

ORDINANCE NO. 753

A RESOLUTION AUTHORIZING THE ISSUANCE OF
TAX ANTICIPATION WARRANTS IN ANTICIPATION
OF TAXES LEVIED FOR THE YEAR 1986 OF THE
CITY OF NOKOMIS, MONTGOMERY COUNTY, ILLINOIS

WHEREAS, there is not sufficient money in the treasury of the City to meet and defray the necessary expenses of government; and

WHEREAS, the Mayor and City Council of the City of Nokomis, Montgomery County, Illinois, deem it advisable and necessary and in the best interest of the City that funds be borrowed for the purpose of meeting and defraying necessary expenses of the City and in evidence thereof to issue tax anticipation warrant in anticipation of the taxes of said City for general corporate purposes levied for the year 1986.

BE IT RESOLVED, that the sum of Twenty Thousand Dollars (\$20,000.00) be borrowed from The First National Bank of Nokomis as needed to meet and defray the necessary expenses of this City against and in anticipation of the collection of the tax levied for the year 1986 for general corporate purposes, and that said tax anticipation warrants be issued by the Mayor and City Clerk which warrants are to bear interest not to exceed seven and one-half percent (7½%) per annum from the date until paid or until notice shall be given by publication in a newspaper or otherwise that the money for their payment is available and will be paid on presentation, such warrants to show upon their face that they are payable in the numerical order of their issue and solely from such taxes when collected, and shall be received by any collector of taxes in payment of the tax against which they are issued. Said warrants shall not be issued in excess of 85% of the total amount of the tax so levied, which said tax is hereby assigned and pledged to the payment of said warrant and such taxes, when collected, shall be set apart and held for their payment. The Mayor and City Clerk be and they are hereby authorized to execute, issue and dispose of said tax anticipation warrant, and that said warrant be of such date and in such denomination as set out above.

All resolutions in conflict herewith are hereby repealed.

Jens Adeler
MAYOR

ATTEST: Mary Jean Scheller
CITY CLERK

October 27, 1986

Bank

UNITED STATES OF AMERICA
STATE OF ILLINOIS
COUNTY OF MONTGOMERY
TAX ANTICIPATION WARRANT
GENERAL CORPORATE PURPOSE

NO. _____ \$ 20,000.00

City of Nokomis, County of
Montgomery and State of Illinois

The City Clerk of the City of Nokomis, Nokomis, Illinois, 62075, County of Montgomery, and State of Illinois, as City Clerk of the City of Nokomis.

Pay to the order of The First National Bank of Nokomis the sum of Twenty thousand and 00/100 Dollars, payable solely out of the taxes levied by the City of Nokomis for the year A.D. 1986, when received and not otherwise, together with the interest thereon at the rate of seven and one-half percent per annum from date until paid, or until notice shall be given by publication in a newspaper, or otherwise; that the money for the payment thereof is available and that this warrant will be paid upon presentation.

This warrant is issued against, and in anticipation of, said taxes levied for the year 1986 for General Corporate Purposes to provide a fund to meet and defray the payment of the necessary expenses of the City of Nokomis. Said taxes are especially assigned, set apart and pledged to the payment of this and all warrants in their numerical order of issuance against said taxes, which warrants, including this warrant, do not exceed eighty-five percent of the levy for said year. This warrant is issued pursuant to a resolution of the City Council, passed at a meeting on the 27th day of October, 1986.

Gene Adden
GENE ADDEN, MAYOR

ATTEST: Mary Jean Scheller
MARY JEAN SCHELLER
CITY CLERK

AN ORDINANCE TO REGULATE AND LICENSE MECHANICAL AMUSEMENT DEVICES, POOL TABLES, BILLBOARDS AND MUSIC BOXES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NOKOMIS, ILLINOIS, COUNTY OF MONTGOMERY, STATE OF ILLINOIS, THAT:

SECTION 1. There shall be taxed and collected of and from the persons engaged in carrying on the different branches of businesses, occupations, or pursuits in this section mentioned, respectively, license fees at the rate following, to-wit:

(a) Keepers of billiard and pool tables shall pay the sum of \$30.00 per annum, or at that rate for a less period than one year; provided, that if more than one such table shall be kept or used in such place, an additional sum of \$15.00 shall be paid for each additional table used.

(b) The owners of any billboards now or hereafter, located within the City of Nokomis, shall pay a license of \$10.00 per annum for each panel of a billboard used for advertising. The license shall be payable in advance for the exclusive right to control all posting of all advertising literature upon said billboards.

(c) Owners or operators of music boxes commonly known as "juke boxes" shall pay \$15.00 per annum for each music box operated and said license shall be payable in advance.

(d) The term Mechanical Amusement Device, (hereafter also referred to as a device or machine), is hereby defined to be any machine which upon the insertion of a coin or slug, operates or may be operated as a game or contest of skill or amusement of any description, and which contains no automatic pay-off device for the return of money or which provides for no pay-off by any other manner or means. The term Mechanical Amusement Device also shall include any machine or apparatus which is used or may be used as a game of skill or amusement and in which the player uses or directs any force generated by the device itself.

(e) Operator: The term operator is hereby defined to be any person, firm, corporation, partnership or association who sets up for operation by another, or leases or distributes or sells for the purpose of operation by another, any machine as herein defined whether such setting up for operation, leasing or distributing be for a fixed charge or rental, or on the basis of a division of the income derived from such machine or otherwise.

(f) Proprietor: A proprietor is hereby defined to be any person, firm, corporation, partnership, association or club who is the owner, leaser, or proprietor of any establishment in or at which such mechanical amusement device is placed for use or play, or on exhibition for the purpose of use or play.

SECTION II. No person, firm or corporation shall engage in the business of an operator as herein defined or as a proprietor as herein defined without first having obtained license therefore. The license shall begin with February 1st each year and expire on the last day of January of each year.

SECTION III. The license fee for each operator shall be One Hundred Dollars (\$100.00) per year, and shall be payable in advance.

SECTION IV. The license fee for each proprietor shall be Twenty Dollars (\$20.00) per year for each machine, payable in advance.

SECTION V. License fees shall be due and payable from the effective date of this ordinance. The license fees paid for music boxes through July 3, 1987, will be pro-rated until January 31, 1988, at the pro-rata rate of the annual license fee prescribed in Sections 3 and 4 of this ordinance.

SECTION VI. Application for license herewith shall be filed in writing with the City Clerk and shall specify:

1. The name and address of the applicant and if a firm, corporation, partnership or association, the principal officers thereof and their address.
2. Whether applicant is a citizen of the United States.
3. Age of applicant.
4. Place of business of applicant and if the applicant is a proprietor, the place where the machine is to be displayed or operated and the business conducted at the place.
5. The name of the manufacturer of the machine, the type and serial number of the machine and if the applicant is the proprietor, the number of machines to be used.
6. Name and address of the operator of the machine.

Said application shall then be referred to the Chief of Police of the City for investigation of the character of the applicant, the premises in which it is proposed to carry on the business of the applicant and the type of machine to be used; said Chief to report to the City Council by whose authority the license shall be issued.

SECTION VII. No license shall be issued to any applicant unless he is at least twenty-one (21) years of age and a person of good moral character.

SECTION VIII. The license shall be posted in a conspicuous place in the establishment of the licenser. Such license shall be nonassignable and non transferable, and in case of the proprietor, shall apply only to the premises for which such license is issued.

SECTION IX. The City Clerk shall issue to each proprietor licensed hereunder, a certificate for each machine, the same to be affixed to each machine in a conspicuous place. Such license may be transferred from one machine or device upon application to the City Clerk to such effect and giving a description and serial number of such new machine or device, whereupon the City Clerk shall issue a new license and certificate upon payment of a transfer fee of Two Dollars (\$2.00), provided such machine or device remains at the same location as the prior machine. However, upon such transfer the prior machine shall become an unlicensed machine.

SECTION X. If the licenser shall move his place of business to another location within the City of Nokomis the licenses may be transferred to such new location upon application to the City Clerk, giving street and number of the new location and the approval thereof by the Chief of Police.

SECTION XI. All such machines shall at all times be kept and placed in plain view of all persons who may be in or frequent any place of business or other place where such machines are kept or used.

SECTION XII. Nothing in this ordinance shall in any way be construed to authorize, license or permit any gambling devices whatsoever or any mechanism that has been or may be judicially determined to be a gambling device. If any such gambling device is inadvertently licensed hereunder such license shall not be construed as legalizing such gambling device.

SECTION XIII. The Mayor or the City Council shall have the right to revoke any license issued hereunder for the violation of any of the provisions of the ordinance or whenever in the judgement of either, the public welfare requires such revocation. The acceptance of any license, even though the license does not state such facts, that the same may be revoked.

SECTION XIV. Any person, firm or corporation violating the terms hereof shall be fined a sum not less than Ten Dollars (\$10.00) nor more than Two Hundred Dollars (\$200.00) for each offense and each day or fraction of a day that nay of the terms hereof are violated shall count and be considered as a separate and distinct offense.

SECTION XV. All ordinances, or parts of ordinances, including ordinances No. 377, 415 and 417, in conflict with the provisions of this ordinance are, so far as such conflict exists, hereby repealed.

SECTION XVI. This ordinance shall be in full force and effect from and after its passage, approval and publication, according to law.

Introduced: Nov. 10, 1986

Passed: Nov. 24, 1986

Approved: Nov. 24, 1986

Present: 5

Yeas: 5

Nays: 0

Gene Adden
Gene Adden, Mayor

Attest: Mary Jean Scheller
Mary Jean Scheller, City Clerk