

Resolution No. 31-13

**A RESOLUTION CLARIFYING THE COMMERCIAL FAÇADE IMPROVEMENT PROGRAM  
OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS**

**WHEREAS**, on November 21, 2011, the President and Board of Trustees (the “*Corporate Authorities*”) of the Village of East Dundee, Cook and Kane Counties, Illinois (the “*Village*”), approved the Façade Improvement Grant Program (the “*Program*”) for commercial properties within the Village; and,

**WHEREAS**, the Corporate Authorities desire to clarify the requirements of this Program which has been utilized by several owners of commercial properties, in order to encourage more property owners to participate; and,

**WHEREAS**, the question has arisen as to whether or not the Prevailing Wage Act is applicable to the construction of new facades where grants from the Village utilize revenues generated from the designation of the Downtown Redevelopment Project Area pursuant to the Illinois Tax Increment Allocation Redevelopment Act (65 ILCS 5/11-74.4-1 *et seq.* (“*TIF*”)); and,

**WHEREAS**, the Department of Labor of the State of Illinois has published the following direction:

“Private projects funded solely by means of TIF financing whether credits, reimbursement of eligible expenses through a TIF or direct payments from the TIF and which do not receive any other funding which qualifies as “public funds” are not covered by the Prevailing Wage Act. However, if a project is undertaken by a public body, whether it is a governmental body or an institution supported in whole or in part with public funds [*it*] is subject to the Act.”

**WHEREAS**, the Corporate Authorities desired to clarify the requirements of the Program in order to comply with all applicable state and federal laws.

**NOW, THEREFORE, BE IT RESOLVED** by the President and Board of Trustees of the Village of East Dundee, Cook and Kane Counties, Illinois, that the Façade Improvement Grant Program is hereby clarified to require adherence to the Prevailing Wage Act when and as required by law.

That this Resolution shall be in full force and effect from and after its passage and approval as provided by law.

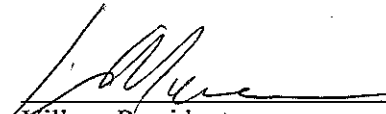
*Passed* by the President and the Village Board of Trustees of the Village of East Dundee, Illinois, this 15<sup>th</sup> day of July, 2013.

AYES: Trustees Lynam, Skillicorn, Wood and Selep


NAYS: Ø

ABSENT: Trustees Ruffulo and Gorman

**APPROVED:**

  
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Village President

*Attest:*

  
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Village Clerk