



ST. CHARLES
SINCE 1834

AGENDA ITEM EXECUTIVE SUMMARY

Title: Recommendation to Amend Ordinance No.2014-M-14,
Ordinance Authorizing City of St. Charles to Borrow
Funds from the Public Water Supply Loan Program

Presenter: John Lamb

Please check appropriate box:

<input type="checkbox"/>	Government Operations	<input checked="" type="checkbox"/>	Government Services 07.28.14
<input type="checkbox"/>	Planning & Development	<input type="checkbox"/>	City Council
<input type="checkbox"/>	Public Hearing	<input type="checkbox"/>	

Estimated Cost:	N/A	Budgeted:	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
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If NO, please explain how item will be funded:

Executive Summary:

Ordinance 2014-M-14 was recently passed at the June 2, 2014 City Council Meeting. This Ordinance is required by the Illinois Environmental Protection Agency for their Low Interest Loan Program.

After a brief review of the ordinance by IEPA staff it was discovered the language in Section 1. of the ordinance needs to be changed to reflect the City of St. Charles is a home rule community. This is the language in blue – Article VII. Section 6 of the Illinois Constitution of 1970. Staff has consulted with the City Attorney on this matter.

Attachments: *(please list)*

Ordinance

Recommendation / Suggested Action *(briefly explain):*

Recommendation to Amend Section 1 of Ordinance 2014-M-14 and a Resolution authorizing the Mayor and Clerk to execute the same on behalf of the City of St. Charles.

For office use only:

Agenda Item Number: 6.j

City of St. Charles, Illinois
Ordinance No. _____

An Ordinance Amending Ordinance No. 2014-M-14 Authorizing the City of St. Charles, Kane and DuPage Counties, Illinois to Borrow Funds from the Public Water Supply Loan Program

WHEREAS, Ordinance No. 2014-M-14 was passed and approved by the Corporate Authorities of the City of St. Charles on June 2, 2014; and

WHEREAS, the Corporate Authorities wish to make certain amendments to said Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CHARLES, KANE AND DUPAGE COUNTIES, ILLINOIS, AS FOLLOWS:

Section 1. That the first Whereas clause of said Ordinance No. 2014-M-14 be, and the same hereby is amended, so that as amended it shall read as follows:

WHEREAS, the City of St. Charles, Kane and DuPage Counties, Illinois (the"City"), operates its water supply system ("the System") in accordance with the provisions of [Article VII, Section 6 of the Illinois Constitution of 1970](#) and the Local Government Debt Reform Act (30 ILCS 350/I et seq.)(collectively "the Acts"); and

Section 2. All ordinances, resolutions, orders, or parts thereof, which conflict with the provisions of this Ordinance, to the extent of such conflict, are hereby repealed.

Section 3. That after the adoption and approval hereof the Ordinance shall (i) be printed or published in book or pamphlet form, published by the authority of the Council, or (ii) within thirty (30) days after the adoption and approval hereof, be published in a newspaper published in and with a general circulation within the City of St. Charles.

PRESENTED to the City Council of the City of St. Charles, Illinois, this _____ day of _____ 2014.

PASSED by the City Council of the City of St. Charles, Illinois, this _____ day of _____ 2014.

APPROVED by the Mayor of the City of St. Charles, Illinois, this _____ day of _____ 2014.

Ordinance No. _____

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Raymond P. Rogina, Mayor

ATTEST:

City Clerk

COUNCIL VOTE:

Ayes:

Nays:

Absent:

Abstain:

APPROVED AS TO FORM:

City Attorney

DATE: _____