

RESOLUTION NO. 9697-R34

A RESOLUTION EVIDENCING THE INTENTION OF THE CITY OF URBANA,
CHAMPAIGN COUNTY, ILLINOIS, TO ISSUE SINGLE FAMILY MORTGAGE
REVENUE BONDS AND RELATED MATTERS

WHEREAS, the City of Urbana, Champaign County, Illinois (the "Issuer") is a municipality and a home rule unit of government under Section 6(a) of Article VII of the 1970 Constitution of the State of Illinois; and

WHEREAS, the availability of decent, safe, and sanitary housing that most people can afford is essential to retain and increase industrial and commercial activities and to relieve conditions of unemployment in the City of Urbana, Illinois; and

WHEREAS, the shortage of decent, safe, and sanitary housing that most people can afford is not transitory and self-curing; the cost of financing such housing is a major and substantial factor affecting the supply and cost of decent, safe, and sanitary housing built by private enterprise; and the revenue bonds provided for in this resolution will substantially lower the cost of such financing; and

WHEREAS, pursuant to the Constitution and the laws of the State of Illinois, and particularly Section 6(a) of Article VII of the 1970 Constitution of the State of Illinois, the City Council of the Issuer has the power to issue its revenue bonds to

aid in financing the cost of mortgage loans for one- to four-family residences in the City of Urbana, Illinois; and

WHEREAS, it is now considered to be necessary and desirable and in the public interest of the residents of the City of Urbana, Illinois, for the Issuer to issue its revenue bonds in an amount not to exceed \$30,000,000, for the purpose of financing mortgage loans to low- and moderate-income persons for one- to four-family residences in the City of Urbana, Illinois; and

WHEREAS, pursuant to the Constitution and the laws of the State of Illinois, and particularly Section 10 of Article VII of the 1970 Constitution of the State of Illinois and *5 Illinois Compiled Statutes 1994, 220/1 et seq.*, as supplemented and amended (the "Intergovernmental Cooperation Act"), home rule units of government may exercise jointly any power which they could individually exercise.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

SECTION 1. That, in order to provide decent, safe, and sanitary housing that persons of low- and moderate-income in the City of Urbana, Illinois, can afford, with the resulting public benefits expected to flow therefrom, it is deemed necessary and desirable for the Issuer to issue its revenue bonds in an aggregate principal amount not to exceed \$30,000,000 (the

"Bonds"), for the purpose of financing mortgage loans to persons of low- and moderate-income for one- to four-family residences located in the City of Urbana, Illinois.

SECTION 2. That the Issuer will issue the Bonds in an aggregate principal amount not to exceed \$30,000,000 for the aforesaid purposes; that such Bonds shall not constitute and indebtedness, liability, general or moral obligation, or a loan of credit of the Issuer, within the meaning of any constitutional or statutory provisions, but will be payable solely from the repayment of the mortgage loans; that neither the faith and credit nor the taxing power of the Issuer will be pledged to the payment of the principal of or interest on the Bonds; and that the Issuer will not have the right or authority to levy taxes to pay the principal of or interest on the Bonds.

SECTION 3. That, pursuant to the Intergovernmental Cooperation Act, the Issuer may choose to issue the Bonds jointly with or on behalf of one or more municipalities if the Issuer so determines, or to have the Bonds issued by another municipality on behalf of the Issuer if the Issuer so determines, such determinations to be made in the best judgment of the Mayor of the Issuer that such a cooperative effort is in the best interests of the Issuer.

SECTION 4. That the Issuer hereby reserves all of its volume cap for calendar year 1997 (i.e., 1,892,402) for the issuance of the Bonds, which volume cap will be allocated to the issuance of the Bonds upon the adoption of the ordinance authorizing the issuance of the Bonds.

SECTION 5. That the Mayor, the City Clerk, and all other proper officers, officials, agents, and employees of the Issuer are hereby authorized, empowered, and directed to do all such acts and things and to execute all such documents and certificates as may be necessary to further the purposes and intent of this resolution, including without limitation to obtain an allocation of unified volume cap.

SECTION 6. That the provisions of this resolution are hereby declared to be separable, and if any section, phrase, or provision of this resolution shall for any reason be declared to be invalid, such declaration shall not affect the remainder of the sections, phrases, and provisions of this resolution.

SECTION 7. That all ordinances, resolutions, or orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded; and that this resolution shall be in full force and effect upon its adoption and approval.

PASSED by the City Council this 21st day of April,

1997.



Phyllis D. Clark

Phyllis D. Clark, City Clerk

APPROVED by the Mayor this 24th day of April,

1997.

Tod Satterthwaite

Tod Satterthwaite, Mayor