



#120261

MEMORANDUM

TO: David A. Hulseberg, AICP, ICMA-CM

FROM: William J. Heniff, AICP, Community Development Director *WJH*

DATE: May 17, 2012

RE: **Proposed Amendments to Title 3, Chapters 30 and 36 Pertaining to Grant Approval Authority to the ECDC**

Village staff prepared an ordinance for the above item which was included and distributed in the board packets for the May 17, 2012 meeting.

Village Counsel has since reviewed this ordinance and has suggested a technical correction be made to the ordinance on Page 2, SECTION 2, §36.33 of Village Code. The words "this section" should be edited to read "Sections 36.30 to 36.36 of this Code" in order to clarify that the approval authority is for the full provisions of the Façade Grant Program. Page 2 is attached showing Village Counsel's proposed changes.

RECOMMENDATION

Please replace the attached ordinance with the one previously submitted by staff to include Village Counsel edits. Staff is still requesting a waiver of first reading of the ordinance.

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Ord. _____
Grant Approval Authority

less than \$10,000, as provided for in Sections 36.30 through 36.36 of the Village Code. However, the ECDC shall also have the authority to make a recommendation to the Board of Trustees on any such grants, if it deems appropriate.

SECTION 2: That Title 3, Chapter 36, Section 36.33 of the Lombard Village Code is hereby established to read as amended as follows:

§36.33 REQUIREMENTS FOR GRANT APPLICATION APPROVAL.

Recipients of grants shall be chosen from eligible applicants based on the characteristics of the project as described in the grant application and materials submitted therewith. The Economic and Community Development Committee (ECDC) shall have the authority to approve grant applications, as provided for within ~~this section~~ Sections 36.30 to 36.36 of this Code, in an amount of less than \$10,000. The Board of Trustee has the authority to approve grant requests of \$10,000 or greater.

SECTION 3: That 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 _____, 2012.

First reading waived by action of the Board of Trustees this _____ day of _____, 2012.

Passed on second reading this _____ day of _____, 2011, pursuant to a roll call vote as follows:

AYES : _____

NAYS : _____

ABSENT : _____

APPROVED by me this _____ day of _____, 2012.

ATTEST:

Brigitte O'Brien

William J. Mueller

ORDINANCE NO. _____

**AN ORDINANCE AMENDING TITLE 3, CHAPTERS 30 AND 36,
OF THE LOMBARD VILLAGE CODE
IN REGARD TO EXPENDITURE AUTHORITY FOR THE LOMBARD ECONOMIC
AND COMMUNITY DEVELOPMENT COMMITTEE (ECDC)**

WHEREAS, the Corporate Authorities of the Village of Lombard (the "Village") has adopted the Downtown Renovation and Improvement Grant Program (the "Program") for properties within established tax increment financing districts; said provisions are set forth within Section 36.30 through 36.36 of the Code of Ordinances; and

WHEREAS, within the Program's companion informational packet approved by the Village in 1998 and as referenced in Section 36.32 (A)(4) of Village Code, references that the Village's Economic and Community Development Committee (ECDC) shall have the authority to approve grant expenditures associated with this grant program of less than \$10,000; and

WHEREAS, this provision is in conflict with the provisions set forth within Section 30 of Village Code, which limits the ability of advisory committees to approve expenditures exceeding \$500; and

WHEREAS, the President and Board of Trustees of the Village of Lombard find that the grant approval authority to the ECDC in order to provide for the timely and efficient approval of smaller grant expenditures as set forth within this Program is in the Village's best interest.

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

SECTION 1: That Title 3, Chapter 30, Section 30.25 of the Lombard Village Code is hereby amended to read as follows:

§ 30.25 EXPENDITURES BY ADVISORY COMMITTEES.

(A) Any advisory committee, except the Board of Fire and Police Commissioners, requesting an individual expenditure of less than \$500 shall require the signatures of the Chairperson and Village President to authorize the expenditure.

(B) Any advisory committee, except for the Board of Fire and Police Commissioners, requesting an individual expenditure of \$500 or more shall require the formal approval of the Board of Trustees.

(C) The Economic and Community Development Committee (ECDC) shall be duly authorized to approve Downtown Lombard Renovation and Improvement Grant expenditures of

Ord. _____
Grant Approval Authority

less than \$10,000, as provided for in Sections 36.30 through 36.36 of the Village Code. However, the ECDC shall also have the authority to make a recommendation to the Board of Trustees on any such grants, if it deems appropriate.

SECTION 2: That Title 3, Chapter 36, Section 36.33 of the Lombard Village Code is hereby established to read as amended as follows:

§36.33 REQUIREMENTS FOR GRANT APPLICATION APPROVAL.

Recipients of grants shall be chosen from eligible applicants based on the characteristics of the project as described in the grant application and materials submitted therewith. The Economic and Community Development Committee (ECDC) shall have the authority to approve grant applications, as provided for within ~~this section~~ Sections 36.30 to 36.36 of this Code, in an amount of less than \$10,000. The Board of Trustee has the authority to approve grant requests of \$10,000 or greater.

SECTION 3: That 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 _____, 2012.

First reading waived by action of the Board of Trustees this _____ day of _____, 2012.

Passed on second reading this _____ day of _____, 2011, pursuant to a roll call vote as follows:

AYES : _____

NAYS : _____

ABSENT : _____

APPROVED by me this _____ day of _____, 2012.

ATTEST:

Brigitte O'Brien

William J. Mueller

Ord. _____
Grant Approval Authority

Village Clerk

Village President

Published by me in pamphlet form this _____ day of _____, 2012.

Brigitte O'Brien
Village Clerk