



Posted: 9/5/2019

REGULAR CITY COUNCIL MEETING
September 9, 2019, 7:00 P.M.
Marengo City Hall, 132 East Prairie Street

- 1. Call to Order**
- 2. Pledge of Allegiance**
- 3. Roll Call**
- 4. Public Participation** - Interested parties are invited to speak for two minutes. Any person wishing to address the City Council must approach the podium, be recognized by the Mayor, and provide their name for the record. Anyone wishing to speak may be asked but not required to provide their address.
- 5. Approval of Minutes** – August 26, 2019 Regular Meeting Minutes
- 6. Approval of the List of Bills** – Motion to approve the list of bills in the amount of \$162,431.16
- 7. New Business**
 - a. Motion to approve Knights of Columbus tootsie roll drive request
 - b. Motion to approve an ordinance amending Section 14.08, dogs and cats running at large, of the Marengo municipal code
 - c. Motion to approve an ordinance authorizing the issuance of General Obligation Bonds (Alternate Revenue Source) by the City in an aggregate principal amount not to exceed \$1,500,000 for the purpose of paying the costs of street improvements within the City and refunding certain outstanding alternate bonds of the City
- 8. Mayor's Statements and Reports**
- 9. Department Head and Staff Reports**
- 10. Reports and Statements from City Council**
- 11. Executive Session**
 - a. Discussion of pending or imminent litigation pursuant to 5 ILCS 120/2(c)(11)
- 12. Adjournment**

**MARENGO CITY COUNCIL
Regular Meeting Minutes
City Council Chambers
132 E. Prairie Street
Marengo, IL 60152
August 26, 2019**

CALL TO ORDER

Mayor John Koziol called the meeting to order at 7:00 PM.

PLEDGE OF ALLEGIANCE

Mayor John Koziol led everyone in the Pledge of Allegiance.

ROLL CALL

Present this evening are Mayor John Koziol; Aldermen Matt Keenum, Mike Miller, Mike DeSerto, Nicole DeBoer, Dennis Hammortree, Joseph Mills, Jared Secor and Steve Mortensen. Also present are City Administrator Joshua Blakemore, Interim Chief of Police Paul Fritz, and City Attorney David McArdle. Megan Lopez is sitting in for Finance Director Jennifer Snelten, who was absent.

PUBLIC PARTICIPATION

None

APPROVAL OF MINUTES – August 12, 2019 Regular Meeting Minutes

Alderman Nicole DeBoer made a motion, seconded by Alderman Jared Secor, to approve the minutes from the meeting. The aldermen voted as follows:

Ayes: Keenum, Mortensen, DeBoer, Miller, Secor, DeSerto, Hammortree and Mills

Nays: 0

The motion passed.

APPROVAL OF LIST OF BILLS

Alderman Mike Miller made a motion, seconded by Alderman Nicole DeBoer, to approve the list of bills, in the amount of \$72,654.10. The aldermen voted as follows:

Ayes: Secor, Hammortree, Mortensen, DeBoer, Miller, Mills, DeSerto and Keenum

Nays: 0

The motion passed.

NEW BUSINESS

a. Motion to accept a Proposal for 2019/2020 Employee Benefits Program

InvisionBenefit, Ltd. presented the current renewal options to the Council on the health insurance package. There is an increase in the yearly premiums as follows: Medical = 8.41%, Dental = 9.94%, Vision = no change, Life = no change, Group Life = 8.79% and EAP = no change. The renewal rate will increase \$25,987.

Alderman Nicole DeBoer made a motion, seconded by Alderman Matt Keenum, to accept the proposal for the 2019/2020 Employee Benefits Program from InvisionBenefit, for an increase in annual premium of \$25,987. The aldermen voted as follows:

Aye Mills, Hammortree, Secor, DeSerto, DeBoer, Mortensen, Miller and Keenum
Nay 0
The motion passed.

b. Motion to Waive the Competitive Bid Process, and accept a Proposal from Municipal Well & Pump for Well #6 treatment, in an amount not to exceed \$45,600.

Administrator Blakemore discussed with the Council the proposals that the City has received regarding work on Well 6. Jason Vohs, consulting operator, contacted 3 companies and received 3 proposals. His recommendation is to go with Municipal Well & Pump – at a cost of \$45,600. This company can start the project in 2 weeks, and it is projected that whole job could take 3 – 5 weeks to complete. Municipal Well & Pump also provided information on a list of additional items that might be required, thereby potentially increasing the total cost for the project to \$69,930. The Council agreed to the initial proposal, in the amount of \$45,600 at this time. If additional work needs to be done, that will be brought back to the Council for approval.

Alderman Matt Keenum made a motion, seconded by Alderman Nicole DeBoer, to waive the competitive bid process and accept a proposal from Municipal Well & Pump for Well #6 treatment, in an amount not to exceed \$45,600. The aldermen voted as follows:

Aye Hammortree, Keenum, Mills, DeSerto, Miller, Secor, Mortensen and DeBoer
Nay 0
The motion passed.

c. Motion to Waive the Competitive Bid Process, Select a Vendor, and Authorize Staff and the Mayor to Accept and Execute an Agreement for Paving Services to include a Route 23 Patch in an amount not to exceed \$202,960.31.

Administrator Blakemore reviewed information on the proposals from the paving/repairs for all of Royal Oak Drive, Oak Manor Drive and Forest Street from Route 23 to just shy of Maple Street. The cost to do these 3 streets is \$175,505.31. The cost to patch Route 23 is \$27,445. This is a combined total of \$202,960.31. This total is higher than originally budgeted, and the Council discussed various options to cover the difference of \$72,960.

Alderman Steve Mortensen made a motion, seconded by Alderman Mike DeSerto, to waive the competitive bid process, select a vendor and to authorize staff, and the Mayor, to accept and execute an agreement for paving services (Schroeder Asphalt Services) which will also include a Route 23 patch, in an amount not to exceed \$202,960.31. The aldermen voted as follows:

Aye Miller, DeSerto, DeBoer, Mortensen, Keenum, Secor, Mills and Hammortree
Nay 0
The motion passed.

d. Discussion and Direction on Prospect Street Financing Options

Administrator Blakemore discussed options with the Council regarding the final invoice that was received from IDOT on the 2015 Prospect Street Project. The invoice received is in the amount of \$605,000. The current balance that is being held is about \$267,000. The recommendation from Administrator Blakemore is to refund / refinance the existing debt on the original project and include the final invoice amount. By doing so, the City can lock in a lower interest rate as well. A preliminary timetable was provided, showing the various steps involved in refunding /refinancing. The Council agreed with the recommendation.

e. Financial Year 2019/2020 First Quarter Budget Report

Megan Lopez, Assistant to the Finance Director, reviewed the 1st Quarter Budget Report with the Council. There were no questions from the Council on the report.

MAYOR'S STATEMENT AND REPORT

Mayor Koziol read a letter from Representative Steve Reich.

“In remembrance of McHenry County Fallen Sheriff, Deputy Jacob Keltner, Representative Reich passed a resolution that will name the interchange currently under construction at I-90 and Rte 23 – Marengo – as a Deputy Jacob Keltner Memorial Interchange. The enclosed resolution was adopted unanimously by the House of Representatives on May 27th, 2019 and concurred by the Senate on May 31st, 2019.”

DEPARTMENT HEAD AND STAFF REPORTS

Interim Chief of Police Paul Fritz had no report.

City Administrator Joshua Blakemore spoke about the need for the City to adopt cannabis regulations regarding the sale of cannabis within the City limits. This needs to be done before the end of the year if there is an interest expressed to establish a “shop” within the City limits. Attorney McArdle explained the various types of businesses that could be associated with the sale of cannabis. Administrator Blakemore then discussed CMAP (Chicago Metropolitan Agency for Planning) and R1 Planning Council (located in Rockford) and the information that they have successfully secured a grant through IDOT for funding towards interchanges and infrastructure involving 3 interchanges – 1 in Winnebago county, 1 in Boone County and the Marengo (Route 23) interchange. Administrator Blakemore was asked to represent McHenry County, and will be sitting on that Council. The owners from the Marengo Foundry were to have submitted firewall plans to the City for review and consideration for the part of their building that is currently being used for storage. As of this date, that information has not been received. The City will reach out once more to the company and explain that this needs to be done. Administrator Blakemore announced that the new Public Works Director, Dan Streit, starts on the 4th of September.

City Attorney David McArdle updated the Council regarding the HR Green situation, and that there would be no need to go to executive session.

REPORTS AND STATEMENTS FROM CITY COUNCIL

Alderman Hammortree expressed concern regarding problems with feral cats in town. Other aldermen have received complaints about this problem as well. Alderman Keenum asked for the current status of the Enterprise Zone (with Harvard), and Administrator Blakemore advised that the City is working with Harvard to get a meeting set up regarding this. Alderman DeBoer questioned when the opening date for Dunkin Donuts is, as it was originally scheduled for the end of July. Administrator Blakemore stated that the new projected opening date is the middle of September, and IDOT is widening Route 20 to include a turn lane in that area.

ADJOURNMENT

Alderman Nicole DeBoer made a motion at 8:25 PM, seconded by Alderman Mike DeSerto, to adjourn the meeting. The motion passed with a voice vote.

Constance J Boxleitner
City Clerk

The City Council approved these minutes on _____.

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CITY OF MARENGO

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BILLS PAYABLE REPORT FOR SEPTEMBER, 2019

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WARRANT NO.: 1

GENERAL CORPORATE FUND

CHECKS & DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
<u>PAYROLL AND MISCELLANEOUS EXPENDITURES</u>		
BLUE CROSS BLUE SHIELD (228)		\$6,486.99
724136-09 SEPTEMBER 2019 MEDICAL AND DENTAL INSURANCE PLAN PREMIUMS/EMPLOYEE SHARE	01-208-000	6,486.99
FIDELITY SECURITY LIFE INSURANCE CO. (3209)		\$85.92
164028061 SEPTEMBER 2019 VISION INSURANCE PLAN PREMIUMS /EMPLOYEE SHARE	01-208-000	85.92
TOTAL PAYROLL AND MISCELLANEOUS EXPENDITURES		\$6,572.91
<u>ADMINISTRATION DEPARTMENT EXPENDITURES</u>		
BAXTER & WOODMAN, INC. (179)		\$3,670.00
0208067 7/29-8/9/19 ENGINEERING SERVICES/ 2019 PAVEMENT REHAB DESIGN/ 3.5 HRS/PROJECT 190783	01-51-636.00	507.50
0208068 6/27-8/5/19 ENGINEERING SERVICES/ DOWNTOWN SIDEWALK & PARKING LOT/ 23.75 HRS/PROJECT 190787.40	01-51-636.00	3,162.50
BLUE CROSS BLUE SHIELD (228)		\$3,609.84
724136-09 SEPTEMBER 2019 MEDICAL AND DENTAL INSURANCE PLAN PREMIUMS/CITY SHARE	01-51-403.00	3,609.84
FIDELITY SECURITY LIFE INSURANCE CO. (3209)		\$52.42
164028061 SEPTEMBER 2019 VISION INSURANCE PLAN PREMIUMS /CITY SHARE	01-51-403.00	52.42
FIRST NATIONAL BANK OF OMAHA (2575)		\$4,161.76
113648 MICROSOFT/8/19/20- 8/18/20 EMAIL HOSTING FEE	01-51-523.01	3,465.19
160347 VERIZON WIRELESS/ 6/16-7/15/19 SERVICE/ CITY HALL	01-51-523.00	135.30
225121 CHARTER/8/16-9/15/19 PHONE SERVICES/CITY HALL	01-51-523.00	318.92
374447 SITEGROUND/8/14/19-8/13/20 WEBSITE HOSTING	01-51-523.01	214.20
626640 USPS/MAILING OF PAYMENT CHECK TO WEX FUEL SERVICES	01-51-532.00	7.35
733764 USPS/MAILING OF LETTERS TO MARENGO SOLAR/ ANNEXATION FEES NOTICE	01-51-532.00	20.80
MCHENRY COUNTY RECORDER (1339)		\$68.00
2019R0027847 RELEASE OF LIEN/ 1002 N. HALE STREET/ REIMBURSED BY JAY FILLER & ASSOCIATES	01-51-533.03	34.00
2019R0027848 RECORDING OF DIST. 154 PARKING LOT CONTROL AGREEMENT	01-51-533.03	34.00
MUNICIPAL CLERKS OF LAKE COUNTY (2755)		\$15.00
LEYRER SEPTEMBER CLERKS MEETING	01-51-430.00	15.00
JOYCE A. NARDULLI (3197)		\$2,083.33
SEPTEMBER 2019 LOBBYIST SERVICES	01-51-688.06	2,083.33
OFFICE DEPOT (1575)		\$112.74
357868248001 COPY PAPER AND FILE POCKETS	01-51-565.01	62.36
366511721001 CORRECTION TAPE AND CHAIRMAT	01-51-565.01	50.38
WEX BANK (3219)		\$43.07
0481008419384 7/24-8/23/19 FUEL CHARGES/CITY ADMIN VEHICLE	01-51-580.04	43.07
CITY OF WOODSTOCK (3114)		\$823.56
DELL10338518374 SONICWALL TZ350 FIREWALL AND 2 YEARS SUPPORT	01-51-594.00	823.56
TOTAL ADMINISTRATION DEPARTMENT EXPENDITURES		\$14,639.72
<u>POLICE DEPARTMENT EXPENDITURES</u>		
BLUE CROSS BLUE SHIELD (228)		\$16,999.71
724136-09 SEPTEMBER 2019 MEDICAL AND DENTAL INSURANCE PLAN PREMIUMS/CITY SHARE	01-52-403.00	16,999.71
CINTAS CORPORATION #355 (411)		\$84.95
4027278350 FLOOR MATS	01-52-510.00	84.95

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GENERAL CORPORATE FUND

CHECKS & DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
<u>POLICE DEPARTMENT EXPENDITURES</u>		
MSC - 410526 (579)		\$16.20
1000880678 BREAK ROOM SUPPLIES	01-52-510.00	7.50
1000880678 CLEANING SUPPLIES	01-52-565.02	8.70
FIDELITY SECURITY LIFE INSURANCE CO. (3209)		\$167.66
164028061 SEPTEMBER 2019 VISION INSURANCE PLAN PREMIUMS /CITY SHARE	01-52-403.00	167.66
FIRST NATIONAL BANK OF OMAHA (2575)		\$11,850.33
139957 AT&T/ 7/16-8/15/19 T1 LINE FROM PD TO MCHENRY DISPATCH	01-52-523.00	614.51
140017 AT&T/ 7/15-8/15/19 SERVICE/RADIO CIRCUIT FROM PD TO WATER TOWER	01-52-523.00	258.74
160347 VERIZON WIRELESS/ 6/16-7/15/19 SERVICE/ POLICE	01-52-523.00	189.93
186017 CITY OF MCHENRY/ AUGUST 2019 DISPATCH SERVICES	01-52-688.00	10,130.83
225121 CHARTER/8/1-8/31/19 INTERNET SERVICES/POLICE	01-52-523.00	59.00
225121 CHARTER/8/1-8/31/19 PHONE SERVICES/POLICE	01-52-523.00	262.92
351517 ACTION TARGET/ PAPER SHOOTING TARGETS	01-52-430.00	153.12
577254 CDWG/ CABLE FOR ZEBRA PRINTER	01-52-512.00	24.29
650047 AR500 TARGET.COM/STEEL TARGET WITH PORTABLE BASE	01-52-430.00	156.99
FISHER AUTO PARTS (3126)		\$208.13
325-496726 ENGINE COOLANT THERMOSTAT, WATER PUMP & SERPENTINE BELT/M1	01-52-511.00	91.35
325-496954 DISC BRAKE ROTORS/M9	01-52-511.00	116.78
MITCHELL1 (2675)		\$588.97
23250861 ANNUAL FEE FOR ONLINE SERVICE MANUALS/ FLEET (REPLACES SHREDDED CHECK 37362)	01-52-511.00	588.97
OFFICE DEPOT (1575)		\$82.23
357868248001 COPY PAPER	01-52-565.02	40.49
366511721001 FILE FOLDERS AND INK CARTRIDGE	01-52-565.02	41.74
WEX BANK (3219)		\$2,784.36
0481008419384 7/24-8/23/19 FUEL CHARGES/POLICE	01-52-566.00	2,784.36
TOTAL POLICE DEPARTMENT EXPENDITURES		\$32,782.54
<u>STREET DEPARTMENT EXPENDITURES</u>		
BLUE CROSS BLUE SHIELD (228)		\$2,441.28
724136-09 SEPTEMBER 2019 MEDICAL AND DENTAL INSURANCE PLAN PREMIUMS/CITY SHARE	01-53-403.00	2,441.28
C & L RENTALS, SALES & SERVICE INC. (310)		\$692.39
101392 FOUR RUBBER SNOW BLOW BLADES	01-53-511.00	692.39
CINTAS CORPORATION #355 (411)		\$671.96
355700497 UNIFORMS	01-53-469.00	128.91
4027025005 UNIFORMS	01-53-469.00	120.21
4027508888 UNIFORMS	01-53-469.00	95.20
4027991489 UNIFORMS	01-53-469.00	95.20
4028434661 UNIFORMS	01-53-469.00	99.19
4028888682 UNIFORMS	01-53-469.00	133.25
FIDELITY SECURITY LIFE INSURANCE CO. (3209)		\$49.01
164028061 SEPTEMBER 2019 VISION INSURANCE PLAN PREMIUMS /CITY SHARE	01-53-403.00	49.01
FIRST NATIONAL BANK OF OMAHA (2575)		\$7,998.60
160347 VERIZON WIRELESS/ 6/16-7/15/19 SERVICE/ STREETS	01-53-523.00	201.05
225121 CHARTER/8/1-8/31/19 PHONE SERVICES/STREETS DEPT	01-53-523.00	80.98
484787 CONSTELLATION/5/16-6/17/19 SERVICE/STREET LIGHTING/STREET LIGHTS OWNED BY COME/ RENTAL, MAINTENANCE & USAGE CHARGES	01-53-527.00	7,145.24

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DESCRIPTION	ACCOUNT NUMBER	AMOUNT
<u>STREET DEPARTMENT EXPENDITURES</u>		
484867 CONSTELLATION/5/13-6/12/19 SERVICE/ CITY OWNED STREET LIGHTS/ELECTRIC USAGE CHARGES	01-53-527.00	103.12
486357 CONSTELLATION/5/13-6/12/19 SERVICE/ CITY OWNED STREET LIGHTS/ELECTRIC USAGE CHARGES	01-53-527.00	404.08
486437 CONSTELLATION/5/13-6/12/19 SERVICE/ CITY OWNED STREET LIGHTS/ELECTRIC USAGE CHARGES	01-53-527.00	28.89
524137 CONSTELLATION/4/13-5/12/19 SERVICE/STREET LIGHTING/CITY OWNED STREET LIGHTS/ELECTRIC USAGE CHARGES	01-53-527.00	35.24
INTERSTATE BATTERIES OF ROCKFORD, INC. (1043)		\$94.95
200361643 CORE CREDIT	01-53-511.00	-25.00
200361946 BATTERY/T10	01-53-511.00	119.95
MITCHELL1 (2675)		\$588.97
23250861 ANNUAL FEE FOR ONLINE SERVICE MANUALS/ FLEET (REPLACES SHREDDED CHECK 37362)	01-53-511.00	588.97
STARK SERVICE, INC. (2634)		\$930.60
161906 SAND FOR STREET CUT REPAIRS	01-53-567.00	474.70
162104 SAND FOR STREET CUT REPAIRS	01-53-567.00	455.90
WEX BANK (3219)		\$1,100.19
0481008419384 7/24-8/23/19 FUEL CHARGES/STREETS	01-53-566.00	1,100.19
TOTAL STREET DEPARTMENT EXPENDITURES		\$14,567.95
<u>PUBLIC GROUNDS, WORKS & BEAUTIFICATION EXPENDITURES</u>		
A FREEDOM FLAG CO. (2851)		\$555.45
22797 US FLAGS FOR DOWNTOWN	01-54-594.04	555.45
CINTAS CORPORATION #355 (411)		\$93.40
4027278350 FLOOR MATS	01-54-510.00	93.40
DYNEGY ENERGY SERVICES, LLC (3149)		\$22.69
314577319071 6/7-7/8/19 SERVICE/109 E. WASHINGTON	01-54-526.03	22.69
FIRST NATIONAL BANK OF OMAHA (2575)		\$160.97
225121 CHARTER/8/1-8/31/19 INTERNET SERVICES/PUBLIC WORKS	01-54-526.03	80.98
225121 CHARTER/8/16-9/15/19 INTERNET SERVICES/CITY HALL	01-54-526.03	79.99
GREAT LAKES FIRE & SAFETY (806)		\$177.00
170997 REPLACE BATTERIES IN FIRE ALARM CONTROL PANEL	01-54-510.00	177.00
GREEN CARE CLEANING SERVICES LLC (3255)		\$549.16
01 8/19-8/31/19 JANITORIAL SERVICES/CITY HALL, PUBLIC WORKS AND WWTP	01-54-688.07	549.16
TOTAL PUBLIC GROUNDS, WORKS & BEAUTIFICATION EXPENDITURES		\$1,558.67
<u>BUILDING DEPARTMENT EXPENDITURES</u>		
COPY EXPRESS, INC. (3254)		\$233.72
60253 PRINTING OF FINAL INSPECTION REPORTS	01-55-638.02	116.86
60254 PRINTING OF ROUGH INSPECTION REPORTS	01-55-638.02	116.86
FIRST NATIONAL BANK OF OMAHA (2575)		\$131.66
160347 VERIZON WIRELESS/ 6/16-7/15/19 SERVICE/ BUILDING DEPT	01-55-523.00	50.68
225121 CHARTER/8/1-8/31/19 PHONESERVICES/BUILDING DEPT	01-55-523.00	80.98
JAY K. FILLER, JR., P.C. (2464)		\$180.00
REFUND OF LAWN MOWING CHARGES AND LIEN PLACEMENT & REMOVAL FOR 1002 N. HALE ST	01-55-638.02	180.00

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DESCRIPTION	ACCOUNT NUMBER	AMOUNT
<u>BUILDING DEPARTMENT EXPENDITURES</u>		
NEW COLONIAL IV LANDSCAPE LLC (3020)		\$560.00
081919 MOWING OF 209 E. FOREST/IN VIOLATION OF TALL GRASS AND WEEDS/LIEN TO BE PLACED	01-55-638.02	560.00
OFFICE DEPOT (1575)		\$88.98
366511721001 2"X4" BULK SHIPPING LABELS	01-55-565.00	79.99
366531186001 SHIPPING LABELS	01-55-565.00	8.99
TOTAL BUILDING DEPARTMENT EXPENDITURES		\$1,194.36
<u>RESERVES EXPENDITURES</u>		
MARENGO POLICE PENSION FUND/#4229-2366 (2920)		\$1,340.46
8/05/19 PROPERTY TAX DISTRIBUTION #6	01-59-779.10	1,340.46
TOTAL RESERVES EXPENDITURES		\$1,340.46

GENERAL CORPORATE FUND RECAP

CODE	DESCRIPTION	AMOUNT
	PAYROLL AND MISCELLANEOUS	6,572.91
51	ADMINISTRATION DEPARTMENT	14,639.72
52	POLICE DEPARTMENT	32,782.54
53	STREET DEPARTMENT	14,567.95
54	PUBLIC GROUNDS, WORKS & BEAUTIFICATION	1,558.67
55	BUILDING DEPARTMENT	1,194.36
59	RESERVES	1,340.46
	TOTAL GENERAL CORPORATE FUND EXPENDITURES	72,656.61

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AUDIT FUND

CHECKS & DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
GEORGE ROACH & ASSOCIATES, P.C. (1785)		\$8,500.00
081909 AUDIT OF THE FINANCIAL STATEMENTS AND PREPERATION OF RELATED FILING FOR THE STATE/ PROGRESS BILLING #1	02-00-735.00	8,500.00
TOTAL AUDIT FUND EXPENDITURES		\$8,500.00

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POLICE DEPT. DRUG & ALCOHOL AWARE FUND

CHECKS & DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
FIRST NATIONAL BANK OF OMAHA (2575)	09/04/19 CK# 1391	\$53.29
729447 AMAZON.COM/ CASE FOR HANDHELD RADAR	18-00-780.00	53.29
TOTAL POLICE DEPT. DRUG & ALCOHOL AWARE FUND EXPENDITURE:		\$53.29

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MOTOR FUEL TAX FUND

CHECKS & DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
ALLIED ASPHALT PAVING COMPANY (2496)		\$231.99
223687 ROAD PATCH MATERIALS	20-00-713.01	231.99
TOTAL MOTOR FUEL TAX FUND EXPENDITURES		\$231.99

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WATER & SEWER FUND

CHECKS & DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
<u>WATER DEPARTMENT EXPENDITURES</u>		
BADGER METER, INC. (147)		\$72.00
80036506 8/1-10/31/19 GATEWAY CELLULAR BACKHAUL/ PRO-RATED FOR REMOVAL OF TWO GATEWAYS	30-70-635.00	72.00
BLUE CROSS BLUE SHIELD (228)		\$1,066.76
724136-09 SEPTEMBER 2019 MEDICAL AND DENTAL INSURANCE PLAN PREMIUMS/CITY SHARE	30-70-403.00	1,066.76
CINTAS CORPORATION #355 (411)		\$224.63
4027025005 UNIFORMS	30-70-469.00	95.87
4027508888 UNIFORMS	30-70-469.00	28.90
4027991489 UNIFORMS	30-70-469.00	40.78
4028434661 UNIFORMS	30-70-469.00	30.20
4028888682 UNIFORMS	30-70-469.00	28.88
CORE & MAIN LP (3150)		\$2,054.58
L053430 DUCTILE IRON PIPE, HYMAX COUPLINGS, AND HYDRANT REPAIR KITS	30-70-565.02	1,534.60
L083442 BREAK-AWAY FLANGES	30-70-565.02	519.98
DEBT SERVICE FUND (532)		\$21,964.59
SEPTEMBER 2019 TRANSFER TO DEBT SERVICE FUND	30-70-587.00	21,964.59
DYNEGY ENERGY SERVICES, LLC (3149)		\$3,509.91
272108819071 6/13-7/14/19 SERVICE/105 LYNN DR/PUMP STATION	30-70-526.00	746.40
272108819071 6/13-7/14/19 SERVICE/501 NICOLE	30-70-526.00	2,161.07
272108819071 6/13-7/14/19 SERVICE/840 GREENLEE	30-70-526.00	312.87
314577319071 6/7-7/8/19 SERVICE/0 BRIDEN DR	30-70-526.00	93.56
314577319071 6/7-7/8/19 SERVICE/240 N. PROSPECT	30-70-526.00	55.06
314577319071 6/7-7/8/19 SERVICE/416 STEVENSON	30-70-526.00	140.95
FIDELITY SECURITY LIFE INSURANCE CO. (3209)		\$19.93
164028061 SEPTEMBER 2019 VISION INSURANCE PLAN PREMIUMS /CITY SHARE	30-70-403.00	19.93
FIRST NATIONAL BANK OF OMAHA (2575)		\$477.44
002442 SHELL GAS/ICE FOR MAILING OF LAB SAMPLES	30-70-635.00	2.23
151767 AMAZON.COM/2 COOLERS FOR STORAGE OF WATER SAMPLES	30-70-565.01	25.94
160347 VERIZON WIRELESS/ 6/16-7/15/19 SERVICE/ WATER DEPT	30-70-523.00	129.77
225121 CHARTER/8/1-8/31/19 PHONE SERVICES/WATER DEPT	30-70-523.00	80.98
473087 NICOR/5/22-6/20/19 SERVICE/105 LYNN DR/PUMP STATION	30-70-526.00	41.40
473407 NICOR/5/22-6/20/19 SERVICE/1 GREENLEE/WELL HOUSE	30-70-526.00	119.42
474647 NICOR/5/22-6/20/19 SERVICE/800 N. STATE/ LIFT STATION	30-70-526.00	40.47
474647 NICOR/5/22-6/20/19 SERVICE/SOUTH STREET & ROUTE 23 WATER TOWER	30-70-526.00	37.23
ILLINOIS RURAL WATER ASSOCIATION (1001)		\$273.70
26480 7/1/19-6/30/20 MEMBERSHIP DUES	30-70-443.00	273.70
MENARD'S (1364)		\$65.22
6182 MAG TORCH & GAS TANK	30-70-593.00	65.22
MIDWEST METER INC. (1400)		\$3,644.09
0113992-IN 1/2 INCH AND 3/4 METER AND TRANSPONDER STOCK	30-70-594.11	2,560.98
0114060-IN 1" METER STOCK	30-70-594.11	631.86
0114141-IN 3/4 INCH METER STOCK	30-70-594.11	451.25
OFFICE DEPOT (1575)		\$4.87
357868005001 STAPLER	30-70-565.01	4.87
U.S. POSTAL SERVICE (2137)	09/03/19 CK# 20368	\$167.79
SEPTEMBER 2019 WATER-SEWER BILLS FOR SECTION 2, AND PAST DUE BILLS FOR SECTION 1	30-70-532.00	167.79

CITY OF MARENGO

BOARD MEETING: 09/09/19

BILLS PAYABLE REPORT FOR SEPTEMBER, 2019

PAGE: 9

WARRANT NO.: 1

WATER & SEWER FUND

CHECKS & DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
<u>WATER DEPARTMENT EXPENDITURES</u>		
WEX BANK (3219)		\$156.23
0481008419384 7/24-8/23/19 FUEL CHARGES/WATER DEPT	30-70-566.00	156.23
TOTAL WATER DEPARTMENT EXPENDITURES		\$33,701.74
<u>SANITARY & WASTEWATER DEPARTMENT EXPENDITURES</u>		
BLUE CROSS BLUE SHIELD (228)		\$1,207.52
724136-09 SEPTEMBER 2019 MEDICAL AND DENTAL INSURANCE PLAN PREMIUMS/CITY SHARE	30-75-403.00	1,207.52
CINTAS CORPORATION #355 (411)		\$524.37
355700497 UNIFORMS	30-75-469.00	89.49
4027025005 UNIFORMS	30-75-469.00	84.30
4027508888 UNIFORMS	30-75-469.00	86.67
4027991489 UNIFORMS	30-75-469.00	86.67
4028434661 UNIFORMS	30-75-469.00	90.66
4028888682 UNIFORMS	30-75-469.00	86.58
C.E.S. LTD. (414)		\$21.10
060352 FUSES	30-75-565.06	21.10
DEBT SERVICE FUND (532)		\$21,964.58
SEPTEMBER 2019 TRANSFER TO DEBT SERVICE FUND	30-75-587.00	21,964.58
DRYDON EQUIPMENT, INC. (3092)		\$1,128.31
36719 PRESSURE SWITCH/SOLON	30-75-511.02	1,128.31
DYNEGY ENERGY SERVICES, LLC (3149)		\$11,595.77
272108819071 6/13-7/14/19 SERVICE/1350 N. STATE/WWTP	30-75-526.00	11,370.99
314577319071 6/7-7/8/19 SERVICE/800 N. STATE LIFT STATION	30-75-526.00	224.78
FIDELITY SECURITY LIFE INSURANCE CO. (3209)		\$11.96
164028061 SEPTEMBER 2019 VISION INSURANCE PLAN PREMIUMS /CITY SHARE	30-75-403.00	11.96
FIRST NATIONAL BANK OF OMAHA (2575)		\$1,342.26
095517 AT&T UVERSE/ 8/16/9/-15/19 INTERNET SERVICE /WWTP	30-75-523.00	76.91
160347 VERIZON WIRELESS/ 6/16-7/15/19 SERVICE/ WWTP	30-75-523.00	145.32
293707 SIUE MARKETPLACE/WASTEWATER SHORT SCHOOL REGISTRATION/CACCAMO	30-75-430.00	550.00
474647 NICOR/5/22-6/20/19 SERVICE/1350 N. STATE/ WWTP	30-75-526.00	483.14
726917 AMAZON.COM/CERTIFICATE FRAMES	30-75-565.01	26.64
829467 PAYPAL/CACCAMO REGISTRATION/FOX VALLEY OPERATORS ASSOCIATION 8/15/19 CONFERENCE	30-75-430.00	45.00
918448 DOLLAR GENERAL/BATTERIES	30-75-565.02	15.25
GRAINGER (794)		\$178.35
9268665008 RUBBER DUCTING HOSE	30-75-511.02	178.35
ILLINOIS RURAL WATER ASSOCIATION (1001)		\$273.70
26480 7/1/19-6/30/20 MEMBERSHIP DUES	30-75-443.00	273.70
LOU'S GLOVES (2969)		\$86.00
030281 NITRILE GLOVES	30-75-565.02	86.00
MCGILVRA ELECTRIC INC (2640)		\$911.25
52987 REPAIR OF MICRO SCREENS & EFFUENT FLOW METER AND BLOWER FAN	30-75-635.00	911.25
MENARD'S (1364)		\$75.21
5977 GARBAGE BAGS	30-75-565.02	9.99
6182 MAG TORCH & GAS TANK	30-75-593.00	65.22

CITY OF MARENGO

BOARD MEETING: 09/09/19

BILLS PAYABLE REPORT FOR SEPTEMBER, 2019

PAGE: 10

WARRANT NO.: 1

WATER & SEWER FUND

CHECKS & DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
<u>SANITARY & WASTEWATER DEPARTMENT EXPENDITURES</u>		
OFFICE DEPOT (1575)		
357868005001 STAPLER	30-75-565.01	\$4.87
		4.87
STANLEY CONSULTANTS, INC (3248)		
0216669 LEGAL SERVICES/WWTP LITIGATION/2 HRS	30-75-635.00	\$716.24
		716.24
U.S. POSTAL SERVICE (2137)	09/03/19 CK# 20368	
SEPTEMBER 2019 WATER-SEWER BILLS FOR SECTION 2, AND PAST DUE BILLS FOR SECTION 1	30-75-532.00	\$167.79
		167.79
UNITED LABORATORIES (2153)		
264186 DESCALER	30-75-565.04	\$597.02
		597.02
WELCH BROS INC (2242)		
3058499 PVC GASKETS AND NON-SHEAR COUPLINGS	30-75-511.03	\$225.00
		225.00
WEX BANK (3219)		
0481008419384 7/24-8/23/19 FUEL CHARGES/WWTP	30-75-566.00	\$48.23
		48.23
TOTAL SANITARY & WASTEWATER DEPARTMENT EXPENDITURES		\$41,079.53

WATER & SEWER FUND RECAP

CODE	DESCRIPTION	AMOUNT
70	WATER DEPARTMENT	33,701.74
75	SANITARY & WASTEWATER DEPARTMENT	41,079.53
	TOTAL WATER & SEWER FUND EXPENDITURES	74,781.27

CITY OF MARENGO

BOARD MEETING: 09/09/19

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WARRANT NO.: 1

2014 WATER IMPROVEMENT BONDS FUND

CHECKS & DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
SEBERT LANDSCAPING (3256)		\$526.00
S500206 LANDSCAPING REPAIRS/800 W. GRANT HIGHWAY/ ROUTE 20 WATER MAIN PROJECT	34-00-795.37	526.00
TOTAL 2014 WATER IMPROVEMENT BONDS FUND EXPENDITURES		\$526.00

CITY OF MARENGO

BOARD MEETING: 09/09/19

BILLS PAYABLE REPORT FOR SEPTEMBER, 2019

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WARRANT NO.: 1

WATER & SEWER CAPITAL CONSTRUCTION FUND

CHECKS & DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
STARK & SON TRENCHING INC. (2917)		\$5,682.00
54183 REMOVE AND REPLACE EXISTING 6" GATE VALVE AND VALVE BOX	37-00-712.70	5,682.00
TOTAL WATER & SEWER CAPITAL CONSTRUCTION FUND EXPENDITUF		\$5,682.00

CITY OF MARENGO

BOARD MEETING: 09/09/19

BILLS PAYABLE REPORT FOR SEPTEMBER, 2019

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WARRANT NO.: 1

SUMMARY ALL FUNDS

BANK ACCOUNT	BANK	DESCRIPTION	AMOUNT	
01-102-000	01	GENERAL CORPORATE FUND-CASH IN BANK	72,656.61	*
02-102-000	01	AUDIT FUND-CASH IN BANK	8,500.00	*
18-102-000	18	POLICE DEPT. DRUG & ALCOHOL AWARE FUND-CASH IN BANK	53.29	*
20-102-000	20	MOTOR FUEL TAX FUND-CASH IN BANK	231.99	*
30-102-000	30	WATER & SEWER FUND-CASH IN BANK	74,781.27	*
34-102-000	34	2014 WATER IMPROVEMENT BONDS-CASH IN BANK	526.00	*
37-102-000	37	WATER & SEWER CAPITAL CONSTRUCTION FUND-CASH IN BANK	5,682.00	*
TOTAL ALL FUNDS			162,431.16	**

#7a



**KNIGHTS
OF COLUMBUS**
IN SERVICE TO ONE. IN SERVICE TO ALL.

Sacred Heart Council #13476
323 N. Taylor St.
Marengo, IL 60152

.....
*Mike Cederlund - Grand Knight: Chris Wolf - Deputy Grand Knight:
Jerry Weber - Financial Secretary: - Joe Volpe - Treasurer:*
.....

Mayor John Koziol,
Marengo City Hall
Marengo, Illinois 60152

Honorable Mayor,

We, the Knights of Columbus Sacred Heart Council, are again having our annual "Tootsie Roll" charity drive for the **Intellectual Disabilities Fund** to be held on September 20, 21 and 22, 2019.

We provide our time in the collection of donations at these locations:

Intersection of Rt.20 and 23, with yellow vests.
Sullivan's Super Mart,
Shell Rt. 20
Fas-Fuel

Other business will be directly contacted for assistance in this worthy cause.

The following charities are recipients of this drive, Pioneer Center - Marengo, Special Ed at MCHS, Marengo Grade School, and Riley School. We gave over \$900 to each of these worthy needs last year and again hope to do even better this year with your support and that of our community.

Approval and support of this drive by you and your council will again be greatly appreciated by our Knights membership.

Respectfully,
Bob "Buzz" Marks,
Fund Drive Chairman
815-568-8450

NEW BUSINESS

To: Mayor & City Council

From: Megan Lopez, Assistant to the Finance/HR Director

Date: September 9, 2019 Regular City Council Meeting

Re: Agenda Item # 7b- Ordinance Amending Section 14.08

During the last City Council meeting, it was brought to staff's attention that feral cats have become a nuisance to residents in City limits.

After reviewing section 14.08 of our municipal code book, staff felt it was necessary to remove the following:

C. DUTIES OF THE POLICE DEPARTMENT: The Police Department shall impound any dog running at large in violation with the provisions of this chapter. The Police Department shall have charge of all dogs impounded; shall secure all such dogs and see that they are humanely treated and fed. The Police Department shall relinquish the animal to the Animal Control Division of McHenry County pursuant to any agreement between the City and the County regarding animal control.

According to staff we no longer have the means to impound these animals.

Staff is requesting approval of the attached ordinance.

ORDINANCE 19-9- _____

An Ordinance Amending Chapter 14 of the Municipal Code Regarding Dogs and Other Animals

BE IT ORDAINED by the Mayor and City Council of the City of Marengo, McHenry County, Illinois, as follows:

SECTION 1: Section 14.08, Dogs and Cats Running at Large, of the Marengo Municipal Code shall be amended as follows:

14.08 DOGS AND CATS RUNNING AT LARGE

- A. **RUNNING AT LARGE:** It shall be unlawful to permit any dog or cat to run at large in the City at any time. Dogs and cats which are on any street, alley or sidewalk or other public place without being held securely on a leash or restrained shall be deemed to be running at large.
- B. **NUISANCE:** Any dog found in the City either without a license or running at large is hereby declared to be a nuisance and shall be relinquished to the Animal Control Division of McHenry County.
- C. **REDEMPTION:** The owner of any dog impounded may redeem it by paying all the costs, charges and penalties that have accrued by the City or County.
- D. **DANGEROUS AND VICIOUS DOGS:** Any dog that has been involved in an incident which may result in a dangerous and vicious dog determination shall be relinquished to the Animal Control Division of McHenry County for such a determination under the terms of Section 5, Dangerous and Vicious Animals, of Article XVII, of the McHenry County Animal Control ordinance. Guide dogs for the blind and hearing impaired, support dogs for the physically handicapped of police owned dogs are exempt from this Section provided such dogs are in compliance with Section 14.07 of this code.

SECTION 2: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

SECTION 3: All ordinances or parts of ordinance, in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4: This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.

Voting Aye:
Voting Nay:
Absent:
Abstained:

APPROVED:

John Koziol, Mayor

ATTEST:

BY: _____
Constance J. Boxleitner, Clerk

Passed:
Approved:
Published:

(SEAL)

CERTIFICATION

I, CONSTANCE J. BOXLEITNER, do hereby certify that I am the elected and qualified Clerk of the City of Marengo, McHenry County, Illinois, and that as such Clerk, I am the keeper of the records and minutes and proceedings of the Mayor and City Council of said City of Marengo.

I do hereby further certify that at a regular meeting of the Mayor and City Council of the City of Marengo held on the 9th day of September, 2019, the foregoing Ordinance entitled *An Ordinance Amending Chapter 14 of the Municipal Code Regarding Dogs and Other Animals*, was duly passed by the Mayor and City Council of the City of Marengo.

The pamphlet form of Ordinance No. 19-9-__, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the City Hall, commencing on the 9th day of September, 2019, and continuing for at least 10 days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the City Clerk.

I do further certify that the original, of which the attached is a true and correct copy, is entrusted to me as the Clerk of said City for safekeeping, and that I am the lawful custodian and keeper of the same.

Given under my hand and corporate seal of the City of Marengo on this 9th day of September, 2019.

Constance J. Boxleitner, Clerk
City of Marengo,
McHenry County, Illinois

(SEAL)

#7c

AGENDA SUPPLEMENT

TO: Mayor and City Council

FROM: Joshua Blakemore, City Administrator

FOR: September 9, 2019 Regular City Council Meeting

RE: Ordinance authorizing the issuance of General Obligation Bonds in an aggregate principal amount not to exceed \$1,500,000 for the purposes of paying the costs of street improvements within the City and refunding outstanding alternate bonds of the City

As per discussion and Council direction at the August 26th Council meeting, staff has been working with Chapman & Cutler (bond counsel) and Speer Financial (financial advisors) on refunding the City's existing debt for the Prospect Street project, and adding the additional funds necessary to pay the final invoice for the project. Attached for your reference is the timetable for this process, which involves several steps, approvals, publications, etc.

The first step in this case is for the Council to approve the attached authorizing ordinance. Upon approval of this ordinance, and publication, the clock will start ticking for the 30 day petition period, during which time the residents of Marengo would have the opportunity to collect signatures which, if enough are collected, would require the issue to go to referendum. This will also require a public hearing during the September 23rd Council meeting, assuming approval of the authorizing ordinance during Monday's meeting.

The authorizing ordinance places the maximum not to exceed amount borrowed/refunded at \$1.5 million. Most likely the City will need an estimated \$1,365,000, so expect the actual amount to come in lower. In any case, the City will not move forward with any more than what is needed to accomplish the refunding and the requested new money.

Staff is requesting approval of the attached ordinance. The required notices will be scheduled for publication thereafter, and the public hearing will be conducted during the September 23rd Council meeting.

Attached:

- Timetable
- Cover letter from bond counsel
- Authorizing Ordinance

CITY OF MARENGO, ILLINOIS
 General Obligation Bonds (Alternate Revenue Source), Series 2019

Preliminary Timetable
 (August 19, 2019)

Task _____	Party Responsible _____	Date _____
Authorizing Ordinance Adopted	City	September 9
Publication of Authorizing Ordinance	City	By September 13
<i>30-Day Petition Period Begins</i>		
Publish Notice of BINA Hearing	City	By September 13
Distribute Draft Term Sheet	Baird	Week of September 16
Comments received on Draft Term Sheet	All Parties	Week of September 23
Distribute Draft of Bond Ordinance	Bond Counsel	Week of September 23
Due Diligence Call	City, Speer and Baird	Week of September 23
BINA Hearing	City	September 23
Finalize and Distribute Term Sheet	Baird	By October 3
Receive Bids	All Parties	October 10
<i>30-Day Petition Period Ends</i>		
Bond Ordinance Adopted	City	October 14
Bond Closing	All Parties	October 29

All City Council Actions are Highlighted in Blue
All Newspaper Publication Events Highlighted in Gray

Chapman and Cutler LLP

Attorneys at Law • Focused on Finance®

Kelly Kost
Partner

111 West Monroe Street
Chicago, Illinois 60603

T 312.845.3875
F 312.516.1875
kost@chapman.com

September 4, 2019

VIA E-MAIL

Mr. Joshua Blakemore
City Administrator
City of Marengo
132 East Prairie Street
Marengo, Illinois 60152

Re: City of Marengo, McHenry County, Illinois
General Obligation Bonds (Alternate Revenue Source)

Dear Josh:

We are enclosing a suggested form of Authorizing Ordinance for the issuance of the bonds referenced above. We would make the following comments and suggestions:

1. You and the proper City officials should examine the Authorizing Ordinance carefully to ascertain that all necessary information has been inserted and is correct prior to presenting the Authorizing Ordinance to the City Council of the City (the "Council") for its consideration and adoption. Please note that the number of petitioners must be set forth in the Ordinance and in the hereinafter referenced Notice. In accordance with Section 3-1.3 of the Election Code, the number of petitioners should be equal to the greater of (i) 7.5% of the registered voters of the City or (ii) 200 of those registered voters or 15% of those registered voters, whichever is less, on the date registration closes before the regular election next preceding the day on which a petition may be filed. Please confirm this figure with the McHenry County Clerk before the Ordinance and Notice are published. You should be certain to check proof prior to publication to ensure accuracy and that both the Notice and Authorizing Ordinance are included on the same page within the same publication.

2. Please note that the Authorizing Ordinance must be adopted at a legally convened meeting of the Council held in compliance with Open Meetings Act, with the Illinois Municipal Code, and with the Council's own procedural rules. We understand that the Council plans to consider the Authorizing Ordinance at a regular meeting on September 9, 2019. If this is not the case, please contact us. For purposes of the September 9, 2019, agenda, please list the Authorizing Ordinance as a separate action item. We would suggest the following language:

Chapman and Cutler LLP

Attorneys at Law · Focused on Finance®

“An ordinance authorizing the issuance of General Obligation Bonds (Alternate Revenue Source) by the City in an aggregate principal amount not to exceed \$1,500,000 for the purpose of paying the costs of street improvements within the City and refunding certain outstanding alternate bonds of the City.”

3. In due course, please supply a duly certified copy of the Authorizing Ordinance, together with the minutes (or extract thereof in the form as enclosed) of the meeting at which it is adopted.

4. We call special attention to Sections 5 and 15 of the Local Government Debt Reform Act, which require that the entire Authorizing Ordinance, together with the Notice of Intent to Issue Bonds (as set forth in its entirety preceding the Authorizing Ordinance), be published at least once within ten (10) days after adoption of the Authorizing Ordinance in a newspaper with a general circulation within the City, which we understand is the *Northwest Herald*. You and the proper City officials should be certain to check proof prior to publication to ensure accuracy and that both the Notice and Authorizing Ordinance are included on the same page within the same publication.

5. In due course, please supply a manually executed publisher's certificate, having an actual newspaper clipping attached, evidencing publication of the Authorizing Ordinance and Notice.

6. Please note that applicable law further requires that the City Clerk provide the appropriate referendum petition form to any individual so requesting. Please note that suggested form of the petition is enclosed.

7. The 30-day backdoor referendum petition period begins to run on the date of the publication of the Authorizing Ordinance and Notice. If a sufficient petition is not filed during such 30-day period, the City will be authorized to proceed with the issuance of the alternate bonds.

Chapman and Cutler LLP

Attorneys at Law • Focused on Finance®

We look forward to working with you and the City on the above-referenced financing. If you have any questions or comments, please do not hesitate to contact the undersigned.

Very truly yours,

CHAPMAN AND CUTLER LLP

By 
Kelly K. Kost

KK:kd

Enclosures

cc: Mr. Mark Jeretina

ORDINANCE NO. 19-9-X

AN ORDINANCE authorizing the issuance of General Obligation Bonds (Alternate Revenue Source) by the City of Marengo, McHenry County, Illinois, in an aggregate principal amount not to exceed \$1,500,000 for the purpose of paying the costs of street improvements within the City and refunding certain outstanding alternate bonds of the City.

* * *

WHEREAS, the City of Marengo, McHenry County, Illinois (the "*City*"), is a duly organized and existing municipality incorporated and existing under the provisions of the laws of the State of Illinois, is now operating under the provisions of the Illinois Municipal Code, as amended; and

WHEREAS, the City Council of the City (the "*Council*") has determined that it is advisable, necessary and in the best interests of the City to pay the costs of street improvements within the City (the "*Project*"), in accordance with the preliminary estimate of costs heretofore approved by the Council and now on file in the office of the City Clerk; and

WHEREAS, the Council has previously authorized and there remains outstanding the City's Taxable General Obligation Bonds (Alternate Revenue Source), Series 2010, dated April 28, 2010 (the "*2010 Bonds*"); and

WHEREAS, the Council has determined that it is advisable, necessary and in the best interests of the City to refund all or a portion of the 2010 Bonds (the "*Refunding*") in order to restructure the debt burden of the City or realize debt service savings; and

WHEREAS, the estimated costs of the Project and the Refunding, including legal, financial, bond discount, printing and publication costs, and other expenses, will not exceed \$1,500,000, and there are insufficient funds on hand and lawfully available to pay such costs; and

WHEREAS, it is necessary and for the best interest of the City that the Project and the Refunding be undertaken and in order to finance the costs thereof it will be necessary for the City to issue up to \$1,500,000 alternate bonds, being general obligation bonds payable from all

collections distributed to the City from those taxes imposed by the State of Illinois pursuant to the Use Tax Act, the Service Use Tax Act, the Service Occupation Tax Act, the Retailer's Occupation Tax Act and the Motor Fuel Tax Law, each as supplemented and amended from time to time, or substitute taxes therefor as provided by the State of Illinois in the future (the "Bonds"), as authorized to be issued at this time pursuant to the Local Government Debt Reform Act; and

WHEREAS, if the above-mentioned revenue sources are insufficient to pay the Bonds, ad valorem property taxes upon all taxable property in the City without limitation as to rate or amount are authorized to be extended to pay the principal of and interest on the Bonds:

NOW, THEREFORE, Be It Ordained by the City Council of the City of Marengo, McHenry County, Illinois, as follows:

Section 1. Incorporation of Preambles. The Council hereby finds that all of the recitals contained in the preambles to this Ordinance are full, true and correct and does incorporate them into this Ordinance by this reference.

Section 2. Determination to Issue Bonds. It is necessary and in the best interest of the City to undertake the Project and the Refunding for the public health, safety and welfare, in accordance with the estimate of costs as hereinabove described, and there are hereby authorized to be issued and sold the Bonds in an aggregate principal amount not to exceed \$1,500,000.

Section 3. Publication. This Ordinance, together with a notice in the statutory form (the "Notice"), shall be published once within ten (10) days after passage hereof by the Council in the *Northwest Herald*, being a newspaper of general circulation in the City, and if no petition, signed by 396 electors of the City (the same being equal to the greater of (i) 7.5% of the registered voters of the City or (ii) 200 of those registered voters or 15% of those registered voters, whichever is less) asking that the issuance of the Bonds for the Project and the Refunding be submitted to referendum is filed with the City Clerk within thirty (30) days after the date of the publication of

this Ordinance and the Notice, then the Bonds shall be authorized to be issued. If such petition is filed with the City Clerk, an election on the proposition to issue said bonds shall be held on the 17th day of March, 2020.

Section 4. Additional Ordinances. If no petition meeting the requirements of applicable law is filed during the petition period hereinabove referred to, then the Council may adopt additional ordinances or proceedings supplementing or amending this Ordinance providing for the issuance and sale of the Bonds, prescribing all the details of the Bonds, so long as the maximum amount of the Bonds, as set forth in this Ordinance, is not exceeded and there is no material change in the Project and the Refunding described herein. Such additional ordinances or proceedings shall in all instances become effective in accordance with applicable law. This Ordinance, together with such additional ordinances or proceedings, shall constitute complete authority for the issuance of the Bonds, under applicable law.

Section 5. Severability. If any section, paragraph, clause or provision of this Ordinance shall be held invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

Section 6. Repealer. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

Yes:

Nays:

Absent:

Abstain:

John Koziol, Mayor,
City of Marengo,
McHenry County, Illinois

ATTEST:

Constance J. Boxleitner, City Clerk,
City of Marengo,
McHenry County, Illinois

Passed:

Approved:

Published:

PUBLISHED in the *Northwest Herald* on September _____, 2019.

RECORDED in the City Records on September 9, 2019.