

**CITY OF VIENNA
CITY COUNCIL MEETING
VIENNA CITY HALL**

August 16, 2017

6:30 P.M.

AGENDA

1. Mayor Calls Meeting to Order.

2. Roll Call:

Hill_____ Riddle_____ Myrick_____ Owen_____ Racey_____ Tuey_____

3. Omnibus Consent Agenda

- Approval of the August 2, 2017 City Council Meeting Minutes
- Approval of the Warrant

Motion_____ **Seconded**_____

Hill_____ Riddle_____ Myrick_____ Owen_____ Racey_____ Tuey_____

NEW BUSINESS

4. Modern Woodmen- Ashley Morris

5. Dana Hopper- Bicycle Education Day @ City Park

6. Belinda Scheffer- Community Concern

7. Authorization and Approval of **Resolution 17-11**, A Resolution Requesting Temporary Closure Of Streets For Annual Fall Festival Parade.

Motion_____ **Seconded**_____

Hill_____ Riddle_____ Myrick_____ Owen_____ Racey_____ Tuey_____

8. Authorization and Approval of Funds for a Titan HD Zero-Turn Rider 1500 Series, Heartland Ag Services, Inc. \$5,800.00.

Motion_____ **Seconded**_____

Hill_____ Riddle_____ Myrick_____ Owen_____ Racey_____ Tuey_____

9. TIF Recommendation for Kelly and Michelle Hunsaker- 615 North 5th Street

10. **TIF Area #2 Approval of Ordinances:**

Ord. 17-09- An Ordinance Amending the Vienna Tax Increment Financing I Redevelopment Project Area, Removing Certain Parcels from Said Project Area

Motion _____ Seconded _____

Hill _____ Riddle _____ Myrick _____ Owen _____ Racey _____ Tuey _____

Ord. 17-10- An Ordinance Approving the Vienna Tax Increment Financing II Redevelopment Plan and Redevelopment Project

Motion _____ Seconded _____

Hill _____ Riddle _____ Myrick _____ Owen _____ Racey _____ Tuey _____

Ord. 17-11- An Ordinance Designating the Vienna Tax Increment Financing II Redevelopment Project Area

Motion _____ Seconded _____

Hill _____ Riddle _____ Myrick _____ Owen _____ Racey _____ Tuey _____

Ord. 17-12- An Ordinance Adopting Tax Increment Financing

Motion _____ Seconded _____

Hill _____ Riddle _____ Myrick _____ Owen _____ Racey _____ Tuey _____

11. Authorization and Approval of **Resolution 17-12**, A Resolution Approving An Intergovernmental Agreement Between the City of Vienna, II and Vienna Grade School District #55 Relating to the Tax Increment Financing Redevelopment Plan and Project #2

Motion _____ Seconded _____

Hill _____ Riddle _____ Myrick _____ Owen _____ Racey _____ Tuey _____

12. Authorization and Approval of **Resolution 17-13**, A Resolution Approving An Intergovernmental Agreement Between the City of Vienna, Il and Vienna High School District #133 Relating to the Tax Increment Financing Redevelopment Plan and Project #2

Motion_____Seconded_____

Hill_____ Riddle_____ Myrick_____ Owen_____ Racey_____ Tuey_____

PUBLIC COMMENT/ADDITION TO THE AGENDA

13. **City Elected and Appointed Officials:**

- Jon Simmons, Mayor- Appointment of Flood Plain Coordinator
-Review of General Fund/ Fire Dept. and Police Dept
- Aleatha Wright, City Clerk
- Josh Stratemeyer, City Attorney
- Shane Racey, City Superintendent
- Jim Miller, Chief of Police
- Brent Williams, Fire Chief
- City Council- Austin Tuey- Tornado Sirens- Request to take action
- Phil Morris, Depot- Approval for DJ- August 21st Eclipse (\$200)
- Margaret Mathis, City Librarian

15. **Executive Session**

16. **Adjournment:**

Motion_____Seconded_____

Hill_____ Riddle_____ Myrick_____ Owen_____ Racey_____ Tuey_____

POSTED: 8-14-17

BY: *AWright*

**CITY OF VIENNA
RESOLUTION NO: 17-11**

**A RESOLUTION REQUESTING TEMPORARY CLOSURE OF STREETS FOR
ANNUAL FALL FESTIVAL PARADE**

WHEREAS, the Johnson County Chamber of Commerce is sponsoring a parade in the City of Vienna of which this event constitutes a public purpose;

WHEREAS, this parade will require a temporary closure of Rt. 146 and Rt. 45, a State highway in the City of Vienna from 5th Street to the Vienna City Park entrance;

WHEREAS, Section 4-408 of the Illinois Highway Code authorizes the Department of Transportation to issue permits to local authorities to temporarily close portions of State highways for public purposes;

NOW, THEREFORE, BE IT RESOLVED, by the City of Vienna that permission to close Rt. 146 and Rt. 45 from 5th street to the Vienna City Park entrance as above designated, be requested of the Department of Transportation.

BE IT FURTHER RESOLVED, that this closure shall occur during the approximate time period between 10:00 a.m. and 11:00 a.m. on October 7th, 2017.

BE IT FURTHER RESOLVED, that this closure is for the purpose of a parade.

BE IT FURTHER RESOLVED, that traffic from that closed portion of the highway shall be detoured over routes with an all weather surface that can accept the anticipated traffic, which will be maintained to the satisfaction of the Department which is conspicuously marked for the benefit of traffic diverted from the State highway. The parking of vehicles shall be prohibited on the detour routes to allow an uninterrupted flow of two-way traffic, if applicable. The detour route shall be as depicted on attached map.

BE IT FURTHER RESOLVED, that the City of Vienna assumes full responsibility for the direction, protection, and regulation of the traffic during the time the detour is in effect.

BE IT FURTHER RESOLVED, that the police officers or authorized flaggers shall, at the expense of the City of Vienna, be positioned at each end of the closed section and at other points (such as intersections) as may be necessary to assist in directing traffic through the detour.

BE IT FURTHER RESOLVED, that police officers, flaggers and officials shall permit emergency vehicles in emergency situations to pass through the closed area as swiftly as is safe for all concerned.

BE IT FURTHER RESOLVED, that all debris shall be removed by the City of Vienna prior to reopening the State highway.

BE IT FURTHER RESOLVED, that such signs, flags, barricades, etc., shall be used by the City of Vienna as may be approved by the Illinois Department of Transportation. These items shall be provided by the City of Vienna.

BE IT FURTHER RESOLVED, that the closure and detour shall be marked according to the Illinois Manual on Uniform Traffic Control Devices.

BE IT FURTHER RESOLVED, that an occasional break shall be made in the procession so that traffic may pass through. In any event, adequate provisions will be made for traffic on intersecting highways pursuant to conditions noted above.

BE IT FURTHER RESOLVED, that to the fullest extent permitted by law, the City of Vienna shall be responsible for any and all injuries to persons or damages to property, and shall indemnify and hold harmless the Illinois Department of Transportation, its officers, employees, and agents from any and all claims, lawsuits, actions, costs and fees (including reasonable attorney's fees and expenses) of every nature or description, arising out of, resulting from or connected with the exercise of authority granted by the Department which is the subject of this resolution. The obligation is binding upon the City of Vienna regardless of whether or not such claim, damage, loss or expense is caused in part by the act, omission, or negligence of the Department or its officers, employees or agents.

BE IT FURTHER RESOLVED, that the City of Vienna hereby agrees to assume all liabilities and pay all claims for any damage which shall be occasioned by the closing described above.

BE IT FURTHER RESOLVED, that the City of Vienna shall provide a comprehensive general liability insurance policy or an additional insured endorsement in the minimum amount of \$1,000,000 per person and \$2,000,000 aggregate which has the Illinois Department of Transportation and its officials, employees, and agents as insured's and which protects them from all claims arising from the requested road closing. A copy of said policy or endorsement will be provided to the Department before the road is closed.

BE IT FURTHER RESOLVED, that that a copy of this resolution be forwarded to the Department of Transportation to serve as a formal request for the permission sought in this resolution and to operate as part of the conditions of said permission.

Adopted by the City Council of City of Vienna this 16th day of August, 2017.

Municipal Clerk

Approved by the City Council of City of Vienna this 16th day of August, 2017.

ATTEST:

MUNICIPAL CLERK

MAYOR

Heartland Ag Service, Inc.
PO Box 278
Vienna, IL 62995
(618)658-1110
heartlandagservice@frontier.com

ESTIMATE

ADDRESS

CITY OF VIENNA
P.O. BOX 1442
VIENNA, IL 62995

ESTIMATE # 1007

DATE 07/17/2017

ACTIVITY

Sales - Exempt Organizations

MODEL NUMBER 74452 TITAN HD ZERO-TURN RIDER - 1500 SERIES 24.5 HP TORO V-
TWIN 708 cc WITH 60" TURBO FORCE DECK

AMOUNT

5,800.00

TOTAL

\$5,800.00

Accepted By

Accepted Date

MEMO

To: City of Vienna

From: Moran Economic Development

Date: August 9, 2017

Re: TIF Fund Usage in Relation to Existing Building Demolition and Removal

This memo is in regard to the usage of TIF Funds for the demolition and removal of existing structure at **615 N. 5th Street, Vienna, IL (PIN: 08-05-230-003); property which is currently owned by Paul & Kelly Hunsaker**, who has applied for TIF assistance. A bid for completion of the work was submitted in the amount of **\$4,200**.

According to the Illinois TIF Act (65 ILCS 5/11-74.4-3)(q), costs associated with demolition, including the demolition and removal of dilapidated and unsafe structures are expense items which are eligible to be funded, at the City's discretion, using TIF Funds.

The City's Tax Increment Financing (TIF) Redevelopment Plan calls for actions which promote and protect the safety and welfare of its citizens through eliminating blight and circumstances which hinder property values and the economic development potential of properties within the TIF District.

The remediation of this property through removal of unsafe & dilapidated structures is in line with these goals and the overall objectives of the TIF program.

Opinion on the Provision of Assistance: It is our opinion that this project be given consideration for funding of up to **50%** of the total project cost (**\$2,100**), in the form of a one-time grant, payable upon completion of the project.

Prior to the issuance of any funds, the project should be verified to have been completed in a satisfactory manner, and in accordance with all City ordinances, codes, and other regulations.

As always, please feel free to contact us with any questions or comments.

Moran Economic Development
618-307-9100

ORDINANCE 17-09

ORDINANCE AMENDING THE VIENNA TAX INCREMENT FINANCING I REDEVELOPMENT PROJECT AREA, REMOVING CERTAIN PARCELS FROM SAID PROJECT AREA

WHEREAS, the City of Vienna, Illinois (the "City"), pursuant to the Tax Increment Allocation Redevelopment Act, as amended (the "Act") (65 ILCS 5/11-74.4-1, *et seq.*), on May 7, 2008, adopted Ordinance No. 08-06 designating the City of Vienna Tax Increment Financing I Redevelopment Project Area (the "Area"); and,

WHEREAS, the City desires to amend the boundaries of the Area by removing properties which are identified by the parcel numbers as listed on Exhibit A and legally described on Exhibit B, which exhibits are attached and made a part of this Ordinance; and

WHEREAS, pursuant to Section 11-74.4-5(c) of the TIF Act:

"Changes which do not (1) add additional parcels of property to the proposed redevelopment project area, (2) substantially affect the general land uses proposed in the redevelopment plan, (3) substantially change the nature of or extend the life of the redevelopment project, (4) the total estimated Redevelopment Project Costs will not be increased or (5) increase the number of inhabited residential units to be displaced from the redevelopment project area, as measured from the time of creation of the redevelopment project area, to a total of more than 10, may be made without further hearing, provided that the municipality shall give notice of any such changes by mail to each affected taxing district and registrant on the interested parties registry, provided for under Section 11-74.4-4.2, and by publication in a newspaper of general circulation within the affected taxing district."; and;

WHEREAS, the Vienna Tax Increment Financing I Redevelopment Project Area hereafter amended includes only those contiguous parcels of real property and improvements thereon that will substantially benefit the City.

NOW, THEREFORE, BE IT ORDAINED, BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VIENNA, ILLINOIS, as follows:

Section 1. The foregoing preambles are adopted as if restated.

Section 2. The Vienna Tax Increment Financing I Redevelopment Project Area is hereby amended by deleting therefrom those parcels of real property as listed on Exhibit A and legally described on Exhibit B.

Section 3. The date of completion of the redevelopment project is not extended beyond original date, being that which is permitted by law.

Section 4. Pursuant to the TIF Act, the changes made to the Vienna Tax Increment Financing I Redevelopment Project Area evidenced by this Ordinance shall be mailed to registered interested parties and taxing districts, and shall be published in a

newspaper of general circulation, not later than ten (10) days following the passage of this Ordinance.

Section 5. This Ordinance shall be in full force and effect upon its passage, approval, and publication as provided by law.

ADOPTED this 16th day of August, 2017, pursuant to a roll call vote as follows:

AYES:

NAYS:

ABSENT:

APPROVED by the Mayor this 16th day of August, 2017.

Mayor

Attest:

City Clerk

EXHIBIT A
Parcel Identification Number List

08-02-301-000
08-03-310-001
08-03-310-000

EXHIBIT B
Legal Description

08-03-310-001

A PARCEL OF LAND BEING A PART OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 13 SOUTH, RANGE 3 EAST OF THE THIRD PRINCIPAL MERIDIAN. SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE EAST RIGHT-OF-WAY LINE OF INTERSTATE 24 AND THE SOUTH RIGHT-OF-WAY LINE OF STATE ROUTE 146; THENCE S08°26'59"W 220.01 FEET TO THE POINT OF BEGINNING; THENCE S71°11'27"E 244.35 FEET TO A POINT; THENCE N42°15'39"E 143.72 FEET TO A POINT; THENCE N26°16'21"E 186.53 FEET TO A POINT ON SAID SOUTH RIGHT-OF-WAY LINE OF STATE ROUTE 146; THENCE S80°29'29"E 312.09 FEET ALONG SAID SOUTH RIGHT-OF-WAY LINE TO A POINT; THENCE S00°00'33"W 435.85 FEET TO A POINT IN THE SOUTH LINE OF SAID QUARTER-QUARTER SECTION; THENCE N89°14'52"W 760.30 FEET ALONG THE SOUTH LINE OF SAID QUARTER-QUARTER SECTION TO A POINT IN SAID EAST RIGHT-OF-WAY LINE OF INTERSTATE 24; THENCE N08°26'59"E 285.69 FEET ALONG SAID EAST RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

08-03-310-000

A PARCEL OF LAND BEING A PART OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 13 SOUTH, RANGE 3 EAST OF THE THIRD PRINCIPAL MERIDIAN. SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE EAST RIGHT-OF-WAY LINE OF INTERSTATE 24 AND THE SOUTH RIGHT-OF-WAY LINE OF STATE ROUTE 146; THENCE ALONG SAID SOUTH RIGHT-OF-WAY LINE THE FOLLOWING TWO (2) CALLS: THENCE S89°34'54"E 253.18 FEET TO A POINT; THENCE S80°29'29"W 126.75 FEET TO A POINT; THENCE S26°16'21"E 186.53 FEET TO A POINT; THENCE S42°15'39"W 143.72 FEET TO A POINT; THENCE N71°11'27"W 244.35 FEET TO A POINT IN SAID EAST RIGHT-OF-WAY LINE OF INTERSTATE 24; THENCE N08°26'59"E 220.01 FEET ALONG SAID EAST RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

08-02-301-000

A PARCEL OF LAND BEING A PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 2 AND PART OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 11, TOWNSHIP 13 SOUTH, RANGE 3 EAST OF THE THIRD PRINCIPAL MERIDIAN. SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID NORTHWEST QUARTER OF THE NORTHWEST QUARTER; THENCE S00°57'49"W 941.86 FEET ALONG THE EAST LINE OF SAID NORTHWEST QUARTER OF THE NORTHWEST QUARTER TO A POINT; THENCE N44°23'50"W 200.00 FEET TO A POINT; THENCE N34°41'18"W 700.00 FEET TO A POINT; THENCE N80°08'52"W 785.00 FEET TO A POINT; THENCE N00°44'52"E 294.98 FEET TO A POINT; THENCE N44°02'17"W 35.94 FEET TO A POINT IN THE WEST LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 2; THENCE N00°52'54"E 794.83 FEET ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER TO A POINT IN THE SOUTH RIGHT-OF-WAY LINE OF STATE ROUTE 146; THENCE ALONG A CURVE TO THE LEFT A CHORD BEARING S76°10'12"E 322.59 FEET, A RADIUS OF 4809.65 FEET, AND AN ARC LENGTH OF 322.65 FEET TO A POINT; THENCE S78°05'30"E 1049.20 FEET TO A POINT IN THE EAST LINE OF SAID SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE S00°19'33"E 838.02 FEET ALONG THE EAST LINE OF SAID SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER TO THE POINT OF BEGINNING.

ORDINANCE 17-10

ORDINANCE APPROVING THE VIENNA TAX INCREMENT FINANCING II REDEVELOPMENT PLAN AND REDEVELOPMENT PROJECT

WHEREAS, the City of Vienna, Illinois desires to implement tax increment financing pursuant to the Tax Increment Allocation Redevelopment Act, 65 ILCS 5/11-74.4-1 et. seq., as amended, hereinafter referred to as the "Act" for the proposed Vienna TIF II Redevelopment Plan and Redevelopment Project within the municipal boundaries of the City of Vienna and within the Redevelopment Project Area as described in Section 1(a) of this ordinance, which constitutes in the aggregate more than 1 1/2 acres.

WHEREAS, pursuant to Section 11-74.4-5 of the Act, the City Council caused a Public Hearing to be held relative to the Redevelopment Plan and Redevelopment Project and a designation of a Redevelopment Project Area on August 2nd, 2017, at Vienna City Hall; and

WHEREAS, due notice with respect to such hearing was given pursuant to Section 11-74.4-5 and 6 of the Act, said notice having been given to taxing districts and to the State of Illinois by certified mail on and around June 8th, 2017 and by publication on July 5th, 2017 and July 19th, 2017 and by certified mail to taxpayers on and around July 5th, 2017; and

WHEREAS, at the Public Hearing, any interested person or affected taxing district was permitted to file with the City Clerk written objections and was heard orally in respect to any issues embodied in the notice of said Public Hearing, and the City heard and determined all protests and objections at the Public Hearing; and

WHEREAS, the Public Hearing was adjourned on August 2nd, 2017; and,

WHEREAS, notice of the availability of the Report and the Plan, including how to obtain this information, was provided by mail on and around June 9th, 2017 to all residential addresses that, after a good faith effort, the City determined are located outside the boundaries of the proposed Redevelopment Project Area which are within 750 feet of the boundaries of the Proposed Area; and

WHEREAS, the City has established and given public notice of an "interested parties registry" for the Proposed Area in compliance with the requirements of the Act; and,

WHEREAS, the City has given such notice to all persons and organizations who have registered for information with such registry, all in the manner and at the times as provided in the Act; and

WHEREAS, the City has heretofore convened a Joint Review Board as required by and in all respects in compliance with the provisions of the Act; and,

WHEREAS, the Joint Review Board has met at the time and as required by the TIF Act and has reviewed the public record, planning documents and a form of proposed ordinance approving the Plan and Project; and

WHEREAS, the Joint Review Board has approved by a majority vote an advisory, non-binding recommendation that the City proceed to implement the Redevelopment Plan and Project and to designate the Proposed Area as a redevelopment project area under the Act; and,

WHEREAS, the City held a Joint Review Board Hearing on June 23rd, 2017 at Vienna City Hall; and

WHEREAS, at the Joint Review Board Hearing, any interested person or affected taxing district was permitted to file with the City Clerk written objections and was heard orally in respect to any issues embodied in the notice of said hearing, and the City heard and determined all protests and objections at the hearing; and

WHEREAS, the Joint Review Board Hearing was adjourned on June 23rd, 2017; and,

WHEREAS, the Redevelopment Plan and Project set forth the factors constituting the need for conservation in the proposed redevelopment area, and the City Council has reviewed testimony concerning such need presented at the Joint Review Board Hearing and has reviewed other studies and is generally informed of the conditions in the proposed Vienna TIF II Redevelopment Area as said terms "conservation" and "blighted" are used in the Act; and

WHEREAS, the City Council has reviewed the conditions pertaining to lack of private investment in the proposed Vienna TIF II Redevelopment Area to determine whether private development would take place in the proposed Area as a whole without the adoption of the proposed Vienna TIF II Redevelopment Plan; and

WHEREAS, the City Council has reviewed the conditions pertaining to real property in the proposed Vienna TIF II Redevelopment Project Area to determine whether contiguous parcels of real property and improvements thereon in the proposed Redevelopment Project Area are substantially benefited by the proposed redevelopment project improvements; and

WHEREAS, the City Council has reviewed its proposed Vienna TIF II Redevelopment Plan and Project Area and the Plan for the development of the City as a whole to determine whether the proposed Vienna TIF II Redevelopment Plan and Project conforms to the community plans of the City:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VIENNA, ILLINOIS, that:

1. The City Council of Vienna hereby makes the following findings:
 - a. The area constituting the proposed Vienna TIF II Redevelopment Project Area in the City of Vienna, Illinois is described in **Exhibit A**.
 - b. There exist conditions which cause the area to be designated as a Redevelopment Project Area be classified as a combination "Conservation Area" and "Blighted Area" as defined in Section 11-74.4-3 (b) of the Act.
 - c. The proposed Vienna TIF II Redevelopment Project Area on the whole has not been subject to growth and development through investment by private enterprise and would not be reasonably anticipated to be developed without the adoption of the Vienna TIF II Redevelopment Plan.
 - d. The Vienna TIF II Redevelopment Plan and Redevelopment Project Area conform to the plan for the development of the City as a whole.
 - e. The parcels of real property in the proposed Vienna TIF II Redevelopment Project Area are contiguous and only those contiguous parcels of real property and improvements thereon which will be substantially benefited by the proposed redevelopment project improvement are included in the Vienna TIF II Redevelopment Project Area.
 - f. The estimated date for final completion of the Vienna TIF II Redevelopment Plan is twenty-three (23) years from the effective date of this ordinance.
 - g. The estimated date for retirement of obligations incurred to finance the Vienna TIF II Redevelopment Plan costs shall be not later than twenty-three (23) years from the effective date of this ordinance.
2. The Vienna TIF II Redevelopment Plan and Redevelopment Project Area which was the subject matter of the public hearing held August 2nd, 2017, is hereby adopted and approved. A copy of the Vienna TIF II Redevelopment Plan and Project Area marked **Exhibit B** is attached to and made a part of this ordinance.
3. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

4. This ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.

PASSED by the City Council of the City of Vienna, Illinois on the 16th day of August, 2017.

Approved this 16th day of August, 2017.
(SEAL)

Upon motion by Alderman _____, seconded by Alderman _____, adopted this 16th day of August, 2017 by roll call vote, as follows:

"Ayes"

"Nays"

"Absent"

PASSED this 16th day of August, 2017.

City Clerk

APPROVED this 16th day of August, 2017.

Mayor

Recorded in the Municipality's Records on August 16th, 2017.

Exhibit A
LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF THE SOUTH HALF OF SECTION 3, PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 2, PART OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 11, AND PART OF THE NORTH HALF OF SECTION 10, TOWNSHIP 13 SOUTH, RANGE 3 EAST OF THE THIRD PRINCIPAL MERIDIAN. SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 11; THENCE S00°57'49"W 1341.86 FEET TO A POINT AT THE SOUTHEAST CORNER OF THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 11; THENCE N89°20'49"W 1350.92 FEET TO A POINT AT THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 11; THENCE S00°53'20"W 239.53 FEET ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 10 TO A POINT; THENCE N88°57'01"W 778.26 FEET TO A POINT IN THE EAST RIGHT-OF-WAY LINE OF INTERSTATE 24; THENCE ALONG SAID EAST RIGHT-OF-WAY LINE THE FOLLOWING EIGHT (8) CALLS: THENCE N51°34'54"W 1416.11 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING N48°51'18"W 635.16 FEET, A RADIUS OF 6675.50 FEET, AND AN ARC LENGTH OF 635.40 FEET TO A POINT; THENCE N36°30'46"W 196.05 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING N38°35'13"W 1360.31 FEET, A RADIUS OF 6645.50 FEET, AND AN ARC LENGTH OF 1362.70 FEET TO A POINT; THENCE N57°17'15"E 40.00 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING N31°58'37"W 169.56 FEET, A RADIUS OF 6605.50 FEET, AND AN ARC LENGTH OF 169.56 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING N30°19'26"W 211.58 FEET, A RADIUS OF 6605.50 FEET, AND AN ARC LENGTH OF 211.59 FEET TO A POINT; THENCE N08°26'59"E 567.85 FEET TO A POINT IN THE SOUTH RIGHT-OF-WAY LINE OF STATE ROUTE 146; THENCE N11°06'08"E 295.11 FEET TO A POINT IN THE NORTH RIGHT-OF-WAY LINE OF SAID STATE ROUTE 146; THENCE ALONG SAID NORTH RIGHT-OF-WAY LINE THE FOLLOWING FIFTEEN (15) CALLS: THENCE S80°29'29"E 621.02 FEET TO A POINT; THENCE S64°55'51"E 93.19 FEET TO A POINT; THENCE S80°29'29"E 238.51 FEET TO A POINT; THENCE N09°30'31"E 10.00 FEET TO A POINT; THENCE S80°29'29"E 565.76 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING S80°14'37"E 50.76 FEET, A RADIUS OF 5869.58 FEET, AND AN ARC LENGTH OF 50.76 FEET TO A POINT; THENCE S67°58'49"E 100.00 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING S78°42'35"E 66.98 FEET, A RADIUS OF 5849.58 FEET, AND AN ARC LENGTH OF 66.98 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING S77°14'26"E 233.04 FEET, A RADIUS OF 5849.58 FEET, AND AN ARC LENGTH OF 233.06 FEET TO A POINT; THENCE S67°24'59"E 144.00 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING S74°04'04"E 128.64 FEET, A RADIUS OF 5829.58 FEET, AND AN ARC LENGTH OF 128.64 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING S71°15'49"E 441.85 FEET, A RADIUS OF 5829.58 FEET, AND AN ARC LENGTH OF 441.96 FEET TO A POINT; THENCE S69°05'30"E 136.76 FEET TO A POINT; THENCE S20°54'30"W 65.00 FEET TO A POINT; THENCE S69°05'33"E 331.14 FEET TO A POINT; THENCE S00°52'10"W 704.57 FEET TO A POINT; AT THE SOUTHWEST CORNER OF THE ST. PAULS ROMAN CATHOLIC CHURCH OF VIENNA PROPERTY (BOOK 166, PAGE 91); THENCE ALONG SAID ST. PAULS ROMAN CATHOLIC CHURCH OF VIENNA PROPERTY THE FOLLOWING TWO (2) CALLS: THENCE S89°01'58"E 382.15 FEET TO A POINT; THENCE N00°52'54"E 584.46 FEET TO A POINT IN THE NORTH RIGHT-OF-WAY LINE OF SAID STATE ROUTE 146; THENCE ALONG SAID NORTH RIGHT-OF-WAY LINE THE FOLLOWING TWO (2) CALLS: THENCE ALONG A CURVE TO THE LEFT

WITH CHORD BEARING S76°03'27"E 336.48 FEET, A RADIUS OF 4739.65 FEET, AND AN ARC LENGTH OF 336.55 FEET TO A POINT; THENCE S78°05'30"E 1034.86 FEET TO A POINT IN THE EAST LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 2; THENCE S00°19'33"W 909.48 FEET ALONG THE EAST LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 2 TO THE POINT OF BEGINNING.

SAID PARCEL BEING SUBJECT TO THE RIGHT-OF-WAY OF STATE ROUTE 146 AND ALL OTHER RIGHTS-OF-WAY AND EASEMENTS, RECORDED OR OTHERWISE. ALL SITUATED IN THE COUNTY OF JOHNSON, STATE OF ILLINOIS.

Exhibit B
REDEVELOPMENT PLAN & PROJECT

DRAFT

ORDINANCE 17-11

**ORDINANCE DESIGNATING THE VIENNA TAX INCREMENT FINANCING II
REDEVELOPMENT PROJECT AREA**

WHEREAS, the City Council has heretofore, in Ordinance No. **17-11**, adopted and approved the Vienna TIF II Redevelopment Plan and Vienna TIF II Redevelopment Project Area with respect to which a public hearing was held on August 2nd, 2017, and it is now necessary and desirable to designate the area as referred to in said plan as the Vienna TIF II Redevelopment Project Area (see attached **Exhibit A**);

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VIENNA, ILLINOIS, that the attached described area is hereby designated as the Vienna TIF II Redevelopment Project Area pursuant to Section 11-74.4.4 of the Real Property Tax Increment Allocation Redevelopment Act, P.A. 79-1525:

All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

This Ordinance shall be in full force and effect from and after its approval, passage, and publication as required by law.

PASSED by the City Council of the City of Vienna, Illinois on the 16th day of August, 2017.

Approved this 16th day of August, 2017.
(SEAL)

Upon motion by Alderman _____, seconded by Alderman _____, adopted this 16th day of August, 2017 by roll call vote, as follows:

"Ayes"

"Nays"

"Absent"

PASSED this 16th day of August, 2017.

City Clerk

APPROVED this 16th day of August, 2017.

Mayor

Recorded in the Municipality's Records on August 16th, 2017.

Exhibit A
LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF THE SOUTH HALF OF SECTION 3, PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 2, PART OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 11, AND PART OF THE NORTH HALF OF SECTION 10, TOWNSHIP 13 SOUTH, RANGE 3 EAST OF THE THIRD PRINCIPAL MERIDIAN. SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 11; THENCE S00°57'49"W 1341.86 FEET TO A POINT AT THE SOUTHEAST CORNER OF THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 11; THENCE N89°20'49"W 1350.92 FEET TO A POINT AT THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 11; THENCE S00°53'20"W 239.53 FEET ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 10 TO A POINT; THENCE N88°57'01"W 778.26 FEET TO A POINT IN THE EAST RIGHT-OF-WAY LINE OF INTERSTATE 24; THENCE ALONG SAID EAST RIGHT-OF-WAY LINE THE FOLLOWING EIGHT (8) CALLS: THENCE N51°34'54"W 1416.11 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING N48°51'18"W 635.16 FEET, A RADIUS OF 6675.50 FEET, AND AN ARC LENGTH OF 635.40 FEET TO A POINT; THENCE N36°30'46"W 196.05 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING N38°35'13"W 1360.31 FEET, A RADIUS OF 6645.50 FEET, AND AN ARC LENGTH OF 1362.70 FEET TO A POINT; THENCE N57°17'15"E 40.00 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING N31°58'37"W 169.56 FEET, A RADIUS OF 6605.50 FEET, AND AN ARC LENGTH OF 169.56 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING N30°19'26"W 211.58 FEET, A RADIUS OF 6605.50 FEET, AND AN ARC LENGTH OF 211.59 FEET TO A POINT; THENCE N08°26'59"E 567.85 FEET TO A POINT IN THE SOUTH RIGHT-OF-WAY LINE OF STATE ROUTE 146; THENCE N11°06'08"E 295.11 FEET TO A POINT IN THE NORTH RIGHT-OF-WAY LINE OF SAID STATE ROUTE 146; THENCE ALONG SAID NORTH RIGHT-OF-WAY LINE THE FOLLOWING FIFTEEN (15) CALLS: THENCE S80°29'29"E 621.02 FEET TO A POINT; THENCE S64°55'51"E 93.19 FEET TO A POINT; THENCE S80°29'29"E 238.51 FEET TO A POINT; THENCE N09°30'31"E 10.00 FEET TO A POINT; THENCE S80°29'29"E 565.76 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING S80°14'37"E 50.76 FEET, A RADIUS OF 5869.58 FEET, AND AN ARC LENGTH OF 50.76 FEET TO A POINT; THENCE S67°58'49"E 100.00 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING S78°42'35"E 66.98 FEET, A RADIUS OF 5849.58 FEET, AND AN ARC LENGTH OF 66.98 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING S77°14'26"E 233.04 FEET, A RADIUS OF 5849.58 FEET, AND AN ARC LENGTH OF 233.06 FEET TO A POINT; THENCE S67°24'59"E 144.00 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING S74°04'04"E 128.64 FEET, A RADIUS OF 5829.58 FEET, AND AN ARC LENGTH OF 128.64 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT WITH CHORD BEARING S71°15'49"E 441.85 FEET, A RADIUS OF 5829.58 FEET, AND AN ARC LENGTH OF 441.96 FEET TO A POINT; THENCE S69°05'30"E 136.76 FEET TO A POINT; THENCE S20°54'30"W 65.00 FEET TO A POINT; THENCE S69°05'33"E 331.14 FEET TO A POINT; THENCE S00°52'10"W 704.57 FEET TO A POINT; AT THE SOUTHWEST CORNER OF THE ST. PAULS ROMAN CATHOLIC CHURCH OF VIENNA PROPERTY (BOOK 166, PAGE 91); THENCE ALONG SAID ST. PAULS ROMAN CATHOLIC CHURCH OF VIENNA PROPERTY THE FOLLOWING TWO (2) CALLS: THENCE S89°01'58"E 382.15 FEET TO A POINT; THENCE N00°52'54"E 584.46 FEET TO A POINT IN THE NORTH RIGHT-OF-WAY LINE OF SAID STATE ROUTE 146; THENCE ALONG SAID NORTH RIGHT-OF-WAY LINE THE FOLLOWING TWO (2) CALLS: THENCE ALONG A CURVE TO THE LEFT WITH CHORD BEARING S76°03'27"E 336.48 FEET, A RADIUS OF 4739.65 FEET, AND AN ARC LENGTH OF 336.55 FEET TO A POINT; THENCE S78°05'30"E 1034.86 FEET TO A

POINT IN THE EAST LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 2; THENCE S00°19'33"W 909.48 FEET ALONG THE EAST LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 2 TO THE POINT OF BEGINNING.

SAID PARCEL BEING SUBJECT TO THE RIGHT-OF-WAY OF STATE ROUTE 146 AND ALL OTHER RIGHTS-OF-WAY AND EASEMENTS, RECORDED OR OTHERWISE. ALL SITUATED IN THE COUNTY OF JOHNSON, STATE OF ILLINOIS.

ORDINANCE 17-12

ORDINANCE ADOPTING TAX INCREMENT FINANCING

WHEREAS, the City of Vienna, Illinois desires to adopt tax increment financing pursuant to the Tax Increment Allocation Redevelopment Act, 65 ILCS 5/11-74.4-1 et. seq., as amended, hereinafter referred to as the "Act".

WHEREAS, the City of Vienna has adopted a Redevelopment Plan, and designated a Redevelopment Project Area pursuant to the provisions of the Act, and has otherwise complied with all other conditions precedent required by the Act.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VIENNA, ILLINOIS, that:

1. Tax increment financing is hereby adopted with respect to the Vienna TIF II Redevelopment Plan approved and adopted pursuant to Ordinance No. 17-10 in the City of Vienna with respect to Vienna TIF II Redevelopment Project Area, attached as **Exhibit A**, which Vienna TIF II Project Area was designated pursuant to Ordinance No. 17-11
2. Pursuant to the Act, the ad valorem taxes, if any, arising from the levies upon taxable real property in the Vienna TIF II Redevelopment Project Area by taxing districts and the rates determined in the manner provided in Section 11-74.4-9(b) of the Act each year after the effective date of this Ordinance until the Vienna TIF II Redevelopment Plan costs and obligations issued in respect thereto have been paid shall be divided as follows:
 - a. That portion of taxes levied upon each taxable lot, block, tract or parcel of real property that is attributable to the lower of the existing equalized assessed value or the initial equalized assessed value of each such taxable lot, block, tract, or parcel of real property in the Vienna TIF II Redevelopment Project Area shall be allocated to and when collected shall be paid by the Johnson County Collector to the respective affected taxing districts in the manner required by law in the absence of the adoption of tax increment financing.
 - b. That portion, if any, of such taxes which is attributable to the increase in the current equalized assessed valuation of each lot, block, tract or parcel of real property in the Vienna TIF II Redevelopment Project Area over and above the initial equalized assessed value of each property in the Vienna TIF II Redevelopment Project Area shall be allocated to and when collected shall be paid to the City Treasurer who shall deposit said funds in a special fund called the "Special Tax Allocation Fund for the Vienna TIF II Redevelopment Project Area" of the City for the purpose of paying the Vienna TIF II Redevelopment Plan costs

and obligations incurred in the payment thereof, pursuant to such appropriations which may be subsequently made.

3. Upon adoption of this Ordinance, the City Clerk shall file a certified copy of this Ordinance with the County Clerk of Johnson County, Illinois, and pursuant to the TIF Act shall obtain a certificate from such County Clerk as to the total initial equalized assessed value ("EAV") of all taxable property in the Vienna TIF II Redevelopment Project Area. In providing this certification, the County Clerk shall use the levy year 2016 in determining such total initial EAV.
4. All ordinances and parts of ordinances in conflict herewith are hereby repealed.
5. This Ordinance shall be in full force and effect from and after its approval, passage, and publication as required by law.

PASSED by the City Council of the City of Vienna, Illinois on the 16th day of August, 2017.

Approved this 16th day of August, 2017.
(SEAL)

Upon motion by Alderman _____, seconded by Alderman _____, adopted this 16th day of August, 2017 by roll call vote, as follows:

"Ayes"

"Nays"

"Absent"

PASSED this 16th day of August, 2017.

City Clerk

APPROVED this 16th day of August, 2017.

Mayor

Recorded in the Municipality's Records on August 16th, 2017.

Exhibit A
VIENNA TIF LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF THE SOUTH HALF OF SECTION 3, PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 2, PART OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 11, AND PART OF THE NORTH HALF OF SECTION 10, TOWNSHIP 13 SOUTH, RANGE 3 EAST OF THE THIRD PRINCIPAL MERIDIAN. SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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ARC LENGTH OF 336.55 FEET TO A POINT; THENCE S78°05'30"E 1034.86 FEET TO A POINT IN THE EAST LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 2; THENCE S00°19'33"W 909.48 FEET ALONG THE EAST LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 2 TO THE POINT OF BEGINNING.

SAID PARCEL BEING SUBJECT TO THE RIGHT-OF-WAY OF STATE ROUTE 146 AND ALL OTHER RIGHTS-OF-WAY AND EASEMENTS, RECORDED OR OTHERWISE. ALL SITUATED IN THE COUNTY OF JOHNSON, STATE OF ILLINOIS.

RESOLUTION NO. 17-12

RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF VIENNA, ILLINOIS AND VIENNA GRADE SCHOOL DISTRICT 55 RELATING TO THE VIENNA TAX INCREMENT FINANCING REDEVELOPMENT PLAN AND PROJECT #2

WHEREAS, the City of Vienna, Illinois, (the "City") desires to redevelop and improve property within the established Vienna Tax Increment Financing Redevelopment Project Area #2 (the "TIF District") pursuant to the TIF District Act, 65 ILCS 5/11-74.1 et. seq. et. seq. Revised Illinois Statutes (the "TIF Act"); and,

WHEREAS, the City will use its best efforts and act in accordance with the TIF Act to utilize Tax Increment Financing where available to accomplish the goals set forth by the Vienna Redevelopment Plan and Project #2 (the "TIF Plan") for the City of Vienna's TIF District #2; and,

WHEREAS, Vienna Grade School District 55, ("the School District") primarily serves the area of which the TIF District has been established and expects to incur necessary expenditures directly relating to the implementation of the TIF District and TIF Plan; and,

WHEREAS, the City wishes to limit the impact the financial impact the establishment of the TIF District, and implementation of the TIF Plan will have on School Districts which serve the Redevelopment Project Area; and

WHEREAS, the Constitution of the State of Illinois, 1070, Article VII, Section 10, authorizes units of local government to contract or otherwise associate among themselves in any manner not prohibited by law or ordinance; and

WHEREAS, the "Intergovernmental Cooperation Act, 5 ILCS 220/1 et seq., provides that any power or powers, privileges or authority exercised or which may be exercised by a unit of local government may be exercised and enjoyed jointly with any other unit of local government; and

WHEREAS, Section 5 of the "Intergovernmental Cooperation Act", 5 ILCS 220/5, provides that any one or more public agencies may contract with any one or more public agencies to perform any governmental service, activity, or undertaking which any of the public agencies entering into the contract is authorized by law to perform, provided that such contract shall be authorized by the governing body of each party to the contract; and

WHEREAS, the Mayor and City Council of the City of Vienna, Illinois have determined that it is in the best interests of the public health, safety, and welfare of the City and its residents that the parties enter into an Intergovernmental Agreement with the School District

relating to the Vienna Tax Increment Financing Redevelopment Plan and Project #2; and that a copy of said Intergovernmental Agreement is attached to this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CORPORATE AUTHORITIES OF THE CITY OF VIENNA, ILLINOIS, AS FOLLOWS:

SECTION 1. The Intergovernmental Agreement between the City of Vienna, Illinois and Vienna Grade School District 55 relating to the Vienna Tax Increment Financing Redevelopment Plan and Project #2, a copy of which is attached hereto and incorporated herein by reference, is hereby approved.

SECTION 2. The duly appointed Corporate Authority is hereby authorized to execute all documents and to take all other action deemed by it to be necessary and proper to effectuate the said agreement.

SECTION 3. The facts and statements contained in the preamble to this Resolution are found to be true and correct and are hereby adopted as part of this Resolution.

SECTION 4. This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

Passed by the City Council of the City of Vienna, Illinois on the ____ day of _____, 2017 on the following roll call vote:

Alderpersion	Aye	Nay	Abstain	Absent
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Vote Recorded by:

City Clerk

Approved by the Mayor of the City of Vienna this ____ day of _____, 2017.

Mayor

ATTEST:

City Clerk

Recorded in the Records of the City Clerk this ____ day of _____, 2017.

Published by the authority of the Mayor and City Council of the City of

Vienna, Johnson County, Illinois in pamphlet form this ____ day of _____,

2017.

STATE OF ILLINOIS }
SS }
COUNTY OF JOHNSON }

I, Amy Martin, do hereby certify that I am the City Clerk of the City of Vienna, Illinois; that the foregoing is a true and correct copy of an Resolution entitled "RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF VIENNA, ILLINOIS AND VIENNA GRADE SCHOOL DISTRICT 55 RELATING TO THE VIENNA TAX INCREMENT FINANCING REDEVELOPMENT PLAN AND PROJECT #2", duly passed by the Mayor and City Council of the City of Vienna as Resolution #_____, at a Regular Council meeting held on the ____ day of _____, 2017, the Resolution being part of the official records of said City.

Dated this ____ day of _____, 2017.

City Clerk

RESOLUTION NO. 17-13

RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF VIENNA, ILLINOIS AND VIENNA HIGH SCHOOL DISTRICT 133 RELATING TO THE VIENNA TAX INCREMENT FINANCING REDEVELOPMENT PLAN AND PROJECT #2

WHEREAS, the City of Vienna, Illinois, (the "City") desires to redevelop and improve property within the established Vienna Tax Increment Financing Redevelopment Project Area #2 (the "TIF District") pursuant to the TIF District Act, 65 ILCS 5/11-74.1 et. seq. et. seq. Revised Illinois Statutes (the "TIF Act"); and,

WHEREAS, the City will use its best efforts and act in accordance with the TIF Act to utilize Tax Increment Financing where available to accomplish the goals set forth by the Vienna Redevelopment Plan and Project #2 (the "TIF Plan") for the City of Vienna's TIF District #2; and,

WHEREAS, Vienna High School District 133, ("the School District") primarily serves the area of which the TIF District has been established and expects to incur necessary expenditures directly relating to the implementation of the TIF District and TIF Plan; and,

WHEREAS, the City wishes to limit the impact the financial impact the establishment of the TIF District, and implementation of the TIF Plan will have on School Districts which serve the Redevelopment Project Area; and

WHEREAS, the Constitution of the State of Illinois, 1070, Article VII, Section 10, authorizes units of local government to contract or otherwise associate among themselves in any manner not prohibited by law or ordinance; and

WHEREAS, the "Intergovernmental Cooperation Act, 5 ILCS 220/1 et seq., provides that any power or powers, privileges or authority exercised or which may be exercised by a unit of local government may be exercised and enjoyed jointly with any other unit of local government; and

WHEREAS, Section 5 of the "Intergovernmental Cooperation Act", 5 ILCS 220/5, provides that any one or more public agencies may contract with any one or more public agencies to perform any governmental service, activity, or undertaking which any of the public agencies entering into the contract is authorized by law to perform, provided that such contract shall be authorized by the governing body of each party to the contract; and

WHEREAS, the Mayor and City Council of the City of Vienna, Illinois have determined that it is in the best interests of the public health, safety, and welfare of the City and its residents that the parties enter into an Intergovernmental Agreement with the School District

relating to the Vienna Tax Increment Financing Redevelopment Plan and Project #2; and that a copy of said Intergovernmental Agreement is attached to this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CORPORATE AUTHORITIES OF THE CITY OF VIENNA, ILLINOIS, AS FOLLOWS:

SECTION 1. The Intergovernmental Agreement between the City of Vienna, Illinois and Vienna High School District 133 relating to the Vienna Tax Increment Financing Redevelopment Plan and Project #2, a copy of which is attached hereto and incorporated herein by reference, is hereby approved.

SECTION 2. The duly appointed Corporate Authority is hereby authorized to execute all documents and to take all other action deemed by it to be necessary and proper to effectuate the said agreement.

SECTION 3. The facts and statements contained in the preamble to this Resolution are found to be true and correct and are hereby adopted as part of this Resolution.

SECTION 4. This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

Passed by the City Council of the City of Vienna, Illinois on the ____ day of _____, 2017 on the following roll call vote:

Alderpersion	Aye	Nay	Abstain	Absent
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Vote Recorded by:

City Clerk

Approved by the Mayor of the City of Vienna this ____ day of _____, 2017.

Mayor

ATTEST:

City Clerk

Recorded in the Records of the City Clerk this ____ day of _____, 2017.

Published by the authority of the Mayor and City Council of the City of

Vienna, Johnson County, Illinois in pamphlet form this ____ day of _____,
2017.

STATE OF ILLINOIS }
SS }
COUNTY OF JOHNSON }

I, Amy Martin, do hereby certify that I am the City Clerk of the City of Vienna, Illinois; that the foregoing is a true and correct copy of an Resolution entitled "RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF VIENNA, ILLINOIS AND VIENNA HIGH SCHOOL DISTRICT 133 RELATING TO THE VIENNA TAX INCREMENT FINANCING REDEVELOPMENT PLAN AND PROJECT #2", duly passed by the Mayor and City Council of the City of Vienna as Resolution #_____, at a Regular Council meeting held on the ____ day of _____, 2017, the Resolution being part of the official records of said City.

Dated this ____ day of _____, 2017.

City Clerk