

**RESOLUTION NO. 91- 4**

**FOR THE CITY OF LEROY, ILLINOIS, AN ILLINOIS MUNICIPAL CORPORATION, STATING THE INTENT OF THE CITY TO INCUR INDEBTEDNESS FOR THE IMPROVEMENT OF THE CITY'S SEWERAGE SYSTEM INCLUDING THE SEWAGE TREATMENT PLANT.**

**WHEREAS**, the Mayor and City Council of the City of LeRoy, an Illinois municipal corporation, hereinafter referred to as "CITY," find that improvements to the city's sewerage system, including improvements to the sewage treatment plant, need to be made; and

**WHEREAS**, the Illinois Environmental Pollution Authority (hereinafter referred to as "IEPA") has funds available to be borrowed by the CITY at low rates of interest from the IEPA Water Pollution Control Revolving Loan Payment Fund (hereinafter referred to as the "LOAN FUND"); and

**WHEREAS**, the CITY can repay the indebtedness expected to be incurred to the LOAN FUND by dedication of a portion of the revenues obtained from user charges for the municipal sewerage system,

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of LeRoy, in lawful meeting assembled, as follows:

1. That the City Engineer is hereby directed to proceed as expeditiously as possible to make application to the IEPA for funds to be borrowed from the LOAN FUND, in the amount of approximately \$145,000.00, at 3.58 % per year interest, payable, as to principal and interest, in installment payments over 20 years.

2. That the City Attorney is hereby directed to prepare all necessary ordinances and related documents to meet the requirements of the LOAN FUND for borrowing, and to assist in the application process to the fullest possible extent including rendering opinion letters, or obtaining the same from independent legal counsel, as may be appropriate or required.

3. That the Mayor, City Clerk, and all other CITY officers are hereby directed to assist in whatever manner necessary or appropriate in making the application for the aforesaid loan and in carrying out the directions and intent of this resolution.

4. That the City Council hereby expressly states it is the intent of the City of LeRoy to increase sewer user rates, effective January 1, 1992, to a charge of \$2.25 per one thousand gallons of metered water use if billing statements are sent to users monthly, and to a charge of \$4.50 per one thousand gallons of metered water use if billing statements are sent to users bimonthly. Further, the City Council intends to increase the user rate (above the aforesaid minimum) to \$2.00 per one thousand gallons of metered water use for all use per monthly or bimonthly billing period, for all users discharging normal strength waste to the system.

5. That the CITY further expressly states it is the intent of the City of LeRoy to dedicate the required amount of user revenues received from time to time to assure the repayment of the loan, principal and interest, in a timely manner (estimated to be 40 payments (principal and interest) of approximately \$10,215.00 each), and to establish reserve accounts and other accounts and fund the same all as may be required by the terms of the loan from the LOAN FUND. Further, CITY intends to reserve the right to dedicate or pledge other unencumbered revenues from the sewer users' fees for other debt payments, and to create a junior lien or encumbrance against those revenues dedicated for the repayment of the IEPA loan as herein described.

6. That CITY shall pass such ordinances, resolutions and related documents as may be necessary or required in order to carry out CITY's intent as expressed in this resolution.

7. That CITY shall take all necessary steps to meet the requirements for obtaining a loan as aforesaid from the IEPA Water Pollution Control Revolving Loan Payment Fund.

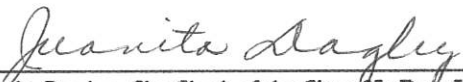
**PASSED** by the City Council of the City of LeRoy, Illinois on the 4th day of November, 1991, and deposited and filed in the office of the City Clerk of said City on that date.

Aldermen elected 6


Aldermen present 5

AYES ~~City of LeRoy~~ Gary Builta, William Swindle, Robert D. Johnson  
Jerry Davis


NAYS Randy Zimmerman

  
\_\_\_\_\_  
Juanita Dagley, City Clerk of the City of LeRoy, Illinois

Approved by the Mayor of the City of LeRoy, Illinois, on this 4th day of November, 1991.

  
\_\_\_\_\_  
Jerry Davis, Mayor of the City of LeRoy, Illinois

Attest: (SEAL)

  
\_\_\_\_\_  
Juanita Dagley, City Clerk of the City of LeRoy, Illinois

STATE OF ILLINOIS    )  
                                  ) SS:  
COUNTY OF McLEAN    )

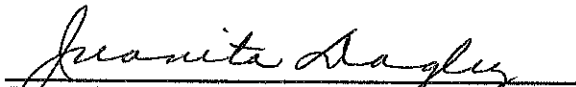
I, **Juanita Dagley**, do hereby certify that I am the duly qualified and acting City Clerk of the **City of LeRoy, McLean** County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

**FOR THE CITY OF LEROY, ILLINOIS, AN ILLINOIS MUNICIPAL CORPORATION,  
STATING THE INTENT OF THE CITY TO INCUR INDEBTEDNESS FOR THE  
IMPROVEMENT OF THE CITY'S SEWERAGE SYSTEM INCLUDING THE SEWAGE  
TREATMENT PLANT,**

Said ordinance was adopted by the Mayor and City Council of the City of LeRoy at a regular meeting on the 4<sup>th</sup> day of **November**, 1991, and a faithful record of said ordinance has been made in the record books.

Dated this 4<sup>th</sup> day of **November**, 1991.

  
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Juanita Dagley, City Clerk of the City of LeRoy, Illinois

(SEAL)