Ordinance 2018-076
Passed: November 13, 2018

The property owners referenced in Ordinance 2018-076 determined to not complete the projects as described. Incentives not provided.
ORDINANCE 2018-076  PASSED: NOVEMBER 13, 2018

AUTHORIZING FIRE SUPPRESSION SYSTEM AGREEMENTS WITH MARK GROSSI IN THE AMOUNT OF $29,600, PHI SIGMA KAPPA ALUMNI ASSOCIATION OF NIU, LLC IN THE AMOUNT OF $39,200, AND 919 GREENBRIER, LLC IN THE AMOUNT OF $36,400, TO PROVIDE LOANS FROM THE CITY’S WATER FUND FOR THE INSTALLATION OF GREEK ORGANIZATION SPRINKLERS AT 900 GREENBRIER ROAD, 1300 BLACKHAWK ROAD, AND 919 GREENBRIER ROAD, RESPECTIVELY, AND AMENDING THE FISCAL YEAR-END DECEMBER 31, 2018 (FY2018) BUDGET OF THE CITY OF DEKALB, ILLINOIS.

WHEREAS, the City of DeKalb is a home-rule municipal corporation with all power and authority derived under the law; and

WHEREAS, on May 14, 2018, the City approved Ordinance 2018-019 amending Chapter 14 “Rooming Houses” by Adding Section 14.22 “Greek Housing Fire Safety” to the Municipal Code of the City of DeKalb, Illinois; and

WHEREAS, during Council discussion of Ordinance 2018-019 on May 14, 2018, there was consensus from Council that the City’s Water Fund could be utilized to loan up to 80% of qualified Greek organization sprinkler installation project costs to property owners, if owners agreed to a five year term at an interest rate of 5.25%, and agreed to the use of a special service area as backup payment for the loan; and

WHEREAS, owners of property containing Greek organization housing located at 900 Greenbrier Road, 1300 Blackhawk Road, and 919 Greenbrier Road in DeKalb, Illinois, have requested approval of agreements that would authorize a special service area backed loan from the City’s Water Fund in the amounts of $29,600, $39,200 and $36,400 respectively; and

WHEREAS, the City Council of the City of DeKalb has determined that it is necessary and advantageous and supports the public health, welfare and safety to provide loans from the City’s Water Fund for the installation of a Greek Organization Sprinkler Systems; and

WHEREAS, a budget amendment is required to accommodate the financial obligations associated with this agreement.

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

SECTION 1. That the Mayor of the City of DeKalb, Illinois is authorized and directed to sign an agreement with Mark Grossi that details the provisions of a loan from the City’s Water Fund in the amount of $29,600 for the property located at 900 Greenbrier Road, a
copy of which is attached hereto as Exhibit 1, subject to such changes as shall be acceptable to him.

SECTION 2. That the Mayor of the City of DeKalb, Illinois, is authorized and directed to sign an agreement with Phi Sigma Kappa Alumni Association of NIU, LLC that details the provisions of a loan from the City's Water Fund in the amount of $39,200 for the property located at 1300 Blackhawk Road, a copy of which is attached hereto as Exhibit 2, subject to such changes as shall be acceptable to him.

SECTION 3. That the Mayor of the City of DeKalb, Illinois, is authorized and directed to sign an agreement with 919 Greenbrier, LLC that details the provisions of a loan from the City's Water Fund in the amount of $36,400 for the property located at 919 Greenbrier Road, a copy of which is attached hereto as Exhibit 3, subject to such changes as shall be acceptable to him.

SECTION 4. That the City Clerk of the City of DeKalb is authorized and directed to attest the Mayor's signature.

SECTION 5. Thereafter, City staff are directed to fully comply with the terms of the Agreement, and to undertake the obligations contained therein. The City Council expressly approves of the provision of the funding contemplated therein without requirement of further Council approval. Provided that the work performed under the Agreement is performed in accordance with the Agreement, the City Council waives any otherwise applicable requirement for City Council approval of bids or vendors utilized by Owner and waives any applicable competitive bidding requirement (except to the extent required under the Agreement).

SECTION 6. That, the City of DeKalb, which utilizes the Budget Process as contemplated by Article-8, Division 2 of the Illinois Municipal Code including but not limited to 65 ILCS 5/8-2-9.1 through 65 ILCS 5/8-2-9.10, adopts an amendment to its FY2018 Budget, as shown below:

<table>
<thead>
<tr>
<th>Water Fund</th>
<th>Account Number</th>
<th>Increase/(Decrease)</th>
<th>Revised Budget</th>
</tr>
</thead>
<tbody>
<tr>
<td>Water Sprinkler Improvements</td>
<td>600-00-00-85510</td>
<td>$105,200</td>
<td>$142,625</td>
</tr>
</tbody>
</table>

SECTION 7. That each section, paragraph, sentence, clause and provision of the 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 8. Upon its passage and approval according to law, this Ordinance shall by authority of the City Council be published in pamphlet form.

ATTEST:

LYNN A. FAZEKAS, City Clerk
JERRY SMITH, Mayor