

# Request for City Council Action

**Date:** December 18, 2012

<b>Agenda Section:</b> General Business  <b>No. 3</b>	<b>Originating Department:</b> Finance/Legal
<b>Item:</b> Ordinances Abating the 2012 Tax Levies for General Obligation Bonds  <b>No. 3.1</b>	<b>Approved:</b>

**Ordinances Abating the 2012 Tax Levy for the 2003 Series General Obligation Refunding Bonds Debt Service**

Background and Summary:

On July 22, 2003, the City Council adopted Ordinance No. 2003-48, which provided for the issuance of \$4,255,000 General Obligation Refunding Bonds which refunded the 1993 Series General Obligation Refunding Bonds. The 1993 Series General Obligation Refunding Bonds were issued by Ordinance No. 93-83 adopted on December 21, 1993, to refund the 1990 Series University Mall Tax Allocation Revenue Bonds.

The Bond Ordinance No. 2003-48 refunded the series 1993 bonds and provided for the debt service on the 2003 Series General Obligation Bonds to be paid by a direct annual property tax levy. The Ordinance abates the 2012 tax levy for the entire debt service amount required by Bond Ordinance No. 2003-48 in the amount of \$374,655. The abated tax levy funds will be replaced with the general revenues of the City's General Fund. The transfer from the General Fund to the Debt Service Fund in the amount of \$374,655 will provide for the payment of the principal and interest due on December 1, 2013, and the interest due on June 1, 2014.

Engineering Approval Obtained	Finance Approval Obtained	Legal Approval Obtained	Approval Obtained	Manager's Approval Obtained
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Council Action: Motion by: \_\_\_\_\_ 2nd by: \_\_\_\_\_ to: \_\_\_\_\_

### **Ordinance Abating the 2012 Tax Levy for the 2006 General Obligation Bonds Debt Service**

#### Background and Summary:

On June 20, 2006, the City Council adopted Ordinance No. 2006-42, which provided for the issuance of \$5,690,000 General Obligation Bonds Series 2006. The Bonds were issued to provide funds for the Street Improvement Program. This program, approved by the City Council on April 19, 2005, provided for resurfacing of all oil and chip streets in Carbondale with bituminous material and for the reconstruction of Reed Station Road from Illinois Route 13 to East Walnut Street, South Wall Street from East Park Street to East Pleasant Hill Road and Schwartz Street from Oakland Avenue to Eason Drive.

The Bond Ordinance 2006-42 provides for the debt service on the 2006 Series General Obligation Bonds to be paid by a direct annual property tax levy. The proposed ordinance abates the 2012 Tax Levy for the entire debt service amount required in the amount of \$751,915. The abated levy funds will be replaced in part with Motor Fuel Tax revenues and in part with Local Improvement Fund revenues.

### **Ordinance Abating the 2012 Tax Levy for the 2010A Series and 2010B Series Taxable General Obligation Bonds Debt Service**

#### Background and Summary:

On June 22, 2010, the City Council adopted Ordinance No. 2010-25, which provided for debt service on the 2010A and 2010B Series Taxable General Obligation Bonds, which were for financing the new Public Safety Center.

The Bond Ordinance 2010-25 provides for the debt service on the 2010A and 2010B Series General Obligation Bonds to be paid by a direct annual property tax levy. The proposed ordinance abates the 2012 tax levy for the entire debt service amount required in the amount of \$765,823. The abated levy funds will be replaced with general revenues of the City's General Fund.

### **Ordinance Abating the 2012 Tax Levy for 2011 Water and Sewer General Obligation Bonds Debt Service**

#### Background and Summary:

On February 9, 2011, the City Council adopted Ordinance No. 2011-10 which provided for the issuance of \$1,100,000 in General Obligation Bonds for financing of the construction of the Equalization Basin for the Northwest Wastewater Treatment Plant.

The proposed ordinance abates the 2012 tax levy for the entire debt service amount required in the amount of \$110,513. The abated levy funds will be replaced with general revenues of the City's Water & Sewer Fund.

## **Ordinance Abating the 2012 Tax Levy for 2011 General Obligation Bonds Debt Service**

### **Background and Summary:**

On October 4, 2011, the City Council adopted Ordinance No. 2011-51 which provided for the issuance of \$6,625,000 General Obligation Bonds providing for the refunding of 2004 Series General Obligation Bonds (\$3,825,000) originally issued to fund construction of the Civic Center/City Hall and to fund construction of a new No. 2 Fire Station (2,800,000). The proposed ordinance abates the 2012 tax levy for the entire debt service amount required in the amount of \$514,450. The abated levy funds will be replaced with general revenues of the City's General Fund.

### **Recommended Action:**

The City Council is requested to approve the attached six Ordinances abating the 2012 Debt Service Tax Levy for the 2003, 2006, 2010A and 2010B and both 2011 General Obligation Bonds.

**CITY OF CARBONDALE, ILLINOIS**

**ORDINANCE NO. 2012-\_\_\_\_\_**

**AN ORDINANCE CONCERNING  
ORDINANCE NO. 2003-48 OF THE CITY OF  
CARBONDALE, JACKSON COUNTY,  
ILLINOIS, PROVIDING FOR THE ISSUANCE  
OF \$4,255,000 GENERAL OBLIGATION  
REFUNDING BONDS, SERIES 2003,  
PROVIDING THE DETAILS OF SUCH  
BONDS AND FOR A LEVY OF TAXES TO  
PAY THE PRINCIPAL OF AND INTEREST  
ON SUCH BONDS AND FOR CERTAIN  
REVENUE SOURCES TO PAY AND SECURE  
THE PRINCIPAL OF AND INTEREST OF  
SUCH BONDS AND RELATED MATTERS,  
ABATING THE LEVY AND EXTENSION OF  
TAXES FOR THE YEAR 2012 PREVIOUSLY  
ESTABLISHED TO PAY SUCH BONDS**

**ADOPTED BY THE CITY COUNCIL**

**OF THE CITY OF CARBONDALE, ILLINOIS**

**THIS 18<sup>TH</sup> DAY OF DECEMBER, 2012**

**Published in pamphlet form by authority of the City Council of the City of Carbondale,  
Jackson County, Illinois, this 19<sup>th</sup> day of December, 2012.**

**CERTIFICATE OF PUBLICATION**

**I, Jennifer Sorrell, the duly qualified Acting City Clerk of the City of Carbondale,  
Illinois, and the official custodian of the records of said City, do hereby certify that this  
ordinance was published in pamphlet form by authority of the City Council on the 19<sup>th</sup> day  
of December, 2012.**

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**Jennifer Sorrell, Acting City Clerk**

**ORDINANCE NO. 2012-\_\_\_\_**

**AN ORDINANCE CONCERNING ORDINANCE NO. 2003-48 OF THE CITY OF CARBONDALE, JACKSON COUNTY, ILLINOIS, PROVIDING FOR THE ISSUANCE OF \$4,255,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2003, PROVIDING THE DETAILS OF SUCH BONDS AND FOR A LEVY OF TAXES TO PAY THE PRINCIPAL OF AND INTEREST ON SUCH BONDS AND FOR CERTAIN REVENUE SOURCES TO PAY AND SECURE THE PRINCIPAL OF AND INTEREST OF SUCH BONDS AND RELATED MATTERS, ABATING THE LEVY AND EXTENSION OF TAXES FOR THE YEAR 2012 PREVIOUSLY ESTABLISHED TO PAY SUCH BONDS**

**WHEREAS**, the City of Carbondale, Illinois, is a home rule unit of local government under the Illinois Constitution, 1970, Article VII, Section 6; and

**WHEREAS**, pursuant to Article VII, Section 6(a), of the Illinois Constitution, 1970, the City of Carbondale may exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to regulate for the protection of the public health, safety, morals and welfare; and

**WHEREAS**, on July 22, 2003, the City Council of the City of Carbondale, Jackson County, Illinois, passed and approved Ordinance No. 2003-48, an Ordinance of the City of Carbondale, Jackson County, Illinois, providing for the issuance of \$4,255,000 general obligation refunding bonds, Series 2003, the details of such bonds and for a levy of taxes to pay the principal of and interest on such bonds and for certain revenue sources to pay and secure the principal of and interest of such bonds and related matters, abating the levy and extension of taxes for the year 2003 previously established to pay such bonds (hereinafter the "Bond Ordinance"), which Bond Ordinance was filed with the County Clerks of Jackson and Williamson Counties, Illinois; and

**WHEREAS**, pursuant to the Bond Ordinance, the City of Carbondale issued \$4,255,000 initial principal amount General Obligation Refunding Bonds, Series 2003; and

**WHEREAS**, the Bond Ordinance provides that whenever funds from any lawful sources are made available for the purpose of paying any principal of or interest on the bonds issued pursuant to the Bond Ordinance so as to enable the abatement of taxes levied by the Bond Ordinance, the City Council of the City of Carbondale, Illinois, shall direct the deposit of such funds into the Debt Service Fund and further shall direct the abatement of taxes by the amount so deposited; and

**WHEREAS**, funds in the amount of \$374,655, are available for the purpose of paying principal of or interest on the bonds issued pursuant to the Bond Ordinance; and

**WHEREAS**, the City Council finds it to be in the best interest of the City of Carbondale, Illinois, to direct the deposit of \$374,655 into the Debt Service Fund and to abate the taxes levied by the Bond Ordinance in like amount.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CARBONDALE, ILLINOIS, AS FOLLOWS:**

**SECTION 1. Abatement.** That the tax levy provided in Section 8 of the Bond Ordinance (Ordinance No. 2003-48 filed in 2003 with the County Clerks of Jackson and Williamson Counties, Illinois) be abated for the 2012 tax levy in the amount of \$374,655.

**SECTION 2. Authority.** That this Ordinance pertains to the government and affairs of the City of Carbondale, including but not limited to, the City's power to regulate for the public health, safety, morals and welfare.

**SECTION 3. Filing.** That as soon as this Ordinance becomes effective, a copy hereof certified by the City Clerk, which certificate shall recite that this Ordinance has been duly adopted, shall be filed with the County Clerks of Jackson and Williamson Counties, Illinois, who are hereby

directed to abate taxes as set forth above in Section 1. The tax levy shall be abated as shown above in Section 1.

**SECTION 4. Effective Date.** That the City Council of the City of Carbondale finds that the subject matter of this Ordinance, which shall be known as Ordinance 2012-\_\_\_\_\_ of the City of Carbondale, Illinois, is of great public importance and urgency and that the terms of the Ordinance shall be in full force and effect immediately upon its passage and approval.

APPROVED: \_\_\_\_\_  
Joel Fritzler, Mayor

FOR: \_\_\_\_\_  
AGAINST: \_\_\_\_\_  
PASSED: \_\_\_\_\_  
APPROVED: \_\_\_\_\_  
RECORDED: \_\_\_\_\_  
PUBLISHED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
Jennifer Sorrell, Acting City Clerk

APPROVED AS TO LEGALITY AND FORM:

\_\_\_\_\_  
P. Michael Kimmel, City Attorney

**CITY OF CARBONDALE, ILLINOIS**

**ORDINANCE NO. 2012-\_\_\_\_\_**

**AN ORDINANCE CONCERNING  
ORDINANCE NO. 2006-42 OF THE CITY OF  
CARBONDALE, JACKSON COUNTY,  
ILLINOIS, PROVIDING FOR THE ISSUANCE  
OF \$5,690,000 GENERAL OBLIGATION  
BONDS, SERIES 2006, THE DETAILS OF  
SUCH BONDS AND FOR A LEVY OF TAXES  
TO PAY THE PRINCIPAL OF AND  
INTEREST ON SUCH BONDS AND FOR  
CERTAIN REVENUE SOURCES TO PAY AND  
SECURE THE PRINCIPAL OF AND  
INTEREST OF SUCH BONDS AND RELATED  
MATTERS, ABATING THE LEVY AND  
EXTENSION OF TAXES FOR THE YEAR 2012  
PREVIOUSLY ESTABLISHED TO PAY SUCH  
BONDS**

**ADOPTED BY THE CITY COUNCIL**

**OF THE CITY OF CARBONDALE, ILLINOIS**

**THIS 18<sup>TH</sup> DAY OF DECEMBER, 2012**

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**CERTIFICATE OF PUBLICATION**

**I, Jennifer Sorrell, the duly qualified Acting City Clerk of the City of Carbondale,  
Illinois, and the official custodian of the records of said City, do hereby certify that this  
ordinance was published in pamphlet form by authority of the City Council on the 19<sup>th</sup> day  
of December, 2012.**

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**Jennifer Sorrell, Acting City Clerk**



**ORDINANCE NO. 2012-\_\_\_\_**

**AN ORDINANCE CONCERNING ORDINANCE NO. 2006-42 OF THE CITY OF CARBONDALE, JACKSON COUNTY, ILLINOIS, PROVIDING FOR THE ISSUANCE OF \$5,690,000 GENERAL OBLIGATION BONDS, SERIES 2006, THE DETAILS OF SUCH BONDS AND FOR A LEVY OF TAXES TO PAY THE PRINCIPAL OF AND INTEREST ON SUCH BONDS AND FOR CERTAIN REVENUE SOURCES TO PAY AND SECURE THE PRINCIPAL OF AND INTEREST OF SUCH BONDS AND RELATED MATTERS, ABATING THE LEVY AND EXTENSION OF TAXES FOR THE YEAR 2012 PREVIOUSLY ESTABLISHED TO PAY SUCH BONDS**

**WHEREAS**, the City of Carbondale, Illinois, is a home rule unit of local government under the Illinois Constitution, 1970, Article VII, Section 6; and

**WHEREAS**, pursuant to Article VII, Section 6(a), of the Illinois Constitution, 1970, the City of Carbondale may exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to regulate for the protection of the public health, safety, morals and welfare; and

**WHEREAS**, on June 20, 2006, the City Council of the City of Carbondale, Jackson County, Illinois, passed and approved Ordinance No. 2006-42, an Ordinance of the City of Carbondale, Jackson County, Illinois, providing for the issuance of \$5,690,000 general obligation bonds, series 2006, the details of such bonds and for a levy of taxes to pay the principal of and interest on such bonds and for certain revenue sources to pay and secure the principal of and interest of such bonds and related matters, abating the levy and extension of taxes for the year 2006 previously established to pay such bonds (hereinafter the "Bond Ordinance"), which Bond Ordinance was filed with the County Clerks of Jackson and Williamson Counties, Illinois; and

**WHEREAS**, pursuant to the Bond Ordinance, the City of Carbondale issued \$5,690,000 initial principal amount General Obligation Bonds, Series 2006; and

**WHEREAS**, the Bond Ordinance provides that whenever funds from any lawful sources are made available for the purpose of paying any principal of or interest on the bonds issued

pursuant to the Bond Ordinance so as to enable the abatement of taxes levied by the Bond Ordinance, the City Council of the City of Carbondale, Illinois, shall direct the deposit of such funds into the Debt Service Fund and further shall direct the abatement of taxes by the amount so deposited; and

**WHEREAS**, funds in the amount of \$751,915, are available for the purpose of paying principal of or interest on the bonds issued pursuant to the Bond Ordinance; and

**WHEREAS**, the City Council finds it to be in the best interest of the City of Carbondale, Illinois, to direct the deposit of \$751,915 into the Debt Service Fund and to abate the taxes levied by the Bond Ordinance in like amount.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CARBONDALE, ILLINOIS, AS FOLLOWS:**

**SECTION 1. Abatement.** That the tax levy provided in Section 8 of the Bond Ordinance (Ordinance No. 2006-42 filed in 2006 with the County Clerks of Jackson and Williamson Counties, Illinois) be abated for the 2012 tax levy in the amount of \$751,915.

**SECTION 2. Authority.** That this Ordinance pertains to the government and affairs of the City of Carbondale, including but not limited to, the City's power to regulate for the public health, safety, morals and welfare.

**SECTION 3. Filing.** That as soon as this Ordinance becomes effective, a copy hereof certified by the City Clerk, which certificate shall recite that this Ordinance has been duly adopted, shall be filed with the County Clerks of Jackson and Williamson Counties, Illinois, who are hereby directed to abate taxes as set forth above in Section 1. The tax levy shall be abated as shown above in Section 1.

**SECTION 4. Effective Date.** That the City Council of the City of Carbondale finds that the subject matter of this Ordinance, which shall be known as Ordinance 2012-\_\_\_\_\_ of the City of Carbondale, Illinois, is of great public importance and urgency and that the terms of the Ordinance shall be in full force and effect immediately upon its passage and approval.

APPROVED: \_\_\_\_\_  
Joel Fritzler, Mayor

FOR: \_\_\_\_\_  
AGAINST: \_\_\_\_\_  
PASSED: \_\_\_\_\_  
APPROVED: \_\_\_\_\_  
RECORDED: \_\_\_\_\_  
PUBLISHED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
Jennifer Sorrell, Acting City Clerk

APPROVED AS TO LEGALITY AND FORM:

\_\_\_\_\_  
P. Michael Kimmel, City Attorney

**CITY OF CARBONDALE, ILLINOIS**

**ORDINANCE NO. 2012-\_\_\_\_\_**

**AN ORDINANCE CONCERNING  
ORDINANCE NO. 2010-25 OF THE CITY OF  
CARBONDALE, JACKSON COUNTY,  
ILLINOIS, PROVIDING FOR THE ISSUANCE  
OF \$4,000,000 GENERAL OBLIGATION  
BONDS, SERIES 2010 A, PROVIDING THE  
DETAILS OF SUCH BONDS AND FOR A  
LEVY OF TAXES TO PAY THE PRINCIPAL  
OF AND INTEREST ON SUCH BONDS AND  
FOR CERTAIN REVENUE SOURCES TO PAY  
AND SECURE THE PRINCIPAL OF AND  
INTEREST OF SUCH BONDS AND RELATED  
MATTERS, ABATING THE LEVY AND  
EXTENSION OF TAXES FOR THE YEAR 2012  
PREVIOUSLY ESTABLISHED TO PAY SUCH  
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**ADOPTED BY THE CITY COUNCIL**

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Illinois, and the official custodian of the records of said City, do hereby certify that this  
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of December, 2012.**

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**Jennifer Sorrell, Acting City Clerk**

**ORDINANCE NO. 2012-\_\_\_\_**

**AN ORDINANCE CONCERNING ORDINANCE NO. 2010-25 OF THE CITY OF CARBONDALE, JACKSON COUNTY, ILLINOIS, PROVIDING FOR THE ISSUANCE OF \$4,000,000 GENERAL OBLIGATION BONDS, SERIES 2010 A, PROVIDING THE DETAILS OF SUCH BONDS AND FOR A LEVY OF TAXES TO PAY THE PRINCIPAL OF AND INTEREST ON SUCH BONDS AND FOR CERTAIN REVENUE SOURCES TO PAY AND SECURE THE PRINCIPAL OF AND INTEREST OF SUCH BONDS AND RELATED MATTERS, ABATING THE LEVY AND EXTENSION OF TAXES FOR THE YEAR 2012 PREVIOUSLY ESTABLISHED TO PAY SUCH BONDS**

**WHEREAS**, the City of Carbondale, Illinois, is a home rule unit of local government under the Illinois Constitution, 1970, Article VII, Section 6; and

**WHEREAS**, pursuant to Article VII, Section 6(a), of the Illinois Constitution, 1970, the City of Carbondale may exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to regulate for the protection of the public health, safety, morals and welfare; and

**WHEREAS**, on June 22, 2010, the City Council of the City of Carbondale, Jackson County, Illinois, passed and approved Ordinance No. 2010-25, an Ordinance of the City of Carbondale, Jackson County, Illinois, providing for the issuance of \$4,000,000 general obligation bonds, Series 2010 A, the details of such bonds and for a levy of taxes to pay the principal of and interest on such bonds and for certain revenue sources to pay and secure the principal of and interest of such bonds and related matters, abating the levy and extension of taxes for the year 2010 previously established to pay such bonds (hereinafter the "Bond Ordinance"), which Bond Ordinance was filed with the County Clerks of Jackson and Williamson Counties, Illinois; and

**WHEREAS**, pursuant to the Bond Ordinance, the City of Carbondale issued \$4,000,000 initial principal amount General Obligation Bonds, Series 2010 A; and

**WHEREAS**, the Bond Ordinance provides that whenever funds from any lawful sources are made available for the purpose of paying any principal of or interest on the bonds issued

pursuant to the Bond Ordinance so as to enable the abatement of taxes levied by the Bond Ordinance, the City Council of the City of Carbondale, Illinois, shall direct the deposit of such funds into the Debt Service Fund and further shall direct the abatement of taxes by the amount so deposited; and

**WHEREAS**, funds in the amount of \$248,900, are available for the purpose of paying principal of or interest on the bonds issued pursuant to the Bond Ordinance; and

**WHEREAS**, the City Council finds it to be in the best interest of the City of Carbondale, Illinois, to direct the deposit of \$248,900 into the Debt Service Fund and to abate the taxes levied by the Bond Ordinance in like amount.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CARBONDALE, ILLINOIS, AS FOLLOWS:**

**SECTION 1. Abatement.** That the tax levy provided in Section 8 of the Bond Ordinance (Ordinance No. 2010-25 filed in 2010 with the County Clerks of Jackson and Williamson Counties, Illinois) be abated for the 2012 tax levy in the amount of \$248,900.

**SECTION 2. Authority.** That this Ordinance pertains to the government and affairs of the City of Carbondale, including but not limited to, the City's power to regulate for the public health, safety, morals and welfare.

**SECTION 3. Filing.** That as soon as this Ordinance becomes effective, a copy hereof certified by the City Clerk, which certificate shall recite that this Ordinance has been duly adopted, shall be filed with the County Clerks of Jackson and Williamson Counties, Illinois, who are hereby directed to abate taxes as set forth above in Section 1. The tax levy shall be abated as shown above in Section 1.

**SECTION 4. Effective Date.** That the City Council of the City of Carbondale finds

that the subject matter of this Ordinance, which shall be known as Ordinance 2012-\_\_\_\_\_ of the City of Carbondale, Illinois, is of great public importance and urgency and that the terms of the Ordinance shall be in full force and effect immediately upon its passage and approval.

APPROVED: \_\_\_\_\_  
Joel Fritzler, Mayor

FOR: \_\_\_\_\_  
AGAINST: \_\_\_\_\_  
PASSED: \_\_\_\_\_  
APPROVED: \_\_\_\_\_  
RECORDED: \_\_\_\_\_  
PUBLISHED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
Jennifer Sorrell, Acting City Clerk

APPROVED AS TO LEGALITY AND FORM:

\_\_\_\_\_  
P. Michael Kimmel, City Attorney

**CITY OF CARBONDALE, ILLINOIS**

**ORDINANCE NO. 2012-\_\_\_\_\_**

**AN ORDINANCE CONCERNING  
ORDINANCE NO. 2010-25 OF THE CITY OF  
CARBONDALE, JACKSON COUNTY,  
ILLINOIS, PROVIDING FOR THE ISSUANCE  
OF \$3,991,000 GENERAL OBLIGATION  
BONDS, SERIES 2010 B, PROVIDING THE  
DETAILS OF SUCH BONDS AND FOR A  
LEVY OF TAXES TO PAY THE PRINCIPAL  
OF AND INTEREST ON SUCH BONDS AND  
FOR CERTAIN REVENUE SOURCES TO PAY  
AND SECURE THE PRINCIPAL OF AND  
INTEREST OF SUCH BONDS AND RELATED  
MATTERS, ABATING THE LEVY AND  
EXTENSION OF TAXES FOR THE YEAR 2012  
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**ADOPTED BY THE CITY COUNCIL**

**OF THE CITY OF CARBONDALE, ILLINOIS**

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**CERTIFICATE OF PUBLICATION**

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of December, 2012.**

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**Jennifer Sorrell, Acting City Clerk**



**ORDINANCE NO. 2012-\_\_\_\_**

**AN ORDINANCE CONCERNING ORDINANCE NO. 2010-25 OF THE CITY OF CARBONDALE, JACKSON COUNTY, ILLINOIS, PROVIDING FOR THE ISSUANCE OF \$3,991,000 GENERAL OBLIGATION BONDS, SERIES 2010 B, PROVIDING THE DETAILS OF SUCH BONDS AND FOR A LEVY OF TAXES TO PAY THE PRINCIPAL OF AND INTEREST ON SUCH BONDS AND FOR CERTAIN REVENUE SOURCES TO PAY AND SECURE THE PRINCIPAL OF AND INTEREST OF SUCH BONDS AND RELATED MATTERS, ABATING THE LEVY AND EXTENSION OF TAXES FOR THE YEAR 2012 PREVIOUSLY ESTABLISHED TO PAY SUCH BONDS**

**WHEREAS**, the City of Carbondale, Illinois, is a home rule unit of local government under the Illinois Constitution, 1970, Article VII, Section 6; and

**WHEREAS**, pursuant to Article VII, Section 6(a), of the Illinois Constitution, 1970, the City of Carbondale may exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to regulate for the protection of the public health, safety, morals and welfare; and

**WHEREAS**, on June 22, 2010, the City Council of the City of Carbondale, Jackson County, Illinois, passed and approved Ordinance No. 2010-25, an Ordinance of the City of Carbondale, Jackson County, Illinois, providing for the issuance of \$3,991,000 general obligation bonds, Series 2010 B, the details of such bonds and for a levy of taxes to pay the principal of and interest on such bonds and for certain revenue sources to pay and secure the principal of and interest of such bonds and related matters, abating the levy and extension of taxes for the year 2010 previously established to pay such bonds (hereinafter the "Bond Ordinance"), which Bond Ordinance was filed with the County Clerks of Jackson and Williamson Counties, Illinois; and

**WHEREAS**, pursuant to the Bond Ordinance, the City of Carbondale issued \$3,991,000 initial principal amount General Obligation Bonds, Series 2010 B; and

**WHEREAS**, the Bond Ordinance provides that whenever funds from any lawful sources are made available for the purpose of paying any principal of or interest on the bonds issued

pursuant to the Bond Ordinance so as to enable the abatement of taxes levied by the Bond Ordinance, the City Council of the City of Carbondale, Illinois, shall direct the deposit of such funds into the Debt Service Fund and further shall direct the abatement of taxes by the amount so deposited; and

**WHEREAS**, funds in the amount of \$516,923, are available for the purpose of paying principal of or interest on the bonds issued pursuant to the Bond Ordinance; and

**WHEREAS**, the City Council finds it to be in the best interest of the City of Carbondale, Illinois, to direct the deposit of \$516,923 into the Debt Service Fund and to abate the taxes levied by the Bond Ordinance in like amount.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CARBONDALE, ILLINOIS, AS FOLLOWS:**

**SECTION 1. Abatement.** That the tax levy provided in Section 8 of the Bond Ordinance (Ordinance No. 2010-25 filed in 2010 with the County Clerks of Jackson and Williamson Counties, Illinois) be abated for the 2012 tax levy in the amount of \$516,923.

**SECTION 2. Authority.** That this Ordinance pertains to the government and affairs of the City of Carbondale, including but not limited to, the City's power to regulate for the public health, safety, morals and welfare.

**SECTION 3. Filing.** That as soon as this Ordinance becomes effective, a copy hereof certified by the City Clerk, which certificate shall recite that this Ordinance has been duly adopted, shall be filed with the County Clerks of Jackson and Williamson Counties, Illinois, who are hereby directed to abate taxes as set forth above in Section 1. The tax levy shall be abated as shown above in Section 1.

**SECTION 4. Effective Date.** That the City Council of the City of Carbondale finds

that the subject matter of this Ordinance, which shall be known as Ordinance 2012-\_\_\_\_\_ of the City of Carbondale, Illinois, is of great public importance and urgency and that the terms of the Ordinance shall be in full force and effect immediately upon its passage and approval.

APPROVED: \_\_\_\_\_  
Joel Fritzler, Mayor

FOR: \_\_\_\_\_  
AGAINST: \_\_\_\_\_  
PASSED: \_\_\_\_\_  
APPROVED: \_\_\_\_\_  
RECORDED: \_\_\_\_\_  
PUBLISHED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
Jennifer Sorrell, Acting City Clerk

APPROVED AS TO LEGALITY AND FORM:

\_\_\_\_\_  
P. Michael Kimmel, City Attorney

**CITY OF CARBONDALE, ILLINOIS**

**ORDINANCE NO. 2012-\_\_\_\_\_**

**AN ORDINANCE CONCERNING  
ORDINANCE NO. 2011-10 OF THE CITY OF  
CARBONDALE, JACKSON COUNTY,  
ILLINOIS, PROVIDING FOR THE ISSUANCE  
OF \$1,100,000 GENERAL OBLIGATION  
REFUNDING BONDS, SERIES 2011, THE  
DETAILS OF SUCH BONDS AND FOR A  
LEVY OF TAXES TO PAY THE PRINCIPAL  
OF AND INTEREST ON SUCH BONDS AND  
FOR CERTAIN REVENUE SOURCES TO PAY  
AND SECURE THE PRINCIPAL OF AND  
INTEREST OF SUCH BONDS AND RELATED  
MATTERS, ABATING THE LEVY AND  
EXTENSION OF TAXES FOR THE YEAR 2012  
PREVIOUSLY ESTABLISHED TO PAY SUCH  
BONDS**

**ADOPTED BY THE CITY COUNCIL**

**OF THE CITY OF CARBONDALE, ILLINOIS**

**THIS 18<sup>TH</sup> DAY OF DECEMBER, 2012**

**Published in pamphlet form by authority of the City Council of the City of Carbondale,  
Jackson County, Illinois, this 19<sup>th</sup> day of December, 2012.**

**CERTIFICATE OF PUBLICATION**

**I, Jennifer Sorrell, the duly qualified Acting City Clerk of the City of Carbondale,  
Illinois, and the official custodian of the records of said City, do hereby certify that this  
ordinance was published in pamphlet form by authority of the City Council on the 19<sup>th</sup> day  
of December, 2012.**

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**Jennifer Sorrell, Acting City Clerk**

**ORDINANCE NO. 2012-\_\_\_\_**

**AN ORDINANCE CONCERNING ORDINANCE NO. 2011-10 OF THE CITY OF CARBONDALE, JACKSON COUNTY, ILLINOIS, PROVIDING FOR THE ISSUANCE OF \$1,100,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2011, THE DETAILS OF SUCH BONDS AND FOR A LEVY OF TAXES TO PAY THE PRINCIPAL OF AND INTEREST ON SUCH BONDS AND FOR CERTAIN REVENUE SOURCES TO PAY AND SECURE THE PRINCIPAL OF AND INTEREST OF SUCH BONDS AND RELATED MATTERS, ABATING THE LEVY AND EXTENSION OF TAXES FOR THE YEAR 2012 PREVIOUSLY ESTABLISHED TO PAY SUCH BONDS**

**WHEREAS**, the City of Carbondale, Illinois, is a home rule unit of local government under the Illinois Constitution, 1970, Article VII, Section 6; and

**WHEREAS**, pursuant to Article VII, Section 6(a), of the Illinois Constitution, 1970, the City of Carbondale may exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to regulate for the protection of the public health, safety, morals and welfare; and

**WHEREAS**, on February 9, 2011, the City Council of the City of Carbondale, Jackson County, Illinois, passed and approved Ordinance No. 2011-10, an Ordinance of the City of Carbondale, Jackson County, Illinois, providing for the issuance of \$1,100,000 general obligation refunding bonds, Series 2011, the details of such bonds and for a levy of taxes to pay the principal of and interest on such bonds and for certain revenue sources to pay and secure the principal of and interest of such bonds and related matters, abating the levy and extension of taxes for the year 2011 previously established to pay such bonds (hereinafter the "Bond Ordinance"), which Bond Ordinance was filed with the County Clerks of Jackson and Williamson Counties, Illinois; and

**WHEREAS**, pursuant to the Bond Ordinance, the City of Carbondale issued \$110,513 initial principal amount General Obligation Refunding Bonds, Series 2011; and

**WHEREAS**, the Bond Ordinance provides that whenever funds from any lawful sources are made available for the purpose of paying any principal of or interest on the bonds issued

pursuant to the Bond Ordinance so as to enable the abatement of taxes levied by the Bond Ordinance, the City Council of the City of Carbondale, Illinois, shall direct the deposit of such funds into the Water and Sewer Debt Service Account and further shall direct the abatement of taxes by the amount so deposited; and

**WHEREAS**, funds in the amount of \$110,513, are available for the purpose of paying principal of or interest on the bonds issued pursuant to the Bond Ordinance; and

**WHEREAS**, the City Council finds it to be in the best interest of the City of Carbondale, Illinois, to direct the deposit of \$110,513 into the Water and Sewer Debt Service Account and to abate the taxes levied by the Bond Ordinance in like amount.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CARBONDALE, ILLINOIS, AS FOLLOWS:**

**SECTION 1. Abatement.** That the tax levy provided in Section 8 of the Bond Ordinance (Ordinance No. 2011-10 filed in 2011 with the County Clerks of Jackson and Williamson Counties, Illinois) be abated for the 2012 tax levy in the amount of \$110,513.

**SECTION 2. Authority.** That this Ordinance pertains to the government and affairs of the City of Carbondale, including but not limited to, the City's power to regulate for the public health, safety, morals and welfare.

**SECTION 3. Filing.** That as soon as this Ordinance becomes effective, a copy hereof certified by the City Clerk, which certificate shall recite that this Ordinance has been duly adopted, shall be filed with the County Clerks of Jackson and Williamson Counties, Illinois, who are hereby directed to abate taxes as set forth above in Section 1. The tax levy shall be abated as shown above in Section 1.

**SECTION 4. Effective Date.** That the City Council of the City of Carbondale finds that the subject matter of this Ordinance, which shall be known as Ordinance 2012-\_\_\_\_\_ of the City of Carbondale, Illinois, is of great public importance and urgency and that the terms of the Ordinance shall be in full force and effect immediately upon its passage and approval.

APPROVED: \_\_\_\_\_  
Joel Fritzler, Mayor

FOR: \_\_\_\_\_  
AGAINST: \_\_\_\_\_  
PASSED: \_\_\_\_\_  
APPROVED: \_\_\_\_\_  
RECORDED: \_\_\_\_\_  
PUBLISHED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
Jennifer Sorrell, Acting City Clerk

APPROVED AS TO LEGALITY AND FORM:

\_\_\_\_\_  
P. Michael Kimmel, City Attorney

**CITY OF CARBONDALE, ILLINOIS**

**ORDINANCE NO. 2012-\_\_\_\_\_**

**AN ORDINANCE CONCERNING  
ORDINANCE NO. 2011-51 OF THE CITY OF  
CARBONDALE, JACKSON COUNTY,  
ILLINOIS, PROVIDING FOR THE ISSUANCE  
OF \$6,625,000 GENERAL OBLIGATION  
REFUNDING BONDS, SERIES 2011, THE  
DETAILS OF SUCH BONDS AND FOR A  
LEVY OF TAXES TO PAY THE PRINCIPAL  
OF AND INTEREST ON SUCH BONDS AND  
FOR CERTAIN REVENUE SOURCES TO PAY  
AND SECURE THE PRINCIPAL OF AND  
INTEREST OF SUCH BONDS AND RELATED  
MATTERS, ABATING THE LEVY AND  
EXTENSION OF TAXES FOR THE YEAR 2012  
PREVIOUSLY ESTABLISHED TO PAY SUCH  
BONDS**

**ADOPTED BY THE CITY COUNCIL**

**OF THE CITY OF CARBONDALE, ILLINOIS**

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**Jennifer Sorrell, Acting City Clerk**



**ORDINANCE NO. 2012-\_\_\_\_**

**AN ORDINANCE CONCERNING ORDINANCE NO. 2011-51 OF THE CITY OF CARBONDALE, JACKSON COUNTY, ILLINOIS, PROVIDING FOR THE ISSUANCE OF \$6,625,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2011, THE DETAILS OF SUCH BONDS AND FOR A LEVY OF TAXES TO PAY THE PRINCIPAL OF AND INTEREST ON SUCH BONDS AND FOR CERTAIN REVENUE SOURCES TO PAY AND SECURE THE PRINCIPAL OF AND INTEREST OF SUCH BONDS AND RELATED MATTERS, ABATING THE LEVY AND EXTENSION OF TAXES FOR THE YEAR 2012 PREVIOUSLY ESTABLISHED TO PAY SUCH BONDS**

**WHEREAS**, the City of Carbondale, Illinois, is a home rule unit of local government under the Illinois Constitution, 1970, Article VII, Section 6; and

**WHEREAS**, pursuant to Article VII, Section 6(a), of the Illinois Constitution, 1970, the City of Carbondale may exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to regulate for the protection of the public health, safety, morals and welfare; and

**WHEREAS**, on October 4, 2011, the City Council of the City of Carbondale, Jackson County, Illinois, passed and approved Ordinance No. 2011-51, an Ordinance of the City of Carbondale, Jackson County, Illinois, providing for the issuance of \$6,625,000 general obligation refunding bonds, Series 2011, the details of such bonds and for a levy of taxes to pay the principal of and interest on such bonds and for certain revenue sources to pay and secure the principal of and interest of such bonds and related matters, abating the levy and extension of taxes for the year 2011 previously established to pay such bonds (hereinafter the "Bond Ordinance"), which Bond Ordinance was filed with the County Clerks of Jackson and Williamson Counties, Illinois; and

**WHEREAS**, pursuant to the Bond Ordinance, the City of Carbondale issued \$514,450 initial principal amount General Obligation Refunding Bonds, Series 2011; and

**WHEREAS**, the Bond Ordinance provides that whenever funds from any lawful sources are made available for the purpose of paying any principal of or interest on the bonds issued

pursuant to the Bond Ordinance so as to enable the abatement of taxes levied by the Bond Ordinance, the City Council of the City of Carbondale, Illinois, shall direct the deposit of such funds into the Debt Service Fund and further shall direct the abatement of taxes by the amount so deposited; and

**WHEREAS**, funds in the amount of \$514,450, are available for the purpose of paying principal of or interest on the bonds issued pursuant to the Bond Ordinance; and

**WHEREAS**, the City Council finds it to be in the best interest of the City of Carbondale, Illinois, to direct the deposit of \$514,450 into the Debt Service Fund and to abate the taxes levied by the Bond Ordinance in like amount.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CARBONDALE, ILLINOIS, AS FOLLOWS:**

**SECTION 1. Abatement.** That the tax levy provided in Section 8 of the Bond Ordinance (Ordinance No. 2011-51 filed in 2011 with the County Clerks of Jackson and Williamson Counties, Illinois) be abated for the 2012 tax levy in the amount of \$514,450.

**SECTION 2. Authority.** That this Ordinance pertains to the government and affairs of the City of Carbondale, including but not limited to, the City's power to regulate for the public health, safety, morals and welfare.

**SECTION 3. Filing.** That as soon as this Ordinance becomes effective, a copy hereof certified by the City Clerk, which certificate shall recite that this Ordinance has been duly adopted, shall be filed with the County Clerks of Jackson and Williamson Counties, Illinois, who are hereby directed to abate taxes as set forth above in Section 1. The tax levy shall be abated as shown above in Section 1.

**SECTION 4. Effective Date.** That the City Council of the City of Carbondale finds that the subject matter of this Ordinance, which shall be known as Ordinance 2012-\_\_\_\_\_ of the City of Carbondale, Illinois, is of great public importance and urgency and that the terms of the Ordinance shall be in full force and effect immediately upon its passage and approval.

APPROVED: \_\_\_\_\_  
Joel Fritzler, Mayor

FOR: \_\_\_\_\_  
AGAINST: \_\_\_\_\_  
PASSED: \_\_\_\_\_  
APPROVED: \_\_\_\_\_  
RECORDED: \_\_\_\_\_  
PUBLISHED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
Jennifer Sorrell, Acting City Clerk

APPROVED AS TO LEGALITY AND FORM:

\_\_\_\_\_  
P. Michael Kimmel, City Attorney