

**CITY OF NOKOMIS, ILLINOIS**

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**ORDINANCE NO. 2125**

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**AN ORDINANCE AMENDING THE FACADE, SITE IMPROVEMENT, AND SIGN  
GRANT ASSISTANCE PROGRAM IN THE AMENDED BUSINESS DISTRICT FOR  
THE CITY OF NOKOMIS, MONTGOMERY COUNTY, ILLINOIS**

**ADOPTED BY THE**

**CITY COUNCIL**

**OF THE**

**CITY OF NOKOMIS, ILLINOIS**

**THIS 26<sup>TH</sup> DAY OF AUGUST, 2024**

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Published in pamphlet form by the authority of the City Council of the City of  
Nokomis, Montgomery County, Illinois, this 12<sup>th</sup> day of August, 2024.

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**CITY OF NOKOMIS, ILLINOIS**

**Ordinance No. 2125**

**AN ORDINANCE AMENDING THE FAÇADE, SITE IMPROVEMENT, AND SIGN GRANT ASSISTANCE PROGRAM IN THE AMENDED BUSINESS DISTRICT FOR THE CITY OF NOKOMIS, MONTGOMERY COUNTY, ILLINOIS**

**WHEREAS**, the City of Nokomis, Illinois (the “City”) is an Illinois non-home rule municipal corporation pursuant to Article VII, § 8 of the Constitution of the State of Illinois of 1970, as amended, organized and operating under the Illinois Municipal Code, 65 ILCS 5/1-1-1, *et seq.*; and

**WHEREAS**, pursuant to Section 1-2-1 of the Illinois Municipal Code, 65 ILCS 5/1-2-1, the City “may pass all ordinances and make all rules and regulations proper or necessary, to carry into effect the powers granted to municipalities, with such fines or penalties as may be deemed proper”; and

**WHEREAS**, on May 23, 2016, the City adopted Ordinance No. 2024, establishing and designating the Nokomis Business District, approving the Nokomis Business District Plan within the City, and imposing business district taxes within the Nokomis Business District; and

**WHEREAS**, on September 12, 2016, the City adopted Ordinance No. 2031, which amended the language of Ordinance No. 2024; and

**WHEREAS**, on August 14, 2017, the City adopted Resolution No. 2017-01, which approved “Exhibit 1”, establishing and outlining grant programs to be offered by the City pursuant to the Nokomis Business District Plan; and

**WHEREAS**, on June 25, 2018, the City adopted Resolution No. 2018-01, which approved “Exhibit 1B”, amending the Façade, Site Improvement, and Sign Grant Assistance Program offered by the City pursuant to the Nokomis Business District Plan; and

**WHEREAS**, the City thereafter approved “Exhibit 1C”, which was the Façade, Site Improvement, and Sign Grant Assistance Program offered by the City pursuant to the Nokomis Business District Plan; and

**WHEREAS**, on December 12, 2022, the City adopted Ordinance No. 2095, which approved an Amended Nokomis Business District and the Amended Nokomis Business District Plan; and

**WHEREAS**, on January 9, 2023, the City adopted Ordinance No. 2098, which amended the Façade, Site Improvement, and Sign Grant Assistance Program; and

**WHEREAS**, the City's updated and amended "Business District Grant Program" to be offered by the City (hereinafter, the "Program") has been presented to the corporate authorities for their review and consideration, a copy of which is attached hereto and incorporated herein; and

**WHEREAS**, the City's updated and amended "Business District Grant Program Agreement" to be provided by the City in conjunction with the Program (hereinafter, the "Agreement") has been presented to the corporate authorities for their review and consideration, a copy of which is attached hereto and incorporated herein; and

**WHEREAS**, the City has the authority, pursuant to the laws of the State of Illinois, to promote the health, safety, and welfare of the City and its residents, to prevent the spread of blight, to encourage private development in order to enhance the local tax base, to increase employment, to promote property values, and to enter into contractual agreements with property owners and developers for the purpose of achieving such objectives; and; and

**WHEREAS**, the City desires to promote the continued use and maintenance of commercial buildings within the City in recognition of the positive impact that individual building improvements can have on the overall appearance, quality, and vitality of the City's Business District; and

**WHEREAS**, the corporate authorities wish to adopt the updated and amended Program to be offered by the City to encourage improvements to commercial properties within the City; and

**WHEREAS**, the corporate authorities wish to approve the updated and amended Agreement to be entered into by the City in conjunction with the Program; and

**WHEREAS**, the City is authorized under the provisions of Article VII, § 10 of the 1970 Illinois Constitution to contract and otherwise associate with individuals, associations, and corporations in any manner not prohibited by law; and

**WHEREAS**, pursuant to 65 ILCS 5/8-1-2.5, the City is authorized to expend funds for economic development purposes, including making grants to commercial enterprises deemed desirable for the promotion of economic development within the City; and

**WHEREAS**, the corporate authorities hereby find and determine that the updated and amended Program will promote the health, safety, and welfare of the City and its residents, encourage further private investment and development, and enhance the City's tax base and that the updated and amended Agreement is in the best interests of the City.

***NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NOKOMIS, MONTGOMERY COUNTY, 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 Nokomis, Illinois.

**SECTION 2:** The Program and the Agreement are hereby approved.

**SECTION 3:** All ordinances, resolutions, motions, or parts thereof in conflict with this Ordinance are hereby superseded to the extent of any conflict.

**SECTION 4:** If any section, clause, paragraph, or part of this Ordinance shall be found and determined to be invalid or unenforceable by a court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, or provision shall not affect any of the remaining provisions of this Ordinance, which are hereby declared to be separable, and all valid parts that are severable from the invalid parts shall remain in full force and effect.

**SECTION 5:** This Ordinance shall take effect upon its passage, approval, and publication as required by law.

**SECTION 6:** The Mayor is authorized and directed to sign and the Clerk is authorized and directed to attest to this Ordinance.

**SECTION 7:** The City Clerk shall publish this Ordinance in pamphlet form, including the attachments hereto.

Adopted this 26<sup>th</sup> day of August, 2024, by roll call votes as follows:

	<u>Ayes</u>	<u>Nays</u>	<u>Present</u>	<u>Absent</u>	<u>Abstain</u>
Commissioner Arkebauer	X		X		
Commissioner Morris	X		X		
Commissioner Glenn			X		X
Commissioner Stauder		X	X		
Mayor Goldsmith	X		X		

APPROVED by the Mayor of the City of Nokomis, Illinois this 12 day of August, 2024.

  
MAYOR

ATTEST:

  
CITY CLERK

STATE OF ILLINOIS )  
COUNTY OF MONTGOMERY ) SS.  
CITY OF NOKOMIS )

**CERTIFICATE**

I certify that I am the duly appointed and acting City Clerk of the City of Nokomis, Montgomery County, Illinois, and, as such, am the keeper of records and seal thereof; that the foregoing is a true, complete, and correct copy of Ordinance No. 2125 of said City; that said Ordinance, which is

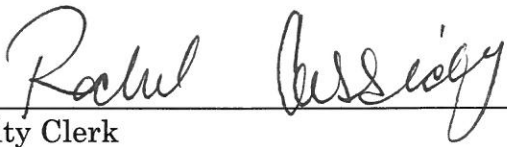
**AN ORDINANCE AMENDING THE FACADE, SITE IMPROVEMENT,  
AND SIGN GRANT ASSISTANCE PROGRAM IN THE AMENDED  
BUSINESS DISTRICT FOR THE CITY OF NOKOMIS, MONTGOMERY  
COUNTY, ILLINOIS**

was passed by the City Council of the City of Nokomis, Montgomery County, Illinois, by yea and nay vote on the 26<sup>th</sup> day of August, 2024; that said Ordinance was approved by the Mayor on the 26<sup>th</sup> day of August, 2024; and that said Ordinance was then deposited in the office of the City Clerk of said City and filed therein; and that the same was recorded in the Record of Ordinances of said City.

I further certify said Ordinance provided by its terms that it should be published in pamphlet form; that the pamphlet form of said Ordinance, including the Ordinance and a cover sheet thereof, was prepared; that a copy of such Ordinance was posted in the Nokomis City Hall, commencing on the 26<sup>th</sup> day of August, 2024, to continue for at least ten (10) days thereafter; and that copies of such Ordinance were also available for public inspection upon request in the office of the City Clerk.

DATED at Nokomis, Illinois, this 26<sup>th</sup> day of August, 2024.

(SEAL)

  
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City Clerk