Funds within 45-days of its receipt of a request, and the written notification shall include a statement of specific reasons why the request is being denied in whole or in part; and
- g) Funds awarded as part of this Agreement must be used within 730-days from the execution of this Agreement and constitute the term period of this Agreement. All approved corrective action activities shall be completed within 12-months following commencement of the activity.

11. Cost Criteria. The Agency shall approve for payment to Rock Falls, under the terms set forth below, only costs that have been incurred by Rock Falls and that meet the following criteria:

- a) Costs within the scope of the project for which Funds were awarded;
- b) Costs that are reasonable and necessary, include, but are not limited to:
 - 1) Cost associated with the Agency's oversight;
 - 2) Costs associated with environmental consultant oversight services;
 - 3) Costs associated with response planning activities necessary to establish corrective action objectives and conduct corrective action;
 - 4) Costs associated with laboratory services necessary to analyze post assessment environmental samples and to establish corrective action objectives;
 - 5) Costs associated with the purchase of non-expendable materials, supplies or tools used for corrective action;

- 6) Costs associated with removing, mitigating or preventing the release, threatened release or suspected release of hazardous substances, pollutants or contaminants; and
 - 7) Costs associated with monitoring activities, including confirmation sampling and analysis that are reasonable and necessary during the site corrective action activity.
- c) Costs equal to, but not exceeding, the total amount of Funds awarded;
 - d) Costs incurred on or after the date the Agreement are executed;
 - e) Costs the Agency shall not approve for payment because they are not necessary for the completion of the work required pursuant to the AMBDP, or Scope of Work otherwise approved by the Agency, including, but are not limited to:
 - 1) Costs or losses resulting from business interruption in connection with the project;
 - 2) Costs associated with improperly collected, transported or analyzed laboratory samples, including samples analyzed by non-accredited laboratories;
 - 3) Cost associated with expedited sample analysis, unless approved in advance and in writing by the Agency;
 - 4) Interest or finance costs charged as direct costs;
 - 5) Insurance costs charged as direct costs;
 - 6) Costs associated with land acquisition;
 - 7) Cost of fines and penalties for violations of local, State and federal law;
 - 8) Costs outside the scope of the AMBDP and/or this Agreement;
 - 9) Costs associated with the ordinary operating expenses of local government;
 - 10) Costs associated with ordinary site maintenance;
 - 11) Costs associated with personal injury compensation or damages arising out of the project;
 - 12) Costs incurred prior to the execution of this Agreement;

- 13) Costs associated with the replacement of buildings and other structures located upon the Site;
- 14) Pre-corrective action response activities such as site assessment and general site characterization;
- 15) Activities that are not corrective actions activities;
- 16) Activities and cost covered by a Municipal Brownfields Redevelopment Grant, and/or a USEPA Cleanup Grant;
- 17) Job training; and
- 18) Lobbying.

12. Scope of Work.

a) The Parties agree that costs for the following work under AMBDP may be reimbursed under this Agreement:

- 1) Mobilization and site preparation;
- 2) Within structurally sound areas of the Site, removal and proper disposal of asbestos-containing materials identified in the Pre-Demolition Assessment Report;
- 3) Within structurally sound areas of the building, removal and proper disposal/recycling of other regulated materials requiring special handling prior to demolition identified in the Pre-Demolition Assessment Report;
- 4) Disconnection and protection of existing utilities to the Site;
- 5) Demolition of building structures;
- 6) Removal of building slabs and foundations;
- 7) Protection of parking areas, sidewalks and other site features to remain;
- 8) Removal and proper disposal of all demolition debris from the site;
- 9) Installation of compacted crushed stone over the site to fill voids and provide erosion control;
- 10) Site security (i.e., fencing, barricades, signage and monitoring of site/construction equipment);

- 11) Engineering/consulting services, including asbestos mitigation daily oversight and building demolition daily oversight, as necessary to properly implement the project;
 - 12) Site monitoring activities, including sampling and analysis, that are reasonable and necessary during the cleanup/mitigation process, including determination of the effectiveness of a cleanup;
 - 13) Site assessment activities that are reasonable, necessary and incidental to the cleanup/mitigation process, such as confirmation sampling;
 - 14) Costs associated with meeting public participation, worker health and safety, and programmatic management requirements;
 - 15) Preparation of Asbestos Mitigation Completion Report (closeout report);
- b) Rock Falls will ensure all activities set forth in 12(a) above are performed and conducted at the Site;
 - c) Rock Falls will ensure all work will be performed in accordance with the AMBDP submitted to the Bureau of Air as an attachment to the State of Illinois Demolition/Renovation/Asbestos Project Notification Form;
 - d) Rock Falls will ensure no Funds approved under this Agreement will be used for work funded under a USEPA Cleanup ARC grants; and
 - e) Rock Falls will ensure all work is performed in accordance with all local, State, and federal laws, regulations and ordinances.

13. Report.

- a) Rock Falls will submit quarterly progress reports to the Agency detailing the work performed at the Site during the term of this Agreement. Each progress report should be a short narrative of the activities performed and the dates they were performed during that quarter and include, but are not limited to, the following:
 - 1) A discussion of all actions taken to prevent further releases of hazardous substances into the environment, and any corrective action activities;
 - 2) A discussion of the conformation sampling activities carried out to measure for the presence of a release of a hazardous substance;
 - 3) Copies of invoices for services performed; and
 - 4) Photographs of drilling, sampling, trenching, demolition or excavation activities.

- b) Charleston shall prepare an Asbestos Mitigation and Building Demolition Completion Report (“Completion Report”) when the AMBDP work is completed. The Completion Report should contain certification or documentation necessary to establish the following:
 - 1) The asbestos mitigation/corrective action activities and objectives established in the AMBDP were completed in accordance with procedures and task identified in the AMBDP;
 - 2) The Illinois RLF funded asbestos mitigation/corrective action activities were conducted in accordance with the requirements of this Agreement and were eligible for payment with the loan funds; and
 - 3) All Funds were expended for eligible project costs.

14. Contracting and Subcontracting. Rock Falls will ensure all contracts and subcontracts are entered into subject to the following conditions and limitations:

- a) Rock Falls will use an open bidding process in contracting or will comply with all applicable local procurement laws and regulations, and will require the same of any contractor in subcontracting and also comply with 40 CFR Part 35, Subpart O;
- b) Rock Falls will allow only fair and reasonable profits to be earned by contractors and subcontractors. Factors to be considered in determining a fair and reasonable profit shall include project-related material acquisition costs, labor costs, management costs, contract risks, capital investments, degree of independent development, and cost control and record keeping efforts. The determination of a fair and reasonable profit shall not be based upon the application of a predetermined percentage factor;
- c) Rock Falls assumes responsibility for the administration and successful accomplishment of all the work. Rock Falls also assumes responsibility for the settlement and satisfaction of all contractual and administrative issues arising out of contracts and subcontracts for such work. This responsibility includes, but is not limited to, issuance of invitations for bids or requests for proposals, selection of contractors, award of contracts, protest of award, claims, disputes and other procurement matters;
- d) Rock Falls will ensure any contract or subcontract includes a provision allowing access to the Site set forth in Section 16 of this Agreement;
- e) Rock Falls will ensure any contract or subcontract provides the Agency or any authorized representative with access to any books, documents, papers, and records, including computer-generated documents, of the contractor or subcontractor that are pertinent to the work set forth in Section 12 of this

Agreement, for the purpose of making an audit, examination, excerpts, and transcriptions thereof;

- f) The Parties agree that neither the Agency nor the State of Illinois will be a party to any contract or subcontract, solicitation, or request for proposals;
- g) Rock Falls agrees to comply with the statutes prohibiting discrimination on the grounds of race, color, national origin, sex and disability. In addition, Rock Falls shall undertake good faith efforts in compliance with 40 C.F.R. § 35.6580 to give opportunities to qualified Small Business Enterprises, Minority Business Enterprises and Women-Owned Business Enterprises to submit proposals and bids and provide services on contracts and subcontracts for services and supplies. Rock Falls shall submit a report of such efforts at the request of the Agency.
- h) Rock Falls will ensure no contract or subcontract is awarded to any person or organization that does not:
 - 1) Have adequate financial resources, experience, organization, technical qualification, and facilities for performance of the contract or subcontract, or a firm commitment or arrangement to obtain such;
 - 2) Have staffing sufficient to comply with the completion schedule for the project;
 - 3) Have a demonstrated record of integrity, good judgment, and performance, including any prior performance under grants or contracts with the federal or any state government;
 - 4) Have an established financial management system and audit procedure;
 - 5) Maintain a property management system that provides procedures for the acquisition, maintenance, safeguarding and disposition of all project-related property; and
 - 6) Conform to the civil rights law, equal employment opportunity law, and labor law requirements, as well as all other federal and state laws and regulations.
- i) Rock Falls agrees to comply with federal procurement requirements in 40 C.F.R. Section 31.36 OR 40 CFR Part 30.40-30.48, as applicable in engaging the Remediation Contractor and any contractors engaged to perform services in connection with the Illinois RLF funded work.

15. Ownership. Rock Falls shall retain ownership of the Site throughout the period of this Agreement. For the purpose of this Agreement, the term “owns” means fee simple title unless the Agency approves a different arrangement.

16. Access. The Parties agree the Agency or any authorized representative will have unrestricted access to the Site. They further agree that after completion of the work the Agency or any authorized representative shall have access to the records described in Section 17 during normal business hours. The Agency shall have full authority to enter the Site and inspect the work at all times during the execution of the Illinois RLF funded corrective action activities. Rock Falls recognizes the Agency has the right to stop the work immediately and take reasonable and necessary action in the event that the work is unsatisfactory or is not substantially in accordance with the approved AMBDP, or that a condition exists which creates an imminent and substantial threat to human health, welfare or the environment.

17. Audit and Records. Rock Falls will ensure all books, records, documents, reports and other evidentiary material are maintained using accounting procedures and practices that conform to generally accepted accounting principles to account properly for the receipt and disposition of all Funds. Rock Falls will allow its records to be subject to inspection and audit by the Agency or any authorized representative at the times specified in Section 16. Rock Falls will ensure records are preserved and made available to the Agency or any authorized representative:

- a) For a minimum of ten years following the submission of the request for reimbursement to the Agency;
- b) For such longer period, if any, required by applicable statute or regulation;
- c) If the Funds are revoked by the Agency, for a period of ten years from the date of the revocation notice;
- d) For records relating to disputes and/or appeals, litigation or the settlement of claims arising out of the work, or costs and expenses of work to which exception has been taken by the Agency or any of its duly authorized representatives, until ten years after disposition of such appeals, litigation, claims or exceptions or for the ten years specified in a) above, whichever is longer; and
- e) Obtain written approval from the Agency prior to disposal of records.

18. Revocation. In the event this Agreement is violated the Agency may, in addition to any other remedies provided by law, revoke this Agreement and recover any Funds disbursed or take such other action as the Agency is authorized to take. The Agency will provide Rock Falls with a written notice of revocation. Rock Falls shall have at least 10 days from the date of the notice to correct any violation upon which the revocation is based.

19. Covenant Against Contingent Fees. Rock Falls warrants that no person has been employed or retained to solicit or secure Funds upon an Agreement or understanding for a commission, percentage, brokerage, or contingent fee. If this warranty is breached or violated, the Agency may, in addition to any other remedies provided in this Agreement or by law, revoke this Agreement without liability or, in its sole discretion, deduct from the Funds awarded, or otherwise recover, the full amount of such commission, percentage, brokerage, or contingent fee.

20. Recovery of Funds

- a) If the Agency determines Funds are being misspent or improperly held by Rock Falls, the Agency or the Attorney General may recover those Funds and take any other action authorized by law;
- b) After the Agency conducts the final review of the fund disbursements to establish the final principal amount, the Agency shall consider principal of the loan to consist of all disbursements, which will not exceed \$300,000 at the end of the Agreement period, minus \$200,000 in sub-grant funds; and
- c) Rock Falls agrees to repay the Illinois EPA the principal amount of the loan as concluded under paragraph (b) above commencing on DATE and continuing for a period of # of YEARS years. Repayment of the loan principal will be by # TO BE DETERMINED four equal annual payments.

21. Covenants Against Liability. Rock Falls warrants it has not caused or contributed to the release or threatened release of a hazardous substance at the Site.

22. Indemnification. Rock Falls assumes the entire risk, responsibility and liability for any and all loss or damage to property owned by the City, the Agency, or third persons, and any injury to or death of any persons (including employees of Rock Falls) caused by or arising out of, or occurring in connection with, the execution of any work, contract or subcontract arising out of the Agreement, and Rock Falls will indemnify, save harmless and defend the State of Illinois and the Agency from all claims for any such loss, damage, injury, or death. However, Rock Falls' execution of this Agreement, or implementation of work under this Agreement does not, in itself, render Rock Falls an owner or operator for purposes of 415 ILCS 5/22.2(h)(2), or under regulations promulgated pursuant to 415 ILCS 55/8. Rock Falls will require any contractor or subcontractor engaged by Rock Falls to agree in writing to look solely to Rock Falls for performance of its contract or subcontract with Rock Falls and for satisfaction of any and all claims arising thereunder.

23. Statutory Requirements. Rock Falls is solely responsible for assuring compliance with all statutory and regulatory requirements, including but not limited to the Environmental Protection Act [415 ILCS 5], the Local Government Professional Services Selection Act [50 ILCS 510] and the Construction Contract Indemnification for Negligence Act [740 ILCS 35].

24. Availability of Funds. The Agency shall use its best efforts to secure sufficient appropriations to fund this Agreement. However, the Agency's obligations hereunder shall cease immediately, without penalty or further payment being required, if the federal funding source fails to make an appropriation sufficient to pay such obligation. The Agency shall determine whether amounts appropriated are sufficient. The Agency shall give Rock Falls notice of insufficient funding as soon as practicable after the Agency becomes aware of the insufficiency.

25. Entire Agreement. This Agreement represents the entire Agreement between the Agency and Rock Falls with respect to this Agreement and supersedes all previous communications or understandings, whether oral or written.

26. Signage. Rock Falls agrees to erect a sign on the Site, approved by Illinois EPA and USEPA, stating that the work funded by this Agreement is being financed in part by the U.S. EPA CERCLA Funds and providing the appropriate contacts for obtaining information on activities being conducted at the Site and for reporting suspected criminal activities. The sign erected on the Site shall comply with 40 CFR Part 35, Subpart O (Section 35.6105 (a) (2) (ii)).

27. Notices. Any notice required under this Agreement shall be deemed properly given when personally delivered or mailed by certified mail, return receipt requested, to the addresses below. Either party may change its address for receiving notices by giving notice of such change in compliance with the terms of this Section.

For the Agency:

Michael J. Charles
Site Remediation Program
Bureau of Land #24
Illinois EPA
1021 N. Grand Ave. East
Springfield, Illinois 62794-9276

For Rock Falls:

Ms. Robin Blackert
City Administrator
City of Rock Falls
603 West 10th Street
Rock Falls, Illinois 61071

28. Amendments or Modification. This Agreement may be amended or modified only by a written agreement signed by the parties to this Agreement. Rock Falls may request an amendment to this Agreement for scope of work and budget changes including, but not limited to:

- a) Reallocation of Funds to eligible activity(s) under this Agreement and set forth in the AMBDP and/or this Agreement;
- b) Altering the Scope of Work of the Agreement; and
- c) Extending any Agreement completion date.

29. Parties Interest/No Third Party Beneficiaries. This Agreement shall not run to the benefit of, or be enforceable by, any person or entity other than a party to this Agreement. This Agreement should not be deemed to confer upon third parties any remedy, claim, right of reimbursement or other right. Nothing contained in this Agreement, nor any act of the Agency or the State of Illinois, shall be deemed to confer or construed by any of the parties hereto, or by third persons, to create any relationship of third party beneficiary, principal, agent, limited or general partnership, joint venture, or any other association or relationship involving the Agency or the State of Illinois.

30. Titles and Headings. Titles and headings to sections herein are inserted for reference only and are not intended to be a part of, or affect the meaning or interpretation of, this Agreement.

31. Effective Date. This Agreement shall become effective on the later of the following: (i) the date the last of the Parties to execute this Agreement executes this Agreement, or (ii) the date

the Agency receives documentation demonstrating that Rock Falls has acquired ownership of the Site.

32. Governing Law. This Agreement shall be governed by and construed in accordance with the laws of the State of Illinois.

33. Inspection and Audit. Rock Falls agrees to permit the Agency, the Auditor General, or the Attorney General to inspect and audit any books, records, or papers related to the Brownfield Cooperative Agreement Funds provided.

34. Borrower/Grantee Oath. Rock Falls certifies under oath that all information in the Agreement is true and correct to the best of their knowledge, information, and belief; that Funds be used only for the purpose described in this Agreement; and that the award of Funds is conditioned upon such certification.

35. Availability of Appropriations; Sufficiency of Funds. This Agreement is contingent upon and subject to the availability of sufficient funds. The Illinois EPA may terminate or suspend this award, in whole or in part, without penalty or further payment being required, if (i) sufficient State funds have not been appropriated to the Illinois EPA [or sufficient Federal funds have not been made available to the Illinois EPA by the Federal funding source], (ii) the Governor or the Illinois EPA reserves appropriated funds, or (iii) the Governor or the State of Illinois determines that appropriated funds [or Federal funds] may not be available for payment. The Illinois EPA shall provide notice, in writing, to Rock Falls of any such funding failure and its election to terminate or suspend this IGA as soon as practicable. Any suspension or termination pursuant to this Section will be effective upon Rock Falls receipt of notice.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed and delivered as of the date set forth below.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

CITY OF ROCK FALLS

By: _____

By: _____

Alec Messina, Director

William B. Wescott, Mayor

Date: _____, 2016

Date: _____, 2016

Larry-Council -

Garage Door Specialists Inc.

1311 W. 4th Street
PO Box 1212
Sterling, IL 61081-8212
815-626-8911/ Fax 815-626-6977



Estimate

DATE	ESTIMATE NO.
12/15/2015	10505

NAME / ADDRESS
City of Rock Falls 603 W 10th Rock Falls IL 61071

Job/Project
Street Dept.

TERMS	Attn:
On Receipt	

DESCRIPTION	QTY	COST	TOTAL
16'2"x14' white CHI model 3216 polyurethane insulated steel sandwich door with 3" heavy duty reverse angle track and hardware, four 12"x24" insulated windows in 3rd section, installed...	2	4,400.00	8,800.00
Liftmaster model T501L5 1/2hp commercial trolley opener for 14' high door, installed...	1	1,501.75	1,501.75
Liftmaster model T501L5 1/2hp commercial trolley opener for 14' high door with damp environment modification, installed...	1	2,243.50	2,243.50
To order, please sign and return one copy of this estimate.			

TOTAL	\$12,545.25
--------------	--------------------

The above prices, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature/Date _____
To order, please sign & return 1 copy by fax or mail to the above address.

CHANGE ORDER

Order No. 1

Date: August 31 2016

Agreement Date: May 9, 2016

NAME OF PROJECT: Contract No. 2 - Well No. 7 Watermain, Well No. 4 Building Modifications and Site Improvements

OWNER: City of Rock Falls

CONTRACTOR: O'Brien Civil Works, Inc.

The following changes are hereby made to the CONTRACT DOCUMENTS:

Well No. 7 SCADA Upgrade

Justification:

The City has requested the addition of an upgrade to their SCADA System to include the new Well 7.

Change to CONTRACT PRICE:

Original CONTRACT PRICE \$ 219,356.00

Current CONTRACT PRICE adjusted by previous CHANGE ORDER \$ 219,356.00

The CONTRACT PRICE due to this CHANGE ORDER will be (increased)-(decreased) by: \$ 5,680.50

The new CONTRACT PRICE including this CHANGE ORDER will be \$ 225,036.50

Change to CONTRACT TIME:

Original CONTRACT SUBSTANTIAL COMPLETION DATE: September 4, 2016

Original CONTRACT FINAL COMPLETION DATE: October 4, 2016

Current CONTRACT SUBSTANTIAL COMPLETION DATE
Adjusted by previous CHANGE ORDER: September 4, 2016

Current CONTRACT FINAL COMPLETION DATE
Adjusted by previous CHANGE ORDER: October 4, 2016

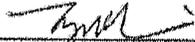
The CONTRACT TIME will be (increased)-(decreased) by 0 Calendar days.

The new CONTRACT SUBSTANTIAL COMPLETION DATE: September 4, 2016

The new CONTRACT FINAL COMPLETION DATE: October 4, 2016

Approvals Required:

To be effective, this ORDER must be approved by the Federal Agency if it changes the scope or objective of the PROJECT, or as may otherwise be required by the SUPPLEMENTAL GENERAL CONDITIONS.

Contractor:	<u>O'Brien Civil Works, Inc.</u>	By:	<u></u>
Engineer:	<u>Willett, Hofmann & Associates, Inc.</u>	By:	<u></u>
Owner:	<u>City of Rock Falls</u>	By:	<u></u>

PROJECT QUOTATION FOR WELL NO. 7

Attn: Ted Padilla

Quote: Q20160620_01

TO: City of Rock Falls
603 West 10th St
Rock Falls, IA 61071
USA

TOTAL COST WILL NOT EXCEED THE AMOUNT LISTED BELOW

Steve Leach
109-A Fox Run Ct.
Le Roy, IL 61752
309.212.4554
steve_leach@frontier.com

Item	Rate Code	Hours / Items	Project Description	List Price	Extended Price
1	1002	40	Edit WAGO to change all References to Well 4 to read Well 7.	\$50.00	\$2,000.00
2	1002	60	Edit CITECT to change all References to Well 4 to read Well 7.	\$50.00	\$3,000.00
3	1000/3002	NOTE 1	Expenses: Travel Time, Lodging & Meals Restore SCADA System to New Control PC & Test for Function and Reliability.	\$410.00	\$410.00
<i>Total Price to Customer:</i>					\$5,410.00

Note 1: Motel Two Nights \$200.00
Meals for two days \$ 60.00
Travel Time six hrs \$150.00

COMPLETE ELECTRICAL CONTR. INC.

215 WEST 14TH STREET
 ROCK FALLS, IL 61071
 (815) 625-7142 (FAX) 625-7206

ESTIMATE

DATE	ESTIMATE #
8/26/2016	160665

NAME / ADDRESS
CITY OF ROCK FALLS 603 W 10TH ROCK FALLS, IL 61071

JOB #	PROJECT
160665	160665-WATER TOW...

ITEM	DESCRIPTION	QTY	COST	TOTAL
	ROCK FALLS WATER DEPT.			
	WATER TOWER			
	DEMO EXISTING INCANDESCENT LIGHTS AND CONTROLLERS.			
	INSTALL (2) NEW LED STROBE LIGHTS.			
	INSTALL (2) NEW CONTROLLERS AND CONNECT EXISTING PHOTO CELLS TO CONTROLLERS AND TEST.			
101	TOTAL MATERIAL AND LABOR	1	7,720.00	7,720.00
This proposal may be withdrawn in 30 days if not accepted			TOTAL	\$7,720.00

SIGNATURE _____



FERGUSON WATERWORKS #2521
 1720 STATE ST
 DEKALB, IL 60115-2617

Deliver To: ryan.raupp@ferguson.com
 From: Ryan Raupp
 Comments:

16:12:51 AUG 31 2016

FERGUSON WATERWORKS #2516

Price Quotation

Page # 1

Phone : 815-756-2800

Fax : 815-756-2877

Bid No.....: B073612

Bid Date.....: 08/31/16

Quoted By.: RDR

Cust 815-622-1106

Terms.....: NET 10TH PROX

Customer: CITY OF ROCK FALLS
 603 W 10TH ST
 ROCK FALLS, IL 61071

Ship To: CITY OF ROCK FALLS
 603 W 10TH ST
 ROCK FALLS, IL 61071

Cust PO#....:

Job Name: WELL HOUSE

Item	Description	Quantity	Net Price	UM	Total
E1008EZ	8 E-Z ADPT FLG F/ DI	12	52.458	EA	629.50
DFTPCX	8 FLG C110 TEE PC	3	918.000	EA	2754.00
DF4PCX	8 FLG 45 C110 BEND PC	1	382.110	EA	382.11
DF9PCX	8 FLG 90 C110 BEND PC	1	475.310	EA	475.31
SP-M4856A8X3/4	8X3/4 FNPT DI SDL	1	99.200	EA	99.20
SP-M4856A8X1	8X1 FNPT DI SDL	2	99.200	EA	198.40
FNWNBSS41X	8 304 SS 150# FLG NUT/BLT SET	20	28.816	EA	576.32
FNWR1FFGAX	8 RR 1/8 FF 150# GSKT	40	9.232	EA	369.28
FNWNBSSZ1X	8 ZN 150# FLG NUT/BLT SET	20	8.939	EA	178.78
FPPPCX20	8X20'0 FLGXPE PC DI SPL	1	1271.780	EA	1271.78

Net Total: \$6934.68

Tax: \$0.00

Freight: \$0.00

Total: \$6934.68

Quoted prices are based upon receipt of the total quantity for immediate shipment (48 hours). SHIPMENTS BEYOND 48 HOURS SHALL BE AT THE PRICE IN EFFECT AT TIME OF SHIPMENT UNLESS NOTED OTHERWISE. Seller not responsible for delays, lack of product or increase of pricing due to causes beyond our control, and/or based upon Local, State and Federal laws governing type of products that can be sold or put into commerce. This quote is offered contingent upon the buyer's acceptance of Seller's terms and conditions, which are incorporated by reference and found either following this document, or on the web at http://wolseley.com/terms_conditionsSale.html.
 Govt Buyers: All items are open market unless noted otherwise.

LEAD LAW WARNING: It is illegal to install products that are not "lead free" in accordance with US Federal or other applicable law in potable water systems anticipated for human consumption. Products with *NP in the description are NOT lead free and can only be installed in non-potable applications. Buyer is solely responsible for product selection.

Total \$ 11,730.44



FERGUSON WATERWORKS #2521
 1720 STATE ST
 DEKALB, IL 60115-2617

Deliver To: ryan.raupp@ferguson.com
From: Ryan Raupp
Comments:

15:37:28 AUG 29 2016

FERGUSON WATERWORKS #2516

Price Quotation
 Phone : 815-756-2800
 Fax : 815-756-2877

Page # 1

Bid No.....: B073416

Bid Date.....: 08/29/16

Quoted By.: RDR

Cust 815-622-1106

Terms.....: NET 10TH PROX

Customer: CITY OF ROCK FALLS
 603 W 10TH ST
 ROCK FALLS, IL 61071

Ship To: CITY OF ROCK FALLS
 603 W 10TH ST
 ROCK FALLS, IL 61071

Cust PO#....:

Job Name: VLVS

Item	Description	Quantity	Net Price	UM	Total
AFC2508FFOLHW	8 FLG RW OL GATE VLV W/ H/WHL ZN	3	1183.518	EA	3550.55
FNWR1FFGAX	8 RR 1/8 FF 150# GSKT	8	9.232	EA	73.86
FNWNBSZ1X	8 ZN 150# FLG NUT/BLT SET	8	12.231	EA	97.85

	8 FLANGE BFV				

V20081B08	8 CI DI BUNA 150# FLG BFV W/ HWL VENDOR PART NUMBER 2008/1B08A	1	1073.500	EA	1073.50

Net Total: \$4795.76
Tax: \$0.00
Freight: \$0.00
Total: \$4795.76

Quoted prices are based upon receipt of the total quantity for immediate shipment (48 hours). SHIPMENTS BEYOND 48 HOURS SHALL BE AT THE PRICE IN EFFECT AT TIME OF SHIPMENT UNLESS NOTED OTHERWISE. Seller not responsible for delays, lack of product or increase of pricing due to causes beyond our control, and/or based upon Local, State and Federal laws governing type of products that can be sold or put into commerce. This quote is offered contingent upon the buyer's acceptance of Seller's terms and conditions, which are incorporated by reference and found either following this document, or on the web at http://wolseleyna.com/terms_conditionsSale.html.
 Govt Buyers: All items are open market unless noted otherwise.

LEAD LAW WARNING: It is illegal to install products that are not "lead free" in accordance with US Federal or other applicable law in potable water systems anticipated for human consumption. Products with *NP in the description are NOT lead free and can only be installed in non-potable applications. Buyer is solely responsible for product selection.

RB&W District Event Permit Application

Phone: (815) 622-1100

Requested Event Date: 9-10-16 Number of People: ?

Time of Event: Starts @ 8:30 am pm (If multiple days, please specify time each day.)

Event Set up: 6-7 am pm Event Clean up: right after race am pm

Name of Organization or Individual: Bridge the Community 5K & 10k run

Address: 313 1st Ave

City, State: Rock Falls, IL Zip Code 61071

Telephone Number (815) 625-5100 Email Address: jack.spencer.bzn3@statefarm.com

Contact Name: Jack Spencer

Address: 313 1st Ave

City, State: Rock Falls, IL Zip Code 61071

Telephone Number () Work Number (815) 625-5100

Cell Number (815) 499-3430

Email Address: above

Event Organizer (If different than above) _____

Day of Event Contact Jack Spencer Cell Number: (815)

Catered: No Yes _____

Event Name: Bridge the Community 5k & 10k run

Event Type: Race & run/walk

Request closing East 2nd Street between Avenue A and Ada Avenue during event: [] No [] Yes

Time of East 2nd Street closure: already taken care of, see attached

ALCOHOL: No [] Yes (additional license & insurance required)
Distribution: [] Sales: []

Alcoholic beverages are not permitted in the RB&W District without a Special Event Permit, City issued liquor license and insurance. Glass containers of any kind are prohibited in the RB&W District.

ADDITIONAL REQUIREMENTS:

1. **Number of Portable Toilet Facilities:** (if required) N/A. Events over 250 people require a minimum of 3 portable toilets, for each additional 250 people, and additional minimum of 3 portable toilets must be made available. When portable toilets are required, they must be placed in an approved area designated by the Executive Manager.
2. **Number of Dumpsters:** (if required) N/A. A minimum of one dumpster with a lid is required for events with 250 people or more. When dumpsters are required, they must be placed in an approved area designated by the Executive Manager.

3. **200 amp Electric Service Panel:** \$50.00 per service, per event.
East Panel [] West Panel [] South Panel []

4. **Water Service:** \$10.25 for the first 750 gallons - \$4.10 for each additional unit
East Service [] West Service [] N/A

Electric and Water Services furnished will be billed to you after the event.

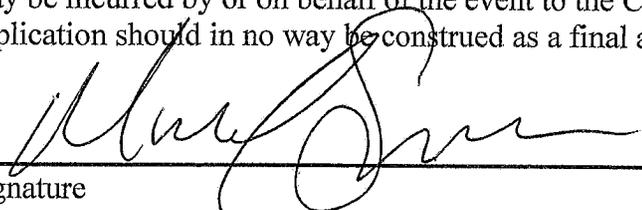
Please note: We do not furnish any equipment, extension cords, microphones, stages, etc. (Diagram your event set-up using the included map of the area) Please describe the type and amount of equipment to be used at your event (i.e. tables, chairs, tents, cooking equipment, etc.) If it is determined that there will be an adverse effect, you will be notified.

Activities to be conducted at your event: Briefly describe activities to be conducted during your event. Feel free to submit an additional sheet or event flyer with the application.

Need cement Paho to present awards for the Bridge the Community 5K+10K under a tent, need use of electricity for microphone, and for Walgreens to set up a tent to take + print pictures. Also to set up tables for Woodlawn Arts Academy to display their art pieces that won.

Application must be completed and received by this office at least 30 calendar days prior to the event.

"I understand and agree by applying for this permit that I am responsible for the conduct of the attendees, and that any violation of the rules and condition of issuance of the permit by any attendee may result in the immediate cancellation of this permit, once issued, by any public officer or police officer of the City of Rock Falls. I agree to abide by the rules and certify that I, on behalf of the applicant or organization, am also authorized to commit that organization, and thereof agree to be financially responsible for any cost and fees that may be incurred by or on behalf of the event to the City of Rock Falls. I also understand that acceptance of application should in no way be construed as a final approval/confirmation of this request."



Signature

Michael Sprague

Print Name

Bridge The Community

Company or Organization Name

8/26/16

Date

East 2nd Street

Avenue A

East 3rd Street

Wash

electrical service

Parking Lot

Wash

Wash

Wash

Wash

Wash

200 Amp Electric Service

Metered Water Service

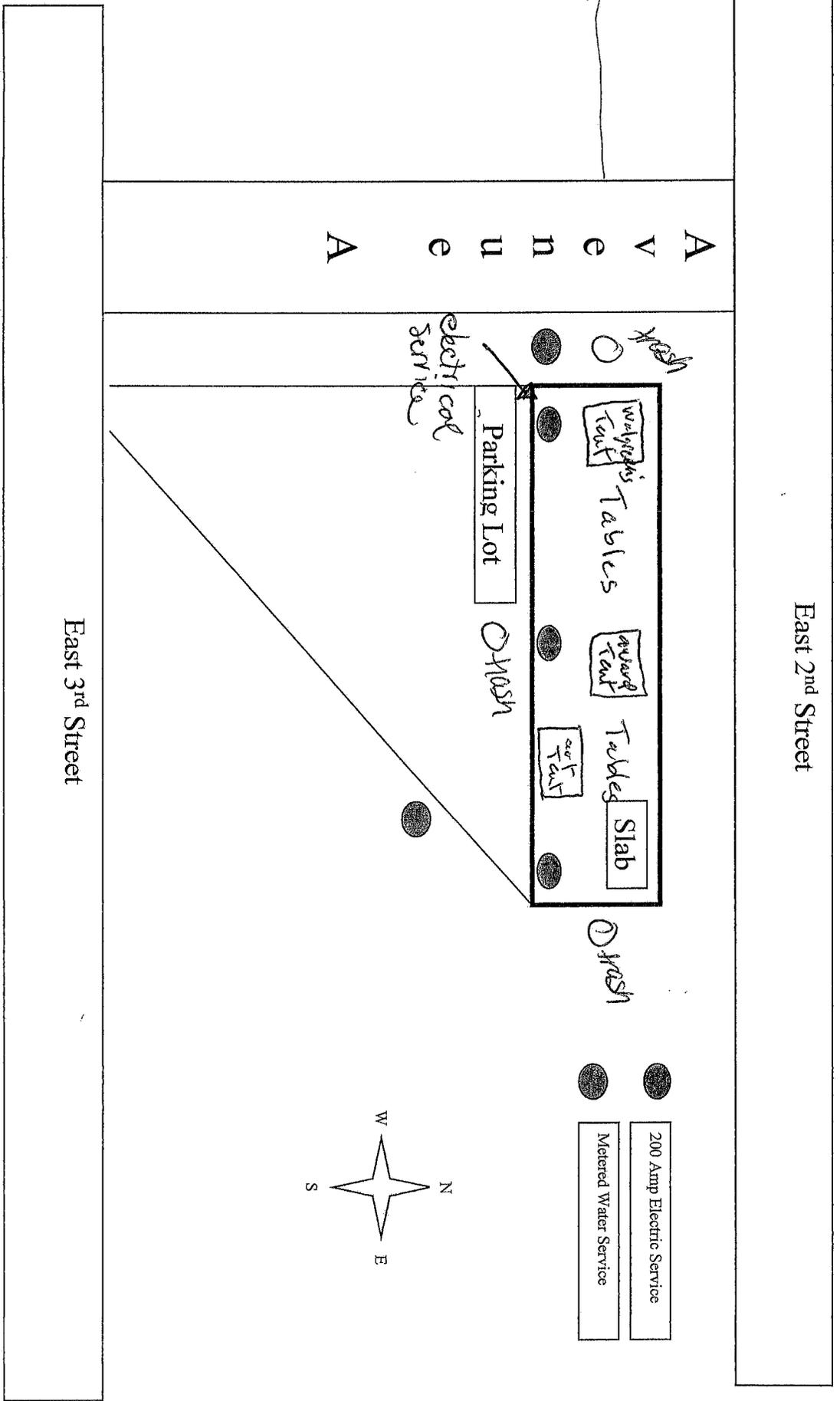
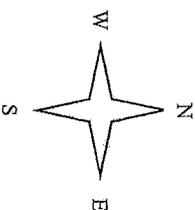
Wash

Tables

Tables

Tables

Slab



ADDENDUM "B"
WHITESIDE CARROLL ENTERPRISE ZONE
INTERGOVERNMENTAL AGREEMENT

THIS AGREEMENT entered into on the 6th day of September, 2016 A.D. by and between the Counties of Whiteside and Carroll, Illinois, and the Cities/Villages of Fulton, Lyndon, Morrison, Prophetstown, Rock Falls, Sterling, Tampico, Milledgeville, Mt. Carroll, Savanna and Thomson, hereafter referred to as "the Designating Units of Government".

WHEREAS, the State of Illinois has enacted the "Illinois Enterprise Zone Act" (hereinafter referred to as "Act") to alleviate distressed economic conditions in certain depressed areas; and,

WHEREAS, the Governor signed Senate Bill 3616, as amended, into law on August 7, 2012, thereby amending the "Illinois Enterprise Zone Act" (20 ILCS 655/1 et. seq.) under the provisions of Public Act 97-0905 outlining new application procedures and related changes to the Illinois Enterprise Zone Program; and,

WHEREAS, the General Assembly also passed Senate Bill 20 as amended on May 31, 2013, which was signed into law by the Governor on July 25, 2013, as Public Act 98-109, portions of which clarified Enterprise Zone related legislation contained in Public Act 97-905 and hereinafter known as the "Act"; and,

WHEREAS, the Ordinance is a part of the application to the Illinois Department of Commerce, hereafter referred to as the "Department" for designation of an Enterprise Zone pursuant to the Illinois Enterprise Zone Act, 20 ILCS 655/1 et. Seq. and Section 18-170 of the Property Tax Code (35ILCS 200/18-170); and,

WHEREAS, the Designating Units of Government desire to operate the Enterprise Zone in an efficient and effective manner in keeping with the terms of the Act and rules and regulations promulgated by the Department and the Illinois General Assembly for the operation of an Enterprise Zone; and,

WHEREAS, the health, safety, and welfare of the residents of the Designating Units of Government are dependent, in part, upon a healthy private sector of the Counties' and Municipalities' economy; and,

WHEREAS, the development, growth, and expansion of the private sector requires a cooperative and continuous partnership between government and private sector; and,

WHEREAS, there are certain areas within the Designating Units of Government that need the particular attention of government, business, and labor to attract private sector investment and directly aid the Counties and Municipalities and the residents thereof; and,

WHEREAS, a disproportionate number of residents within the incorporated municipalities of Fulton, Lyndon, Morrison, Prophetstown, Rock Falls, Sterling, Tampico, within Whiteside County and Milledgeville, Mt. Carroll, Savanna and Thomson within Carroll County and adjacent areas of

unincorporated Whiteside and Carroll Counties have continued to suffer poverty, unemployment, and economic distress related to the loss of many manufacturing jobs, shifts of industries throughout the Counties, and locally prolonged national recession, trends towards movement to larger metropolitan areas and a variety of other economic factors negatively affecting the incorporated and unincorporated areas above mentioned; and,

WHEREAS, the duly constituted legislative bodies of the Designating Units of Government are cognizant of the distressed conditions existing within their areas and are desirous of alleviating these distressed conditions; and,

WHEREAS, the Designating Units of Government have indicated their willingness and desire to cooperate in designating portions of the Municipalities as well as unincorporated areas in the Counties as an Enterprise Zone as described in Attachment "A" which contains a full legal description and parcel list; and,

WHEREAS, the Intergovernmental Cooperation Act (*PA 78-785*), as enacted by the State of Illinois, Section 3, provides as follows:

Intergovernmental Agreement: Any power or powers, privileges or authority exercised or which may be exercised by a public agency of this State may be exercised and enjoyed jointly with any other public agency of this State and jointly with any public agency of any other State or of the United States to the extent that laws of such other State or of the United States do not prohibit joint exercise or enjoyment."

WHEREAS, the parties to this Agreement have had conferred upon them the exercise of powers authorized in *5/ILCS 220/1 of the Illinois Revised Statutes*.

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL PROMISES CONTAINED HEREIN AND IN FURTHER CONSIDERATION OF THE RECITALS HEREIN ABOVE SET FORTH, IT IS HEREBY AGREED BETWEEN THE DESIGNATING UNITS OF GOVERNMENT, AS FOLLOWS:

Section 1: NAME. The name of the Enterprise Zone shall be the Whiteside Carroll Enterprise Zone, hereinafter referred to as the "Zone".

Section 2: QUALIFICATIONS. The Designating Units of Government hereby declare and affirm that the Zone Area is qualified for designation as an Enterprise Zone in accordance with the provisions of the Act, and further affirm that:

- (a) The Zone Area is a contiguous area; and,
- (b) The Zone Area comprises a minimum of one-half square mile and not more than fifteen square miles in total area; and,
- (c) The Local Labor Market Area confirms three of the ten criteria are met and,

(d) The Zone Area satisfies any additional criteria established by the Department; and,

(e) On the 30th day of August, 2016 a Public Hearing was conducted on the question of creating a new Enterprise Zone (hereafter referred to as "the Zone") of which was held within the Zone area at Morrison City Hall, 200 West Main Street, Morrison, IL. A public notice was published within the Daily Gazette, Sterling which is the newspaper of general circulation within the Zone Area on the 24th day of August, 2016 of which was not more than 20 days nor less than five days before the hearings; and,

(f) The Zone Area addresses a reasonable need to encompass portions of more than one (1) municipality and adjacent unincorporated areas of the Counties as required within.

Section 3: TERMS AND EFFECTS. The term of the Zone will be for 15 years commencing January 1, 2018, and ending at midnight on December 31, 2032, or until such time as the Zone has expired, been decertified by the Department or repealed by the Illinois General Assembly, whichever is sooner. After the 13th year, the Zone is subject to review by the State Enterprise Zone Board for an additional 10 years designation beginning on the expiration date of the Zone. During the review process, the State Enterprise Zone Board shall consider the cost incurred by the State of Illinois and units of local government as a result of the tax benefits received by the Zone before granting the extension. Upon the approval of the State Enterprise Zone Board and certification by the Department the Zone may further be in effect for an addition 10 years, beginning January 1, 2033.

Section 4: ZONE MANAGEMENT. Upon designation as an Enterprise Zone by the Department, a Zone Management Organization comprised of the Chairpersons of the Carroll and Whiteside County Boards, the Mayors of Fulton, Lyndon, Morrison, Prophetstown, Rock Falls, Sterling, Tampico, Milledgeville, Mt. Carroll, Savanna, and Thomson and fifteen members of the private sector to be selected by majority vote of the elected officials of the Management Organization will be formed. This Organization will be the governing body of the Enterprise Zone Management Organization and will appoint the Zone Administrator. Decisions on appointment or removal of the Zone Administrator shall be made in the following manner:

- (a) Nominations shall be received from members of the Management Organization for appointment of the Zone Administrator. Appointment of the Zone Administrator shall be by majority vote of the Zone Management Organization; and,
- (b) The Zone Administrator may be removed by a two-thirds vote of the Zone Management Organization; and,
- (c) The Zone Administrator shall be an employee or officer of one of the participating governmental agencies; and,
- (d) The Zone Administrator shall be responsible for the day-to-day implementation within the Zone Area and will be the liaison between the Zone Management Organization, the economic development groups, the Illinois Department of Commerce, and the Illinois Department of Revenue.

Section 5: ZONE ADMINISTRATOR: It shall be the power of the Zone Administrator, who shall be appointed by the Management Organization, to:

- (a) Supervise the implementation of the provisions of this Intergovernmental Agreement and the Illinois Enterprise Zone Act; and,
- (b) Act as a liaison between the Designation Units of Government as well as the Department, Designated Zone Organizations, and other State, Federal and local agencies, whether public or private; and,
- (c) Conduct an ongoing evaluation of the Enterprise Zone Program and submit such evaluative reports quarterly basis to the Zone Management Organization; and,
- (d) Promote the coordination of other relevant programs, including, but not limited to, housing, community and economic development, small business, financial assistance, and employment training within the Enterprise Zone; and,
- (e) The Zone Administrator will create a brochure explaining the incentives available and the advantages of being within the Enterprise Zone. The brochure shall be complete and distributed to the businesses within the new zone within four months of the zone designation and updated on a yearly basis; and,
- (f) The Zone Administrator will hold educational forums and programs for the Enterprise Zone communities and businesses to explain and promote program incentives and benefits; and,
- (g) Recommend qualified Designated Zone Organizations to the Management Organization; and,
- (h) Have other such duties as specified by the Management Organization, to appoint personnel as appropriate to assure the smooth operation of the Enterprise Zone; and,
- (i) The Zone Administrator will collect data from applicants within 90 days of the completion of each approved Enterprise Zone Project for reporting to agencies within the state that are or may be required by law, including total project cost including machinery and equipment and jobs created and retained due to the project; and,
- (j) The Zone Administrator shall monitor and collect the data on approved project's tax assessments and provide to the Whiteside and Carroll County Clerks each year and at the time required by the County clerks to complete the tax to include the abatement if applicable on each year's tax bill for the five year abatement term.

Section 6: MANAGEMENT ORGANIZATION: The Zone Administrator may recommend to the Management Organization one or more organizations that may qualify as Designated Zone Organizations under the provisions of the Illinois Enterprise Zone Act. Upon approval by the Management Organization, for a term of years set by the Management Organization, the Designated Zone Organization may, subject to

the necessary governmental authorizations, provide the following services or perform the following functions in coordination with the municipality or county:

- (a) Provide or contract for provision of public services including, but not limited to:
 - (1) establishment of crime watch patrols within zone neighborhoods;
 - (2) establishment of volunteer day care centers;
 - (3) organization of recreational activities for zone area youth;
 - (4) garbage collection;
 - (5) street maintenance and improvements;
 - (6) bridge maintenance and improvements;
 - (7) maintenance and improvement of water and sewer lines;
 - (8) energy conservation projects;
 - (9) health and clinic services;
 - (10) drug abuse programs;
 - (11) senior citizen assistance programs;
 - (12) park maintenance;
 - (13) rehabilitation, renovation, and operation and maintenance of low and moderate Income housing; and
 - (14) other types of public services as provided by law or regulation.
- (b) Exercise authority for the enforcement of any code, permit, or licensing procedure within an Enterprise Zone.
- (c) Provide a forum for business, labor and government action on zone innovations.
- (d) Apply for regulatory relief as provided in Section 8 of this Act.
- (e) Receive title to publicly owned land.
- (f) Perform such other functions as the responsible government entity may deem appropriate, including offerings and contracts for insurance with businesses within the Zone.
- (g) Agree with local governments to provide such public services within the zones by contracting with private firms and organizations, where feasible and prudent.
- (h) Solicit and receive contributions to improve the quality of life in the Enterprise Zone.

Section 7: APPLICANTS: As allowed by the Act, the Zone Administrator is hereby authorized to charge an Administration Fee from the Applicant for the issuance of Building Material Exemption Certificate (BMEC) for Construction Materials incorporated into the real estate property in order to help offset the management and operational cost associated with the administration of the Zone. Said fee shall be equal to .5 percent (1/2%) of the documented cost of the building materials for each project up to a maximum of \$50,000 per certificate (20 ILCS 655/8.2c):

- (a) The Designating Units of Government encourage applicants/recipients receiving Whiteside Carroll Enterprise Zone benefits to utilize local labor and to purchase building materials locally when possible.

Section 8: SALES TAX CREDITS: Retailer's Occupation Tax. Each retailer who makes a qualified sale of building materials to be incorporated into real estate in the Whiteside Carroll Enterprise Zone for the purpose of remodeling, rehabilitation or new construction, may deduct receipts from such sales when calculating the tax imposed by the State of Illinois under and pursuant to Retailers' Occupation Tax Act (35 ILCS 120/5k), subject to the following conditions:

- (a) The city/county has issued a building/zoning permit or letter and the total amount of the project as per building/zoning permit exceeds \$20,000; and,
- (b) The Enterprise Zone Administrator of the Zone has issued a certificate of approval for the project, prior to the start of construction. At that time the Zone Administrator will apply to the Illinois Department of Revenue (IDOR) for a contractor or other entity seeking a Building Material Exemption Certificate (BMEC), however a contractor or any other entity seeking certificate must provide all information needed by the IDOR to issue the BMEC; and if you are a Zone Administrator, High Impact Business project manager, or construction contractor (or other entity) seeking an exemption certificate a copy of which is required to be provided to the applicable retailer at the time of sale and maintained by such retailer in its books and records for the purposes of documenting any such deduction; and,
- (c) The exemption allowed hereby shall be limited to and shall only apply to any remodeling, rehabilitation or new construction and improvements of any commercial, industrial, manufacturing, building, and or warehouse distribution structure within the zone; and,
- (d) The Zone Administrator shall include within the project applications and the BMEC applications a notification statement that reporting to the Illinois Department of Revenue on a yearly basis is required by law and the applicants shall sign all applications.

Section 9: PROPERTY TAX ABATEMENTS: Commencing on or after January 1, 2018 or earlier if declared by the Department, taxes on real property levied by the Designating Units of Government shall be abated on approved property located within the boundary of the Enterprise Zone, as certified by the Department. The Designating Units of Government authorizes and directs the County Clerks of Whiteside and Carroll County to abate ad valorem taxes imposed upon real property, located within the Enterprise Zone area, upon which new improvements have been constructed, renovated or rehabilitated, subject to the following conditions:

- (a) The improvements or renovations total more than \$20,000 and have been issued a building/zoning permit or a letter from the local zoning jurisdiction of the property declaring all requirements are being met; and,
- (b) The project has been certified by the zone administrator, certification will be granted only after completion of the Zone Application forms and payment of application fee as stated here within **Section 7 & 8**; and,
- (c) In the event that a Tax Increment Financing (TIF) District or Redevelopment District or Project Area (20 ILCS 655/5.4.1) is, will be, or has been created by a municipality under Division 74.4 of the Illinois Municipal Code, and said redevelopment project area contains property that is located in an enterprise zone, and the municipality adopts an enterprise zone designation ordinance pursuant to Section 5.4 of the Act specifically concerning the abatement of taxes on property, as stated in this section, located within a redevelopment project area created pursuant to Division 74.4 of the Illinois Municipal Code, and the Department certifies the Ordinance, when the property is located in both the enterprise zone

and the redevelopment project area shall not be eligible for the abatement of taxes under Section 18-170 of the Illinois Property Tax Code; therefore no real estate tax abatement is allowed within a redevelopment area created pursuant to the Real Property Tax Increment Allocation Redevelopment Act; and,

- (d) Abatement of taxes on any parcel shall not exceed the amount attributable to the construction as declared on the project application by the owner, manager, and or contractor of the improvements and the renovation or rehabilitation of the existing improvements on such parcel; and,
- (e) The following provision will apply to all projects involving demolition and new construction. Any project which involves new construction on a site which previously was occupied by a building(s) will receive the real estate tax abatement on a "net new" basis. That is, the increased assessment amount to be abated will be based on the most recent assessment of the property which included the valuation of the property which included the valuation of the land and original building(s); and,
- (f) Such abatement shall be allowed only for commercial, industrial, manufacturing, and or warehouse distribution property located within the Zone Area; and,
- (g) For projects occurring on parcels or properties located within the boundaries of the Zone at the time of certification by the Department, 100% abatement of real estate taxes for a 5-year period, or until the expiration, termination or decertification of the Whiteside Carroll Enterprise Zone, whichever period ends sooner, on the increased assessment amount only of the commercial, industrial, manufacturing, and or warehouse distribution property located or added to the zone according to requirements by state law; on projects due to rehabilitation, expansion, or new construction. The abatement will be effective after the said rehabilitation, expansion, or new construction has been completed and the full increased assessment is in place; and,
- (h) Upon the effective date of this ordinance, all incentives and benefits previously offered and in effect within the boundaries of the former Whiteside Carroll County Enterprise Zone #8 expiring on or before December 31, 2018, shall continue as originally awarded during the term of the Zone for the term of the newly designated Whiteside Carroll Enterprise Zone for the following groups:
 - 1. Projects which are receiving benefits or incentives within the existing Whiteside Carroll County Enterprise Zone and the Whiteside Carroll Enterprise Zone on the effective date of this designating ordinance; or
 - 2. Projects or expansions which were proposed or under development on the effective date of this designating ordinance, if the business enterprise demonstrates that the proposed business expansion has been committed to locating or expanding in the zone; or
 - 3. Projects where substantial or binding financial obligations have been made; and

such commitments have been made in reasonable reliance on the benefits and programs which would have previously been available because of the enterprise zone; and,

- (i) **Accountability:** To provide accountability on behalf of the zone and to participating taxing districts, all projects receiving real estate tax abatements and or any other state incentive created and in effect for enterprise zones must by law report annually to the Illinois Department of Revenue the amount of incentives they have received for the previous year. If such project is receiving real estate tax abatement and the Zone Administrator receives notification from the Illinois Department of Revenue that the required annual reporting has not been completed the project will cease to receive real estate tax abatement and or any other local enterprise zone benefits until the Zone Administrator has been notified that the project owner or manager has completed the required reporting.

Section 10: ADDITIONS OF TERRITORY: For territory expansion to the boundaries of the Zone shall be as follows:

- (a) Territory expansions will be considered to facilitate commercial or industrial projects which create one full-time job for every 1000 residents, per previous Census, within the community of which the project is located. For expansions in unincorporated areas, job creation requirement will be based on township population. Census population will be rounded to the nearest 1000 to determine job creation requirement; and,
- (b) Additions of territory in communities or townships with populations of 6,000 or less will be considered for commercial or industrial projects with a minimum investment of \$300,000 including site purchase and preparation, construction cost and capital equipment; and,
- (c) Additions of territory in communities or townships with populations of 6,001 and over, per previous Census, will be considered for commercial or industrial projects with an investment minimum of \$500,000 including site purchase and preparation, construction cost and capital equipment; and,
- (d) Territory to be added must have the intended use of commercial, business, manufacturing or Industrial; and,
- (e) Additions of territory will contain only the property required for a clearly articulated, eligible project including a reasonable amount of land for expansion of the specific project.

Any additions of territory must also follow and meet requirements of the Illinois Enterprise Zone Act.

Section 11: EFFECTIVE DATE. This Agreement shall be in effect from the date of and after its execution by all of the Designating Units of Government, recording and upon certification of the new Enterprise Zone designation by the Department, according to law. Failure to receive certification of the Zone by the Department will render this Agreement null and void.

Section 12: COMPLIANCE WITH OTHER LAWS. Neither the passage of this Agreement nor the establishment of the Zone shall supersede other applicable laws, ordinances or regulation, unless expressly provided for in this Agreement or the Act. Any development undertaken pursuant to the creation of the Zone shall be performed in full compliance with the applicable laws, ordinance, and regulations and processed applicable, to the respective Designating Units of Government.

This Agreement is made as of the first date that it is approved and fully executed the by the parties hereto as shown below.

SIGNATURE SHEET FOR ALL UNITS OF GOVERNMENT

WHITESIDE COUNTY, IL

By: _____
Chair

CITY OF FULTON, IL

By: _____
Mayor

CITY OF MORRISON, IL

By: _____
Mayor

CITY OF ROCK FALLS, IL

By: _____
Mayor

VILLAGE OF TAMPICO, IL

By: _____
Village President

CITY OF MT. CARROLL, IL

By: _____
Mayor

VILLAGE OF THOMSON, IL

By: _____
Village President

CARROLL COUNTY, IL

By: _____
Chair

VILLAGE OF LYNDON, IL

By: _____
Village President

CITY OF PROPHETSTOWN, IL

by: _____
Mayor

CITY OF STERLING, IL

By: _____
Mayor

VILLAGE OF MILLEDGEVILLE, IL

By: _____
Village President

CITY OF SAVANNA, IL

By: _____
Mayor

ORDINANCE NO. 2016-2285

AN ORDINANCE ESTABLISHING THE
WHITESIDE CARROLL ENTERPRISE ZONE
CITY OF ROCK FALLS
-ENTERPRISE ZONE DESIGNATION-
-PROPERTY TAX ABATEMENT-

WHEREAS, the Governor signed Senate Bill 3616, as amended, into law on August 7, 2012, thereby amending the "Illinois Enterprise Zone Act" (20 ILCS 655/1 et. seq.) under the provisions of Public Act 97-0905 outlining new application procedures and related changes to the Illinois Enterprise Zone Program; and,

WHEREAS, the General Assembly also passed Senate Bill 20 as amended on May 31, 2013, which was signed into law by the Governor on July 25, 2013, as Public Act 98-109, portions of which clarified Enterprise Zone related legislation contained in Public Act 97-905, (hereinafter referred as the "Act"); and,

WHEREAS, the Act provides for a new Illinois Enterprise Zone designation application process which is administered by the Illinois Department of Commerce and Economic Opportunity (hereinafter referred as "the Department") of which is subject to the approval and concurrence of the State Enterprise Zone Board (hereafter referred to as "the Board"); and,

WHEREAS, once application has been approved by the Board and certified by the Department, the new Enterprise Zone designation will be in effect for 15 years beginning on January 1, 2018, and ending at midnight on December 31, 2032, or until such time as the Zone has expired, been decertified by the Department or repealed by the Illinois General Assembly, whichever is sooner. After the 13th year, the Zone is subject to review by the State Enterprise Zone Board for an additional 10 years designation beginning on the expiration date of the Zone. Upon the approval of the State Enterprise Zone Board and certification by the Department the Zone may further be in effect for an additional 10 years, beginning January 1, 2033; and,

WHEREAS, on the 30th day of August, 2016 a Public Hearing was conducted on the question of creating a new Enterprise Zone (hereafter referred to as "the Zone") of which was held within the Zone area at Morrison City Hall, 200 West Main Street, Morrison, IL. A public notice was published within the Daily Gazette, Sterling which is the newspaper of general circulation within the Zone Area on the 24th day of August, 2016 of which was not more than 20 days nor less than five days before the hearings; and,

WHEREAS, The Enterprise Zones provide state and local incentives to promote economic growth for the area and it citizens to reduce unemployment, and to encourage expansion, rehabilitation, and new construction within the Enterprise Zone; and,

WHEREAS, the Counties of Whiteside and Carroll, Illinois, (hereinafter "Counties") and the Cities/Villages of Fulton, Lyndon, Morrison, Prophetstown, Rock Falls, Sterling, Tampico (all being in Whiteside County) and, Milledgeville, Mt. Carroll, Savanna and Thomson (all being within Carroll County) (hereinafter collectively "Municipalities") (all hereafter referred to as "the Designating Units of Government") find and agree that it is desirable and a necessity for them to jointly apply for a new Enterprise Zone designation for the long term viability of the region economically for the benefit of their citizens; and,

WHEREAS, the Designating Units of Government find and agree that the region meets the qualification established in Section 4 of the Act; and,

WHEREAS, the Designating Units of Government find and agree that the Enterprise Zone is contiguous as defined in the ACT and is hereto attached and designated as Addendum "A"; and,

WHEREAS, the Designating Units of Government find and agree that the Enterprise Zone as described in Addendum "A" as allowed within the Act comprises of no more than 15 square miles of land; and,

WHEREAS, certain parts of the Enterprise Zone lie within the City of Rock Falls; and,

WHEREAS, the Mayor and City Council members desire to designate areas within its jurisdiction as an Enterprise Zone as outlined in the attached Addendum "A", subject to the certification of the Zone by the Department in accordance with the Act; and,

WHEREAS, the name of the Zone shall be the Whiteside Carroll Enterprise Zone,

NOW BE IT THEREFORE ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF ROCK FALLS, ILLINOIS:

Section 1: TERM. The term of the Zone will be for 15 years commencing January 1, 2018, and ending at midnight on December 31, 2032, or until such time as the Zone has expired, been decertified by the Department or repealed by the Illinois General Assembly, whichever is sooner. After the 13th year, the Zone is subject to review by the State Enterprise Zone Board for an additional 10 years designation beginning on the expiration date of the Zone. During the review process, the State Enterprise Zone Board shall consider the cost incurred by the State of Illinois and units of local government as a result of the tax benefits received by the Zone before granting the extension. Upon the approval of the State Enterprise Zone Board and certification by the Department the Zone may further be in effect for an addition 10 years, beginning January 1, 2033.

Section 2: ADMINISTRATION. The Zone Administrator shall be an employee or officer of one of the participating governmental agencies, shall be appointed by the Zone Management Organization, and shall be responsible for the day-to-day implementation within the Zone Area as described in the Intergovernmental Agreement between the Designating Units of Government.

Section 3: ADMINISTRATION FEES. As allowed by the Act, The Zone Administrator of the Zone is hereby authorized to collect a Zone Administration Fee from the Applicant for the issuance of Building Materials Exemption Certificate (BMEC) in order to offset management and operation cost associated with the administration of the Zone. Fee shall be equal to .5 percent (1/2%) of the documented cost of building materials for each project up to a maximum of \$50,000 per Certificate (20 ILCS 655/8.2c). The fee shall be paid before said BMEC will be applied for and issued. The City of Rock Falls, Illinois will have no liability for payment of such fee on behalf of the Applicant.

Section 4: PROPERTY TAX ABATEMENT. Commencing on or after January 1, 2018 or earlier if declared by the Department, taxes on real property levied by the City of Rock Falls, Illinois shall be abated on approved property located within the boundary of the Enterprise Zone, as certified by the Department. The City authorizes and directs the County Clerk of Whiteside County to abate ad valorem taxes imposed upon real property, located within the Enterprise Zone area, upon which new improvements have been constructed, renovated or rehabilitated, subject to the following conditions:

(a) The improvements or renovations total more than \$20,000 and have been issued a building/zoning permit or a letter from the local zoning jurisdiction of the property declaring all requirements are being met; and,

(b) The project has been certified by the zone administrator, certification will be granted only after completion of all zone application forms and approval by the zone administrator. No benefits will be given without the completion of said application forms; and

(c) In the event that a Tax Increment Financing (TIF) District or Redevelopment District or Project Area (20 ILCS 655/5.4.1) is, will be, or has been created by a municipality under Division 74.4 of the Illinois Municipal Code, and said redevelopment project area contains property that is located in an enterprise zone, and the municipality adopts an enterprise zone designation ordinance pursuant to Section 5.4 of the Act specifically concerning the abatement of taxes on property, as stated in this section, located within a redevelopment project area created pursuant to Division 74.4 of the Illinois Municipal Code, and the Department certifies the Ordinance, when the property is located in both the enterprise zone and the redevelopment project area shall not be eligible for the abatement of taxes under Section 18-170 of the Illinois Property Tax Code; therefore no real estate tax abatement is allowed within a redevelopment area created pursuant to the Real Property Tax Increment Allocation Redevelopment Act; and,

(d) Abatement of taxes on any parcel shall not exceed the amount attributable to the construction as declared on the project application by the owner, manager, and or contractor of the improvements and the renovation or rehabilitation of the existing improvements on such parcel; and,

(e) The following provision will apply to all projects involving demolition and new construction. Any project which involves new construction on a site which previously was occupied by a building(s) will receive the real estate tax abatement on a "net new" basis. That is, the increased assessment amount to be abated will be based on the most recent assessment of the

property which included the valuation of the property which included the valuation of the land and original building(s); and,

(f) Such abatement shall be allowed only for commercial, industrial, manufacturing, and or warehouse distribution property located within the Zone Area; and,

(g) For projects occurring on parcels or properties located within the boundaries of the Zone at the time of certification by the Department, 100% abatement of real estate taxes for a 5-year period or until the expiration, termination or decertification of the Whiteside Carroll Enterprise Zone, whichever period ends sooner, on the increased assessment amount only of the commercial, industrial, manufacturing and or warehouse distribution property located or added to the zone according to requirements by state law; on projects due to rehabilitation, expansion, or new construction. The abatement will be effective after the said rehabilitation, expansion, or new construction first shows an increase in assessment due to the project being completed and the full increased assessment is in place; and

(h) Questions as to the eligibility of a project and resulting improvement will be decided by the Zone Administrator; and

(i) Upon the effective date of this ordinance, all incentives and benefits previously offered and in effect within the boundaries of the former Whiteside Carroll County Enterprise Zone #8 expiring on or before December 31, 2018, shall continue as originally awarded during the term of the Zone for the term of the newly designated Whiteside Carroll Enterprise Zone for the following groups:

1. Projects which are receiving benefits or incentives within the Whiteside Carroll County Enterprise Zone and the Whiteside Carroll Enterprise Zone on the effective date of this designating ordinance; or
2. Projects or expansions which were proposed or under development on the effective date of this designating ordinance, if the business enterprise demonstrates that the proposed business expansion has been committed to locating or expanding in the zone; or
3. Projects where substantial or binding financial obligations have been made; and such commitments have been made in reasonable reliance on the benefits and programs which would have previously been available because of the enterprise zone; and

(j) Accountability: To provide accountability on behalf of the zone and participating taxing districts, all projects receiving real estate tax abatements and or any other state incentive created and in effect for enterprise zones must by law report annually to the Illinois Department of Revenue the amount of incentives they have received for the previous year. If such project is receiving real estate tax abatement and the Zone Administrator receives notification from the Illinois Department of Revenue that the required annual reporting has not been completed the project will cease to receive real estate tax abatement and or any other local enterprise zone benefits until the Zone Administrator has been notified that the project owner or manager has completed the required reporting.

Section 7: LOCAL SOURCING STATEMENT. The Designating Units of Government encourage recipients receiving Whiteside Carroll Enterprise Zone benefits, to utilize local labor and to purchase building materials locally when possible.

Section 8: APPROVAL OF INTERGOVERNMENTAL AGREEMENT. The Intergovernmental Agreement between the Designating Units of Government in substantially the form attached hereto in Addendum "B" is hereby approved. The Mayor of The City of Rock Falls is authorized and directed to execute said Intergovernmental Agreement on behalf of The City of Rock Falls, Illinois. Said intergovernmental Agreement shall become effective as set forth therein.

Section 9: CONFLICTING LANGUAGE. All Ordinance or part of Ordinances conflicting with any provision of this Ordinance shall be and are hereby repealed.

Section 10: EFFECTIVE DATE OF ZONE. This Ordinance shall be in effect from the date of and after passage, approval and publication, recording and upon certification of the new Enterprise Zone designation by the Department, according to law. Failure to receive certification of the Zone by the Department will render this Ordinance null and void.

PASSED BY THE ROCK FALLS CITY COUNCIL

This _____ Day of _____, 2016

By: _____
William B. Westcott, Mayor of Rock Falls, Illinois

Attested:

Eric M. Arduini, City Clerk
603 West 10th Street
Rock Falls, IL 61071

ADDENDUM "A"

WHITESIDE CARROLL ENTERPRISE ZONE

LEGAL DESCRIPTION FOR RECORDING

LEGAL

PIN List

Location Indexing List