

AMENDING THE MUNICIPAL CODE OF THE CITY OF DEKALB, ILLINOIS, BY REPEALING CHAPTER 47 "CULTURAL AFFAIRS COMMISSION", AND AMENDING CHAPTER 44 "LANDMARK COMMISSION", AND CHAPTER 59 "ECONOMIC DEVELOPMENT COMMISSION".

WHEREAS, the City of DeKalb (the "City") is a home rule unit of local government and may exercise any power and perform any function pertaining to its government and affairs pursuant to Article VII, Section 6, of the Illinois Constitution of 1970; and

WHEREAS, the City's corporate authorities find that it is in the City's best interests for the promotion of the public health, morals and welfare to repeal Chapter 47 "Cultural Affairs Commission" of the City of DeKalb Municipal Code (the "Code") and amend Chapter 44 "Landmark Commission" and Chapter 59 "Economic Development Commission" of the Code as provided by this Ordinance; and

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

SECTION 1: The City's corporate authorities repeal Chapter 47 "Cultural Affairs Commission" of the City of DeKalb Municipal Code in its entirety.

SECTION 2: The City's corporate authorities adopt an amendment to Chapter 44 "Landmark Commission" of the City of DeKalb Municipal Code as set forth in Exhibit A attached hereto and incorporated herein by reference.

SECTION 3: The City's corporate authorities adopt an amendment to Chapter 59 "Economic Development Commission" of the City of DeKalb Municipal Code as set forth in Exhibit B attached hereto and incorporated herein by reference.

SECTION 4: Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction, that declaration shall not affect the validity of the other provisions, which shall be severable and remain in full force and effect.

SECTION 5: This Ordinance and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such ordinance should (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law, or (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the City's corporate authorities that to the extent that the terms of this Ordinance should be inconsistent with any non-preemptive state law, this Ordinance shall supersede state law in that regard within its jurisdiction.

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

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois at a Regular meeting thereof held on the 13th day of June 2022 and approved by me as Mayor on the same day. Passed on First Reading by an 8-0 roll call vote. Aye: Morris, Larson, Smith, Perkins, McAdams, Verbic, Faivre, Barnes. Nay: None. Second Reading waived by an 8-0 roll call vote. Aye: Morris, Larson, Smith, Perkins, McAdams, Verbic, Faivre, Barnes. Nay: None.




COHEN BARNES, Mayor

ATTEST:


Ruth A. Scott, Executive Assistant

Chapter 47

CULTURAL AFFAIRS COMMISSION

Latest Revision: July 9, 2018 (Ordinance 2018-037)

Sections:

47.01 DEFINITIONS.

47.02 CREATION.

47.03 TERMS.

47.04 OFFICERS.

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47.06 DUTIES AND POWERS.

47.07 EX-OFFICIO MEMBERS.

47.01 DEFINITIONS

For the purposes of this Chapter, the following words shall have the meanings hereinafter assigned to them.

- a) *Commission:* Cultural Affairs Commission of the City of DeKalb.
- b) *Culture:* The social, religious and familial structures and experiences as well as the intellectual and artistic manifestations that are customary for different groups of people.
- c) *Sister City:* A relationship with another city that is established by resolution by the governing body of each city for the purpose of exchanging information regarding the history, culture and social aspects of each community to foster a greater awareness and appreciation of each city.

47.02 CREATION

There is hereby created a Cultural Affairs Commission which shall consist of thirteen (13) members. Thirteen (13) Commission members shall be appointed by the Mayor with the advice and consent of the City Council. Of the membership appointed by the Mayor, Commission members shall be from diverse backgrounds, characteristics, and interests. The City Manager, or his/her designee, shall be a member of the Commission, but shall not have the right to vote. The Commission members shall be from the City of DeKalb or DeKalb Township. (1998-021, 2000-084)

47.03 TERMS

The thirteen (13) Commission members appointed by the Mayor, shall serve terms which shall end in the following years: (1998-021, 2000-084)

- Six (6) members' terms shall end in odd numbered years
- Seven (7) members' terms shall end in even numbered years

All terms shall end on December 31. All terms shall be for two (2) years, commencing January 1 and ending as provided for above. No member shall serve more than two (2) consecutive terms. (2000-084, 2018-037)

47.04 OFFICERS

The chair shall be appointed by the Mayor with the advice and consent of the City Council for a term of two (2) years. The Commission shall elect from its membership a vice-chair. The chair shall preside over meetings. In the absence of the chair, the vice-chair shall perform the duties of the chair. The commission shall adopt its own bylaws and rules of order not inconsistent with this Chapter. (2005-038)

47.05 QUORUM

A quorum shall consist of a majority of the members holding office. All recommendations to the City Council shall be made by a majority vote of those members present where a quorum exists.

47.06 DUTIES AND POWERS

The Commission shall have duties and powers with regards to neighborhood relations, youth relations, multi-cultural relations, and with international relations with sister cities.

- a) The Commission shall monitor social trends, anticipating potential problems and advising the City Council on appropriate civic strategies.
- b) The Commission shall foster citizen involvement, self-help, community betterment and cultural development through working with neighborhood groups and communities of interest.
- c) The Commission shall encourage cultural development and promote harmony and understanding amongst the diverse cultures in the city through dialogue, dissemination of information, funding of services and cultural activities, and by the creation of forums for agencies, citizen groups and individuals to discuss problems and possible solutions.
- d) The Commission shall work with other civil departments and community and cultural organizations regarding access to services provided, licensed, regulated or funded by the City.

47.07 EX-OFFICIO MEMBERS.

The Mayor, with the advice and consent of the City Council, may appoint such ex-officio members as may be deemed appropriate from time to time. These ex-officio members shall not be counted in the quorum and shall not have voting privileges. (1999-024)

**CHAPTER 44
LANDMARK COMMISSION**

Latest Revision: July 9, 2018 (Ordinance 2018-037)

Sections:

44.01 DEFINITIONS.

44.02 COMMISSION CREATED.

44.03 MEMBERSHIP.

44.04 OFFICERS.

44.05 QUORUM.

44.06 DUTIES AND POWERS.

44.07 LANDMARK DESIGNATION.

44.08 LANDMARK REGISTER DESIGNATION PROCEDURES.

44.09 HISTORIC DISTRICT DESIGNATION PROCEDURE.

44.10 ADVISORY REVIEW PROCEDURE.

TABLE OF AMENDMENTS

44.01 DEFINITIONS.

For the purposes of this Chapter 44, the following words shall have the meanings hereinafter assigned to them.

- a) Commission: Landmark Commission.
- b) Landmark: Any improvement which has special character or special historical interest or value as a part of the development, heritage, or cultural characteristics of the City of DeKalb, the State of Illinois, or the Nation which has been designated as a "landmark" by the provisions of this Chapter 44 or by placement on the National Register of Historic Places.
- c) Landmark Site: A parcel or part thereof on which is situated a "landmark" and any abutting parcel or part thereof used and constituting part of the premises which has been designated as a "landmark site" according to the provisions of this Chapter 44 or by nomination to the National Register.
- d) Historic District: An area designated by ordinance of the City Council, pursuant to procedures prescribed herein, which may contain within definable geographical boundaries properties or structures, which may or may not be landmarks, which contribute to the overall historic characteristics of the designated area.
- e) Exterior Architectural Appearance: Includes the architectural character, general composition and general arrangement of the exterior of a structure, including the kinds and texture of the building materials and the type and character of all windows, doors, light fixtures, signs and elements visible from public streets and thoroughfares.
- f) Improvement: Any building, structure, place, parking facility, fence, gate, wall, work of art, or other object constituting a physical betterment of real property, or any part of such betterment.
- g) Alteration: Any act or process which changes one or more of the exterior architectural features of a structure designated for preservation.

- h) Demolition: Any act or process which destroys in part or in whole a structure.
- i) Owner(s) of Record: The person(s) or corporation or other legal entity in whose name(s) the property appears on the records of the DeKalb County Recorder of Deeds.
- j) Property: A distinct parcel of real property which is assigned a separate tax parcel number by the DeKalb County Supervisor of Assessments.

44.02 COMMISSION CREATED.

There is hereby created a Commission which shall consist of seven (7) members. Seven members shall be appointed by the Mayor with the advice and consent of the City Council. Of the membership appointed by the Mayor, Commission members shall be from among professionals in the disciplines of history, architectural history, architecture, historic architecture, planning, archaeology, real estate, historic preservation or related field to the extent that such professionals are available in the community, and may include other persons who have demonstrated special interest, knowledge or experience, in architecture, history, neighborhood preservation or related disciplines. The members shall be from the City of DeKalb or DeKalb Township.

44.03 MEMBERSHIP.

The Landmark Commission shall be comprised of seven (7) members, with each member appointed by the Mayor generally serving for a three (3) year term. Any appointment to the Commission by the Mayor, whether as an initial appointment or a reappointment, may be for a period of 1-3 years as determined by the Mayor, with the term of appointment being established in order to facilitate even turnover of membership in following years. Any member may be reappointed for such number of terms as determined to be appropriate by the Mayor; there shall be no limit on reappointment. All terms shall end on December 31.

44.04 OFFICERS.

The chair shall be appointed by the Mayor with the advice and consent of the City Council for a term of two (2) years. The Commission shall elect from its membership a vice-chair. The chair shall preside over meetings. In the absence of the chair, the vice-chair shall perform the duties of the chair. The Commission shall adopt its own bylaws and rules of order not inconsistent with this Chapter 44.

44.05 QUORUM.

A quorum shall consist of a majority of the members holding office. All recommendations to the City Council shall be made by a majority vote of the voting members present where a quorum exists.

44.06 DUTIES AND POWERS.

The Commission shall have three categories of duties and powers; the first, dealing with general activities related to identification and objectives of historic preservation, the second, dealing with designation of specific landmarks and the third, being an educational and resource function.

- a) The Commission shall conduct a continuing survey of all historic districts, areas, places, buildings, structures, works of art or similar objects in the City of DeKalb which the Commission, on the basis of information available or presented to it, has reason to believe are eligible for

designation as landmarks or historic districts. The Commission shall keep records of these surveys, in map and narrative form, for use by the public.

- b) In addition, the Commission shall have the power to retain consultants to advise the Commission. Any contract retaining such consultant which involves an expenditure of City funds shall be subject to approval of the City Council.
- c) The Commission shall work for the continuing education of the citizens of DeKalb with respect to the historic and architectural heritage of the City.
- d) The Commission shall act as resource consultant for owners of designated landmark sites or historic districts. The Commission will keep a current file on architects, historians, preservationists and restorationists concerned with historic preservation.
- e) The Commission shall work cooperatively with the City Planning and Zoning Commission to insure the integrity of landmark or landmark site and historic district designation.
- f) The Commission shall hold public hearings and make recommendations to the City Council on applications for sites within the City of DeKalb to be designated as historic landmarks or districts. Designation is subject to the criteria and procedures in this Chapter 44.
- g) The Commission shall keep and make available to the public a register of all sites within the corporate limits of DeKalb which have been classified as landmarks.

The Register shall be maintained as a list recording basic information regarding the historic landmark or district. Narrative and descriptive materials such as maps and photos pertaining to the history of the site or artifact shall be filed in a supplementary file designated as the DeKalb Landmark Register Supplementary File. A copy of a site's Architectural Survey form shall be filed in the Register Supplementary File if the site is designated as a local historic landmark. The forms of the Local Architectural Survey shall be kept as a separate file from the DeKalb Landmark Register. All records of the Commission shall be open to the public.

The Commission shall automatically recommend to the City Council "Historic Landmark Status" on the DeKalb Landmark Register for a local DeKalb site accepted to the Illinois or National Register of Historic Places.

- h) To inform the City Council, the Planning and Zoning Commission; any interested groups and the State of Illinois about the identification and maintenance of sites of historical and architectural importance in the City of DeKalb.
- i) To develop and recommend improved regulations for the maintenance of the area surrounding historical monuments and land-mark sites for the convenience of the visiting public.
- j) To make suggestions and recommendations to the appropriate agency of the State of Illinois with respect to historic sites under State jurisdiction and to act as a resource to groups seeking to nominate sites for the State and National registers.
- k) To actively seek out those private and governmental sources of financial aid for the preservation and historical restoration of sites designated Landmarks.

- l) To review new residential dwellings located in a designated historic district or landmark site per the provisions of Article 7.14 "Design Requirements for New Residential Construction" of Chapter 23 "Unified Development Ordinance" of the Municipal Code.
- m) To perform such other and further functions as may be from time to time provided by the City Council.

44.07 LANDMARK DESIGNATION.

The DeKalb Landmark Register shall be a record of local sites approved as Historic Landmarks by the City Council upon the recommendation of the DeKalb Landmark Commission. In making its recommendations to the City Council for Landmarks designation, the Commission shall consider the following criteria concerning such area, place, building, structure, work of art or other similar object:

- a) Its character, interest or value as part of the development, heritage or cultural characteristics of the City of DeKalb, State of Illinois or the United States.
- b) Its location as a site of significant historic event.
- c) Its identification with a person or persons who significantly contributed to the culture and development of the City of DeKalb.
- d) Its exemplification of the cultural, economic, social or historic heritage of the City of DeKalb.
- e) Its portrayal of the environment of a group of people in an era of history characterized by a distinctive architectural style.
- f) Its embodiment of distinguishing characteristics of a recognized architectural style.
- g) Its identification as the work of an architect or master builder whose individual work has been influential.
- h) Its embodiment of elements of architectural design, details, materials or craftsmanship which represent a significant architectural innovation.
- i) Its unique location or singular physical characteristic representing an established and familiar visual feature of a neighborhood, community or the City of DeKalb.
- j) The environmental relationships of the structures or sites are to be considered.
- k) In utilizing these criteria, the Commission procedures need not be elaborate. Structures and areas should be evaluated in terms of their peers. Broad considerations of style, date and historic periods and associations should be utilized to reveal the total quality of the historic environment.

44.08 LANDMARK REGISTER DESIGNATION PROCEDURES.

Procedure for designation to the Landmark Register shall be as follows:

- a) The application for a site within the City of DeKalb to be designated as a Historic Landmark and to be placed on the DeKalb Landmark Register may be requested by a site owner (or

owners) or may be a decision of the DeKalb Landmark Commission or any organization or resident of the City of DeKalb. The property owner(s) shall be notified by certified mail of the Commission's intent.

- b) The Commission shall only consider the requests for designation as a Historic Landmark whose owner or owners of record have responded to the request for designation of the place as a Historic Landmark, by submitting a letter of written consent approving the designation of the place as an Historic Landmark. If such owner or owners do not consent to the designation of the place as a Historic Landmark, the Commission shall take no further action with respect to such place.
- c) If the Commission receives the written consent of the owner or owners as required under subsection (b), the Commission shall evaluate the application on the basis of criteria set forth in Section 44.07 hereof and may then proceed to hold a public hearing as set forth in subsection (a).
- d) The Commission shall hold public hearings on applications for site recommendations as stipulated by Section 44.06(f) hereof, and shall inform the City Council, City Staff, and the City Planning and Zoning Commission of the intent for a public hearing, requesting the opinion and input of these groups.
 - 1. A formal public hearing will be held at a separate meeting from the Commission's meeting, and minutes shall be taken.
 - 2. Written notice of the public hearing will be given to property owner(s) and notice shall be given to the general public through available news media.
 - 3. Order of Business at the public hearing shall be as follows:
 - Convene Public Hearing
 - Read Agenda Item
 - Receive Public Input
 - Receive City and City Staff Input
 - Close Public Hearing
- e) At its next meeting the Commission shall discuss the application in order to make a decision on a recommendation to the City Council. The public hearing meeting may be held on the same day as a regular Commission meeting. It is the intent of the Commission to expedite a decision and to hold the public hearing and the Commission meeting on the same day, if possible.
- f) A formal recommendation will be forwarded to the City Council.
- g) Acceptance of the Commission's Recommendation by the City Council as a Resolution shall constitute designation of the site as a Historic Landmark. The site shall then be included on the DeKalb Landmark Register.
- h) A decision by the Commission denying landmark designation shall be the final administrative decision. No application relating to the same site may be filed during the twelve (12) months following such a denial by the Commission.

- i) Designation may be amended or rescinded by the same procedure and according to the same criteria set forth herein for designation.

44.09 HISTORIC DISTRICT DESIGNATION PROCEDURE.

The procedure for designating an historic district shall be as follows:

- a) The application for designation of a district within the City of DeKalb as a Historic District may be requested by site owners, the DeKalb Landmark Commission, or any organization or resident of the City of DeKalb. Nominations shall be made to the Commission on a form provided by the Commission. Nominations must be accompanied by a petition signed by twenty-five percent (25%) of the owners of record within a proposed district.
- b) The Commission shall, upon investigation as it deems necessary, make a preliminary determination as to whether an area meets these guidelines or one or more of the following criteria:
 - 1. A significant number of structures meeting any of the standards in Section 44.07.
 - 2. A traditional neighborhood, commercial area, or public activity center.
 - 3. An area of sufficient integrity to convey a sense of time and place.

The preliminary determination as to whether an area meets these guidelines or criteria shall be made within sixty (60) days of the filing of the nomination of such area to the Commission.

- c) Within ten (10) days following a preliminary determination that a proposed historic district meets one or more of the criteria in Subsection 44.07 herein, the Commission shall so notify by mail the owner(s) of record. The notice shall be accompanied by an owner consent form requesting the property owner(s) to provide written approval or disapproval of the proposed designation. In the case of a historic district, the owner(s) of record of any property in the proposed district shall have one vote on the approval or disapproval of the designation for each property owned in the proposed district. For purposes of this paragraph, "property" shall be defined as a distinct parcel of real property which is assigned a separate tax parcel number by the DeKalb County Supervisor of Assessments. Joint or multiple owners of property shall not be entitled to separate votes but shall jointly receive one vote for each property owned in the proposed district. Failure of an owner of record to return the form with his or her approval or disapproval by the date of the public hearing provided for herein shall be noted as such. Approval of at least fifty-one percent (51%) of those owners of record who have returned the form by the date of the public hearing shall be required for the historic district to be considered for designation by the Commission.
- d) The Commission shall schedule a public hearing within forty-five (45) days following a preliminary determination that a proposed historic district meets one or more of the criteria in Subsections herein.
 - 1. Notice of the date, time, place and purpose of the public hearing shall be sent by mail to the owner(s) of record and to the nominator(s), as well as to the owners of property adjoining the proposed district, not less than fifteen (15) nor more than thirty-five days prior to the date of the hearing. A like notice shall also be published in a newspaper having general circulation in the City of DeKalb. The notice shall state the location of a proposed district and

a brief statement summarizing how the proposed historic district meets the criteria set forth in Subsection (b) above.

2. At the public hearing, the Commission shall take testimony presented by the nominator(s), the owner(s), and any other interested parties who wish to be heard on the application of the criteria for designation enumerated in Subsection (b) above to the proposed historic district. In addition, the Commission shall consider all written comments received by the Commission prior to the hearing. It shall be the responsibility of the nominator(s) to provide evidence of suitability for historic district status as well as documentation of the evidence.
 3. The Commission shall review and evaluate available information according to the applicable criteria set forth in Subsection (b) above.
- e) A decision shall be made within thirty-five (35) days following the date of the closing of the public hearing.
1. If the Commission decides after the hearing that the proposed historic district should be designated, it shall do so by a resolution passed at a regular meeting or special meeting of the Commission.
 2. Said Commission resolution shall be forwarded to the DeKalb City Council, shall be accompanied by a report summarizing the evidence presented at the hearing and explaining the decision, and shall recommend to the DeKalb City Council that such designation take place.
 3. The owner(s) of record shall be notified promptly by a letter containing a copy of the decision and announcing the date of the City Council meeting at which the recommendation will be discussed.
 4. Following approval by the DeKalb City Council, copies of appropriate documentation shall be sent to applicable parties.
 5. A decision by the Commission denying historic district designation shall be the final administrative decision. No application relating to the same specific district may be filed during the twelve (12) months following such a denial by the Commission.

44.10 ADVISORY REVIEW PROCEDURE

~~In addition to the duties established in Section 44.06, the Commission shall establish and conduct an advisory review of all demolition permit applications, building permit applications, and applications or petitions to administrative or legislative bodies related to exterior alterations on properties enumerated in Appendix A, DeKalb Landmark Register, attached hereto and made a part hereof. The United States Secretary of the Interior's "Standards for Rehabilitation" shall be used as applicable design review criteria.~~

- ~~a) Upon receipt of an application for a demolition or building permit or an application or petition to any administrative or legislative body related to work upon the exterior of a structure shown on Appendix A, the Chief Building Official, within five (5) days, shall (1) advise the applicant of this review and (2) forward a copy of such application together with plans pertaining thereto to the Commission.~~

- ~~b) The Commission shall consider the extent to which the proposed action may be consistent of inconsistent with preservation of the distinctive physical features of significant structures or areas affected, and with the maintenance of external conditions which affect the long term viability of those structures or areas. If the proposed alterations appear to adversely affect the purposes and goals of the ordinance, the Commission shall request a conference with the applicant. Any delay by the applicant in complying with such request shall be added to the time allowed for comment by the Commission. The Commission shall make its recommendations and transmit them, in writing to the applicant. The review shall be completed within thirty (30) days of receipt by the City of the application. If the Commission recommends that the proposed action be delayed, then the permit shall not be issued for ninety (90) days from the date of the Commission's recommendation. A summary report shall be sent to the applicant and to any legislative or administrative body before which the application may be considered; after which time the Chief Building Official shall grant or deny the application, as originally submitted, or as amended, on its merits.~~
- ~~c) These review procedures shall not prevail over the laws or regulations regarding structural and fire safety.~~

APPENDIX A THE DEKALB LANDMARK REGISTER

HISTORIC DISTRICTS

North Fifth Ward Historic District

The greater portion of the residential neighborhood north of Lincoln Highway (Route 38) and west of First Street, to almost the Kishwaukee River. Developed primarily after 1900 with the advent of Northern Illinois State Normal School, now Northern Illinois University.

Huntley Park Historic District

South Second & South Third Streets from Franklin Street to the end of the brick pavement. Early residential neighborhood with Huntley Park as is focal point.

LOCAL LANDMARK BUILDINGS

Patten/Eckhardt/Petros House

339 W. Roosevelt Street – Two-story frame house with elegant interior and unusual exterior bargeboard trim.

Jacob Haish Historic Site

227 Pine Street – Site of the Haish Mansion

421-423 N. Third Street – The Haish Carriage House

Hiram Ellwood/Hovis House

329 N. Third Street – Transitional Eastlake style house restored 1990-1993.

Former St. Mary's Hospital Building

145 Fisk Avenue – Catholic hospital from 1922-1966. School District Administration Center from 1974-1992.

Fowler/Keefer House

604 Grove Street – Built in 1853 when DeKalb was platted as a village.

Original Isaac Ellwood/Faust-Thrun House

315 N. Third Street – Early Greek Revival house with later additions.

Rufas Hopkins/Clark House

860 N. Seventh Street – 1856 Brick Italianate house of a local banker.

Henry B. Gurler/Baker House

304 S. Fourth Street – Mid 1880's frame house with restored exterior paint scheme & vintage interior with restoration on-going.

Drs. Smith Building

263 E. Lincoln Highway – 1948 Art Modern commercial building built by Dr. Clifford Smith, the first Chief of Staff for the DeKalb Hospital, and later occupied by his son Dr. Robb Smith, an ophthalmologist. The site was originally occupied by the DeKalb Opera House, constructed in 1876 and reconstructed in 1908.

Nehring Building/City Hall

164 E. Lincoln Highway – 1892 two-story building with limestone facade built in the Queen Anne and Classical Revival style. The site was originally occupied by the DeKalb National Bank. In 2019, the City of DeKalb acquired the property to use as its City Hall.

OTHER LANDMARKS

Also listed on the DeKalb Landmark Register are the following National Register buildings:

Joseph F. Glidden House

Ellwood House Museum

Egyptian Theatre

George Gurler House

DeKalb Public (Haish Memorial) Library Building

(Entries current as of December 12, 2003)

**CHAPTER 44
"LANDMARK COMMISSION"
TABLE OF AMENDMENTS**

The following table provides for the amendments made to this Municipal Code Chapter since its original effective date of September 11, 1978 (Ordinance 1978-090).

Effective Date	Ordinance No.	Description of Amendment
9/11/1978	1978-090	Adding a New Chapter 44 "Landmark Commission".
Failed 4/23/1979	1979-041	Adding a New Chapter 44 "Commission on DeKalb Historical and Architectural Landmarks.
7/14/1980	1980-057	Amending Chapter 44 "Landmark Commission", Section 44.02 "Commission Created".
2/27/1984	1984-017	Amending Chapter 44 "Landmark Commission", Section 44.03 "Mayoral Appointments".
6/13/1988	1988-049	Amending Chapter 44 "Landmark Commission" by Deleting the Former Chapter and Creating a New Chapter.
5/29/1990	1990-060	Amending Chapter 44 "Landmark Commission", Section 44.03 "Membership".
7/25/1994	1994-101	Amending Chapter 44 "Landmark Commission", Section 44.08 "Landmark Register Designation Procedures".
5/26/1998	1998-071	Amending Chapter 44 "Landmark Commission", Section 44.03 "Membership", by Changing the Members Term to Start July 1 and End June 30.
6/28/1999	1999-068	Amending Chapter 44 "Landmark Commission", Section 44.03 "Membership", to Remove the Term Limit Placed on Commission Membership.
6/27/2005	2005-038	Amending Chapter 44 "Landmark Commission", Section 44.04 "Officers", as it Pertains to the Mayoral Appointment of the Chair.
8/22/2016	2016-027	Amending Chapter 44 "Landmark Commission", Section 44.02 "Commission Created", Section 44.03 "Membership", and Section 44.05 "Quorum".
2/13/2017	2017-004	Amending Chapter 44 "Landmark Commission", Section 44.08 "Landmark Register Designation Procedures".
7/9/2018	2018-037	Amending Chapter 44 "Landmark Commission", Section 44.03 "Membership".

**CHAPTER 59
ECONOMIC DEVELOPMENT COMMISSION**

LATEST REVISION: January 11, 2021 (Ordinance 2021-001)

SECTIONS:

59.01 COMMISSION CREATED.

59.02 PURPOSE.

59.03 CONFLICTS OF INTEREST.

59.01 COMMISSION CREATED

- a) Creation. There is hereby created within the City an Advisory Commission to be known as the Economic Development Commission, which shall be advisory to the City Council and to City Staff as requested by the Council for the purpose of being an advocate promoting the City's economic development interests and programs.
- b) Composition: The Economic Development Commission shall consist of six (6) members plus an appointed Chair. A minimum of four (4) of the six (6) members, as well as the Chair, shall be DeKalb residents. The remaining two (2) members may reside in DeKalb or elsewhere, however if they live elsewhere, they must be employed or conduct their business in DeKalb. Additionally, the Mayor shall appoint an Alderman to serve as liaison to the commission in an ex-officio, non-voting capacity.

Voting Members shall be appointed recognizing the municipal interest of providing cross sector representation from within the business community. Therefore, consideration should be given to selecting members that have connections to various business and economic development sectors including, but not limited to agribusiness, banking and finance, community organizations, education, industrial, medical, real estate, construction and real estate development, retail, tourism, hospitality, and workforce development.

- c) Appointment: Members shall be appointed by the Mayor, with the advice and consent of the City Council. The Mayor shall appoint the Chair for a term of three (3) years. The commission shall elect from its members a Vice Chair. A City staff liaison shall serve as Secretary. Appointments shall be made on the basis of the individual's willingness to serve and ability to assist in the purpose and policies of the Commission.
- d) Removal: The Chair and the Members appointed herein may be removed in the manner provided by this Code~~for cause by the City Council.~~
- e) Term: Members shall serve three (3) year staggered terms. The initial terms of all original members of the commission shall commence upon their appointments. Two (2) of the seven (7) members shall serve for a term of one year. Two (2) of the seven (7) members shall serve for a term of two (2) years. Three (3) of the seven (7) members shall serve for a term of three (3) years. Upon the initial appointment of the seven (7) members, the Mayor shall designate the initial term of each member, i.e., one (1) year, two (2) years, or three (3) years. Thereafter, the members shall be appointed for three (3) year terms.
- f) Vacancies. Vacancies on the Commission shall be filled for the unexpired term of the member whose place has been vacant in the same manner in which the original appointments are required to be made.

- g) Meetings. All meetings of the Economic Development Commission shall be held in conformity with the Illinois Open Meetings Act. The Commission shall meet ~~during the months of January, March, May, July, September, and November, or as often as necessary to carry out its assigned duties~~ at least four (4) times in a calendar year. A quorum shall consist of four (4) members. The Commission's meetings shall be governed by rules and procedures applicable to committees of the City of DeKalb pursuant to City Code or State law.
- h) Reports and Records. The Commission shall keep permanent records and minutes of its meetings, showing the vote of each member upon each topic submitted to it. The Commission shall submit any recommendations to the Mayor and City Council in writing, together with any findings of fact necessary to support recommendations.

59.02 PURPOSE.

The purpose of the Economic Development Commission is as an advisory body and will make its recommendations to the City Council. In general, the Commission shall perform the following duties:

- a) Provide recommendations for the maintenance of the economic health of the existing community and the promotion of industrial, commercial, business, and retail development, as well as other supporting services which will provide quality job opportunities, diversify and broaden the tax base, and enhance the quality of life in the City of DeKalb.
- b) Engage in strategic economic development planning and provide recommendations for policy development.
- c) Make recommendations to the City Council on how to improve the overall competitiveness of the community, and how to create opportunities and developable sites for future economic development.
- d) Recommend goals and methods for enhancing the relationship between the City and its business community.
- e) Cooperate with local governments, economic development organizations, chambers of commerce, educational institutions, convention and visitors' bureaus, and other City organizations and commissions in their marketing and promotion efforts to attract new business to the community.
- f) Provide an annual update to the City Council on the activities of the Commission.
- g) Provide assistance to City staff as requested to meet project goals and deadlines, including assistance to the City Council in an advisory capacity in matters related to the City's activities under the State of Illinois Business Development and Redevelopment District statute.

59.03 CONFLICTS OF INTEREST. (2016-025)

Members shall disclose all direct personal financial interest in any matter that comes before the Commission and indicate any personal financial benefit that could result from a recommendation made by the commission. Such disclosure shall be made a matter of record. When concerned that there is a potential conflict of interest or a public perception of conflict of interest, the Commission should recuse him/herself from the particular discussion and shall not present, speak, vote or in any way attempt to exert any personal influence on such matters. When in doubt, the Commissioner may seek advice from the City Attorney, Community Development Director, or staff liaison to determine if a conflict or public perception of conflict might exist.