

ORDINANCE NO.

**ORDINANCE FOR THE LEVY AND ASSESSMENT OF
TAXES FOR FISCAL YEAR BEGINNING JANUARY 1, 2024 AND ENDING
DECEMBER 31, 2024 IN AND FOR JOLIET PUBLIC LIBRARY, WILL AND KENDALL COUNTIES**

WHEREAS, pursuant to Ordinance No. 17025 the City of Joliet has adopted the Budget Officer System for the purpose of budgeting annual revenues and expenditures and for appropriating funds; and

WHEREAS, pursuant to Ordinance No. 18571 the Mayor and City Council have approved an Annual Budget for fiscal year 2024, which the Annual Budget is hereby incorporated herein by reference; and

WHEREAS, said Annual Budget contemplates the levy and collection of real estate taxes in order to defray authorized expenditures and liabilities for general corporate purposes and for the purposes of making expenditures for library services and other purposes therein specified and described; and

WHEREAS, the Mayor and City Council hereby find and determine that it is necessary and appropriate to levy the sum of Six Million Eight Hundred Thirty-Six Thousand Forty-Three Dollars (\$6,836,043) upon and against all taxable real property located within the corporate limits of the City of Joliet;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF JOLIET, ILLINOIS, PURSUANT TO ITS HOME RULE AND STATUTORY AUTHORITY, AS FOLLOWS:

SECTION 1: The sum of Six Million Eight Hundred Thirty-Six Thousand Forty-Three Dollars (\$6,836,043) of the amount levied in Section 1 of this Ordinance is levied for the use and benefit of the Joliet Public Library for the purposes itemized and specified in the 2024 Annual Budget.

SECTION 2: Any levy herein made for salaries and wages of the employees and officers of the Joliet Public Library shall not be considered as contracts or commitments enforceable by such employees and officers. Expenditures under such accounts shall be further limited to employment of personnel only as needed, or as may be required, under the titles of positions specified and not to exceed the specified maximum number to be employed. No officer or employee shall have the right to demand continuous employment and compensation by reason of the levy if it becomes necessary on account of lack of work or lack of funds, to reduce personnel. In case of any vacancy in any office or position herein levied the Library Director shall not be required to fill such office or position, if, in his or her judgment and discretion, there is no necessity therefor.

SECTION 3: All ordinances, or parts of ordinances conflicting with any of the provisions of this Ordinance be and the same are hereby repealed.

SECTION 4: It is hereby declared to be the intention of the Mayor and City Council that the sections, paragraphs, sentences, clauses, words and amounts of this Ordinance are severable, and if any words, amounts, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional, illegal or otherwise invalid by the judgment or decree of any court or body of competent

jurisdiction, such judgment or decree shall not affect any of the remaining words, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the Mayor and City Council without the incorporation in this Ordinance of any such unconstitutional, illegal or otherwise invalid words, amounts, clause, sentence, paragraphs or sections.

SECTION 5: This Ordinance is adopted pursuant to the home rule powers granted the City of Joliet by Article VII, Section 6 of the Constitution of the State of Illinois. In addition, this Ordinance is adopted pursuant to the authority and in accordance with the procedures set forth by law. To the extent that this Ordinance conflicts with any provision of law, this Ordinance shall be construed so as to preempt such law pursuant to the home rule powers of the City of Joliet. In addition, any tax rate limitation or any other substantive or procedural limitation, restriction, prohibition or requirement bearing upon the power to levy, collect, retain or expend taxes that conflict with or materially alter the operation or effect of this Ordinance shall not be applicable to this Ordinance.

SECTION 6: This Ordinance is also specifically intended to preempt any provision contained in the *Illinois Local Library Act* (75 ILCS 5/1-1 et seq.), including, but not limited to, Section 3-7 thereof, the *Public Library District Act of 1991* (75 ILCS 16/1-1 et seq.) or any other statute, ordinance or other law establishing a tax rate limitation or requiring the transfer of tax collections from properties located within a public library district. Taxes for library purposes levied upon or collected by the City of Joliet from taxable properties located within both the City of Joliet and a public library district shall be deemed as not levied or collected pursuant to the *Illinois Local Library Act*, but rather, shall be deemed as levied and collected pursuant to the home rule power of the City of Joliet. The amount of library taxes collected for or by the City of Joliet from taxes levied pursuant to this Ordinance upon taxable properties located within a public library district shall not be paid to the public library district but shall be retained by the City of Joliet.

SECTION 7: The City Clerk is hereby directed to file with the respective County Clerks of Will County and Kendall County, Illinois, a certified copy of this Ordinance on or before the time required by law. In addition, the Mayor is hereby authorized and directed to timely certify that this Ordinance was enacted in accordance with the *Truth in Taxation Act* (35 ILCS 200/18-55 et seq.).

SECTION 8: The Mayor and City Council hereby ascertain and certify that the estimated total amount of all taxable property lying within the corporate limits of the City of Joliet in Will County is Four Billion Thirty-Seven Million Two Hundred Twenty-Two Thousand One Hundred Eighty-Three Dollars (\$4,037,222,183) and in Kendall County is Four Hundred Thirty-Three Million Thirty-Four Thousand Three Hundred Thirty-One Dollars (\$433,034,331), as the property is assessed or equalized by the Department of Revenue for the current year. The Will County Clerk is hereby requested, authorized and directed to ascertain the rate per cent which, upon the total valuation of all property subject to taxation within the City of Joliet as ascertained herein, will produce a net amount not less than the total amount directed to be levied. The Will County Clerk is further requested, authorized and directed that as soon as that rate percent is ascertained that the Will County Clerk certify the rate percent under his/her signature and seal of office to the Kendall County Clerk. The Kendall County Clerk is hereby requested, authorized and directed to extend the tax against all property in Kendall County within the limits of the City of Joliet as provided by law and in accordance with this Ordinance.

SECTION 9: The 2024 levy of \$6,836,043 is an eight percent (8%) increase over the 2023 extension.

SECTION 10: This Ordinance shall take effect immediately upon its passage.

PASSED this _____ day of _____, 20____.

MAYOR

CITY CLERK

VOTING YES: _____

VOTING NO: _____

NOT VOTING: _____