

ORDINANCE NO. 13-14-38

***An Ordinance Abating Taxes Levied to Pay
Principal and Interest on Certain Waterworks
and Sewerage Revenue Bonds and Alternate Revenue
Source Bonds (in Lieu of Such Revenue Bonds),
Series 2006 in the Village of Johnsburg***

WHEREAS, the President and Board of Trustees (the "Board") of the Village of Johnsburg, McHenry County, Illinois (the "Issuer"), by Ordinance 1997-98-14 passed on the 15th day of July, 1997, did provide for the issuance of \$15,000,000 waterworks and sewerage revenue bonds (utility tax, sales tax, revenue sharing receipts pledge) and alternate revenue source bonds with separate notices of intent: i) to issue waterworks and sewerage revenue bonds and ii) to issue waterworks and sewerage revenue alternate bonds (being a general obligation in lieu of revenue bonds); and

WHEREAS, the Board, by Ordinance 05-06-34 passed on the 17th day of January, 2006 (the "Ordinance") did provide for the issuance of up to \$775,000 general obligation waterworks and sewerage refunding bonds (alternate revenue source), series 2006 (the "Bonds"), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the Issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interest of the Issuer that the tax heretofore levied for the year 2013 to pay such debt service on the Bonds be abated.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the VILLAGE OF JOHNSBURG, McHenry County, Illinois, as follows:

SECTION 1: The Pledged Taxes heretofore levied in the Ordinance for 2012 shall be abated as follows:

<u>Year</u>	<u>Amount Levied</u>	<u>Amount to be Abated</u>	<u>Remainder of Tax to be Extended</u>
2013	\$88,610	\$88,610	\$-0-

SECTION 2: Except for the levy to pay the principal and interest on the bonds as described above, no other levy imposed by the Board is to be affected by this ordinance.

SECTION 3: Upon the passage of this ordinance, the Clerk shall file a certified copy of this ordinance with the McHenry County Clerk, and it shall be the duty of the McHenry County Clerk to abate said tax levied for the year 2011 in accordance with the provisions hereof.

SECTION 4: 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 5: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 6: 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: Trustees Klemstein, Huemann, Sisk, McEvoy and Janusz

Voting Nay: None

Absent: Trustees Hutchinson

Abstain: None

APPROVED:



President Edwin P. Hettermann

(SEAL)

ATTEST: 

Village Clerk Claudett E. Peters

Passed: December 5, 2013

Approved: December 5, 2013

Published: December 5, 2013

Prepared by:
Claudett E. Peters
Village of Johnsburg
1515 Channel Beach Avenue
Johnsburg, IL 60051

CERTIFICATION

I, CLAUDETT E. PETERS, do hereby certify that I am the duly appointed, acting and qualified Clerk of the Village of Johnsburg, McHenry County, Illinois, and that as such Clerk, I am the keeper of the records and minutes and proceedings of the President and Board of Trustees of said Village of Johnsburg.

I do hereby further certify that at a regular meeting of the President and Board of Trustees of the Village of Johnsburg, held on the 5th day of December, 2013 the foregoing Ordinance entitled: **"An Ordinance Abating Taxes Levied to Pay Principal and Interest on Certain Waterworks and Sewerage Refunding Revenue Bonds and Alternate Revenue Source Bonds (in Lieu of Such Refunding Revenue Bonds), Series 2006, in the Village of Johnsburg"** was duly passed by the President and Board of Trustees of the Village of Johnsburg.

The pamphlet form of Ordinance No. 13-14-38, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the Village Hall, commencing on the 5th day of December 2013, 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 Village 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 Village for safekeeping, and that I am the lawful custodian and keeper of the same.

Given under my hand and the seal of the Village of Johnsburg, Illinois, this 5th day of December, 2013.



Claudett E. Peters, Village Clerk
Village of Johnsburg,
McHenry County, Illinois

(SEAL)