

ORDINANCE 11-67 Failed November 28, 2011

ABATING TAXES LEVIED FOR CORPORATE PURPOSES OF THE CITY OF DEKALB, ILLINOIS FOR THE TAX YEAR 2011 (CITY PROPERTY TAX).

WHEREAS, the City Council of the City of DeKalb, Illinois, finds it necessary to abate taxes for a twelve month period beginning July 1, 2011 through June 30, 2012; and,

WHEREAS, the City of DeKalb, Illinois, is a home rule unit pursuant to the Constitution of the State of Illinois, (1970) Article 7, Section 6 (a); and,

WHEREAS, the Constitution of the State of Illinois (1970) Article 7, Section 6 (a) grants to home rule units the power to: "...exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to regulate for the protection of the public health, safety, morals and welfare, to license; to tax; and to incur debt."; now,

THEREFORE BE IT ORDAINED BY THE CITY COUNCIL of the City of DeKalb, Illinois, as follows:

Section 1. That in the event the portion of taxes to be levied for Taxing District 058 (the "CITY OF DEKALB") by Ordinance 11-xx passed _____, entitled:

"Levying Taxes for Corporate Purposes of the City of DeKalb, Illinois for the Tax Year 2011".

should produce an actual levy rate of more than 0.69000 for Taxing District 058 (the "CITY OF DEKALB"), then the City Treasurer is authorized and directed to file with the County Clerk a direction for abatement of taxes specifying the exact amount of taxes to be levied to produce an actual levy rate of no more than 0.69000 and no less than .50000.

Section 2. That the City Clerk of the City of DeKalb, Illinois, is directed to file with the DeKalb County Clerk a copy of this Ordinance certified by him under the corporate seal of the City, as provided by law.

Section 3. That this section, paragraph, sentence, clause and provision of this Ordinance is separable and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof, other than that part affected by such decision.

Section 4. This Ordinance shall be in full force and effect upon its passage and approval according to law.

FAILED BY THE CITY COUNCIL of the City of DeKalb, Illinois at a regular meeting held on the 28th day of November, 2011 and approved by me as Mayor on the same day. Motion failed by voice vote.

ATTEST:

STEVEN C. KAPITAN, City Clerk

KRIS POVlsen, Mayor