



Sen. Antonio Muñoz

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09900HB3434sam002

LRB099 03511 AWJ 39572 a

1 AMENDMENT TO HOUSE BILL 3434

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3434 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Upper Illinois River Valley Development  
5 Authority Act is amended by changing Sections 4 and 7 as  
6 follows:

7 (70 ILCS 530/4) (from Ch. 85, par. 7154)

8 Sec. 4. Establishment.

9 (a) There is hereby created a political subdivision, body  
10 politic and municipal corporation named the Upper Illinois  
11 River Valley Development Authority. The territorial  
12 jurisdiction of the Authority is that geographic area within  
13 the boundaries of Grundy, LaSalle, Bureau, Putnam, Kendall,  
14 Kane, Lake, McHenry, and Marshall counties in the State of  
15 Illinois and any navigable waters and air space located  
16 therein.

1           (b) The governing and administrative powers of the  
2 Authority shall be vested in a body consisting of 21 ~~20~~ members  
3 including, as ex officio members, the Director of Commerce and  
4 Economic Opportunity, or his or her designee, and the Director  
5 of the Department of Central Management Services, or his or her  
6 designee. The other 19 ~~18~~ members of the Authority shall be  
7 designated "public members", 10 of whom shall be appointed by  
8 the Governor with the advice and consent of the Senate and 9 ~~8~~  
9 of whom shall be appointed one each by the county board  
10 chairmen of Grundy, LaSalle, Bureau, Putnam, Kendall, Kane,  
11 Lake, McHenry, and Marshall counties. All public members shall  
12 reside within the territorial jurisdiction of this Act. Eleven  
13 members shall constitute a quorum. The public members shall be  
14 persons of recognized ability and experience in one or more of  
15 the following areas: economic development, finance, banking,  
16 industrial development, small business management, real estate  
17 development, community development, venture finance, organized  
18 labor or civic, community or neighborhood organization. The  
19 Chairman of the Authority shall be elected by the Board  
20 annually from the 9 ~~8~~ members appointed by the county board  
21 chairmen.

22           (c) The terms of all initial members of the Authority shall  
23 begin 30 days after the effective date of this Act. Of the 14  
24 public members appointed pursuant to this Act, 4 appointed by  
25 the Governor shall serve until the third Monday in January,  
26 1992, 4 appointed by the Governor shall serve until the third

1 Monday in January, 1993, one appointed by the Governor shall  
2 serve until the third Monday in January, 1994, one appointed by  
3 the Governor shall serve until the third Monday in January  
4 1999, the member appointed by the county board chairman of  
5 LaSalle County shall serve until the third Monday in January,  
6 1992, the members appointed by the county board chairmen of  
7 Grundy County, Bureau County, Putnam County, and Marshall  
8 County shall serve until the third Monday in January, 1994, and  
9 the member appointed by the county board chairman of Kendall  
10 County shall serve until the third Monday in January, 1999. The  
11 initial members appointed by the chairmen of the county boards  
12 of Kane and McHenry counties shall serve until the third Monday  
13 in January, 2003. The initial members appointed by the chairman  
14 of the county board of Lake County shall serve until the third  
15 Monday in January, 2018. All successors shall be appointed by  
16 the original appointing authority and hold office for a term of  
17 3 years commencing the third Monday in January of the year in  
18 which their term commences, except in case of an appointment to  
19 fill a vacancy. Vacancies occurring among the public members  
20 shall be filled for the remainder of the term. In case of  
21 vacancy in a Governor-appointed membership when the Senate is  
22 not in session, the Governor may make a temporary appointment  
23 until the next meeting of the Senate when a person shall be  
24 nominated to fill such office, and any person so nominated who  
25 is confirmed by the Senate shall hold office during the  
26 remainder of the term and until a successor shall be appointed

1 and qualified. Members of the Authority shall not be entitled  
2 to compensation for their services as members but shall be  
3 entitled to reimbursement for all necessary expenses incurred  
4 in connection with the performance of their duties as members.

5 (d) The Governor may remove any public member of the  
6 Authority in case of incompetency, neglect of duty, or  
7 malfeasance in office.

8 (e) The Board shall appoint an Executive Director who shall  
9 have a background in finance, including familiarity with the  
10 legal and procedural requirements of issuing bonds, real estate  
11 or economic development and administration. The Executive  
12 Director shall hold office at the discretion of the Board. The  
13 Executive Director shall be the chief administrative and  
14 operational officer of the Authority, shall direct and  
15 supervise its administrative affairs and general management,  
16 shall perform such other duties as may be prescribed from time  
17 to time by the members and shall receive compensation fixed by  
18 the Authority. The Executive Director shall attend all meetings  
19 of the Authority; however, no action of the Authority shall be  
20 invalid on account of the absence of the Executive Director  
21 from a meeting. The Authority may engage the services of such  
22 other agents and employees, including attorneys, appraisers,  
23 engineers, accountants, credit analysts and other consultants,  
24 as it may deem advisable and may prescribe their duties and fix  
25 their compensation.

26 (f) The Board may, by majority vote, nominate up to 4

1 non-voting members for appointment by the Governor. Non-voting  
2 members shall be persons of recognized ability and experience  
3 in one or more of the following areas: economic development,  
4 finance, banking, industrial development, small business  
5 management, real estate development, community development,  
6 venture finance, organized labor or civic, community or  
7 neighborhood organization. Non-voting members shall serve at  
8 the pleasure of the Board. All non-voting members may attend  
9 meetings of the Board and shall be reimbursed as provided in  
10 subsection (c).

11 (g) The Board shall create a task force to study and make  
12 recommendations to the Board on the economic development of the  
13 territory within the jurisdiction of this Act. The members of  
14 the task force shall reside within the territorial jurisdiction  
15 of this Act, shall serve at the pleasure of the Board and shall  
16 be persons of recognized ability and experience in one or more  
17 of the following areas: economic development, finance,  
18 banking, industrial development, small business management,  
19 real estate development, community development, venture  
20 finance, organized labor or civic, community or neighborhood  
21 organization. The number of members constituting the task force  
22 shall be set by the Board and may vary from time to time. The  
23 Board may set a specific date by which the task force is to  
24 submit its final report and recommendations to the Board.

25 (Source: P.A. 94-793, eff. 5-19-06.)

1 (70 ILCS 530/7) (from Ch. 85, par. 7157)

2 Sec. 7. Bonds.

3 (a) The Authority, with the written approval of the  
4 Governor, shall have the continuing power to issue bonds,  
5 notes, or other evidences of indebtedness in an aggregate  
6 amount outstanding not to exceed \$500,000,000 for the purpose  
7 of developing, constructing, acquiring or improving projects,  
8 including those established by business entities locating or  
9 expanding property within the territorial jurisdiction of the  
10 Authority, for entering into venture capital agreements with  
11 businesses locating or expanding within the territorial  
12 jurisdiction of the Authority, for acquiring and improving any  
13 property necessary and useful in connection therewith and for  
14 the purposes of the Employee Ownership Assistance Act. For the  
15 purpose of evidencing the obligations of the Authority to repay  
16 any money borrowed, the Authority may, pursuant to resolution,  
17 from time to time issue and dispose of its interest bearing  
18 revenue bonds, notes or other evidences of indebtedness and may  
19 also from time to time issue and dispose of such bonds, notes  
20 or other evidences of indebtedness to refund, at maturity, at a  
21 redemption date or in advance of either, any bonds, notes or  
22 other evidences of indebtedness pursuant to redemption  
23 provisions or at any time before maturity. All such bonds,  
24 notes or other evidences of indebtedness shall be payable  
25 solely and only from the revenues or income to be derived from  
26 loans made with respect to projects, from the leasing or sale

1 of the projects or from any other funds available to the  
2 Authority for such purposes. The bonds, notes or other  
3 evidences of indebtedness may bear such date or dates, may  
4 mature at such time or times not exceeding 40 years from their  
5 respective dates, may bear interest at such rate or rates not  
6 exceeding the maximum rate permitted by "An Act to authorize  
7 public corporations to issue bonds, other evidences of  
8 indebtedness and tax anticipation warrants subject to interest  
9 rate limitations set forth therein", approved May 26, 1970, as  
10 amended, may be in such form, may carry such registration  
11 privileges, may be executed in such manner, may be payable at  
12 such place or places, may be made subject to redemption in such  
13 manner and upon such terms, with or without premium as is  
14 stated on the face thereof, may be authenticated in such manner  
15 and may contain such terms and covenants as may be provided by  
16 an applicable resolution.

17 (b-1) The holder or holders of any bonds, notes or other  
18 evidences of indebtedness issued by the Authority may bring  
19 suits at law or proceedings in equity to compel the performance  
20 and observance by any corporation or person or by the Authority  
21 or any of its agents or employees of any contract or covenant  
22 made with the holders of such bonds, notes or other evidences  
23 of indebtedness, to compel such corporation, person, the  
24 Authority and any of its agents or employees to perform any  
25 duties required to be performed for the benefit of the holders  
26 of any such bonds, notes or other evidences of indebtedness by

1 the provision of the resolution authorizing their issuance and  
2 to enjoin such corporation, person, the Authority and any of  
3 its agents or employees from taking any action in conflict with  
4 any such contract or covenant.

5 (b-2) If the Authority fails to pay the principal of or  
6 interest on any of the bonds or premium, if any, as the same  
7 become due, a civil action to compel payment may be instituted  
8 in the appropriate circuit court by the holder or holders of  
9 the bonds on which such default of payment exists or by an  
10 indenture trustee acting on behalf of such holders. Delivery of  
11 a summons and a copy of the complaint to the Chairman of the  
12 Board shall constitute sufficient service to give the circuit  
13 court jurisdiction of the subject matter of such a suit and  
14 jurisdiction over the Authority and its officers named as  
15 defendants for the purpose of compelling such payment. Any  
16 case, controversy or cause of action concerning the validity of  
17 this Act relates to the revenue of the State of Illinois.

18 (c) Notwithstanding the form and tenor of any such bonds,  
19 notes or other evidences of indebtedness and in the absence of  
20 any express recital on the face thereof that it is  
21 non-negotiable, all such bonds, notes and other evidences of  
22 indebtedness shall be negotiable instruments. Pending the  
23 preparation and execution of any such bonds, notes or other  
24 evidences of indebtedness, temporary bonds, notes or evidences  
25 of indebtedness may be issued as provided by ordinance.

26 (d) To secure the payment of any or all of such bonds,



1 notes or other evidences of indebtedness, the revenues to be  
2 received by the Authority from a lease agreement or loan  
3 agreement shall be pledged, and, for the purpose of setting  
4 forth the covenants and undertakings of the Authority in  
5 connection with the issuance thereof and the issuance of any  
6 additional bonds, notes or other evidences of indebtedness  
7 payable from such revenues, income or other funds to be derived  
8 from projects, the Authority may execute and deliver a mortgage  
9 or trust agreement. A remedy for any breach or default of the  
10 terms of any such mortgage or trust agreement by the Authority  
11 may be by mandamus proceedings in the appropriate circuit court  
12 to compel the performance and compliance therewith, but the  
13 trust agreement may prescribe by whom or on whose behalf such  
14 action may be instituted.

15 (e) Such bonds or notes shall be secured as provided in the  
16 authorizing ordinance which may, notwithstanding any other  
17 provision of this Act, include in addition to any other  
18 security a specific pledge or assignment of and lien on or  
19 security interest in any or all revenues or money of the  
20 Authority from whatever source which may by law be used for  
21 debt service purposes and a specific pledge or assignment of  
22 and lien on or security interest in any funds or accounts  
23 established or provided for by ordinance of the Authority  
24 authorizing the issuance of such bonds or notes.

25 (f) (Blank). ~~In the event that the Authority determines~~  
26 ~~that monies of the Authority will not be sufficient for the~~

1 ~~payment of the principal of and interest on its bonds during~~  
2 ~~the next State fiscal year, the Chairman, as soon as~~  
3 ~~practicable, shall certify to the Governor the amount required~~  
4 ~~by the Authority to enable it to pay such principal of and~~  
5 ~~interest on the bonds. The Governor shall submit the amount so~~  
6 ~~certified to the General Assembly as soon as practicable, but~~  
7 ~~no later than the end of the current State fiscal year. This~~  
8 ~~Section shall not apply to any bonds or notes as to which the~~  
9 ~~Authority shall have determined, in the resolution authorizing~~  
10 ~~the issuance of the bonds or notes, that this Section shall not~~  
11 ~~apply. Whenever the Authority makes such a determination, that~~  
12 ~~fact shall be plainly stated on the face of the bonds or notes~~  
13 ~~and that fact shall also be reported to the Governor.~~

14 ~~In the event of a withdrawal of moneys from a reserve fund~~  
15 ~~established with respect to any issue or issues of bonds of the~~  
16 ~~Authority to pay principal or interest on those bonds, the~~  
17 ~~Chairman of the Authority, as soon as practicable, shall~~  
18 ~~certify to the Governor the amount required to restore the~~  
19 ~~reserve fund to the level required in the resolution or~~  
20 ~~indenture securing those bonds. The Governor shall submit the~~  
21 ~~amount so certified to the General Assembly as soon as~~  
22 ~~practicable, but no later than the end of the current State~~  
23 ~~fiscal year. This subsection (f) shall not apply to any bond~~  
24 ~~issued on or after the effective date of this amendatory Act of~~  
25 ~~the 97th General Assembly.~~

26 (g) The State of Illinois pledges to and agrees with the

1 holders of the bonds and notes of the Authority issued pursuant  
2 to this Section that the State will not limit or alter the  
3 rights and powers vested in the Authority by this Act so as to  
4 impair the terms of any contract made by the Authority with  
5 such holders or in any way impair the rights and remedies of  
6 such holders until such bonds and notes, together with interest  
7 thereon, with interest on any unpaid installments of interest,  
8 and all costs and expenses in connection with any action or  
9 proceedings by or on behalf of such holders, are fully met and  
10 discharged. In addition, the State pledges to and agrees with  
11 the holders of the bonds and notes of the Authority issued  
12 pursuant to this Section that the State will not limit or alter  
13 the basis on which State funds are to be paid to the Authority  
14 as provided in this Act, or the use of such funds, so as to  
15 impair the terms of any such contract. The Authority is  
16 authorized to include these pledges and agreements of the State  
17 in any contract with the holders of bonds or notes issued  
18 pursuant to this Section.

19 (h) (Blank).

20 (Source: P.A. 97-312, eff. 8-11-11; 98-750, eff. 1-1-15.)

21 Section 10. The Kaskaskia Regional Port District Act is  
22 amended by changing Sections 1.1, 3, 6, 7.1, 14, and 20.2 as  
23 follows:

24 (70 ILCS 1830/1.1)

1           Sec. 1.1. Purpose. The General Assembly declares that the  
2 main purpose of this Act is to promote industrial, commercial,  
3 transportation, homeland security, recreation, water supply,  
4 flood control, and economic activities thereby reducing the  
5 evils attendant upon unemployment and enhancing the public  
6 health, safety, and welfare of this State.

7 (Source: P.A. 90-785, eff. 1-1-99.)

8           (70 ILCS 1830/3) (from Ch. 19, par. 503)

9           Sec. 3. There is created a political subdivision body  
10 politic and municipal corporation, named "Kaskaskia Regional  
11 Port District" embracing all of Monroe and Randolph Counties  
12 and Freeburg, Millstadt, Smithton, Prairie Du Long, New Athens,  
13 Marissa, Fayetteville, Engleman, Mascoutah, Shiloh Valley and  
14 Lenzburg Townships of St. Clair County. The Port District may  
15 sue and be sued in its corporate name but execution shall not  
16 in any case issue against any property owned by the Port  
17 District except for Port District property that the Port  
18 District pledged as collateral to a bank or other financial  
19 institution to secure a bank loan. It may adopt a common seal  
20 and change the same at pleasure. The principal office of the  
21 Port District shall be in the city of Red Bud ~~Chester,~~  
22 Illinois.

23           No rights, duties or privileges of such District, or those  
24 of any person, existing before the change of name shall be  
25 affected by the change provided by this amendatory Act of 1967.

1 All proceedings pending in any court in favor of or against  
2 such District may continue to final consummation under the name  
3 in which they were commenced.

4 (Source: P.A. 80-1495.)

5 (70 ILCS 1830/6) (from Ch. 19, par. 506)

6 Sec. 6. The Port District has the following functions,  
7 powers and duties:

8 (a) to study the existing harbor facilities within the area  
9 of the Port District and to recommend to an appropriate  
10 governmental agency, including the General Assembly of  
11 Illinois, such changes and modifications as may from time to  
12 time be required for continuing development therein and to meet  
13 changing business and commercial needs;

14 (b) to make an investigation of conditions within the Port  
15 District and to prepare and adopt a comprehensive plan for the  
16 development of port facilities for the Port District. In  
17 preparing and recommending changes and modifications in  
18 existing harbor facilities, or a comprehensive plan for the  
19 development of such port facilities, as above provided, the  
20 Port District if it deems desirable may set aside and allocate  
21 an area or areas, within the lands owned by it, to be leased to  
22 private parties for industrial, manufacturing, commercial, or  
23 harbor purposes, where such area or areas in the opinion of the  
24 Board, are not required for primary purposes in the development  
25 of harbor and port facilities for the use of public water and

1 land transportation, or will not be needed immediately for such  
2 purposes, and where such leasing in the opinion of the Board  
3 will aid and promote the development of terminal and port  
4 facilities;

5 (c) to study and make recommendations to the proper  
6 authority for the improvement of terminal, lighterage,  
7 wharfage, warehousing, anchorage, transfer and other  
8 facilities necessary for the promotion of commerce and the  
9 interchange of traffic within, to and from the Port District;

10 (d) to study, prepare and recommend by specific proposals  
11 to the General Assembly of Illinois changes in the jurisdiction  
12 of the Port District;

13 (e) to petition any federal, state, municipal or local  
14 authority, administrative, judicial and legislative, having  
15 jurisdiction in the premises, for the adoption and execution of  
16 any physical improvement, change in method, system of handling  
17 freight, warehousing, docking, lightering and transfer of  
18 freight, which in the opinion of the Board are designed to  
19 improve or better the handling of commerce in and through the  
20 Port District or improve terminal or transportation facilities  
21 therein; ~~and~~.

22 (f) to petition any federal, state, or local authority,  
23 including administrative, judicial, and legislative branches,  
24 having jurisdiction for the adoption and execution of any  
25 physical improvement or operation related to the management of  
26 fish and wildlife, recreation, water supply, or flood control

1 which in the opinion of the Board is for the purpose of  
2 improving or bettering the quality of life in the Port District  
3 or add to the diversity of amenities related to that purpose.

4 (Source: Laws 1965, p. 1013.)

5 (70 ILCS 1830/7.1) (from Ch. 19, par. 507.1)

6 Sec. 7.1. Additional rights and powers. The Port District  
7 has the following additional rights and powers:

8 (a) To issue permits for the construction of all wharves,  
9 piers, dolphins, booms, weirs, breakwaters, bulkheads,  
10 jetties, bridges or other structures of any kind, over, under,  
11 in, or within 40 feet of any navigable waters within the Port  
12 District, for the deposit of rock, earth, sand or other  
13 material, or any matter of any kind or description in such  
14 waters;

15 (b) To prevent and remove obstructions in navigable waters,  
16 including the removal of wrecks or vessels; to recover damages,  
17 including attorney fees, for the removal and clean-up of the  
18 site or sites and the surrounding or downstream environment;  
19 these rights and powers shall include, but are not limited to,  
20 emergency powers to seize wrecks or vessels, remediate damages,  
21 and provide for the disposition of the wrecks or vessels;

22 (c) To locate and establish dock lines and shore or harbor  
23 lines;

24 (d) To regulate the anchorage, moorage and speed of water  
25 borne vessels and to establish and enforce regulations for the

1 operation of bridges;

2 (e) To acquire, own, construct, lease, operate and maintain  
3 terminals, terminal facilities, port facilities,  
4 transportation equipment facilities, railroads and marinas,  
5 and airport facilities and systems, and to fix and collect  
6 just, reasonable, and non-discriminatory charges for use of  
7 such facilities, equipment and systems. The charges so  
8 collected shall be used to defray the reasonable expenses of  
9 the Port District, and to pay the principal of and interest on  
10 any revenue bonds issued by the Port District;

11 (f) To operate, maintain, manage, lease, sub-lease, and to  
12 make and enter into contracts for the use, operation or  
13 management of, and to provide rules and regulations for, the  
14 operation, management or use of, any public port or public port  
15 facility;

16 (g) To fix, charge and collect reasonable rentals, tolls,  
17 fees and charges for the use of any public port, or any part  
18 thereof, or any public port facility;

19 (h) To establish, maintain, expand and improve roadways,  
20 railroads, and approaches by land, or water, to any such  
21 terminal, terminal facility and port facilities, and to  
22 contract or otherwise provide by condemnation, if necessary,  
23 for the removal of any port, terminal, terminal facilities and  
24 port facility hazards or the removal or relocation of all  
25 private structures, railroads, mains, pipes, conduits, wires,  
26 poles, and all other facilities and equipment which may



1 interfere with the location, expansion, development or  
2 improvement of ports, terminals, terminal facilities and port  
3 facilities or with the safe approach thereto, or exit or  
4 takeoff therefrom by vehicles, vessels, barges and other means  
5 of transportation, and to pay the cost of removal or  
6 relocation;

7 (i) To police its physical property only and all waterways  
8 and to exercise police powers in respect thereto or in respect  
9 to the enforcement of any rule or regulation provided by the  
10 ordinances of the District and to employ and commission police  
11 officers and other qualified persons to enforce such rules and  
12 regulations. A regulatory ordinance of the District adopted  
13 under any provisions of this Section may provide for a  
14 suspension or revocation of any rights or privileges within the  
15 control of the District for a violation of any such regulatory  
16 ordinance.

17 (j) To enter into agreements with the corporate authorities  
18 or governing body of any other municipal corporation or any  
19 political subdivision of this State to pay the reasonable  
20 expense of services furnished by such municipal corporation or  
21 political subdivision for or on account of income producing  
22 properties of the District;

23 (k) To enter into contracts dealing in any manner with the  
24 objects and purposes of this Act;

25 (l) To acquire, own, lease, mortgage, sell, or otherwise  
26 dispose of interests in and to real property and improvements

1 situate thereon and in personal property necessary to fulfill  
2 the purposes of the District;

3 (m) To designate the fiscal year for the District;

4 (n) To engage in any activity or operation which is  
5 incidental to and in furtherance of efficient operation to  
6 accomplish the District's primary purpose;

7 (o) To acquire, erect, construct, maintain and operate  
8 aquariums, museums, planetariums, climatrons and other  
9 edifices for the collection and display of objects pertaining  
10 to natural history or the arts and sciences and to permit the  
11 directors or trustees of any corporation or society organized  
12 for the erection, construction, maintenance and operation of an  
13 aquarium, museum, planetarium, climatron or other such edifice  
14 to perform such erection, construction, maintenance and  
15 operation on or within any property now or hereafter owned by  
16 or under the control or supervision of the District; and to  
17 contract with any such directors or trustees relative to such  
18 acquisition, erection, construction, maintenance and operation  
19 and to charge or authorize such directors or trustees to charge  
20 an admission fee, the proceeds of which shall be devoted  
21 exclusively to such erection, construction, maintenance and  
22 operation;

23 (p) To do any act which is enumerated in Section 11-74.1-1  
24 of the "Illinois Municipal Code", in the same manner and form  
25 as though the District were a "municipality" as referred to in  
26 such Section;

1           (q) To acquire, erect, construct, reconstruct, improve,  
2 maintain and operate one or more, or a combination or  
3 combinations of, industrial buildings, office buildings,  
4 buildings to be used as a factory, mill shops, processing  
5 plants, packaging plants, assembly plants, fabricating plants,  
6 and buildings to be used as warehouses and other storage  
7 facilities.

8           (r) To acquire, own, construct, lease or contract for any  
9 period not exceeding 99 years, operate, develop, and maintain  
10 Port District water and sewage systems and other utility  
11 systems and services, including, but not limited to, pipes,  
12 mains, lines, sewers, pumping stations, settling tanks,  
13 treatment plants, water purification equipment, wells, storage  
14 facilities, lines, and all other equipment, material, and  
15 facilities necessary to those systems, for the use, upon  
16 payment of reasonable fee set by the District, of any tenant,  
17 occupant, or user of the District facilities or any person  
18 engaged in commerce in the District; provided that the District  
19 shall not acquire, own, construct, lease, operate, develop, and  
20 maintain the systems and services if those systems and services  
21 can be provided by an investor-owned public utility offering  
22 electric or gas services. The public utility shall provide the  
23 District with a written response, within 30 days after  
24 receiving a written request from the District for those systems  
25 or services, stating whether it will or will not be able to  
26 provide the requested systems or services in accordance with

1 the Public Utilities Act.

2 (Source: P.A. 90-785, eff. 1-1-99.)

3 (70 ILCS 1830/14) (from Ch. 19, par. 514)

4 Sec. 14. The District has power to acquire and accept by  
5 purchase, lease, gift, grant or otherwise any property and  
6 rights useful for its purposes and to provide for the  
7 development of channels, ports, harbors, airports, airfields,  
8 terminals, port facilities, terminal facilities, trails, and  
9 other transportation facilities within the Port District  
10 adequate to serve the needs of commerce within the area served  
11 by the Port District. The Port District may acquire real or  
12 personal property or any rights therein in the manner, as near  
13 as may be, as is provided for the exercise of the right of  
14 eminent domain under the Eminent Domain Act, except that no  
15 property owned by any municipality within the Port District  
16 shall be taken or appropriated without first obtaining consent  
17 of the governing body of such municipality.

18 (Source: P.A. 94-1055, eff. 1-1-07.)

19 (70 ILCS 1830/20.2)

20 Sec. 20.2. Authorization to borrow moneys. The District's  
21 Board may borrow money from any bank or other financial  
22 institution and may provide appropriate security, including  
23 mortgaging real estate, for that borrowing, if the money is  
24 repaid within 20 ~~3~~ years after the money is borrowed.

1 "Financial institution" means any bank subject to the Illinois  
2 Banking Act, any savings and loan association subject to the  
3 Illinois Savings and Loan Act of 1985, any savings bank subject  
4 to the Savings Bank Act, and any federally chartered commercial  
5 bank or savings and loan association organized and operated in  
6 this State pursuant to the laws of the United States.

7 (Source: P.A. 94-562, eff. 1-1-06.)

8 Section 15. The Metropolitan Water Reclamation District  
9 Act is amended by changing Section 308 as follows:

10 (70 ILCS 2605/308)

11 Sec. 308. District enlarged. Upon the effective date of  
12 this amendatory Act of the 99th General Assembly, the corporate  
13 limits of the Metropolitan Water Reclamation District of  
14 Greater Chicago are extended to include within those corporate  
15 limits the following described tracts of land and the tracts  
16 are hereby annexed to the District:

17 Parcel 1:

18 THAT PART OF THE SOUTH 1/2 OF THE SOUTHWEST 1/4 OF SECTION  
19 28, TOWNSHIP 42 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL  
20 MERIDIAN, LYING EAST OF THE EAST RIGHT OF WAY LINE OF  
21 ELGIN, JOLIET AND EASTERN RAILROAD, IN COOK COUNTY,  
22 ILLINOIS.

1 Parcel 2:

2 THE NORTH 1/2 OF THE NORTHWEST 1/4 OF SECTION 33, TOWNSHIP  
3 42 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN,  
4 (EXCEPT THEREFROM STRIP OFF THE WEST END THEREOF CONVEYED  
5 TO JERMIAH H. BROWNING BY DEED RECORDED SEPTEMBER 15TH  
6 1859, AS DOCUMENT 23078 IN BOOK 162, PAGE 619, SAID STRIP  
7 BEING THIRTY FOUR AND ONE HALF FEET WIDE AT NORTH END FORTY  
8 TWO FEET WIDE AT SOUTH END) IN COOK COUNTY, ILLINOIS.

9 PARCEL 3:

10 THAT PART OF HIGGINS ROAD (ILLINOIS ROUTE 72) LYING WITHIN  
11 THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION  
12 33 AND THE NORTHEAST QUARTER OF SECTION 32, ALL IN TOWNSHIP  
13 42 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN,  
14 EAST OF THE EAST RIGHT OF WAY LINE OF ELGIN, JOLIET AND  
15 EASTERN RAILWAY, SOUTH OF THE NORTHERLY RIGHT OF WAY LINE  
16 OF STATE ROUTE 72 PER DOCUMENT 12059405 AND AS SHOWN ON  
17 PLAT OF SURVEY RECORDED AS DOCUMENT 12647596 AND NORTH OF  
18 THE FOLLOWING DESCRIBED PROPERTY: STARTING AT A POINT AT  
19 THE SOUTHEAST CORNER OF THE NORTHWEST QUARTER OF THE  
20 SOUTHWEST QUARTER OF SECTION 33, TOWNSHIP 42 NORTH, RANGE 9  
21 EAST OF THE THIRD PRINCIPAL MERIDIAN; THENCE NORTH 00  
22 DEGREES 09 MINUTES 10 SECONDS WEST, ALONG THE EAST LINE OF  
23 AFORESAID NORTHWEST QUARTER, 1769.41 FEET TO A POINT ON THE  
24 SOUTH RIGHT-OF-WAY LINE OF HIGGINS ROAD (STATE ROUTE 72);  
25 THENCE NORTHWEST ALONG THE SOUTH RIGHT-OF-WAY LINE OF

1        HIGGINS ROAD, NORTH 69 DEGREES 18 MINUTES 06 SECONDS WEST,  
2        1821.21 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF ELGIN,  
3        JOLIET AND EASTERN RAILWAY; THENCE SOUTH 10 DEGREES 55  
4        MINUTES 12 SECONDS WEST ALONG SAID EASTERLY RIGHT-OF-WAY  
5        LINE, 1122.49 FEET TO A POINT ON THE SOUTH LINE OF THE  
6        NORTHEAST QUARTER OF SECTION 32; THENCE SOUTH 89 DEGREES 57  
7        MINUTES 40 SECONDS EAST, 695.32 FEET; THENCE SOUTH 01  
8        DEGREES 01 MINUTES 09 SECONDS WEST, 280.10 FEET; THENCE  
9        SOUTH 02 DEGREES 21 MINUTES 40 SECONDS WEST, 1036.29 FEET  
10       TO THE NORTH LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST  
11       QUARTER OF SECTION 33, TOWNSHIP 42 NORTH, RANGE 9 EAST;  
12       THENCE SOUTH 89 DEGREES 46 MINUTES 32 SECONDS WEST ALONG  
13       AFORESAID NORTH LINE, 901.63 FEET TO THE EASTERLY  
14       RIGHT-OF-WAY LINE OF ELGIN, JOLIET AND EASTERN  
15       RIGHT-OF-WAY; THENCE SOUTH 10 DEGREES 55 MINUTES 12 SECONDS  
16       WEST ALONG SAID EASTERLY RIGHT-OF-WAY LINE, 1387.00 FEET TO  
17       THE NORTHERLY RIGHT-OF-WAY LINE OF THE NORTHWEST TOLLWAY  
18       (I-90); THENCE SOUTH 89 DEGREES 30 MINUTES 55 SECONDS EAST,  
19       81.72 FEET; THENCE CONTINUING NORTH 89 DEGREES 54 MINUTES  
20       53 SECONDS EAST ALONG AFORESAID NORTHERLY RIGHT-OF-WAY  
21       LINE, 1514.13 FEET; THENCE NORTH 74 DEGREES 11 MINUTES 48  
22       SECONDS EAST ALONG SAID NORTHERLY RIGHT-OF-WAY LINE,  
23       471.85 FEET; THENCE NORTH 50 DEGREES 25 MINUTES 36 SECONDS  
24       EAST ALONG AFORESAID NORTHERLY RIGHT-OF-WAY , 501.95 FEET  
25       TO THE EAST LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST  
26       QUARTER OF AFORESAID SECTION 33; THENCE NORTH 00 DEGREES 04

1           MINUTES 16 SECONDS EAST ALONG SAID EAST LINE, 932.35 FEET  
2           TO THE POINT OF BEGINNING, ALL IN COOK COUNTY ILLINOIS.

3           (Source: P.A. 99-231, eff. 8-3-15.)

4           Section 99. Effective date. This Act takes effect upon  
5           becoming law."