

VILLAGE OF HAMMOND
PIATT COUNTY, ILLINOIS

ORDINANCE #2020-14

“An Ordinance Authorizing the Issuance of up to \$600,000 Waterworks and Sewerage System Revenue Bonds of the Village of Hammond, Piatt County, Illinois, for the Purpose of Defraying the Cost of Acquiring, Constructing, Improving, and Extending Waterworks and Sewerage Facilities, and Related Matters”

ADOPTED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF HAMMOND THIS
12th DAY OF August, 2020

Published in pamphlet form by authority of the Village Board of the Village of Hammond, Piatt County, Illinois, this 12th day of August, 2020

VILLAGE OF HAMMOND
PIATT COUNTY, ILLINOIS
ORDINANCE #2020-14

PREAMBLES

WHEREAS, the Village of Hammond, Piatt County, Illinois (the “**Municipality**”), owns and operates a combined waterworks and sewerage system (the “**System**”) in accordance with the provisions of applicable law concerning municipal waterworks and sewerage systems (Section 5/11-139-1 *et seq.* of Chapter 65 of the Illinois Compiled Statutes, as supplemented and amended, including by the Local Government Debt Reform Act (collectively, the “**Act**”); and

WHEREAS, the President and the Board of Trustees of the Municipality (the **Corporate Authorities**) has determined that it is advisable, necessary, and in the best interests of the Municipality’s public health, safety, and welfare to undertake a project for the acquisition, construction, and installation of waterworks and sewerage system improvements (together with all required mains, lines, structures, equipment, appurtenances and fixtures, all electrical, mechanical, or other work and the acquisition of land or rights in land necessary, useful, or advisable in connection with such work, and as such work may progress in one or more phases, and other related costs, the “**Project**”), substantially in accordance with the preliminary plans, specifications, and cost estimate therefore prepared by the consulting engineer therefore; and

WHEREAS, the estimated cost of the Project, including necessary interest during acquisitions, construction, and installation, engineering, legal, financial, bond discount, printing, and publication costs, and other expenses preliminary to and in connection with the Project, is anticipated to be \$1,050,000, of which \$600,000 is to be paid from proceeds of the hereinafter described Bonds; and

WHEREAS, costs of the Project are expected to be paid from various grant proceeds, a contribution from the Municipality’s funds on hand, and from proceeds of Bonds payable from the revenues of the System and issued pursuant to the Act, this ordinance, and ordinances supplemental to or amending this ordinance authorizing and providing for the collection, segregation, and distribution of the revenues of the System; and

WHEREAS, the Municipality has insufficient funds to pay costs of the Project and, therefore, must borrow money and issue the Bonds in evidence thereof, at one time or from time to time and in one or more series, up to the aggregate principal amount of \$600,000 for such purpose, pursuant to and in accordance with the provisions of the Act.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF HAMMOND, PIATT COUNTY, ILLINOIS, as follows:

Section 1. Incorporation of Preambles and Determination to Issue Bonds. The Corporate Authorities hereby find that all of the recitals contained in the preambles to this ordinance are true, complete, and correct and hereby incorporate them into this Section 1 of this

ordinance by this reference. It is necessary and in the best interest of the Municipality to acquire, construct, and install the Project for the public health, safety, and welfare, in accordance with the plans and specifications, as described above, that the System be operated as a combined waterworks and sewerage system in accordance with the provisions of the Act, and that for the purpose of acquiring, constructing, and installing the Project there are hereby authorized to be issued and sold waterworks and sewerage system revenue bonds of the Municipality in an aggregate principal amount up to but in any event not to exceed \$600,000 (howsoever styled, the “Bonds”).

Section 2. Publication and Notice. The *Southern Piatt Record-Herald* is a newspaper published in Arthur, Illinois and is widely circulated in the Municipality, and its population is 509 under the most recent federal census figures. Within 10 days after the adoption of this ordinance, this ordinance shall be published in a newspaper published within the Municipality or, if no newspaper is published within the Municipality, then in one or more newspapers with a general circulation within the Municipality. If no petition, signed by not less than registered voters of the Municipality being equal to ten percent (10%) of the registered voters of the Municipality be submitted to the electors of the Municipality, is filed with the Village Clerk of the Municipality within thirty (30) days after the date of the publication of this ordinance and such notice, then this ordinance shall be in full force and effect. If such petition is filed, an election on the questions shall be held as set forth in the form of notice attached to this ordinance. The Village Clerk shall have available and provide a form of petition to any person requesting one. The Village Clerk shall give notice of the foregoing provisions substantially as set forth in the form of the notice presented at the meeting of the Corporate Authorities at which this ordinance is adopted, completed, and modified as may be required to comply with the Act together with a publication of this ordinance.

Section 3. Additional Ordinances. If no petition meeting the requirements of applicable law is filed as provided above in Section 2 and there is no material change in the Project and otherwise as herein described, then the Corporate Authorities in accordance with and pursuant to the Act may adopt additional ordinances or other proceedings supplemental to or amending this ordinance providing for the issuance and sale of up to but in any event not to exceed \$600,000 of its Waterworks and Sewerage System Revenue Bonds, prescribing the details of such Bonds, and providing for the collection, segregation, and distribution of the revenues of the System and the acquisition, construction, and installation of the Project. Such additional or supplemental ordinances or other proceedings shall in all instances become effective in accordance with otherwise applicable laws; and this ordinance together with such supplemental and additional ordinances or other proceedings, shall constitute complete authority for the issuance of the Bonds under applicable law.

Section 4. Severability and Repealer. If any section, paragraph, clause, or provision of this ordinance shall be held invalid, the invalidity of such section, paragraph, clause, or provision shall not affect any of the other provisions of this ordinance. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this ordinance are to the extent of conflict hereby repealed.

Upon motion by Trustee Brad, seconded by Trustee Don, adopted (and recorded in the Municipality's records) this 12th day of August 2020, by roll call vote, as follows:

AYES (names): Kim, Brad, Don, Mike, Payton

NAYS (names): None

ABSENT (names): Marsha

Approved: August 12, 2020

Attest:

Deborah Waldrop
Village President, Village of Hammond,
Piatt County, Illinois

Brenda Sebens
Village Clerk, Village of Hammond,
Piatt County, Illinois

STATE OF ILLINOIS)
THE COUNTY OF PIATT) SS
VILLAGE OF HAMMOND)

CERTIFICATION OF ORDINANCE

I, the undersigned, do hereby certify that I am the duly selected, qualified, and acting Village Clerk of the Village of Hammond, Piatt County, Illinois (the “**Municipality**”), and as such official I am the keeper of the records and files of the Municipality and of its President and Board of Trustees (the “**Corporate Authorities**”).

I do further certify that the foregoing constitutes a full, true, and complete excerpt from the proceedings of the regular meeting of the Corporate Authorities held on the 12th day of August 2020, insofar as same relates to the adoption of Ordinance #2020-14,

AN ORDINANCE AUTHORIZING THE ISSUANCE OF UP TO \$600,000 WATERWORKS AND SEWERAGE SYSTEM REVENUE BONDS OF THE VILLAGE OF HAMMOND, PIATT COUNTY, ILLINOIS, FOR THE PURPOSE OF DEFRAYING THE COST OF ACQUIRING, CONSTRUCTING, IMPROVING, AND EXTENDING WATERWORKS AND SEWERAGE FACILITIES, AND RELATED MATTERS.

a true, correct, and complete copy of which ordinance (the “**Preliminary Ordinance**”) as adopted at such meeting appears in the transcript of the minutes of such meeting and is hereto attached. The Preliminary Ordinance was adopted and approved by the vote and on the date therein set forth.

I do further certify that the deliberations of the Corporate Authorities on the adoption of such Preliminary Ordinance were taken openly, that the adoption of such ordinance was duly moved and seconded, that the vote on the adoption of such ordinance was taken openly and was preceded by a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted; that the agenda for the meeting was duly posted (and continuously visible) at the Village Hall at least 48 hours before the meeting and in a building window with all pages conveniently readable by the public 24/7; that such meeting was held at a specified time and place convenient to the public, that notice of such meeting was duly given to all of the news media requesting such notice, that such meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and the Illinois Municipal Code, as amended, and the Corporate Authorities have complied with all of the applicable provisions of such Open Meeting Act and such Illinois Municipal Code and their procedural rules in the adoption of such Preliminary Ordinance. (____) petition(s) have been received as mentioned in Section 2 of such Preliminary Ordinance, a form thereof being at all relevant times available therefore in the Village Clerk’s office.

IN WITNESS WHEREOF, I hereunto affix my official signature and the seal of the Village of Hammond, Piatt County, Illinois, this 12th day of August 2020.

(SEAL)

Brenda Sebens
Village Clerk