

**ORDINANCE NO. 3015**

**AN ORDINANCE TO AMEND A RETAILER'S OCCUPATIONAL TAX REBATE  
FINANCING AGREEMENT BETWEEN THE CITY OF COLUMBIA, ILLINOIS AND BOB  
BROCKLAND BUICK GMC**

**Adopted by the  
City Council  
of the  
City of Columbia, Illinois  
this 1<sup>st</sup> day of April, 2013**

**Published in pamphlet form by  
authority of the City Council  
of the City of Columbia,  
Illinois, this 1<sup>st</sup> day of April, 2013**

**ORDINANCE NO. 3015**STATE OF ILLINOIS  
CITY OF COLUMBIA  
FILED FOR RECORD**AN ORDINANCE TO AMEND A RETAILER'S  
OCCUPATIONAL TAX REBATE FINANCING AGREEMENT BETWEEN  
THE CITY OF COLUMBIA, ILLINOIS AND BOB BROCKLAND BUICK  
GMC**

APR -1 2013

  
City Clerk

WHEREAS, BOB BROCKLAND PONTIAC GMC, INC. dba Bob Brockland Buick GMC, Inc. ("the Dealership") intends to relocate to Columbia and in connection therewith to construct a building to contain its business operations and facilities to comprise approximately 16,550 square feet to be located on Part Tax Lot 2C Sur 644 0152316 ("the Property"), which is located within the corporate limits of the City;

WHEREAS, if the Dealership's building and facilities are located in the City, it is anticipated the land and improvements (the "Development Project") to be made to the Property by the Dealership will cost approximately Three Million Dollars (\$3,000,000), and will provide to the City Sales Tax of approximately Two Hundred and Thirty Thousand Dollars (\$230,000) or more annually;

WHEREAS, the Dealership is unable and unwilling to undertake the development of the Property but for certain financial incentives to be provided by the City in accordance with the Economic Incentives Act (65 ILCS 5/8-11-20 et. seq.), as amended, to share a portion of any retailer's occupational tax (the "Municipal Sales Tax") generated by Development Project with the developer of such project to induce the developer's undertaking and performance of such project;

WHEREAS, the 2020 Master (Comprehensive) Plan for Columbia, adopted in 2005, envisions increased economic development that will provide additional jobs for Columbia's residents, expand commercial activity within the City and support a healthy local economy and stronger tax base;

WHEREAS, the City has determined that the implementation of the Dealership's Development Project is in the best interests of the City, and the health, safety, morals and welfare of its residents, and is in accord with the goals and objectives of the City's Community & Economic Development Strategy, and that said Development Project will further the public purposes defined in the 2020 Master Plan;

WHEREAS, the City Council on March 18, 2013, passed Ordinance No. 3007 Authorizing a Retailer's Occupational Tax Rebate Financing Agreement Between the City of Columbia, Illinois and Bob Brockland Buick GMC (the "Tax Rebate Financing Agreement") and Approving the Form of said Agreement; and

WHEREAS, the Dealership has requested that Section 4(3)(d) of the Tax Rebate Financing Agreement be amended to allow additional time for the completion of the Development Project.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Columbia, Illinois, as follows:

**Section 1.** The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as if set forth in this Section of this Ordinance verbatim, as findings of the City Council of the City of Columbia, Illinois.

**Section 2.** That Section 4(3)(d) of the Tax Rebate Financing Agreement that was approved by the passage of City Ordinance No. 3007 be amended to read as follows:

d. December 31, 2013, if the Dealership has failed to start construction of the Development Project by that date.

**Section 3.** That all other provisions of the Tax Rebate Financing Agreement, not amended hereby, shall remain in full force and effect.

**Section 4.** This Ordinance shall be in full force and effect from and after its passage, as provided by law.

Alderman Huch moved the adoption of the above and foregoing Ordinance; the motion was seconded by Alderman Ebersohl, and the roll call vote was as follows:

YEAS: Aldermen Ebersohl, Agne, Niemietz, Roessler, Huch, Mathews and Reis.

NAYS: None.

ABSENT: None.

ABSTENTIONS: None.

PASSED by the City Council and APPROVED by the Mayor this 1<sup>st</sup> day of April, 2013.

  
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KEVIN B. HUTCHINSON, Mayor

ATTEST:

  
\_\_\_\_\_  
J. RONALD COLYER, City Clerk

(SEAL)

STATE OF ILLINOIS     )  
                                          ) SS  
COUNTY OF MONROE    )

**CERTIFICATE OF PUBLICATION**

I, J. Ronald Colyer, certify that I am the duly elected and acting City Clerk of the City of Columbia, Illinois.


I further certify that on the 1<sup>st</sup> day of April, 2013, the Corporate Authorities of the City of Columbia, Illinois, passed and approved Ordinance No. 3015, entitled:

**“AN ORDINANCE TO AMEND A RETAILER’S OCCUPATIONAL TAX REBATE FINANCING AGREEMENT BETWEEN THE CITY OF COLUMBIA, ILLINOIS AND BOB BROCKLAND BUICK GMC”**

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 3015, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the Columbia City Hall, commencing on April 2, 2013, and continuing for at least ten (10) days thereafter. Copies of such Ordinance were also made available for public inspection upon request in the office of the City Clerk.

DATED at Columbia, Illinois, this 1<sup>st</sup> day of April, 2013.

  
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J. RONALD COLYER, City Clerk

(SEAL)

STATE OF ILLINOIS     )  
                                          ) SS  
COUNTY OF MONROE    )

**CERTIFICATE OF TRUE COPY**


I, J. Ronald Colyer, hereby certify that I am the duly elected and acting City Clerk of the City of Columbia, Illinois, and as such I am the keeper of the books, records, files and corporate seal of said City.

I do further certify that Ordinance No. 3015, entitled:

**“AN ORDINANCE TO AMEND A RETAILER’S OCCUPATIONAL TAX REBATE FINANCING AGREEMENT BETWEEN THE CITY OF COLUMBIA, ILLINOIS AND BOB BROCKLAND BUICK GMC”**

to which this certificate is attached, is a true, perfect, complete and correct copy of said Ordinance as adopted at a regular meeting of the Columbia, Illinois, City Council held on the 1<sup>st</sup> day of April, 2013.

IN WITNESS WHEREOF, I have made and delivered this certificate for the uses and purposes hereinabove set forth this 1st day of April, 2013.

  
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J. RONALD COLYER, City Clerk

(SEAL) 