



Sen. William Delgado

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LRB099 18671 AWJ 46141 a

1 AMENDMENT TO SENATE BILL 2600

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2600 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Economic Development Area Tax Increment  
5 Allocation Act is amended by changing Section 9 as follows:

6 (20 ILCS 620/9) (from Ch. 67 1/2, par. 1009)

7 Sec. 9. Powers of municipalities. In addition to powers  
8 which it may now have, any municipality has the power under  
9 this Act:

10 (a) To make and enter into all contracts necessary or  
11 incidental to the implementation and furtherance of an economic  
12 development plan.

13 (b) Within an economic development project area, to acquire  
14 by purchase, donation, lease or eminent domain, and to own,  
15 convey, lease, mortgage or dispose of land and other real or  
16 personal property or rights or interests therein; and to grant

1 or acquire licenses, easements and options with respect  
2 thereto, all in the manner and at such price the municipality  
3 determines is reasonably necessary to achieve the objectives of  
4 the economic development project. No conveyance, lease,  
5 mortgage, disposition of land or other property acquired by the  
6 municipality, or agreement relating to the development of  
7 property, shall be made or executed except pursuant to prior  
8 official action of the municipality. No conveyance, lease,  
9 mortgage or other disposition of land, and no agreement  
10 relating to the development of property, shall be made without  
11 making public disclosure of the terms and disposition of all  
12 bids and proposals submitted to the municipality in connection  
13 therewith.

14 (c) To clear any area within an economic development  
15 project area by demolition or removal of any existing  
16 buildings, structures, fixtures, utilities or improvements,  
17 and to clear and grade land.

18 (d) To install, repair, construct, reconstruct or relocate  
19 public streets, public utilities, and other public site  
20 improvements within or without an economic development project  
21 area which are essential to the preparation of an economic  
22 development project area for use in accordance with an economic  
23 development plan.

24 (e) To renovate, rehabilitate, reconstruct, relocate,  
25 repair or remodel any existing buildings, improvements, and  
26 fixtures within an economic development project area.

1           (f) To construct, acquire, and operate public  
2 improvements, including but not limited to, publicly owned  
3 buildings, structures, works, utilities or fixtures within any  
4 economic development project area, subject to the restrictions  
5 of item (5) of subsection (e) of Section 3 of this Act.

6           (g) To issue obligations as provided in this Act.

7           (h) To fix, charge and collect fees, rents and charges for  
8 the use of any building, facility or property or any portion  
9 thereof owned or leased by the municipality within an economic  
10 development project area.

11           (i) To accept grants, guarantees, donations of property or  
12 labor, or any other thing of value for use in connection with  
13 an economic development project.

14           (j) To pay or cause to be paid economic development project  
15 costs. Any payments to be made by the municipality to  
16 developers or other nongovernmental persons for economic  
17 development project costs incurred by such developer or other  
18 nongovernmental person shall be made only pursuant to the prior  
19 official action of the municipality evidencing an intent to pay  
20 or cause to be paid such economic development project costs. A  
21 municipality is not required to obtain any right, title or  
22 interest in any real or personal property in order to pay  
23 economic development project costs associated with such  
24 property. The municipality shall adopt such accounting  
25 procedures as may be necessary to determine that such economic  
26 development project costs are properly paid.

1 (k) To exercise any and all other powers necessary to  
2 effectuate the purposes of this Act.

3 (l) To create a commission of not less than 5 or more than  
4 15 persons to be appointed by the mayor or president of the  
5 municipality with the consent of the majority of the corporate  
6 authorities of the municipality. Members of a commission shall  
7 be appointed for initial terms of 1, 2, 3, 4, and 5 years,  
8 respectively, in such numbers as to provide that the terms of  
9 not more than 1/3 of all such members shall expire in any one  
10 year. Their successors shall be appointed for a term of 5  
11 years. The commission, subject to approval of the corporate  
12 authorities, may exercise the powers enumerated in this  
13 Section. The commission shall also have the power to hold the  
14 public hearings required by this Act and make recommendations  
15 to the corporate authorities concerning the approval of  
16 economic development plans, the establishment of economic  
17 development project areas, and the adoption of tax increment  
18 allocation financing for economic development project areas.

19 When a commission created under this subsection (l)  
20 receives any public funds or public monies, its board shall  
21 include not less than 2 members of a labor council or councils  
22 and not less than: (i) 2 members from 2 separate minority  
23 groups, or (ii) one member who is a woman and one member from a  
24 minority group. The labor council or councils shall represent:  
25 (A) employees in the construction trades; and (B) employees in  
26 the public and private sector. The labor council, women, and

1 minority group members shall be full commission members with  
2 all rights and privileges and shall not be compensated.

3 For purposes of this subsection:

4 "Labor council" means any organization representing  
5 multiple entities who are monitoring or attentive to  
6 compliance with public or workers' safety laws, wage and  
7 hour requirements, making or maintaining collective  
8 bargaining agreements, or other statutory requirements.

9 "Minority group" means a group that is a readily  
10 identifiable subset of the U.S. population and that is made  
11 up of persons who are any of the following:

12 (i) American Indian or Alaska Native (a person  
13 having origins in any of the original peoples of North  
14 and South America, including Central America, and who  
15 maintains tribal affiliation or community attachment).

16 (ii) Asian (a person having origins in any of the  
17 original peoples of the Far East, Southeast Asia, or  
18 the Indian subcontinent, including, but not limited  
19 to, Cambodia, China, India, Japan, Korea, Malaysia,  
20 Pakistan, the Philippine Islands, Thailand, and  
21 Vietnam).

22 (iii) Black or African American (a person having  
23 origins in any of the black racial groups of Africa).

24 (iv) Hispanic or Latino (a person of Cuban,  
25 Mexican, Puerto Rican, South or Central American, or  
26 other Spanish culture or origin, regardless of race).

1                   (v) Native Hawaiian or Other Pacific Islander (a  
2                   person having origins in any of the original peoples of  
3                   Hawaii, Guam, Samoa, or other Pacific Islands).

4                   (Source: P.A. 97-636, eff. 6-1-12.)

5                   Section 10. The County Economic Development Project Area  
6                   Property Tax Allocation Act is amended by changing Section 9 as  
7                   follows:

8                   (55 ILCS 85/9) (from Ch. 34, par. 7009)

9                   Sec. 9. Powers of counties. In addition to powers which it  
10                  may now have, any county has the power under this Act:

11                  (a) To make and enter into all contracts necessary or  
12                  incidental to the implementation and furtherance of an economic  
13                  development plan.

14                  (b) Within an economic development project area, to acquire  
15                  by purchase, donation, lease or eminent domain and to own,  
16                  convey, lease, mortgage or dispose of land and other real or  
17                  personal property or rights or interest therein; and to grant  
18                  or acquire licenses, easements and options with respect  
19                  thereto, all in the manner and at such price the county  
20                  determines is reasonably necessary to achieve the objectives of  
21                  the economic development plan. No conveyance, lease, mortgage,  
22                  disposition of land or other property acquired by the county,  
23                  or agreement relating to the development of property shall be  
24                  made or executed except pursuant to prior official action of

1 the county.

2 (c) To clear any area within an economic development  
3 project area by demolition or removal of any existing  
4 buildings, structures, fixtures, utilities or improvements,  
5 and to clear and grade land.

6 (d) To install, repair, construct, reconstruct or relocate  
7 public streets, public utilities, and other public site  
8 improvements within or without an economic development project  
9 area which are essential to the preparation of an economic  
10 development project area for use in accordance with an economic  
11 development plan.

12 (e) To renovate, rehabilitate, reconstruct, relocate,  
13 repair or remodel any existing buildings, improvements, and  
14 fixtures within an economic development project area.

15 (f) To construct public improvements, including but not  
16 limited to, buildings, structures, works, utilities or  
17 fixtures within any economic development project area.

18 (g) To issue obligations as in this Act provided.

19 (h) To fix, charge and collect fees, rents and charges for  
20 the use of any building, facility or property or any portion  
21 thereof owned or leased by the county within an economic  
22 development project area.

23 (i) To accept grants, guarantees, donations of property or  
24 labor, or any other thing of value for use in connection with  
25 an economic development project.

26 (j) To pay or cause to be paid economic development project

1 costs. Any payments to be made by the county to developers or  
2 other nongovernmental persons shall be made only pursuant to  
3 the prior official action of the county evidencing an intent to  
4 pay or cause to be paid those economic development project  
5 costs. A county is not required to obtain any right, title or  
6 interest in any real or personal property in order to pay  
7 economic development costs associated with such property. The  
8 county shall adopt such accounting procedures as may be  
9 necessary to determine that those economic development project  
10 costs are properly paid.

11 (k) To exercise any and all other powers necessary to  
12 effectuate the purposes of this Act.

13 (1) To create a commission of not less than 5 or more than  
14 15 persons to be appointed by the chief executive officer of  
15 the county with the consent of the majority of the corporate  
16 authorities of the county. Members of a commission shall be  
17 appointed for initial terms of 1, 2, 3, 4 and 5 years,  
18 respectively, in such numbers as to provide that the terms of  
19 not more than 1/3 of all such members shall expire in any one  
20 year. Their successors shall be appointed for a term of 5  
21 years. The commission, subject to approval of the corporate  
22 authorities, may exercise the power to hold the public hearings  
23 required by this Act and make recommendations to the corporate  
24 authorities concerning the approval of economic development  
25 plans, the establishment of economic development project  
26 areas, and the adoption of property tax allocation financing



1 for economic development project areas.

2 When a commission created under this subsection (l)  
3 receives any public funds or public monies, its board shall  
4 include not less than 2 members of a labor council or councils  
5 and not less than: (i) 2 members from 2 separate minority  
6 groups, or (ii) one member who is a woman and one member from a  
7 minority group. The labor council or councils shall represent:  
8 (A) employees in the construction trades; and (B) employees in  
9 the public and private sector. The labor council, women, and  
10 minority group members shall be full commission members with  
11 all rights and privileges and shall not be compensated.

12 For purposes of this subsection:

13 "Labor council" means any organization representing  
14 multiple entities who are monitoring or attentive to  
15 compliance with public or workers' safety laws, wage and  
16 hour requirements, making or maintaining collective  
17 bargaining agreements, or other statutory requirements.

18 "Minority group" means a group that is a readily  
19 identifiable subset of the U.S. population and that is made  
20 up of persons who are any of the following:

21 (i) American Indian or Alaska Native (a person  
22 having origins in any of the original peoples of North  
23 and South America, including Central America, and who  
24 maintains tribal affiliation or community attachment).

25 (ii) Asian (a person having origins in any of the  
26 original peoples of the Far East, Southeast Asia, or

1           the Indian subcontinent, including, but not limited  
2           to, Cambodia, China, India, Japan, Korea, Malaysia,  
3           Pakistan, the Philippine Islands, Thailand, and  
4           Vietnam).

5           (iii) Black or African American (a person having  
6           origins in any of the black racial groups of Africa).

7           (iv) Hispanic or Latino (a person of Cuban,  
8           Mexican, Puerto Rican, South or Central American, or  
9           other Spanish culture or origin, regardless of race).

10           (v) Native Hawaiian or Other Pacific Islander (a  
11           person having origins in any of the original peoples of  
12           Hawaii, Guam, Samoa, or other Pacific Islands).

13           (Source: P.A. 86-1388.)

14           Section 15. The County Economic Development Project Area  
15           Tax Increment Allocation Act of 1991 is amended by changing  
16           Section 60 as follows:

17           (55 ILCS 90/60) (from Ch. 34, par. 8060)

18           Sec. 60. Powers of counties; economic development project  
19           area commissions. In addition to powers that it may now have,  
20           a county has the following powers under this Act:

21           (1) To make and enter into all contracts necessary or  
22           incidental to the implementation and furtherance of an  
23           economic development plan.

24           (2) Within an economic development project area, to

1       acquire by purchase, donation, lease, or eminent domain and  
2       to own, convey, lease, mortgage, or dispose of land and  
3       other real or personal property or rights or interests in  
4       property and to grant or acquire licenses, easements, and  
5       options with respect to property, all in the manner and at  
6       a price the county determines is reasonably necessary to  
7       achieve the objectives of the economic development  
8       project. No conveyance, lease, mortgage, disposition of  
9       land, or agreement relating to the development of property  
10      shall be made or executed except pursuant to prior official  
11      action of the county. No conveyance, lease, mortgage, or  
12      other disposition of land, and no agreement relating to the  
13      development of property, shall be made without making  
14      public disclosure of the terms and disposition of all bids  
15      and proposals submitted to the county in connection with  
16      that action.

17           (3) To clear any area within an economic development  
18      project area by demolition or removal of any existing  
19      buildings, structures, fixtures, utilities, or  
20      improvements and to clear and grade land.

21           (4) To install, repair, construct, reconstruct, or  
22      relocate public streets, public utilities, and other  
23      public site improvements located outside the boundaries of  
24      an economic development project area that are essential to  
25      the preparation of an economic development project area for  
26      use in accordance with an economic development plan.

1           (5) To renovate, rehabilitate, reconstruct, relocate,  
2           repair, or remodel any existing buildings, improvements,  
3           and fixtures within an economic development project area.

4           (6) To install or construct any buildings, structures,  
5           works, streets, improvements, utilities, or fixtures  
6           within an economic development project area.

7           (7) To issue obligations as provided in this Act.

8           (8) To fix, charge, and collect fees, rents, and  
9           charges for the use of any building, facility, or property  
10          or any portion of a building, facility, or property owned  
11          or leased by the county within an economic development  
12          project area.

13          (9) To accept grants, guarantees, donations of  
14          property or labor, or any other thing of value for use in  
15          connection with an economic development project.

16          (10) To pay or cause to be paid economic development  
17          project costs, including, specifically, to reimburse any  
18          nongovernmental person for economic development project  
19          costs incurred by that person. Any payments to be made by a  
20          county to developers or other nongovernmental persons for  
21          economic development project costs incurred by the  
22          developer or other nongovernmental person shall be made  
23          only pursuant to the prior official action of the county  
24          evidencing an intent to pay or cause to be paid those  
25          economic development costs. A county is not required to  
26          obtain any right, title, or interest in any real or

1 personal property in order to pay economic development  
2 project costs associated with the property. The county  
3 shall adopt accounting procedures necessary to determine  
4 that the economic development project costs are properly  
5 paid.

6 (11) To exercise any and all other powers necessary to  
7 effectuate the purposes of this Act.

8 (12) To create a commission of not less than 5 or more  
9 than 15 persons to be appointed by the corporate  
10 authorities of the county. Members of a commission shall be  
11 appointed for initial terms of 1, 2, 3, 4, and 5 years,  
12 respectively, in numbers to provide that the terms of not  
13 more than one-third of all the members shall expire in any  
14 one year. Their successors shall be appointed for a term of  
15 5 years. The commission, subject to approval of the  
16 corporate authorities, may exercise the powers enumerated  
17 in this Section. The commission also may hold the public  
18 hearings required by this Act and make recommendations to  
19 the corporate authorities concerning the approval of  
20 economic development plans, the establishment of economic  
21 development project areas, and the adoption of tax  
22 increment allocation financing for economic development  
23 project areas.

24 When a commission created under this paragraph (12)  
25 receives any public funds or public monies, its board shall  
26 include not less than 2 members of a labor council or councils

1 and not less than: (i) 2 members from 2 separate minority  
2 groups, or (ii) one member who is a woman and one member from a  
3 minority group. The labor council or councils shall represent:  
4 (A) employees in the construction trades; and (B) employees in  
5 the public and private sector. The labor council, women, and  
6 minority group members shall be full commission members with  
7 all rights and privileges and shall not be compensated.

8 For purposes of this paragraph:

9 "Labor council" means any organization representing  
10 multiple entities who are monitoring or attentive to  
11 compliance with public or workers' safety laws, wage and  
12 hour requirements, making or maintaining collective  
13 bargaining agreements, or other statutory requirements.

14 "Minority group" means a group that is a readily  
15 identifiable subset of the U.S. population and that is made  
16 up of persons who are any of the following:

17 (i) American Indian or Alaska Native (a person  
18 having origins in any of the original peoples of North  
19 and South America, including Central America, and who  
20 maintains tribal affiliation or community attachment).

21 (ii) Asian (a person having origins in any of the  
22 original peoples of the Far East, Southeast Asia, or  
23 the Indian subcontinent, including, but not limited  
24 to, Cambodia, China, India, Japan, Korea, Malaysia,  
25 Pakistan, the Philippine Islands, Thailand, and  
26 Vietnam).

1                   (iii) Black or African American (a person having  
2                   origins in any of the black racial groups of Africa).

3                   (iv) Hispanic or Latino (a person of Cuban,  
4                   Mexican, Puerto Rican, South or Central American, or  
5                   other Spanish culture or origin, regardless of race).

6                   (v) Native Hawaiian or Other Pacific Islander (a  
7                   person having origins in any of the original peoples of  
8                   Hawaii, Guam, Samoa, or other Pacific Islands).

9                   (Source: P.A. 87-1.)

10                   Section 20. The Illinois Municipal Code is amended by  
11                   changing Sections 11-74.4-4 and 11-74.6-15 as follows:

12                   (65 ILCS 5/11-74.4-4) (from Ch. 24, par. 11-74.4-4)

13                   Sec. 11-74.4-4. Municipal powers and duties; redevelopment  
14                   project areas. The changes made by this amendatory Act of the  
15                   91st General Assembly do not apply to a municipality that, (i)  
16                   before the effective date of this amendatory Act of the 91st  
17                   General Assembly, has adopted an ordinance or resolution fixing  
18                   a time and place for a public hearing under Section 11-74.4-5  
19                   or (ii) before July 1, 1999, has adopted an ordinance or  
20                   resolution providing for a feasibility study under Section  
21                   11-74.4-4.1, but has not yet adopted an ordinance approving  
22                   redevelopment plans and redevelopment projects or designating  
23                   redevelopment project areas under this Section, until after  
24                   that municipality adopts an ordinance approving redevelopment

1 plans and redevelopment projects or designating redevelopment  
2 project areas under this Section; thereafter the changes made  
3 by this amendatory Act of the 91st General Assembly apply to  
4 the same extent that they apply to redevelopment plans and  
5 redevelopment projects that were approved and redevelopment  
6 projects that were designated before the effective date of this  
7 amendatory Act of the 91st General Assembly.

8 A municipality may:

9 (a) By ordinance introduced in the governing body of the  
10 municipality within 14 to 90 days from the completion of the  
11 hearing specified in Section 11-74.4-5 approve redevelopment  
12 plans and redevelopment projects, and designate redevelopment  
13 project areas pursuant to notice and hearing required by this  
14 Act. No redevelopment project area shall be designated unless a  
15 plan and project are approved prior to the designation of such  
16 area and such area shall include only those contiguous parcels  
17 of real property and improvements thereon substantially  
18 benefited by the proposed redevelopment project improvements.  
19 Upon adoption of the ordinances, the municipality shall  
20 forthwith transmit to the county clerk of the county or  
21 counties within which the redevelopment project area is located  
22 a certified copy of the ordinances, a legal description of the  
23 redevelopment project area, a map of the redevelopment project  
24 area, identification of the year that the county clerk shall  
25 use for determining the total initial equalized assessed value  
26 of the redevelopment project area consistent with subsection



1 (a) of Section 11-74.4-9, and a list of the parcel or tax  
2 identification number of each parcel of property included in  
3 the redevelopment project area.

4 (b) Make and enter into all contracts with property owners,  
5 developers, tenants, overlapping taxing bodies, and others  
6 necessary or incidental to the implementation and furtherance  
7 of its redevelopment plan and project. Contract provisions  
8 concerning loan repayment obligations in contracts entered  
9 into on or after the effective date of this amendatory Act of  
10 the 93rd General Assembly shall terminate no later than the  
11 last to occur of the estimated dates of completion of the  
12 redevelopment project and retirement of the obligations issued  
13 to finance redevelopment project costs as required by item (3)  
14 of subsection (n) of Section 11-74.4-3. Payments received under  
15 contracts entered into by the municipality prior to the  
16 effective date of this amendatory Act of the 93rd General  
17 Assembly that are received after the redevelopment project area  
18 has been terminated by municipal ordinance shall be deposited  
19 into a special fund of the municipality to be used for other  
20 community redevelopment needs within the redevelopment project  
21 area.

22 (c) Within a redevelopment project area, acquire by  
23 purchase, donation, lease or eminent domain; own, convey,  
24 lease, mortgage or dispose of land and other property, real or  
25 personal, or rights or interests therein, and grant or acquire  
26 licenses, easements and options with respect thereto, all in

1 the manner and at such price the municipality determines is  
2 reasonably necessary to achieve the objectives of the  
3 redevelopment plan and project. No conveyance, lease,  
4 mortgage, disposition of land or other property owned by a  
5 municipality, or agreement relating to the development of such  
6 municipal property shall be made except upon the adoption of an  
7 ordinance by the corporate authorities of the municipality.  
8 Furthermore, no conveyance, lease, mortgage, or other  
9 disposition of land owned by a municipality or agreement  
10 relating to the development of such municipal property shall be  
11 made without making public disclosure of the terms of the  
12 disposition and all bids and proposals made in response to the  
13 municipality's request. The procedures for obtaining such bids  
14 and proposals shall provide reasonable opportunity for any  
15 person to submit alternative proposals or bids.

16 (d) Within a redevelopment project area, clear any area by  
17 demolition or removal of any existing buildings and structures.

18 (e) Within a redevelopment project area, renovate or  
19 rehabilitate or construct any structure or building, as  
20 permitted under this Act.

21 (f) Install, repair, construct, reconstruct or relocate  
22 streets, utilities and site improvements essential to the  
23 preparation of the redevelopment area for use in accordance  
24 with a redevelopment plan.

25 (g) Within a redevelopment project area, fix, charge and  
26 collect fees, rents and charges for the use of any building or

1 property owned or leased by it or any part thereof, or facility  
2 therein.

3 (h) Accept grants, guarantees and donations of property,  
4 labor, or other things of value from a public or private source  
5 for use within a project redevelopment area.

6 (i) Acquire and construct public facilities within a  
7 redevelopment project area, as permitted under this Act.

8 (j) Incur project redevelopment costs and reimburse  
9 developers who incur redevelopment project costs authorized by  
10 a redevelopment agreement; provided, however, that on and after  
11 the effective date of this amendatory Act of the 91st General  
12 Assembly, no municipality shall incur redevelopment project  
13 costs (except for planning costs and any other eligible costs  
14 authorized by municipal ordinance or resolution that are  
15 subsequently included in the redevelopment plan for the area  
16 and are incurred by the municipality after the ordinance or  
17 resolution is adopted) that are not consistent with the program  
18 for accomplishing the objectives of the redevelopment plan as  
19 included in that plan and approved by the municipality until  
20 the municipality has amended the redevelopment plan as provided  
21 elsewhere in this Act.

22 (k) Create a commission of not less than 5 or more than 15  
23 persons to be appointed by the mayor or president of the  
24 municipality with the consent of the majority of the governing  
25 board of the municipality. Members of a commission appointed  
26 after the effective date of this amendatory Act of 1987 shall

1 be appointed for initial terms of 1, 2, 3, 4 and 5 years,  
2 respectively, in such numbers as to provide that the terms of  
3 not more than 1/3 of all such members shall expire in any one  
4 year. Their successors shall be appointed for a term of 5  
5 years. The commission, subject to approval of the corporate  
6 authorities may exercise the powers enumerated in this Section.  
7 The commission shall also have the power to hold the public  
8 hearings required by this division and make recommendations to  
9 the corporate authorities concerning the adoption of  
10 redevelopment plans, redevelopment projects and designation of  
11 redevelopment project areas.

12 When a commission created under this subsection (k)  
13 receives any public funds or public monies, its board shall  
14 include not less than 2 members of a labor council or councils  
15 and not less than: (i) 2 members from 2 separate minority  
16 groups, or (ii) one member who is a woman and one member from a  
17 minority group. The labor council or councils shall represent:  
18 (A) employees in the construction trades; and (B) employees in  
19 the public and private sector. The labor council, women, and  
20 minority group members shall be full commission members with  
21 all rights and privileges and shall not be compensated.

22 For purposes of this subsection:

23 "Labor council" means any organization representing  
24 multiple entities who are monitoring or attentive to  
25 compliance with public or workers' safety laws, wage and  
26 hour requirements, making or maintaining collective

1 bargaining agreements, or other statutory requirements.

2 "Minority group" means a group that is a readily  
3 identifiable subset of the U.S. population and that is made  
4 up of persons who are any of the following:

5 (i) American Indian or Alaska Native (a person  
6 having origins in any of the original peoples of North  
7 and South America, including Central America, and who  
8 maintains tribal affiliation or community attachment).

9 (ii) Asian (a person having origins in any of the  
10 original peoples of the Far East, Southeast Asia, or  
11 the Indian subcontinent, including, but not limited  
12 to, Cambodia, China, India, Japan, Korea, Malaysia,  
13 Pakistan, the Philippine Islands, Thailand, and  
14 Vietnam).

15 (iii) Black or African American (a person having  
16 origins in any of the black racial groups of Africa).

17 (iv) Hispanic or Latino (a person of Cuban,  
18 Mexican, Puerto Rican, South or Central American, or  
19 other Spanish culture or origin, regardless of race).

20 (v) Native Hawaiian or Other Pacific Islander (a  
21 person having origins in any of the original peoples of  
22 Hawaii, Guam, Samoa, or other Pacific Islands).

23 (1) Make payment in lieu of taxes or a portion thereof to  
24 taxing districts. If payments in lieu of taxes or a portion  
25 thereof are made to taxing districts, those payments shall be  
26 made to all districts within a project redevelopment area on a

1 basis which is proportional to the current collections of  
2 revenue which each taxing district receives from real property  
3 in the redevelopment project area.

4 (m) Exercise any and all other powers necessary to  
5 effectuate the purposes of this Act.

6 (n) If any member of the corporate authority, a member of a  
7 commission established pursuant to Section 11-74.4-4(k) of  
8 this Act, or an employee or consultant of the municipality  
9 involved in the planning and preparation of a redevelopment  
10 plan, or project for a redevelopment project area or proposed  
11 redevelopment project area, as defined in Sections  
12 11-74.4-3(i) through (k) of this Act, owns or controls an  
13 interest, direct or indirect, in any property included in any  
14 redevelopment area, or proposed redevelopment area, he or she  
15 shall disclose the same in writing to the clerk of the  
16 municipality, and shall also so disclose the dates and terms  
17 and conditions of any disposition of any such interest, which  
18 disclosures shall be acknowledged by the corporate authorities  
19 and entered upon the minute books of the corporate authorities.  
20 If an individual holds such an interest then that individual  
21 shall refrain from any further official involvement in regard  
22 to such redevelopment plan, project or area, from voting on any  
23 matter pertaining to such redevelopment plan, project or area,  
24 or communicating with other members concerning corporate  
25 authorities, commission or employees concerning any matter  
26 pertaining to said redevelopment plan, project or area.

1 Furthermore, no such member or employee shall acquire of any  
2 interest direct, or indirect, in any property in a  
3 redevelopment area or proposed redevelopment area after either  
4 (a) such individual obtains knowledge of such plan, project or  
5 area or (b) first public notice of such plan, project or area  
6 pursuant to Section 11-74.4-6 of this Division, whichever  
7 occurs first. For the purposes of this subsection, a property  
8 interest acquired in a single parcel of property by a member of  
9 the corporate authority, which property is used exclusively as  
10 the member's primary residence, shall not be deemed to  
11 constitute an interest in any property included in a  
12 redevelopment area or proposed redevelopment area that was  
13 established before December 31, 1989, but the member must  
14 disclose the acquisition to the municipal clerk under the  
15 provisions of this subsection. A single property interest  
16 acquired within one year after the effective date of this  
17 amendatory Act of the 94th General Assembly or 2 years after  
18 the effective date of this amendatory Act of the 95th General  
19 Assembly by a member of the corporate authority does not  
20 constitute an interest in any property included in any  
21 redevelopment area or proposed redevelopment area, regardless  
22 of when the redevelopment area was established, if (i) the  
23 property is used exclusively as the member's primary residence,  
24 (ii) the member discloses the acquisition to the municipal  
25 clerk under the provisions of this subsection, (iii) the  
26 acquisition is for fair market value, (iv) the member acquires

1 the property as a result of the property being publicly  
2 advertised for sale, and (v) the member refrains from voting  
3 on, and communicating with other members concerning, any matter  
4 when the benefits to the redevelopment project or area would be  
5 significantly greater than the benefits to the municipality as  
6 a whole. For the purposes of this subsection, a month-to-month  
7 leasehold interest in a single parcel of property by a member  
8 of the corporate authority shall not be deemed to constitute an  
9 interest in any property included in any redevelopment area or  
10 proposed redevelopment area, but the member must disclose the  
11 interest to the municipal clerk under the provisions of this  
12 subsection.

13 (o) Create a Tax Increment Economic Development Advisory  
14 Committee to be appointed by the Mayor or President of the  
15 municipality with the consent of the majority of the governing  
16 board of the municipality, the members of which Committee shall  
17 be appointed for initial terms of 1, 2, 3, 4 and 5 years  
18 respectively, in such numbers as to provide that the terms of  
19 not more than 1/3 of all such members shall expire in any one  
20 year. Their successors shall be appointed for a term of 5  
21 years. The Committee shall have none of the powers enumerated  
22 in this Section. The Committee shall serve in an advisory  
23 capacity only. The Committee may advise the governing Board of  
24 the municipality and other municipal officials regarding  
25 development issues and opportunities within the redevelopment  
26 project area or the area within the State Sales Tax Boundary.



1 The Committee may also promote and publicize development  
2 opportunities in the redevelopment project area or the area  
3 within the State Sales Tax Boundary.

4 When a commission created under this subsection (o)  
5 receives any public funds or public monies, its board shall  
6 include not less than 2 members of a labor council or councils  
7 and not less than: (i) 2 members from 2 separate minority  
8 groups, or (ii) one member who is a woman and one member from a  
9 minority group. The labor council or councils shall represent:  
10 (A) employees in the construction trades; and (B) employees in  
11 the public and private sector. The labor council, women, and  
12 minority group members shall be full commission members with  
13 all rights and privileges and shall not be compensated.

14 For purposes of this subsection:

15 "Labor council" means any organization representing  
16 multiple entities who are monitoring or attentive to  
17 compliance with public or workers' safety laws, wage and  
18 hour requirements, making or maintaining collective  
19 bargaining agreements, or other statutory requirements.

20 "Minority group" means a group that is a readily  
21 identifiable subset of the U.S. population and that is made  
22 up of persons who are any of the following:

23 (i) American Indian or Alaska Native (a person  
24 having origins in any of the original peoples of North  
25 and South America, including Central America, and who  
26 maintains tribal affiliation or community attachment).

1           (ii) Asian (a person having origins in any of the  
2           original peoples of the Far East, Southeast Asia, or  
3           the Indian subcontinent, including, but not limited  
4           to, Cambodia, China, India, Japan, Korea, Malaysia,  
5           Pakistan, the Philippine Islands, Thailand, and  
6           Vietnam).

7           (iii) Black or African American (a person having  
8           origins in any of the black racial groups of Africa).

9           (iv) Hispanic or Latino (a person of Cuban,  
10           Mexican, Puerto Rican, South or Central American, or  
11           other Spanish culture or origin, regardless of race).

12           (v) Native Hawaiian or Other Pacific Islander (a  
13           person having origins in any of the original peoples of  
14           Hawaii, Guam, Samoa, or other Pacific Islands).

15           (p) Municipalities may jointly undertake and perform  
16           redevelopment plans and projects and utilize the provisions of  
17           the Act wherever they have contiguous redevelopment project  
18           areas or they determine to adopt tax increment financing with  
19           respect to a redevelopment project area which includes  
20           contiguous real property within the boundaries of the  
21           municipalities, and in doing so, they may, by agreement between  
22           municipalities, issue obligations, separately or jointly, and  
23           expend revenues received under the Act for eligible expenses  
24           anywhere within contiguous redevelopment project areas or as  
25           otherwise permitted in the Act.

26           (q) Utilize revenues, other than State sales tax increment

1 revenues, received under this Act from one redevelopment  
2 project area for eligible costs in another redevelopment  
3 project area that is:

4 (i) contiguous to the redevelopment project area from  
5 which the revenues are received;

6 (ii) separated only by a public right of way from the  
7 redevelopment project area from which the revenues are  
8 received; or

9 (iii) separated only by forest preserve property from  
10 the redevelopment project area from which the revenues are  
11 received if the closest boundaries of the redevelopment  
12 project areas that are separated by the forest preserve  
13 property are less than one mile apart.

14 Utilize tax increment revenues for eligible costs that are  
15 received from a redevelopment project area created under the  
16 Industrial Jobs Recovery Law that is either contiguous to, or  
17 is separated only by a public right of way from, the  
18 redevelopment project area created under this Act which  
19 initially receives these revenues. Utilize revenues, other  
20 than State sales tax increment revenues, by transferring or  
21 loaning such revenues to a redevelopment project area created  
22 under the Industrial Jobs Recovery Law that is either  
23 contiguous to, or separated only by a public right of way from  
24 the redevelopment project area that initially produced and  
25 received those revenues; and, if the redevelopment project area  
26 (i) was established before the effective date of this

1 amendatory Act of the 91st General Assembly and (ii) is located  
2 within a municipality with a population of more than 100,000,  
3 utilize revenues or proceeds of obligations authorized by  
4 Section 11-74.4-7 of this Act, other than use or occupation tax  
5 revenues, to pay for any redevelopment project costs as defined  
6 by subsection (q) of Section 11-74.4-3 to the extent that the  
7 redevelopment project costs involve public property that is  
8 either contiguous to, or separated only by a public right of  
9 way from, a redevelopment project area whether or not  
10 redevelopment project costs or the source of payment for the  
11 costs are specifically set forth in the redevelopment plan for  
12 the redevelopment project area.

13 (r) If no redevelopment project has been initiated in a  
14 redevelopment project area within 7 years after the area was  
15 designated by ordinance under subsection (a), the municipality  
16 shall adopt an ordinance repealing the area's designation as a  
17 redevelopment project area; provided, however, that if an area  
18 received its designation more than 3 years before the effective  
19 date of this amendatory Act of 1994 and no redevelopment  
20 project has been initiated within 4 years after the effective  
21 date of this amendatory Act of 1994, the municipality shall  
22 adopt an ordinance repealing its designation as a redevelopment  
23 project area. Initiation of a redevelopment project shall be  
24 evidenced by either a signed redevelopment agreement or  
25 expenditures on eligible redevelopment project costs  
26 associated with a redevelopment project.

1           Notwithstanding any other provision of this Section to the  
2 contrary, with respect to a redevelopment project area  
3 designated by an ordinance that was adopted on July 29, 1998 by  
4 the City of Chicago, the City of Chicago shall adopt an  
5 ordinance repealing the area's designation as a redevelopment  
6 project area if no redevelopment project has been initiated in  
7 the redevelopment project area within 15 years after the  
8 designation of the area. The City of Chicago may retroactively  
9 repeal any ordinance adopted by the City of Chicago, pursuant  
10 to this subsection (r), that repealed the designation of a  
11 redevelopment project area designated by an ordinance that was  
12 adopted by the City of Chicago on July 29, 1998. The City of  
13 Chicago has 90 days after the effective date of this amendatory  
14 Act to repeal the ordinance. The changes to this Section made  
15 by this amendatory Act of the 96th General Assembly apply  
16 retroactively to July 27, 2005.

17           (Source: P.A. 96-1555, eff. 3-18-11; 97-333, eff. 8-12-11.)

18           (65 ILCS 5/11-74.6-15)

19           Sec. 11-74.6-15. Municipal Powers and Duties. A  
20 municipality may:

21           (a) By ordinance introduced in the governing body of the  
22 municipality within 14 to 90 days from the final adjournment of  
23 the hearing specified in Section 11-74.6-22, approve  
24 redevelopment plans and redevelopment projects, and designate  
25 redevelopment planning areas and redevelopment project areas

1 pursuant to notice and hearing required by this Act. No  
2 redevelopment planning area or redevelopment project area  
3 shall be designated unless a plan and project are approved  
4 before the designation of the area and the area shall include  
5 only those parcels of real property and improvements on those  
6 parcels substantially benefited by the proposed redevelopment  
7 project improvements. Upon adoption of the ordinances, the  
8 municipality shall forthwith transmit to the county clerk of  
9 the county or counties within which the redevelopment project  
10 area is located a certified copy of the ordinances, a legal  
11 description of the redevelopment project area, a map of the  
12 redevelopment project area, identification of the year that the  
13 county clerk shall use for determining the total initial  
14 equalized assessed value of the redevelopment project area  
15 consistent with subsection (a) of Section 11-74.6-40, and a  
16 list of the parcel or tax identification number of each parcel  
17 of property included in the redevelopment project area.

18 (b) Make and enter into all contracts necessary or  
19 incidental to the implementation and furtherance of its  
20 redevelopment plan and project.

21 (c) Within a redevelopment project area, acquire by  
22 purchase, donation, lease or eminent domain; own, convey,  
23 lease, mortgage or dispose of land and other property, real or  
24 personal, or rights or interests therein, and grant or acquire  
25 licenses, easements and options with respect to that property,  
26 all in the manner and at a price that the municipality

1 determines is reasonably necessary to achieve the objectives of  
2 the redevelopment plan and project. No conveyance, lease,  
3 mortgage, disposition of land or other property owned by a  
4 municipality, or agreement relating to the development of the  
5 municipal property shall be made or executed except pursuant to  
6 prior official action of the corporate authorities of the  
7 municipality. No conveyance, lease, mortgage, or other  
8 disposition of land owned by a municipality, and no agreement  
9 relating to the development of the municipal property, shall be  
10 made without making public disclosure of the terms and the  
11 disposition of all bids and proposals submitted to the  
12 municipality in connection therewith. The procedures for  
13 obtaining the bids and proposals shall provide reasonable  
14 opportunity for any person to submit alternative proposals or  
15 bids.

16 (d) Within a redevelopment project area, clear any area by  
17 demolition or removal of any existing buildings, structures,  
18 fixtures, utilities or improvements, and to clear and grade  
19 land.

20 (e) Within a redevelopment project area, renovate or  
21 rehabilitate or construct any structure or building, as  
22 permitted under this Law.

23 (f) Within or without a redevelopment project area,  
24 install, repair, construct, reconstruct or relocate streets,  
25 utilities and site improvements essential to the preparation of  
26 the redevelopment area for use in accordance with a

1 redevelopment plan.

2 (g) Within a redevelopment project area, fix, charge and  
3 collect fees, rents and charges for the use of all or any part  
4 of any building or property owned or leased by it.

5 (h) Issue obligations as provided in this Act.

6 (i) Accept grants, guarantees and donations of property,  
7 labor, or other things of value from a public or private source  
8 for use within a project redevelopment area.

9 (j) Acquire and construct public facilities within a  
10 redevelopment project area, as permitted under this Law.

11 (k) Incur, pay or cause to be paid redevelopment project  
12 costs; provided, however, that on and after the effective date  
13 of this amendatory Act of the 91st General Assembly, no  
14 municipality shall incur redevelopment project costs (except  
15 for planning and other eligible costs authorized by municipal  
16 ordinance or resolution that are subsequently included in the  
17 redevelopment plan for the area and are incurred after the  
18 ordinance or resolution is adopted) that are not consistent  
19 with the program for accomplishing the objectives of the  
20 redevelopment plan as included in that plan and approved by the  
21 municipality until the municipality has amended the  
22 redevelopment plan as provided elsewhere in this Law. Any  
23 payments to be made by the municipality to redevelopers or  
24 other nongovernmental persons for redevelopment project costs  
25 incurred by such redeveloper or other nongovernmental person  
26 shall be made only pursuant to the prior official action of the



1 municipality evidencing an intent to pay or cause to be paid  
2 such redevelopment project costs. A municipality is not  
3 required to obtain any right, title or interest in any real or  
4 personal property in order to pay redevelopment project costs  
5 associated with such property. The municipality shall adopt  
6 such accounting procedures as may be necessary to determine  
7 that such redevelopment project costs are properly paid.

8 (1) Create a commission of not less than 5 or more than 15  
9 persons to be appointed by the mayor or president of the  
10 municipality with the consent of the majority of the governing  
11 board of the municipality. Members of a commission appointed  
12 after the effective date of this Law shall be appointed for  
13 initial terms of 1, 2, 3, 4 and 5 years, respectively, in  
14 numbers so that the terms of not more than 1/3 of all members  
15 expire in any one year. Their successors shall be appointed for  
16 a term of 5 years. The commission, subject to approval of the  
17 corporate authorities of the municipality, may exercise the  
18 powers enumerated in this Section. The commission shall also  
19 have the power to hold the public hearings required by this Act  
20 and make recommendations to the corporate authorities  
21 concerning the adoption of redevelopment plans, redevelopment  
22 projects and designation of redevelopment project areas.

23 When a commission created under this subsection (1)  
24 receives any public funds or public monies, its board shall  
25 include not less than 2 members of a labor council or councils  
26 and not less than: (i) 2 members from 2 separate minority

1 groups, or (ii) one member who is a woman and one member from a  
2 minority group. The labor council or councils shall represent:  
3 (A) employees in the construction trades; and (B) employees in  
4 the public and private sector. The labor council, women, and  
5 minority group members shall be full commission members with  
6 all rights and privileges and shall not be compensated.

7 For purposes of this subsection:

8 "Labor council" means any organization representing  
9 multiple entities who are monitoring or attentive to  
10 compliance with public or workers' safety laws, wage and  
11 hour requirements, making or maintaining collective  
12 bargaining agreements, or other statutory requirements.

13 "Minority group" means a group that is a readily  
14 identifiable subset of the U.S. population and that is made  
15 up of persons who are any of the following:

16 (i) American Indian or Alaska Native (a person having  
17 origins in any of the original peoples of North and South  
18 America, including Central America, and who maintains  
19 tribal affiliation or community attachment).

20 (ii) Asian (a person having origins in any of the  
21 original peoples of the Far East, Southeast Asia, or  
22 the Indian subcontinent, including, but not limited  
23 to, Cambodia, China, India, Japan, Korea, Malaysia,  
24 Pakistan, the Philippine Islands, Thailand, and  
25 Vietnam).

26 (iii) Black or African American (a person having

1 origins in any of the black racial groups of Africa).

2 (iv) Hispanic or Latino (a person of Cuban,  
3 Mexican, Puerto Rican, South or Central American, or  
4 other Spanish culture or origin, regardless of race).

5 (v) Native Hawaiian or Other Pacific Islander (a  
6 person having origins in any of the original peoples of  
7 Hawaii, Guam, Samoa, or other Pacific Islands).

8 (m) Make payment in lieu of all or a portion of real  
9 property taxes due to taxing districts. If payments in lieu of  
10 all or a portion of taxes are made to taxing districts, those  
11 payments shall be made to all districts within a redevelopment  
12 project area on a basis that is proportional to the current  
13 collection of revenue which each taxing district receives from  
14 real property in the redevelopment project area.

15 (n) Exercise any and all other powers necessary to  
16 effectuate the purposes of this Act.

17 (o) In conjunction with other municipalities, undertake  
18 and perform redevelopment plans and projects and utilize the  
19 provisions of the Act wherever they have contiguous  
20 redevelopment project areas or they determine to adopt tax  
21 increment allocation financing with respect to a redevelopment  
22 project area that includes contiguous real property within the  
23 boundaries of the municipalities, and, by agreement between  
24 participating municipalities, to issue obligations, separately  
25 or jointly, and expend revenues received under this Act for  
26 eligible expenses anywhere within contiguous redevelopment

1 project areas or as otherwise permitted in the Act. Two or more  
2 municipalities may designate a joint redevelopment project  
3 area under this subsection (o) for a single Industrial Park  
4 Conservation Area comprising of property within or near the  
5 boundaries of each municipality if: (i) both municipalities are  
6 located within the same Metropolitan Statistical Area, as  
7 defined by the United States Office of Management and Budget,  
8 (ii) the 4-year average unemployment rate for that Metropolitan  
9 Statistical Area was at least 11.3%, and (iii) at least one  
10 participating municipality demonstrates that it has made  
11 commitments to acquire capital assets to commence the project  
12 and that the acquisition will occur on or before December 31,  
13 2011. The joint redevelopment project area must encompass an  
14 interstate highway exchange for access and be located, in part,  
15 adjacent to a landfill or other solid waste disposal facility.

16 (p) Create an Industrial Jobs Recovery Advisory Committee  
17 of not more than 15 members to be appointed by the mayor or  
18 president of the municipality with the consent of the majority  
19 of the governing board of the municipality. The members of that  
20 Committee shall be appointed for initial terms of 1, 2, and 3  
21 years respectively, in numbers so that the terms of not more  
22 than 1/3 of all members expire in any one year. Their  
23 successors shall be appointed for a term of 3 years. The  
24 Committee shall have none of the powers enumerated in this  
25 Section. The Committee shall serve in an advisory capacity  
26 only. The Committee may advise the governing board of the

1 municipality and other municipal officials regarding  
2 development issues and opportunities within the redevelopment  
3 project area. The Committee may also promote and publicize  
4 development opportunities in the redevelopment project area.

5 (q) If a redevelopment project has not been initiated in a  
6 redevelopment project area within 5 years after the area was  
7 designated by ordinance under subsection (a), the municipality  
8 shall adopt an ordinance repealing the area's designation as a  
9 redevelopment project area. Initiation of a redevelopment  
10 project shall be evidenced by either a signed redevelopment  
11 agreement or expenditures on eligible redevelopment project  
12 costs associated with a redevelopment project.

13 (r) Within a redevelopment planning area, transfer or loan  
14 tax increment revenues from one redevelopment project area to  
15 another redevelopment project area for expenditure on eligible  
16 costs in the receiving area.

17 (s) Use tax increment revenue produced in a redevelopment  
18 project area created under this Law by transferring or loaning  
19 such revenues to a redevelopment project area created under the  
20 Tax Increment Allocation Redevelopment Act that is either  
21 contiguous to, or separated only by a public right of way from,  
22 the redevelopment project area that initially produced and  
23 received those revenues.

24 (t) The estimated dates of completion of the redevelopment  
25 project and retirement of obligations issued to finance  
26 redevelopment project costs (including refunding bonds under

1 Section 11-74.6-30) may not be later than December 31 of the  
2 year in which the payment to the municipal treasurer as  
3 provided in subsection (b) of Section 11-74.6-35 of this Act is  
4 to be made with respect to ad valorem taxes levied in the 35th  
5 calendar year after the year in which the ordinance approving  
6 the redevelopment project area was adopted if the ordinance was  
7 adopted on September 23, 1997 by the City of Granite City.

8 (Source: P.A. 99-263, eff. 8-4-15.)

9 Section 25. The Economic Development Project Area Tax  
10 Increment Allocation Act of 1995 is amended by changing Section  
11 60 as follows:

12 (65 ILCS 110/60)

13 Sec. 60. Powers of municipalities; economic development  
14 project area commissions. In addition to powers that it may now  
15 have, a municipality has the following powers under this Act:

16 (1) To make and enter into all contracts necessary or  
17 incidental to the implementation and furtherance of an economic  
18 development plan.

19 (2) Within an economic development project area, to acquire  
20 by purchase, donation, lease, or eminent domain and to own,  
21 convey, lease, mortgage, or dispose of land and other real or  
22 personal property or rights or interests in property and to  
23 grant or acquire licenses, easements, and options with respect  
24 to property, all in the manner and at a price the municipality

1 determines is reasonably necessary to achieve the objectives of  
2 the economic development project. No conveyance, lease,  
3 mortgage, disposition of land, or agreement relating to the  
4 development of property shall be made or executed except  
5 pursuant to prior official action of the municipality. No  
6 conveyance, lease, mortgage, or other disposition of land in  
7 furtherance of an economic development project, and no  
8 agreement relating to the development of property in  
9 furtherance of an economic development project, shall be made  
10 without making public disclosure of the terms and disposition  
11 of all bids and proposals submitted to the municipality in  
12 connection with that action.

13 (3) To clear any area within an economic development  
14 project area by demolition or removal of any existing  
15 buildings, structures, fixtures, utilities, or improvements  
16 and to clear and grade land.

17 (4) To install, repair, construct, reconstruct, extend or  
18 relocate public streets, public utilities, and other public  
19 site improvements located outside the boundaries of an economic  
20 development project area that are essential to the preparation  
21 of an economic development project area for use in accordance  
22 with an economic development plan.

23 (5) To renovate, rehabilitate, reconstruct, relocate,  
24 repair, or remodel any existing buildings, improvements, and  
25 fixtures within an economic development project area.

26 (6) To install or construct any buildings, structures,

1 works, streets, improvements, utilities, or fixtures within an  
2 economic development project area.

3 (7) To issue obligations as provided in this Act.

4 (8) To fix, charge, and collect fees, rents, and charges  
5 for the use of any building, facility, or property or any  
6 portion of a building, facility, or property owned or leased by  
7 the municipality in furtherance of an economic development  
8 project under this Act within an economic development project  
9 area.

10 (9) To accept grants, guarantees, donations of property or  
11 labor, or any other thing of value for use in connection with  
12 an economic development project.

13 (10) To pay or cause to be paid economic development  
14 project costs, including, specifically, to reimburse any  
15 developer or nongovernmental person for economic development  
16 project costs incurred by that person. Any payments to be made  
17 by a municipality to developers or other nongovernmental  
18 persons for economic development project costs incurred by the  
19 developer or other nongovernmental person shall be made only  
20 pursuant to the prior official action of the municipality  
21 evidencing an intent to pay or cause to be paid those economic  
22 development costs. A municipality is not required to obtain any  
23 right, title, or interest in any real or personal property in  
24 order to pay economic development project costs associated with  
25 the property. The municipality shall adopt accounting  
26 procedures necessary to determine that the economic



1 development project costs are properly paid.

2 (11) To utilize revenues received under this Act from one  
3 economic development project area for economic development  
4 project costs in another economic development project area that  
5 is either contiguous to, or is separated only by a public  
6 right-of-way from, the economic development project area from  
7 which the revenues are received.

8 (12) To exercise any and all other powers necessary to  
9 effectuate the purposes of this Act.

10 (13) To create a commission of not less than 5 or more than  
11 15 persons to be appointed by the corporate authorities of the  
12 municipality. Members of a commission shall be appointed for  
13 initial terms of 1, 2, 3, 4, and 5 years, respectively, in  
14 numbers to provide that the terms of not more than one-third of  
15 all the members shall expire in any one year. Their successors  
16 shall be appointed for a term of 5 years. The commission,  
17 subject to approval of the corporate authorities, may exercise  
18 the powers enumerated in this Section. The commission also may  
19 hold the public hearings required by this Act and make  
20 recommendations to the corporate authorities concerning the  
21 approval of economic development plans, the establishment of  
22 economic development project areas, and the adoption of tax  
23 increment allocation financing for economic development  
24 project areas.

25 When a commission created under this paragraph (13)  
26 receives any public funds or public monies, its board shall

1 include not less than 2 members of a labor council or councils  
2 and not less than: (i) 2 members from 2 separate minority  
3 groups, or (ii) one member who is a woman and one member from a  
4 minority group. The labor council or councils shall represent:  
5 (A) employees in the construction trades; and (B) employees in  
6 the public and private sector. The labor council, women, and  
7 minority group members shall be full commission members with  
8 all rights and privileges and shall not be compensated.

9 For purposes of this paragraph:

10 "Labor council" means any organization representing  
11 multiple entities who are monitoring or attentive to  
12 compliance with public or workers' safety laws, wage and  
13 hour requirements, making or maintaining collective  
14 bargaining agreements, or other statutory requirements.

15 "Minority group" means a group that is a readily  
16 identifiable subset of the U.S. population and that is made  
17 up of persons who are any of the following:

18 (i) American Indian or Alaska Native (a person  
19 having origins in any of the original peoples of North  
20 and South America, including Central America, and who  
21 maintains tribal affiliation or community attachment).

22 (ii) Asian (a person having origins in any of the  
23 original peoples of the Far East, Southeast Asia, or  
24 the Indian subcontinent, including, but not limited  
25 to, Cambodia, China, India, Japan, Korea, Malaysia,  
26 Pakistan, the Philippine Islands, Thailand, and

1 Vietnam).

2 (iii) Black or African American (a person having  
3 origins in any of the black racial groups of Africa).

4 (iv) Hispanic or Latino (a person of Cuban,  
5 Mexican, Puerto Rican, South or Central American, or  
6 other Spanish culture or origin, regardless of race).

7 (v) Native Hawaiian or Other Pacific Islander (a  
8 person having origins in any of the original peoples of  
9 Hawaii, Guam, Samoa, or other Pacific Islands).

10 (Source: P.A. 89-176, eff. 1-1-96.)".