

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION
For Inclusion on Board Agenda

 X Resolution or Ordinance (Blue) X *Waiver of First Requested*
 Recommendations of Boards, Commissions & Committees (Green)
 Other Business (Pink)

TO: President and Village Board of Trustees *Jahr*
FROM: David Hulseberg, Village Manager
DATE: October 13, 2010 (COW)(B of T): October 21, 2010
TITLE: Tax Levy Ordinance/Special Service Area Number Three
SUBMITTED BY: Timothy Sexton, Director of Finance

BACKGROUND/POLICY IMPLICATIONS:

Attached is an ordinance levying and assessing taxes for Special Service Area Number Three. The special service area, which was established for the property owners served by the traffic signal at 800 E. Roosevelt Road, provides them with a convenient method of paying the maintenance and operating costs of the signal. In order to pay these costs, the Board of Trustees must levy and assess the tax each year. This ordinance establishes the 2010 levy based on estimates provided by the Illinois Department of Transportation and the Finance Department.

FISCAL IMPACT:

N/A

REVIEW (as needed):

Village Attorney XX _____ Date _____
Finance Director XX *Timothy Sexton* _____ Date 10/13/10
Village Manager XX *David A. Hulseberg* _____ Date 10/13/10

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 Noon, Wednesday, prior to the Board Agenda distribution.

KTJ

KLEIN, THORPE & JENKINS, LTD.
Attorneys at Law

20 N. Wacker Drive, Ste 1660
Chicago, Illinois 60606-2903
T 312 984 6400 F 312 984 6444

15010 S. Ravinia Avenue, Ste 10
Orland Park, Illinois 60462-5353
T 708 349 3888 F 708 349 1506

www.ktjlaw.com

MEMORANDUM

TO: Timothy Sexton, Finance Director, Village of Lombard

FROM: Tom Bayer, Village Attorney **Via e-mail only**

DATE: October 7, 2010

RE: **Special Service Area Number Three – Tax Levy Ordinance**

Pursuant to your direction, attached please find an Ordinance levying and assessing the taxes for Special Service Area Number 3 for the 2010-2011 fiscal year, for approval at the October 21, 2010 Village Board meeting (with a waiver of first reading).

Please forward two (2) certified copies of the Ordinance to my attention and I will ensure that the Ordinance is properly filed with the DuPage County Clerk. I will return a "filed" stamped copy for your records. Finally, please note that we must file the Ordinance with the County no later than December 28, 2010.

If you have any questions regarding this matter, please do not hesitate to contact me.

encl.

cc: Anne Fairbairn, Accounting Manager (w/ encl.; via e-mail only)

ORDINANCE NO. _____

**AN ORDINANCE PROVIDING FOR THE LEVY AND ASSESSMENT
OF TAXES FOR VILLAGE OF LOMBARD
SPECIAL SERVICE AREA NUMBER THREE FOR
THE FISCAL YEAR BEGINNING JUNE 1, 2010 AND ENDING MAY 31, 2011**

BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

SECTION 1: Findings. Village of Lombard Special Service Area Number Three has been created by Ordinance No. 3737:

**“AN ORDINANCE ESTABLISHING VILLAGE OF LOMBARD
SPECIAL SERVICE AREA NUMBER THREE”**

adopted August 5, 1993 and effective as of August 6, 1993, no petition having been filed opposing the creation of the Special Service Area, pursuant to Chapter 35, Illinois Compiled Statutes, Act 200, Section 27-55. Said Special Service Area Number Three consists of the territory described in the ordinance aforesaid. The Village of Lombard is now authorized to levy taxes for special services in said Special Service Area.

SECTION 2: That the total amount of appropriations for all purposes to be collected in part from the tax levy for the current fiscal year in Special Service Area Number Three is ascertained to be the sum of \$8,830.00.

SECTION 3: That the following sums be, and the same hereby are, levied on the taxable property of Special Service Area Number Three for the fiscal period beginning June 1, 2010 and ending May 31, 2011:

SPECIAL SERVICE AREA NUMBER THREE

	Amount <u>Appropriated</u>	<u>Amount Levied</u>
Commonwealth Edison Service	\$1,400.00	\$1,400.00
Illinois Department of Transportation Maintenance	4,630.00	4,000.00
Legal Services	1,800.00	1,800.00
Administration Costs	<u>1,000.00</u>	<u>1,000.00</u>
TOTAL APPROPRIATIONS	<u>\$ 8,830.00</u>	<u>\$8,200.00</u>

SECTION 4: This tax is levied pursuant to Article VII, Section 7 of the Constitution of the State of Illinois; Chapter 35, Illinois Compiled Statutes, Act 200, et seq., and in particular Sections 27-5 through 27-85 thereof, and pursuant to an Ordinance Establishing Village of Lombard Special Service Area Number Three, also known as Ordinance No. 3737.

SECTION 5: That there is hereby certified to the County Clerk of DuPage County, Illinois, the sum aforesaid, constituting said total amount of \$8,200.00, which said total amount the Village of Lombard Special Service Area Number Three requires to be raised by taxation for the current fiscal year of the Village, and the Village Clerk is hereby ordered and directed to file a certified copy of this Ordinance with the DuPage County Clerk, on or before December 28, 2010.

SECTION 6: This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Passed on first reading this _____ day of _____, 2010.

First reading waived by action of the Board of Trustees this 21st day of October, 2010.

Passed on second reading this 21st day of October, 2010, pursuant to a roll call vote as follows:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this _____ day of _____, 2010.

William J. Mueller
Village President

ATTEST:

Brigitte O'Brien
Village Clerk

Published by me in this pamphlet form this _____ day of _____, 2010.

Brigitte O'Brien
Village Clerk