

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

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
17 or acquire licenses, easements and options with respect
18 thereto, all in the manner and at such price the municipality
19 determines is reasonably necessary to achieve the objectives of
20 the economic development project. No conveyance, lease,
21 mortgage, disposition of land or other property acquired by the
22 municipality, or agreement relating to the development of
23 property, shall be made or executed except pursuant to prior

1 official action of the municipality. No conveyance, lease,
2 mortgage or other disposition of land, and no agreement
3 relating to the development of property, shall be made without
4 making public disclosure of the terms and disposition of all
5 bids and proposals submitted to the municipality in connection
6 therewith.

7 (c) To clear any area within an economic development
8 project area by demolition or removal of any existing
9 buildings, structures, fixtures, utilities or improvements,
10 and to clear and grade land.

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

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

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

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

26 (h) To fix, charge and collect fees, rents and charges for

1 the use of any building, facility or property or any portion
2 thereof owned or leased by the municipality within an economic
3 development project area.

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

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

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

22 (l) To create a commission of not less than 5 or more than
23 15 persons to be appointed by the mayor or president of the
24 municipality with the consent of the majority of the corporate
25 authorities of the municipality. Members of a commission shall
26 be appointed for initial terms of 1, 2, 3, 4, and 5 years,

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

12 When a commission created under this subsection (1)
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. No
22 membership fees, dues, or assessments shall be required of any
23 commission member.

24 For purposes of this subsection:

25 "Labor council" means any organization representing
26 multiple entities who are monitoring or attentive to

1 compliance with public or workers' safety laws, wage and
2 hour requirements, making or maintaining collective
3 bargaining agreements, or other statutory requirements.

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

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

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

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

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

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

25 (vi) A woman.

26 "Public funds" and "public monies" mean any funds

1 received from: the federal government or any agency of the
2 federal government; any state government or any agency or
3 political subdivision of any state government; or the State
4 or any unit of local government.

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

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

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

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

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

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

1 made or executed except pursuant to prior official action of
2 the county.

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

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

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

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

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

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

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

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

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

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

1 areas, and the adoption of property tax allocation financing
2 for economic development project areas.

3 When a commission created under this subsection (1)
4 receives any public funds or public monies, its board shall
5 include not less than 2 members of a labor council or councils
6 and not less than: (i) 2 members from 2 separate minority
7 groups, or (ii) one member who is a woman and one member from a
8 minority group. The labor council or councils shall represent:
9 (A) employees in the construction trades; and (B) employees in
10 the public and private sector. The labor council, women, and
11 minority group members shall be full commission members with
12 all rights and privileges and shall not be compensated. No
13 membership fees, dues, or assessments shall be required of any
14 commission member.

15 For purposes of this subsection:

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

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

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

1 maintains tribal affiliation or community attachment).

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

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

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

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

16 (vi) A woman.

17 "Public funds" and "public monies" mean any funds
18 received from: the federal government or any agency of the
19 federal government; any state government or any agency or
20 political subdivision of any state government; or the State
21 or any unit of local government.

22 (Source: P.A. 86-1388.)

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

1 (55 ILCS 90/60) (from Ch. 34, par. 8060)

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

5 (1) To make and enter into all contracts necessary or
6 incidental to the implementation and furtherance of an
7 economic development plan.

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

25 (3) To clear any area within an economic development

1 project area by demolition or removal of any existing
2 buildings, structures, fixtures, utilities, or
3 improvements and to clear and grade land.

4 (4) To install, repair, construct, reconstruct, or
5 relocate public streets, public utilities, and other
6 public site improvements located outside the boundaries of
7 an economic development project area that are essential to
8 the preparation of an economic development project area for
9 use in accordance with an economic development plan.

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

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

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

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

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

25 (10) To pay or cause to be paid economic development
26 project costs, including, specifically, to reimburse any

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

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

17 (12) To create a commission of not less than 5 or more
18 than 15 persons to be appointed by the corporate
19 authorities of the county. Members of a commission shall be
20 appointed for initial terms of 1, 2, 3, 4, and 5 years,
21 respectively, in numbers to provide that the terms of not
22 more than one-third of all the members shall expire in any
23 one year. Their successors shall be appointed for a term of
24 5 years. The commission, subject to approval of the
25 corporate authorities, may exercise the powers enumerated
26 in this Section. The commission also may hold the public

1 hearings required by this Act and make recommendations to
2 the corporate authorities concerning the approval of
3 economic development plans, the establishment of economic
4 development project areas, and the adoption of tax
5 increment allocation financing for economic development
6 project areas.

7 When a commission created under this paragraph (12)
8 receives any public funds or public monies, its board shall
9 include not less than 2 members of a labor council or councils
10 and not less than: (i) 2 members from 2 separate minority
11 groups, or (ii) one member who is a woman and one member from a
12 minority group. The labor council or councils shall represent:
13 (A) employees in the construction trades; and (B) employees in
14 the public and private sector. The labor council, women, and
15 minority group members shall be full commission members with
16 all rights and privileges and shall not be compensated. No
17 membership fees, dues, or assessments shall be required of any
18 commission member.

19 For purposes of this paragraph:

20 "Labor council" means any organization representing
21 multiple entities who are monitoring or attentive to
22 compliance with public or workers' safety laws, wage and
23 hour requirements, making or maintaining collective
24 bargaining agreements, or other statutory requirements.

25 "Minority group" means a group that is a readily
26 identifiable subset of the U.S. population and that is made

1 up of persons who are any of the following:

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

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

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

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

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

20 (vi) A woman.

21 "Public funds" and "public monies" mean any funds
22 received from: the federal government or any agency of the
23 federal government; any state government or any agency or
24 political subdivision of any state government; or the State
25 or any unit of local government.

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

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

3 (65 ILCS 5/11-74.4-4) (from Ch. 24, par. 11-74.4-4)

4 Sec. 11-74.4-4. Municipal powers and duties; redevelopment
5 project areas. The changes made by this amendatory Act of the
6 91st General Assembly do not apply to a municipality that, (i)
7 before the effective date of this amendatory Act of the 91st
8 General Assembly, has adopted an ordinance or resolution fixing
9 a time and place for a public hearing under Section 11-74.4-5
10 or (ii) before July 1, 1999, has adopted an ordinance or
11 resolution providing for a feasibility study under Section
12 11-74.4-4.1, but has not yet adopted an ordinance approving
13 redevelopment plans and redevelopment projects or designating
14 redevelopment project areas under this Section, until after
15 that municipality adopts an ordinance approving redevelopment
16 plans and redevelopment projects or designating redevelopment
17 project areas under this Section; thereafter the changes made
18 by this amendatory Act of the 91st General Assembly apply to
19 the same extent that they apply to redevelopment plans and
20 redevelopment projects that were approved and redevelopment
21 projects that were designated before the effective date of this
22 amendatory Act of the 91st General Assembly.

23 A municipality may:

24 (a) By ordinance introduced in the governing body of the

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

21 (b) Make and enter into all contracts with property owners,
22 developers, tenants, overlapping taxing bodies, and others
23 necessary or incidental to the implementation and furtherance
24 of its redevelopment plan and project. Contract provisions
25 concerning loan repayment obligations in contracts entered
26 into on or after the effective date of this amendatory Act of

1 the 93rd General Assembly shall terminate no later than the
2 last to occur of the estimated dates of completion of the
3 redevelopment project and retirement of the obligations issued
4 to finance redevelopment project costs as required by item (3)
5 of subsection (n) of Section 11-74.4-3. Payments received under
6 contracts entered into by the municipality prior to the
7 effective date of this amendatory Act of the 93rd General
8 Assembly that are received after the redevelopment project area
9 has been terminated by municipal ordinance shall be deposited
10 into a special fund of the municipality to be used for other
11 community redevelopment needs within the redevelopment project
12 area.

13 (c) Within a redevelopment project area, acquire by
14 purchase, donation, lease or eminent domain; own, convey,
15 lease, mortgage or dispose of land and other property, real or
16 personal, or rights or interests therein, and grant or acquire
17 licenses, easements and options with respect thereto, all in
18 the manner and at such price the municipality determines is
19 reasonably necessary to achieve the objectives of the
20 redevelopment plan and project. No conveyance, lease,
21 mortgage, disposition of land or other property owned by a
22 municipality, or agreement relating to the development of such
23 municipal property shall be made except upon the adoption of an
24 ordinance by the corporate authorities of the municipality.
25 Furthermore, no conveyance, lease, mortgage, or other
26 disposition of land owned by a municipality or agreement

1 relating to the development of such municipal property shall be
2 made without making public disclosure of the terms of the
3 disposition and all bids and proposals made in response to the
4 municipality's request. The procedures for obtaining such bids
5 and proposals shall provide reasonable opportunity for any
6 person to submit alternative proposals or bids.

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

9 (e) Within a redevelopment project area, renovate or
10 rehabilitate or construct any structure or building, as
11 permitted under this Act.

12 (f) Install, repair, construct, reconstruct or relocate
13 streets, utilities and site improvements essential to the
14 preparation of the redevelopment area for use in accordance
15 with a redevelopment plan.

16 (g) Within a redevelopment project area, fix, charge and
17 collect fees, rents and charges for the use of any building or
18 property owned or leased by it or any part thereof, or facility
19 therein.

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

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

25 (j) Incur project redevelopment costs and reimburse
26 developers who incur redevelopment project costs authorized by

1 a redevelopment agreement; provided, however, that on and after
2 the effective date of this amendatory Act of the 91st General
3 Assembly, no municipality shall incur redevelopment project
4 costs (except for planning costs and any other eligible costs
5 authorized by municipal ordinance or resolution that are
6 subsequently included in the redevelopment plan for the area
7 and are incurred by the municipality after the ordinance or
8 resolution is adopted) that are not consistent with the program
9 for accomplishing the objectives of the redevelopment plan as
10 included in that plan and approved by the municipality until
11 the municipality has amended the redevelopment plan as provided
12 elsewhere in this Act.

13 (k) Create a commission of not less than 5 or more than 15
14 persons 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. Members of a commission appointed
17 after the effective date of this amendatory Act of 1987 shall
18 be appointed for initial terms of 1, 2, 3, 4 and 5 years,
19 respectively, in such numbers as to provide that the terms of
20 not more than 1/3 of all such members shall expire in any one
21 year. Their successors shall be appointed for a term of 5
22 years. The commission, subject to approval of the corporate
23 authorities may exercise the powers enumerated in this Section.
24 The commission shall also have the power to hold the public
25 hearings required by this division and make recommendations to
26 the corporate authorities concerning the adoption of

1 redevelopment plans, redevelopment projects and designation of
2 redevelopment project areas.

3 When a commission created under this subsection (k)
4 receives any public funds or public monies, its board shall
5 include not less than 2 members of a labor council or councils
6 and not less than: (i) 2 members from 2 separate minority
7 groups, or (ii) one member who is a woman and one member from a
8 minority group. The labor council or councils shall represent:
9 (A) employees in the construction trades; and (B) employees in
10 the public and private sector. The labor council, women, and
11 minority group members shall be full commission members with
12 all rights and privileges and shall not be compensated. No
13 membership fees, dues, or assessments shall be required of any
14 commission member.

15 For purposes of this subsection:

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

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

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

1 maintains tribal affiliation or community attachment).

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

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

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

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

16 (vi) A woman.

17 "Public funds" and "public monies" mean any funds
18 received from: the federal government or any agency of the
19 federal government; any state government or any agency or
20 political subdivision of any state government; or the State
21 or any unit of local government.

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

1 revenue which each taxing district receives from real property
2 in the redevelopment project area.

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

5 (n) If any member of the corporate authority, a member of a
6 commission established pursuant to Section 11-74.4-4(k) of
7 this Act, or an employee or consultant of the municipality
8 involved in the planning and preparation of a redevelopment
9 plan, or project for a redevelopment project area or proposed
10 redevelopment project area, as defined in Sections
11 11-74.4-3(i) through (k) of this Act, owns or controls an
12 interest, direct or indirect, in any property included in any
13 redevelopment area, or proposed redevelopment area, he or she
14 shall disclose the same in writing to the clerk of the
15 municipality, and shall also so disclose the dates and terms
16 and conditions of any disposition of any such interest, which
17 disclosures shall be acknowledged by the corporate authorities
18 and entered upon the minute books of the corporate authorities.
19 If an individual holds such an interest then that individual
20 shall refrain from any further official involvement in regard
21 to such redevelopment plan, project or area, from voting on any
22 matter pertaining to such redevelopment plan, project or area,
23 or communicating with other members concerning corporate
24 authorities, commission or employees concerning any matter
25 pertaining to said redevelopment plan, project or area.
26 Furthermore, no such member or employee shall acquire of any

1 interest direct, or indirect, in any property in a
2 redevelopment area or proposed redevelopment area after either
3 (a) such individual obtains knowledge of such plan, project or
4 area or (b) first public notice of such plan, project or area
5 pursuant to Section 11-74.4-6 of this Division, whichever
6 occurs first. For the purposes of this subsection, a property
7 interest acquired in a single parcel of property by a member of
8 the corporate authority, which property is used exclusively as
9 the member's primary residence, shall not be deemed to
10 constitute an interest in any property included in a
11 redevelopment area or proposed redevelopment area that was
12 established before December 31, 1989, but the member must
13 disclose the acquisition to the municipal clerk under the
14 provisions of this subsection. A single property interest
15 acquired within one year after the effective date of this
16 amendatory Act of the 94th General Assembly or 2 years after
17 the effective date of this amendatory Act of the 95th General
18 Assembly by a member of the corporate authority does not
19 constitute an interest in any property included in any
20 redevelopment area or proposed redevelopment area, regardless
21 of when the redevelopment area was established, if (i) the
22 property is used exclusively as the member's primary residence,
23 (ii) the member discloses the acquisition to the municipal
24 clerk under the provisions of this subsection, (iii) the
25 acquisition is for fair market value, (iv) the member acquires
26 the property as a result of the property being publicly

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

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

1 opportunities in the redevelopment project area or the area
2 within the State Sales Tax Boundary.

3 When a commission created under this subsection (o)
4 receives any public funds or public monies, its board shall
5 include not less than 2 members of a labor council or councils
6 and not less than: (i) 2 members from 2 separate minority
7 groups, or (ii) one member who is a woman and one member from a
8 minority group. The labor council or councils shall represent:
9 (A) employees in the construction trades; and (B) employees in
10 the public and private sector. The labor council, women, and
11 minority group members shall be full commission members with
12 all rights and privileges and shall not be compensated. No
13 membership fees, dues, or assessments shall be required of any
14 commission member.

15 For purposes of this subsection:

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

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

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

1 maintains tribal affiliation or community attachment).

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

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

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

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

16 (vi) A woman.

17 "Public funds" and "public monies" mean any funds
18 received from: the federal government or any agency of the
19 federal government; any state government or any agency or
20 political subdivision of any state government; or the State
21 or any unit of local government.

22 (p) Municipalities may jointly undertake and perform
23 redevelopment plans and projects and utilize the provisions of
24 the Act wherever they have contiguous redevelopment project
25 areas or they determine to adopt tax increment financing with
26 respect to a redevelopment project area which includes

1 contiguous real property within the boundaries of the
2 municipalities, and in doing so, they may, by agreement between
3 municipalities, issue obligations, separately or jointly, and
4 expend revenues received under the Act for eligible expenses
5 anywhere within contiguous redevelopment project areas or as
6 otherwise permitted in the Act.

7 (q) Utilize revenues, other than State sales tax increment
8 revenues, received under this Act from one redevelopment
9 project area for eligible costs in another redevelopment
10 project area that is:

11 (i) contiguous to the redevelopment project area from
12 which the revenues are received;

13 (ii) separated only by a public right of way from the
14 redevelopment project area from which the revenues are
15 received; or

16 (iii) separated only by forest preserve property from
17 the redevelopment project area from which the revenues are
18 received if the closest boundaries of the redevelopment
19 project areas that are separated by the forest preserve
20 property are less than one mile apart.

21 Utilize tax increment revenues for eligible costs that are
22 received from a redevelopment project area created under the
23 Industrial Jobs Recovery Law that is either contiguous to, or
24 is separated only by a public right of way from, the
25 redevelopment project area created under this Act which
26 initially receives these revenues. Utilize revenues, other

1 than State sales tax increment revenues, by transferring or
2 loaning such revenues to a redevelopment project area created
3 under the Industrial Jobs Recovery Law that is either
4 contiguous to, or separated only by a public right of way from
5 the redevelopment project area that initially produced and
6 received those revenues; and, if the redevelopment project area
7 (i) was established before the effective date of this
8 amendatory Act of the 91st General Assembly and (ii) is located
9 within a municipality with a population of more than 100,000,
10 utilize revenues or proceeds of obligations authorized by
11 Section 11-74.4-7 of this Act, other than use or occupation tax
12 revenues, to pay for any redevelopment project costs as defined
13 by subsection (q) of Section 11-74.4-3 to the extent that the
14 redevelopment project costs involve public property that is
15 either contiguous to, or separated only by a public right of
16 way from, a redevelopment project area whether or not
17 redevelopment project costs or the source of payment for the
18 costs are specifically set forth in the redevelopment plan for
19 the redevelopment project area.

20 (r) If no redevelopment project has been initiated in a
21 redevelopment project area within 7 years after the area was
22 designated by ordinance under subsection (a), the municipality
23 shall adopt an ordinance repealing the area's designation as a
24 redevelopment project area; provided, however, that if an area
25 received its designation more than 3 years before the effective
26 date of this amendatory Act of 1994 and no redevelopment

1 project has been initiated within 4 years after the effective
2 date of this amendatory Act of 1994, the municipality shall
3 adopt an ordinance repealing its designation as a redevelopment
4 project area. Initiation of a redevelopment project shall be
5 evidenced by either a signed redevelopment agreement or
6 expenditures on eligible redevelopment project costs
7 associated with a redevelopment project.

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

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

1 Sec. 11-74.6-15. Municipal Powers and Duties. A
2 municipality may:

3 (a) By ordinance introduced in the governing body of the
4 municipality within 14 to 90 days from the final adjournment of
5 the hearing specified in Section 11-74.6-22, approve
6 redevelopment plans and redevelopment projects, and designate
7 redevelopment planning areas and redevelopment project areas
8 pursuant to notice and hearing required by this Act. No
9 redevelopment planning area or redevelopment project area
10 shall be designated unless a plan and project are approved
11 before the designation of the area and the area shall include
12 only those parcels of real property and improvements on those
13 parcels substantially benefited by the proposed redevelopment
14 project improvements. Upon adoption of the ordinances, the
15 municipality shall forthwith transmit to the county clerk of
16 the county or counties within which the redevelopment project
17 area is located a certified copy of the ordinances, a legal
18 description of the redevelopment project area, a map of the
19 redevelopment project area, identification of the year that the
20 county clerk shall use for determining the total initial
21 equalized assessed value of the redevelopment project area
22 consistent with subsection (a) of Section 11-74.6-40, and a
23 list of the parcel or tax identification number of each parcel
24 of property included in the redevelopment project area.

25 (b) Make and enter into all contracts necessary or
26 incidental to the implementation and furtherance of its

1 redevelopment plan and project.

2 (c) Within a redevelopment project area, acquire by
3 purchase, donation, lease or eminent domain; own, convey,
4 lease, mortgage or dispose of land and other property, real or
5 personal, or rights or interests therein, and grant or acquire
6 licenses, easements and options with respect to that property,
7 all in the manner and at a price that the municipality
8 determines is reasonably necessary to achieve the objectives of
9 the redevelopment plan and project. No conveyance, lease,
10 mortgage, disposition of land or other property owned by a
11 municipality, or agreement relating to the development of the
12 municipal property shall be made or executed except pursuant to
13 prior official action of the corporate authorities of the
14 municipality. No conveyance, lease, mortgage, or other
15 disposition of land owned by a municipality, and no agreement
16 relating to the development of the municipal property, shall be
17 made without making public disclosure of the terms and the
18 disposition of all bids and proposals submitted to the
19 municipality in connection therewith. The procedures for
20 obtaining the bids and proposals shall provide reasonable
21 opportunity for any person to submit alternative proposals or
22 bids.

23 (d) Within a redevelopment project area, clear any area by
24 demolition or removal of any existing buildings, structures,
25 fixtures, utilities or improvements, and to clear and grade
26 land.

1 (e) Within a redevelopment project area, renovate or
2 rehabilitate or construct any structure or building, as
3 permitted under this Law.

4 (f) Within or without a redevelopment project area,
5 install, repair, construct, reconstruct or relocate streets,
6 utilities and site improvements essential to the preparation of
7 the redevelopment area for use in accordance with a
8 redevelopment plan.

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

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

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

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

18 (k) Incur, pay or cause to be paid redevelopment project
19 costs; provided, however, that on and after the effective date
20 of this amendatory Act of the 91st General Assembly, no
21 municipality shall incur redevelopment project costs (except
22 for planning and other eligible costs authorized by municipal
23 ordinance or resolution that are subsequently included in the
24 redevelopment plan for the area and are incurred after the
25 ordinance or resolution is adopted) that are not consistent
26 with the program for accomplishing the objectives of the

1 redevelopment plan as included in that plan and approved by the
2 municipality until the municipality has amended the
3 redevelopment plan as provided elsewhere in this Law. Any
4 payments to be made by the municipality to redevelopers or
5 other nongovernmental persons for redevelopment project costs
6 incurred by such redeveloper or other nongovernmental person
7 shall be made only pursuant to the prior official action of the
8 municipality evidencing an intent to pay or cause to be paid
9 such redevelopment project costs. A municipality is not
10 required to obtain any right, title or interest in any real or
11 personal property in order to pay redevelopment project costs
12 associated with such property. The municipality shall adopt
13 such accounting procedures as may be necessary to determine
14 that such redevelopment project costs are properly paid.

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

1 and make recommendations to the corporate authorities
2 concerning the adoption of redevelopment plans, redevelopment
3 projects and designation of redevelopment project areas.

4 When a commission created under this subsection (1)
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. No
14 membership fees, dues, or assessments shall be required of any
15 commission member.

16 For purposes of this subsection:

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

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

25 (i) American Indian or Alaska Native (a person
26 having origins in any of the original peoples of North

1 and South America, including Central America, and who
2 maintains tribal affiliation or community attachment).

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

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

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

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

17 (vi) A woman.

18 "Public funds" and "public monies" mean any funds
19 received from: the federal government or any agency of the
20 federal government; any state government or any agency or
21 political subdivision of any state government; or the State
22 or any unit of local government.

23 (m) Make payment in lieu of all or a portion of real
24 property taxes due to taxing districts. If payments in lieu of
25 all or a portion of taxes are made to taxing districts, those
26 payments shall be made to all districts within a redevelopment

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

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

6 (o) In conjunction with other municipalities, undertake
7 and perform redevelopment plans and projects and utilize the
8 provisions of the Act wherever they have contiguous
9 redevelopment project areas or they determine to adopt tax
10 increment allocation financing with respect to a redevelopment
11 project area that includes contiguous real property within the
12 boundaries of the municipalities, and, by agreement between
13 participating municipalities, to issue obligations, separately
14 or jointly, and expend revenues received under this Act for
15 eligible expenses anywhere within contiguous redevelopment
16 project areas or as otherwise permitted in the Act. Two or more
17 municipalities may designate a joint redevelopment project
18 area under this subsection (o) for a single Industrial Park
19 Conservation Area comprising of property within or near the
20 boundaries of each municipality if: (i) both municipalities are
21 located within the same Metropolitan Statistical Area, as
22 defined by the United States Office of Management and Budget,
23 (ii) the 4-year average unemployment rate for that Metropolitan
24 Statistical Area was at least 11.3%, and (iii) at least one
25 participating municipality demonstrates that it has made
26 commitments to acquire capital assets to commence the project

1 and that the acquisition will occur on or before December 31,
2 2011. The joint redevelopment project area must encompass an
3 interstate highway exchange for access and be located, in part,
4 adjacent to a landfill or other solid waste disposal facility.

5 (p) Create an Industrial Jobs Recovery Advisory Committee
6 of not more than 15 members to be appointed by the mayor or
7 president of the municipality with the consent of the majority
8 of the governing board of the municipality. The members of that
9 Committee shall be appointed for initial terms of 1, 2, and 3
10 years respectively, in numbers so that the terms of not more
11 than 1/3 of all members expire in any one year. Their
12 successors shall be appointed for a term of 3 years. The
13 Committee shall have none of the powers enumerated in this
14 Section. The Committee shall serve in an advisory capacity
15 only. The Committee may advise the governing board of the
16 municipality and other municipal officials regarding
17 development issues and opportunities within the redevelopment
18 project area. The Committee may also promote and publicize
19 development opportunities in the redevelopment project area.

20 (q) If a redevelopment project has not been initiated in a
21 redevelopment project area within 5 years after the area was
22 designated by ordinance under subsection (a), the municipality
23 shall adopt an ordinance repealing the area's designation as a
24 redevelopment project area. Initiation of a redevelopment
25 project shall be evidenced by either a signed redevelopment
26 agreement or expenditures on eligible redevelopment project

1 costs associated with a redevelopment project.

2 (r) Within a redevelopment planning area, transfer or loan
3 tax increment revenues from one redevelopment project area to
4 another redevelopment project area for expenditure on eligible
5 costs in the receiving area.

6 (s) Use tax increment revenue produced in a redevelopment
7 project area created under this Law by transferring or loaning
8 such revenues to a redevelopment project area created under the
9 Tax Increment Allocation Redevelopment Act that is either
10 contiguous to, or separated only by a public right of way from,
11 the redevelopment project area that initially produced and
12 received those revenues.

13 (t) The estimated dates of completion of the redevelopment
14 project and retirement of obligations issued to finance
15 redevelopment project costs (including refunding bonds under
16 Section 11-74.6-30) may not be later than December 31 of the
17 year in which the payment to the municipal treasurer as
18 provided in subsection (b) of Section 11-74.6-35 of this Act is
19 to be made with respect to ad valorem taxes levied in the 35th
20 calendar year after the year in which the ordinance approving
21 the redevelopment project area was adopted if the ordinance was
22 adopted on September 23, 1997 by the City of Granite City.

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

24 Section 25. The Economic Development Project Area Tax
25 Increment Allocation Act of 1995 is amended by changing Section

1 60 as follows:

2 (65 ILCS 110/60)

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

6 (1) To make and enter into all contracts necessary or
7 incidental to the implementation and furtherance of an economic
8 development plan.

9 (2) Within an economic development project area, to acquire
10 by purchase, donation, lease, or eminent domain and to own,
11 convey, lease, mortgage, or dispose of land and other real or
12 personal property or rights or interests in property and to
13 grant or acquire licenses, easements, and options with respect
14 to property, all in the manner and at a price the municipality
15 determines is reasonably necessary to achieve the objectives of
16 the economic development project. No conveyance, lease,
17 mortgage, disposition of land, or agreement relating to the
18 development of property shall be made or executed except
19 pursuant to prior official action of the municipality. No
20 conveyance, lease, mortgage, or other disposition of land in
21 furtherance of an economic development project, and no
22 agreement relating to the development of property in
23 furtherance of an economic development project, shall be made
24 without making public disclosure of the terms and disposition
25 of all bids and proposals submitted to the municipality in

1 connection with that action.

2 (3) 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 (4) To install, repair, construct, reconstruct, extend or
7 relocate public streets, public utilities, and other public
8 site improvements located outside the boundaries of an economic
9 development project area that are essential to the preparation
10 of an economic development project area for use in accordance
11 with an economic development plan.

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

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

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

19 (8) To fix, charge, and collect fees, rents, and charges
20 for the use of any building, facility, or property or any
21 portion of a building, facility, or property owned or leased by
22 the municipality in furtherance of an economic development
23 project under this Act within an economic development project
24 area.

25 (9) To accept grants, guarantees, donations of property or
26 labor, or any other thing of value for use in connection with

1 an economic development project.

2 (10) To pay or cause to be paid economic development
3 project costs, including, specifically, to reimburse any
4 developer or nongovernmental person for economic development
5 project costs incurred by that person. Any payments to be made
6 by a municipality to developers or other nongovernmental
7 persons for economic development project costs incurred by the
8 developer or other nongovernmental person shall be made only
9 pursuant to the prior official action of the municipality
10 evidencing an intent to pay or cause to be paid those economic
11 development costs. A municipality is not required to obtain any
12 right, title, or interest in any real or personal property in
13 order to pay economic development project costs associated with
14 the property. The municipality shall adopt accounting
15 procedures necessary to determine that the economic
16 development project costs are properly paid.

17 (11) To utilize revenues received under this Act from one
18 economic development project area for economic development
19 project costs in another economic development project area that
20 is either contiguous to, or is separated only by a public
21 right-of-way from, the economic development project area from
22 which the revenues are received.

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

25 (13) To create a commission of not less than 5 or more than
26 15 persons to be appointed by the corporate authorities of the

1 municipality. Members of a commission shall be appointed for
2 initial terms of 1, 2, 3, 4, and 5 years, respectively, in
3 numbers to provide that the terms of not more than one-third of
4 all the members shall expire in any one year. Their successors
5 shall be appointed for a term of 5 years. The commission,
6 subject to approval of the corporate authorities, may exercise
7 the powers enumerated in this Section. The commission also may
8 hold the public hearings required by this Act and make
9 recommendations to the corporate authorities concerning the
10 approval of economic development plans, the establishment of
11 economic development project areas, and the adoption of tax
12 increment allocation financing for economic development
13 project areas.

14 When a commission created under this paragraph (13)
15 receives any public funds or public monies, its board shall
16 include not less than 2 members of a labor council or councils
17 and not less than: (i) 2 members from 2 separate minority
18 groups, or (ii) one member who is a woman and one member from a
19 minority group. The labor council or councils shall represent:
20 (A) employees in the construction trades; and (B) employees in
21 the public and private sector. The labor council, women, and
22 minority group members shall be full commission members with
23 all rights and privileges and shall not be compensated. No
24 membership fees, dues, or assessments shall be required of any
25 commission member.

26 For purposes of this paragraph:

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

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

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

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

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

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

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

1 (vi) A woman.

2 "Public funds" and "public monies" mean any funds
3 received from: the federal government or any agency of the
4 federal government; any state government or any agency or
5 political subdivision of any state government; or the State
6 or any unit of local government.

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