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ORDINANCE NO. 91-10

AN ORDINANCE ESTABLISHING VILLAGE OF BROOKFIELD  
SPECIAL SERVICE AREA NUMBER TWO FOR STREET AND  
STORM SEWER IMPROVEMENTS IN THE SOUTH END  
PHASE IV AREA OF THE VILLAGE AND PROVIDING  
FOR THE ISSUANCE OF \$175,000.00 AD VALOREM  
TAX BONDS IN CONNECTION THEREWITH

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

SECTION 1: Authority. Special Service Area Number Two is  
established pursuant to the provisions of Article VII, Section 7 of  
the Constitution of the State of Illinois and pursuant to  
Ill.Rev.Stat. Ch. 120, §§1301 et seq., entitled "Special Service  
Areas-Levy of Taxes,"

An Act to provide the manner of levying or imposing taxes  
for the provision of special services to areas within the  
boundaries of home rule units and non-home rule  
municipalities and counties. (Public Act 78-901)

SECTION 2: Findings.

A. The question of the establishment of the area hereinafter  
described as a special service area is considered by the Village  
Board pursuant to Ordinance 90-49 pertaining to the proposal to  
establish a special service area for street and storm sewer  
improvements in the South End Phase IV Area of the Village of  
Brookfield, to authorize the issuance of \$175,000.00 in ad valorem  
property tax bonds and to provide for a public hearing and other  
procedures in connection therewith, adopted on November 26, 1990;  
and is considered pursuant to a hearing held on December 17, 1990  
by the Village Board following Notice duly published in the  
Suburban Life Citizen, a newspaper published in the Village of  
Brookfield, at least fifteen (15) days prior to the hearing, and

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pursuant to Notice by mail addressed to the person or persons in whose name the general taxes for the last preceding year were paid on each lot, block, tract or parcel of land lying within the proposed special service area. Said Notice was given by depositing said Notice in the United States mails not less than ten (10) days prior to the time set for the public hearing. In the event taxes for the last preceding year were not paid, the said Notice was sent to the person last listed on the tax rolls prior to that year as the owner of said property. A Certificate of Publication of said Notice and an Affidavit of Mailing of said Notice are attached to this Ordinance as Exhibits 1 and 2. Said Notices conformed in all respects to the requirements of Ch. 120, §1305 of the aforesaid Act.

B. A public hearing on the questions set forth in the Notice was held on December 17, 1990. Presentations were made by Village staff and all interested persons were given an opportunity to be heard on the question of the creation of the special service area, the cost of construction of the project and the special service area share, the question of the issuance of \$175,000.00 in ad valorem property tax bonds to fund the construction and the levy of a direct tax to retire the bonds over a period not to exceed twenty (20) years.

C. The 60-day waiting period required by the aforesaid Act has expired and no petitions have been filed by the affected parties as permitted pursuant to Ch. 120, §1309 of said Act.

D. After considering the data as presented at the public

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hearing, the Board of Trustees finds that it is in the public interest and in the interest of the Village of Brookfield Special Service Area Number Two that said special service area, as hereinafter described, be established.

E. Said area is compact and contiguous, and the primarily residential area will be enhanced by the construction of improved roads and curbs and a critically needed storm sewer system in the South End Phase IV Area of the Village.

F. It is in the best interests of said special service area that the furnishing of the special municipal service proposed herein be considered for the common interests and the safety and welfare of the residents of said area.

G. Said area is zoned primarily for residential purposes and will benefit specially from the municipal service proposed to be provided. The proposed municipal service is unique and in addition to the municipal service provided to the Village of Brookfield as a whole.

F. It is in the best interest of the Village of Brookfield and Village of Brookfield Special Service Area Number Two that \$175,000.00 be borrowed for the purposes aforesaid and, in evidence thereof, that ad valorem property tax bonds of the Village payable from taxes levied against said Special Service Area be issued.

SECTION 3: Village of Brookfield Special Service Area Number Two Established. A special service area to be known and designated as "Village of Brookfield Special Service Area Number Two" is hereby established and shall consist of the territory known as the

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South End Phase IV Area and legally described by boundaries in Exhibit 3, attached to and incorporated herein by reference. The map of the district and the common addresses and property tax identification numbers of the properties included therein are set forth in Exhibit 4, attached to and incorporated herein by reference.

SECTION 4: Purpose of Area. Village of Brookfield Special Service Area Number Two is established to provide a special municipal service to said area in addition to services provided to the Village generally. Specifically, the special service shall consist of the construction and installation of street and storm sewer improvements in the area.

SECTION 5: Tax Levy; Issuance of Bonds. The issuance of ad valorem property tax bonds in an amount not to exceed \$175,000.00, at an interest rate of not to exceed nine percent (9%) and to mature within twenty (20) years, is hereby authorized. Said bonds shall be retired by the levy of a direct tax to pay the interest on such bonds as it falls due and to discharge the principal thereof at maturity, said tax to be levied upon all taxable property within Special Service Area Number Two and said tax to be in addition to the annual real estate tax and all other taxes provided by law, and shall be levied pursuant to the provisions of the Redevelopment Act of 1939.

SECTION 6: Effective Date. This Ordinance shall be in full force and effect from and after its passage and publication in the manner provided by law.

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PASSED this 11th day of March, 1991.

AYES: Trustees Gage, Russ, Wittenberg, President Close

NAYS: Trustees Buchta, LeClere

ABSENT: Trustee Larsen

APPROVED this 11th day of March, 1991.

  
VILLAGE PRESIDENT

ATTEST:

  
VILLAGE CLERK PRO-TEM

Published in Pamphlet Form 3/13/91

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SUBURBAN LIFE CITIZEN

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OFFICE OF HEARING  
VILLAGE OF BROOKFIELD SPECIAL  
SERVICE AREA NUMBER TWO

# Certificate Of Publication

STATE OF ILLINOIS)  
COUNTY OF COOK) SS.

This affiant, JACK R. KUBIK, being first duly sworn on oath, deposes and says that he is the duly elected and acting PRESIDENT of Life Printing & Publishing Co., Inc., a corporation organized and existing under the laws of the State of Illinois, that the said Life Printing & Publishing Co. Inc., is publisher of a twice weekly secular newspaper published in the Village of BROOKFIELD, County of Cook, and State of Illinois, on Wednesday, and on Saturday of each week, and having a general circulation within the Village of BROOKFIELD, County of Cook, and State of Illinois, that this affiant is duly authorized, in behalf of said corporation, to make this affidavit, and states that a notice, of which the annexed is a true copy, was published in the said Suburban Life Citizen ONE times, on SATURDAY the 1st day of DECEMBER, A.D., 1990, on XXXX, the XX day of XXXXXX, A.D., 19XX.

Affiant further states that the said Suburban Life Citizen was a twice weekly newspaper published in the Village of BROOKFIELD and having a general circulation in the Village of BROOKFIELD at and during the time said annexed notice was published in said newspaper, said Life Printing & Publishing Co., Inc., publisher of said newspaper, was a corporation duly organized and existing under and by virtue of the laws of the State of Illinois, and that the said Suburban Life Citizen has been regularly published more than one (1) year prior to the first publication of the annexed notice.

The Suburban Life Citizen is a newspaper as defined in Act-Chapter 100, Sections 1 and 5, Illinois revised Statutes."

*Jack R. Kubik*  
 JACK R. KUBIK President, Vice President

Subscribed and sworn to before me this

7th day of DECEMBER

A.D. 1990

*Robert J. Saile*  
 Notary Public

My Commission expires 2/10/93

"Official Seal"  
 ROBERT J. SAILE  
 PUBLIC, STATE OF ILLINOIS  
 Commission expires 02/10/1993

NOTICE IS HEREBY GIVEN that on December 17, 1990, at 8:00 p.m. in the Village Hall, 8820 Brookfield Avenue, Brookfield, Illinois, a hearing will be held by the President and Board of Trustees of the Village of Brookfield to consider forming a special service area consisting of the territory generally bounded by 47th Street, Sunnyside Avenue, Plainfield Road and the vacated alley between Vernon and Prairie Avenues and legally described by its boundaries as that part of the Southeast 1/4 of Section 3, Township 18 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois, described as follows: Beginning at a point being the northeast corner of 47th Street and Sunnyside Avenue in Brookfield, Illinois, said point also being the southwest corner of Lot 1 in Auspitz and Oakes Brookfield Park Subdivision, thence northerly a distance of approximately 476 feet to a point being the northwest corner of Lot 1 in Raso Second Resubdivision of Lots 122 to 129 inclusive, and the vacated alley adjoining said lots in Auspitz and Oakes Brookfield Park Subdivision, thence northeasterly a distance of approximately 140 feet to a point being the northeast corner of Lot 4 in Auspitz and Oakes Brookfield Park Subdivision, thence southerly a distance of 137.64 feet to a point being the southeast corner of said Lot 4 in Auspitz and Oakes Brookfield Park Subdivision, thence in a southerly direction along the east lot line of Lots 102 through 116, both inclusive, including the west 1/2 of vacated alley, a distance of approximately 450 feet to a point being the southeast corner of Lot 116, including vacated alley, in Auspitz and Oakes Brookfield Park Subdivision, thence westerly along the south line of Lot 116 in Auspitz and Oakes Brookfield Park Subdivision a distance of approximately 100.0 feet to a point 33 feet east of the east line of Vernon Avenue, thence southerly a distance of 16.0 feet to a point being the northeast corner of Lot 7 in Auspitz and Oakes Brookfield Park Subdivision, thence continuing southerly a distance of approximately 125 feet to a point being the southeast corner of Lot 7 in Auspitz and Oakes Brookfield Park Subdivision thence westerly a distance of approximately 257 feet to the point of beginning. A copy of the map of the area, the address and the property index numbers of the affected parcels are on file in the office of the Village Clerk.

All interested persons, including all persons owning taxable real property located within Special Service Area No. 2, will be given an opportunity to be heard regarding the formation of and the boundaries of the special service area and may object to the formation of the area, the issuance of bonds and the levy of taxes affecting said area.

The purpose of the formation of Special Service Area Number 2 is generally to provide special municipal services which will benefit the area, specifically, the construction of improved roadways, curbs and gutters and installation of a storm sewer system in this area.

At the hearing, the issuance of limited ad valorem property tax bonds in an amount not to exceed \$175,000.00 at an interest rate of not to exceed nine (9%) percent and to mature within twenty (20) years, will be considered as a source of revenue to fund the project. Said bonds, if issued, shall be retired by the levy of a direct tax to pay the interest on such bonds as it falls due and to discharge the principal thereof at maturity, said tax to be levied upon all taxable property within the proposed special service area and said tax to be in addition to the annual real estate tax and all other taxes provided by law, and shall be levied pursuant to the provisions of the Revenue Act of 1937.

At the hearing, all interested persons affected by the formation of such special service area, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The hearing may be adjourned by the Board without further notice to another date without further notice other than a motion to be entered upon the minutes of its meeting fixing the time and place of its adjournment.

If a petition signed by at least 51% of the electors residing within the special service area and by at least 51% of the owners of record of the land included within the boundaries of the special service area is filed with the municipal clerk within 60 days following the final adjournment of the public hearing objecting to the creation of the special service area, the enlargement thereof, the levy or imposition of a tax or the issuance of a bond for the provision of special services to the area or to a proposed increase in the tax rate, no such special service district as proposed may be created or enlarged, or tax may be levied or imposed nor the rate increased, or no such bonds may be issued, except as otherwise permitted by law.

Dated this 26th day of November, 1990.

Margaret S. Polak  
 Village Clerk

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## VILLAGE OF BROOKFIELD SPECIAL SERVICE AREA NUMBER TWO

### CERTIFICATE OF MAILING

Evelyn Minarovic, being first duly sworn on oath, deposes and says that she caused to be sent by first class mail, postage prepaid, on the 30th day of November, 1990, a copy of the attached notice directed to the person or persons in whose name the general taxes for the last preceding year were paid, on each lot, block, tract or parcel of land included in the proposed Special Service Area as ascertained from an examination of the Cook County Collector's books.

*Evelyn Minarovic*

SUBSCRIBED and SWORN to  
before me this 11th day  
of March, 1991.

*Alvin A. Messinger*  
Notary Public

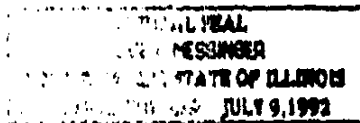


EXHIBIT 2

01205032

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## NOTICE OF HEARING VILLAGE OF BROOKFIELD SPECIAL SERVICE AREA NUMBER TWO

NOTICE IS HEREBY GIVEN that on December 17, 1990, at 8:00 p.m. in the Village Hall, 8820 Brookfield Avenue, Brookfield, Illinois, a hearing will be held by the President and Board of Trustees of the Village of Brookfield to consider forming a special service area consisting of the territory generally bounded by 47th Street, Sunnyside Avenue, Plainfield Road and the vacated alley between Vernon and Prairie Avenues and legally described by its boundaries as that part of the Southeast 1/4 of Section 3, Township 38 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois, described as follows: Beginning at a point being the northeast corner of 47th Street and Sunnyside Avenue in Brookfield, Illinois, said point also being the southwest corner of Lot 1 in Auspitz and Oakes Brookfield Park Subdivision, thence northerly a distance of approximately 476 feet to a point being the northwest corner of Lot 1 in Raso Second Resubdivision of Lots 122 to 129 inclusive, and the vacated alley adjoining said lots in Auspitz and Oakes Brookfield Park Subdivision, thence northeasterly a distance of approximately 340 feet to a point being the northeast corner of Lot 4 in Auspitz and Oakes Brookfield Park Subdivision, thence southerly a distance of 137.64 feet to a point being the southeast corner of said Lot 4 in Auspitz and Oakes Brookfield Park Subdivision, thence in a southerly direction along the east lot line of Lots 102 through 116, both inclusive, including the west 1/2 of vacated alley, a distance of approximately 450 feet to a point being the southeast corner of Lot 116, including vacated alley, in Auspitz and Oakes Brookfield Park Subdivision, thence westerly along the south line of Lot 116 in Auspitz and Oakes Brookfield Park Subdivision a distance of approximately 100.0 feet to a point 33 feet east of the east line of Vernon Avenue, thence southerly a distance of 16.0 feet to a point being the northeast corner of Lot 7 in Auspitz and Oakes Brookfield Park Subdivision, thence continuing southerly a distance of approximately 125 feet to a point being the southeast corner of Lot 7 in Auspitz and Oakes Brookfield Park Subdivision thence westerly a distance of approximately 257 feet to the point of beginning. A copy of the map of the area, the address and the property index numbers of the affected parcels are on file in the office of the Village Clerk.

All interested persons, including all persons owning taxable real property located within Special Service Area No. 2, will be given an opportunity to be heard regarding the formation of and the boundaries of the special service area and may object to the formation of the area, the issuance of bonds and the levy of taxes affecting said area.

The purpose of the formation of Special Service Area Number 2 is generally to provide special municipal services which will benefit the area, specifically, the construction of improved roadways, curbs and gutters and installation of a storm sewer system in this area.

At the hearing, the issuance of limited ad valorem property tax bonds in an amount not to exceed \$175,000.00 at an interest rate of not to exceed nine (9%) percent and to mature within twenty (20) years, will be considered as a source of revenue to fund the project. Said bonds, if issued, shall be retired by the levy of a direct tax to pay the interest on such bonds as it falls due and to discharge the principal thereof at maturity, said tax to be levied upon all taxable property within the

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proposed special service area and said tax to be in addition to the annual real estate tax and all other taxes provided by law, and shall be levied pursuant to the provisions of the Revenue Act of 1939.

At the hearing, all interested persons affected by the formation of such special service area, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The hearing may be adjourned by the Board without further notice to another date without further notice other than a motion to be entered upon the minutes of its meeting fixing the time and place of its adjournment.

If a petition signed by at least 51% of the electors residing within the special service area and by at least 51% of the owners of record of the land included within the boundaries of the special service area is filed with the municipal clerk within 60 days following the final adjournment of the public hearing objecting to the creation of the special service area, the enlargement thereof, the levy or imposition of a tax or the issuance of a bond for the provision of special services to the area or to a proposed increase in the tax rate, no such special service district as proposed may be created or enlarged, or tax may be levied or imposed nor the rate increased, or no such bonds may be issued, except as otherwise permitted by law.

Dated this 26th day of November, 1990.

Margaret S. Polak  
Village Clerk

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County Clerk's Office

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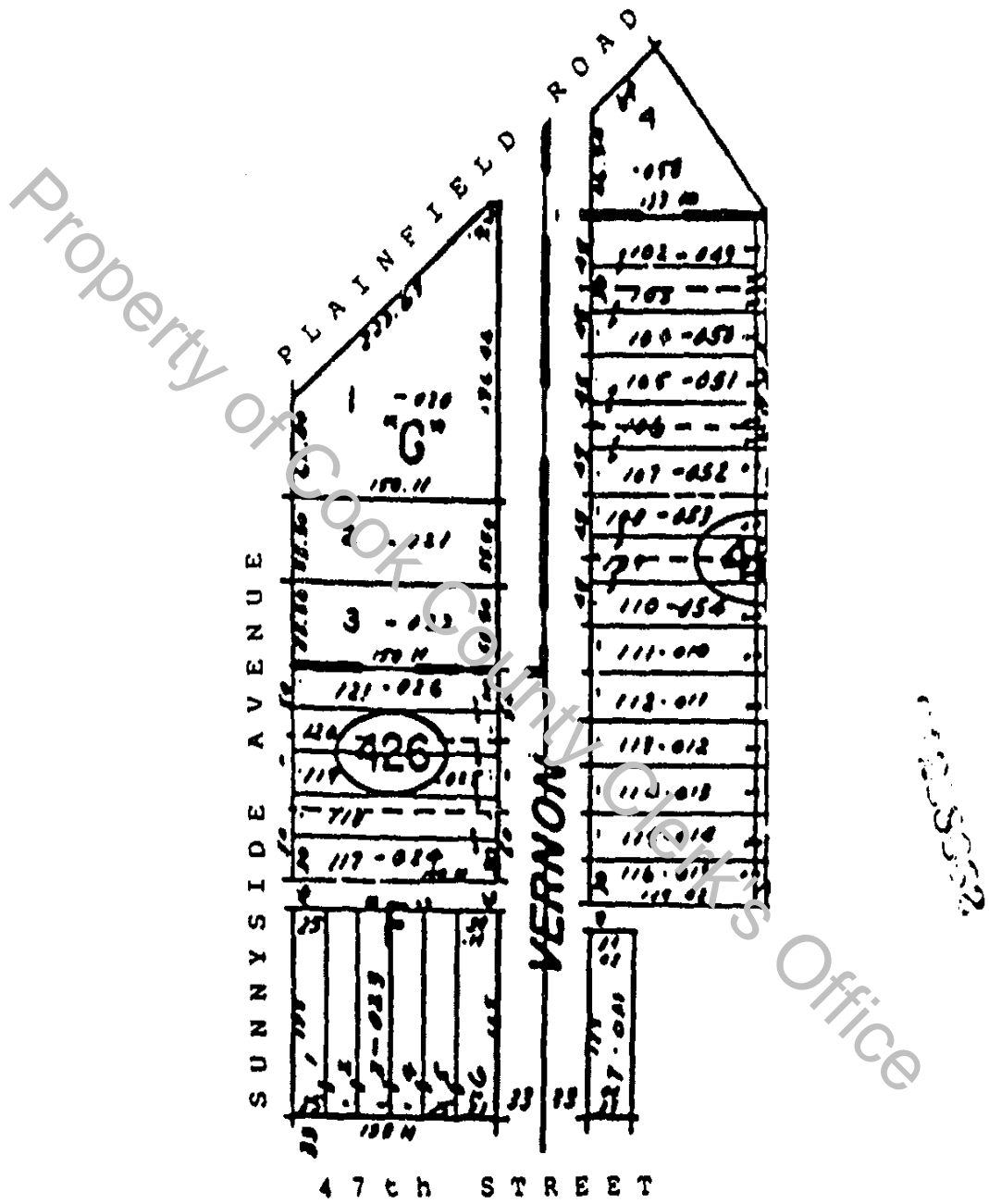
That part of the Southeast 1/4 of Section 3, Township 38 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois, described as follows: Beginning at a point being the northeast corner of 47th Street and Sunnyside Avenue in Brookfield, Illinois, said point also being the southwest corner of Lot 1 in Auspitz and Oakes Brookfield Park Subdivision, thence northerly a distance of approximately 476 feet to a point being the northwest corner of Lot 1 in Raso Second Resubdivision of Lots 122 to 129 inclusive, and the vacated alley adjoining said lots in Auspitz and Oakes Brookfield Park Subdivision, thence northeasterly a distance of approximately 340 feet to a point being the northeast corner of Lot 4 in Auspitz and Oakes Brookfield Park Subdivision, thence southeasterly a distance of 137.64 feet to a point being the southeast corner of said Lot 4 in Auspitz and Oakes Brookfield Park Subdivision, thence in a southerly direction along the east line of Lots 102 through 116, both inclusive, including the west 1/2 of vacated alley, a distance of approximately 450 feet to a point being the southeast corner of Lot 116, including vacated alley, in Auspitz and Oakes Brookfield Park Subdivision, thence westerly along the south line of Lot 116 in Auspitz and Oakes Brookfield Park Subdivision a distance of approximately 100.0 feet to a point 33 feet east of the east line of Vernon Avenue, thence southerly a distance of 16.0 feet to a point being the northeast corner of Lot 7 in Auspitz and Oakes Brookfield Park Subdivision, thence continuing southerly a distance of approximately 125 feet to a point being the southeast corner of Lot 7 in Auspitz and Oakes Brookfield Park Subdivision thence westerly a distance of approximately 257 feet to the point of beginning.

EXHIBIT 3

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Clerk's Office

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SPECIAL SERVICE AREA NUMBER 2  
PHASE IV AREA

<u>Tax ID Number</u>	<u>Address</u>
18-03-426-023	8928 47th Street
426-024	4630 Vernon Avenue
426-025	4626 Vernon Avenue
426-026	4622 Vernon Avenue
426-022	4618 Vernon Avenue
426-021	4614 Vernon Avenue
426-020	4600 Vernon Avenue
427-058	4601 Vernon Avenue
427-019	4603 Vernon Avenue
427-050	4605 Vernon Avenue
427-051	4607 Vernon Avenue
427-052	4611 Vernon Avenue
427-053	4613 Vernon Avenue
427-054	4617 Vernon Avenue
427-010)	
427-011)	4629 Vernon Avenue
427-012)	
427-013)	
427-014)	4631 Vernon Avenue
427-015)	
427-031	8920 47th Street

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STATE OF ILLINOIS )  
 )  
COUNTY OF COOK )

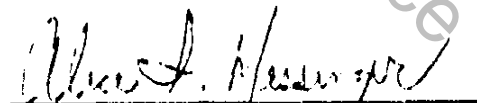
I, Alice I. Messinger, do hereby certify that I am the duly appointed qualified and acting Deputy Clerk of the Village of Brookfield, Cook County, Illinois, and as such appointed Deputy Clerk, I am the keeper of the records and files of the President and Board of Trustees of said Village.

I do further certify that the attached is a true and correct copy of Ordinance No. 91-10 adopted by the President and Board of Trustees of the Village of Brookfield, Cook County, Illinois on March 11, 1991, and entitled:

An Ordinance Establishing Village of Brookfield Special Service Area Number Two For Street and Storm Sewer Improvements In The South End Phase IV Area Of The Village And Providing For The Issuance of \$175,000.00 Ad Valorem Tax Bonds In Connection Therewith

I do further certify that the deliberations of the President and Board of Trustees in said meeting were taken openly; that the votes in said meeting were taken openly; that said meeting was held at a specified time and place convenient to the public; that notice of said meeting was duly given to all newspapers, radio or television stations and other news media requesting such notice; and that said meeting was called and held in strict accordance with the provisions of "AN ACT in relation to meetings," approved July 11, 1957, as amended, and that said President and Board of Trustees have complied with all of the applicable provisions of said Act and its procedural rules.

IN WITNESS WHEREOF, I have hereunto affixed my official signature and seal of said Village this 13th day of March, 1991.



Alice I. Messinger  
Deputy Clerk  
Village of Brookfield  
Cook County, Illinois

VILLAGE SEAL



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