

**Request for City Council Action**

**Date:** February 10, 2015

<p><b>Agenda Section:</b> General Business</p> <p><b>No. 6</b></p>	<p><b>Originating Department:</b> Finance/Legal</p>
<p><b>Item:</b> Ordinances Abating the 2014 Tax Levies for the 2015 General Obligation Refunding Bonds</p> <p><b>No. 6.4</b></p>	<p><b>Approved:</b></p>

**Ordinance Abating the 2014 Tax Levy for the 2015 General Obligation Bonds Debt Service**

**Background and Summary:**

On January 6, 2015, the City Council adopted Ordinance No. 2015-01, which provided for the issuance of \$1,500,000 General Obligation Refunding Bonds Series 2015. The Bonds were issued to provide funds for the advance refunding of the 2006 General Obligation Bonds. This issuance refunds bonds that carry an interest rate of 6.25% with ones that carry an interest rate of 2.00%. After costs and fees the lower interest rate will save the city approximately \$55,000 over the remaining two year life of the bonds.

The Bond Ordinance 2015-01 provides for the debt service on the 2015 Series General Obligation Bonds to be paid by a direct annual property tax levy. The proposed ordinance abates the 2014 Tax Levy for the entire debt service amount required in the amount of \$74,550. The abated levy funds will be replaced in part with Motor Fuel Tax revenues and in part with Local Improvement Fund revenues.

**Recommended Action:**

The City Council is requested to approve the Ordinances abating the 2014 Debt Service Tax Levy for the 2015 General Obligation Bonds.

<p>Engineering Approval Obtained</p>	<p>Finance Approval Obtained</p>	<p>Legal Approval Obtained</p>	<p>Approval Obtained</p>	<p>Manager's Approval Obtained</p>
<p>Council Action: Motion by: _____</p>		<p>2nd by: _____</p>	<p>to: _____</p>	

**CITY OF CARBONDALE, ILLINOIS**

**ORDINANCE NO. 2015-\_\_\_\_\_**

**AN ORDINANCE CONCERNING  
ORDINANCE NO. 2015-01 OF THE CITY OF  
CARBONDALE, JACKSON COUNTY,  
ILLINOIS, PROVIDING FOR THE ISSUANCE  
OF \$1,500,000 GENERAL OBLIGATION  
BONDS, SERIES 2015, 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 2014  
PREVIOUSLY ESTABLISHED TO PAY SUCH  
BONDS**

**ADOPTED BY THE CITY COUNCIL**

**OF THE CITY OF CARBONDALE, ILLINOIS**

**THIS 10<sup>TH</sup> DAY OF FEBRUARY, 2015**

**Published in pamphlet form by authority of the City Council of the City of Carbondale,  
Jackson County, Illinois, this 11<sup>th</sup> day of February, 2015.**

**CERTIFICATE OF PUBLICATION**

**I, Jennifer R. Sorrell, the duly qualified 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 11<sup>th</sup> day of  
February, 2015.**

---

**Jennifer R. Sorrell, City Clerk**

**ORDINANCE NO. 2015-\_\_\_\_**

**AN ORDINANCE CONCERNING ORDINANCE NO. 2015-01 OF THE CITY OF CARBONDALE, JACKSON COUNTY, ILLINOIS, PROVIDING FOR THE ISSUANCE OF \$1,500,000 GENERAL OBLIGATION BONDS, SERIES 2015, 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 2014 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, which Bond Ordinance was filed with the County Clerks of Jackson and Williamson Counties, Illinois; and

**WHEREAS**, pursuant to the 2006-42 Ordinance, the City of Carbondale issued \$5,690,000 initial principal amount General Obligation Bonds, Series 2006; and

**WHEREAS**, on January 6, 2015, the City Council of the City of Carbondale, Jackson and Williamson Counties, Illinois, passed and approved Ordinance No. 2015-01, an Ordinance of the

City of Carbondale, Jackson County, Illinois providing for the issuance of \$1,500,000 General Obligation Bonds, Series 2015, for the advance refunding of the 2006 Bonds, 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 an interest of such bonds and related matters, including the abatement of the levy and extension of taxes for the year 2014 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**, 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 \$74,550, 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 \$74,550 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 the Bond Ordinance (Ordinance No. 2015-01 filed in 2015 with the County Clerks of Jackson and Williamson Counties, Illinois) be abated for the 2014 tax levy in the amount of \$74,500.

**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 this Ordinance shall take effect upon its passage, approval, recording, and publication in pamphlet form in accordance with law.

APPROVED: \_\_\_\_\_  
Donald D. Monty, Acting Mayor

ATTEST: \_\_\_\_\_  
Jennifer R. Sorrell, City Clerk

APPROVED AS TO LEGALITY AND FORM:

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