

RESOLUTION NO. 57-11

A RESOLUTION PROVIDING FOR AND REQUIRING THE SUBMISSION OF AN ADVISORY PUBLIC QUESTION CONCERNING WHETHER TO PROVIDE FOR A BINDING REFERENDUM RELATIVE TO LIMITING THE TERMS OF OFFICE FOR THE ELECTED OFFICIALS IN THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS, TO APPEAR ON THE BALLOT OF THE ELECTORS OF THE VILLAGE OF LOMBARD AT THE CONSOLIDATED ELECTION TO BE HELD ON APRIL 5, 2011

WHEREAS, the Village of Lombard is a municipal corporation duly organized and existing under the laws of the State of Illinois, and is a non-home rule unit of local government; and

WHEREAS, 65 ILCS 5/3.1-40-60 provides that municipalities may authorize advisory public questions for placement on the ballot at the next regularly scheduled election in the municipality; and

WHEREAS, the President and Board of Trustees of the Village of Lombard have determined that it is in the best interests of the Village of Lombard that there shall be submitted to the qualified electors of the Village of Lombard an advisory public question concerning whether to provide for a binding referendum to impose limitations on the terms of office of the Village's elected officials;

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

Section 1. That the proposition hereinafter set forth be submitted to the voters of the Village of Lombard (the "Village") at the Consolidated Election to be held on Tuesday, the 5th day of April, 2011, between the hours of 6:00 o'clock A.M. and 7:00 o'clock P.M. on said day (the "Election").

Section 2. That the Election shall be held in the voting precincts and at the polling places established by the DuPage Board of Election Commissioners (the "Election Board") for voters of the Village at the Election.

Section 3. That the Election Board shall give notice of the Election (the "Notice") by: (i) publishing the Notice once, not more than thirty (30) nor less than ten (10) days prior to the date of the Election, in a local, community newspaper having general circulation in the Village; and (ii) posting a copy of the Notice at least ten (10) days before the date of the Election at its principal office, as required by Section 12-5 of the Election Code of the State of Illinois, as amended (the "Election Code"), 10 ILCS 5/12-5.

Section 4. That the Village Clerk shall post a copy of the Notice at least ten (10) days before the date of the Election at the principal office of the Village.

Section 5. That the Notice published by the Election Board and the County Clerk, in a community newspaper having general circulation in the Village of Lombard, shall be in substantially the following form:

“NOTICE IS HEREBY GIVEN that, at the Consolidated Election to be held on Tuesday, the 5th day of April, 2011, the following proposition shall be submitted to the voters of the Village of Lombard, DuPage County, Illinois:

Shall the President and Board of Trustees of the Village of Lombard adopt a resolution to provide for a binding referendum at a future election that limits the terms of office for those persons elected to the offices of Village President, Village Clerk or Trustee in the Village of Lombard, such that no person so elected may serve more than three (3) consecutive full four (4) year terms in the same office?

The polls at said election will be open at 6:00 o'clock A.M. and will continue to be open until 7:00 o'clock P.M. of that day.

Dated this _____ day of _____, 2011.

Facsimile Signature
DuPage Board of Election Commissioners,
County of DuPage, Illinois”

Section 6. That the ballot to be used at the Election shall be in substantially the same form as is below, and shall meet the requirements of Articles 24A, 24B or 24C of the Election Code if an electronic, mechanical or electric voting system is used at the Election:

(Face of Ballot)

OFFICIAL BALLOT

**ADVISORY PROPOSITION
TO PROVIDE FOR A BINDING REFERENDUM
TO LIMIT THE TERMS OF OFFICE OF
THE ELECTED OFFICIALS OF THE VILLAGE OF LOMBARD**

(INSTRUCTIONS TO VOTERS: Mark a cross (X) in the space
opposite the word indicating the way you desire to vote.

Shall the President and Board of Trustees of the Village of Lombard adopt a resolution to provide for a binding referendum at a future election that limits the terms of office for those persons elected to the offices of Village President, Village Clerk or Trustee in the Village of Lombard, such that no person so elected may serve more than three (3) consecutive full four (4) year terms in the same office?	YES	
	NO	

(Back of Ballot)

OFFICIAL BALLOT

Official ballot for voting on the advisory proposition to provide for a binding referendum to limit the terms of office of the elected officials of the Village of Lombard, DuPage County, Illinois, at the consolidated election held on April 5, 2011.

Precinct Number: _____
Polling Place: _____

Facsimile Signature
DuPage Board of Election Commissioners,
County of DuPage, Illinois

Section 7. That the Election shall be conducted by the election judges appointed by the Election Board to act in the voting precincts at which said proposition shall be submitted to the voters of the Village of Lombard.

Section 8. That after the adoption hereof and not less than sixty-one (61) days prior to the date of the Election, or February 3, 2011, the Village Clerk shall certify a copy hereof to the Election Board in order that the advisory proposition set forth herein may be submitted to the voters of the Village of Lombard.

Section 9. The Election shall be held and conducted and the returns thereof canvassed, all in the manner and time as provided by the Illinois Election Code (10 ILCS 5/1, *et seq.*).

Section 10. That all ordinances, orders and resolutions or parts thereof in conflict herewith be and the same are hereby repealed.

Section 11. That this Resolution shall be posted in one or more public areas of the Village of Lombard.

Section 12. This Resolution shall be in full force and effect after its adoption and approval as provided by law.

ADOPTED this 6th day of January, 2011, pursuant to a roll call vote as follows:

AYES: Trustees Ware, Giagnorio, Wilson, Moreau and Fitzpatrick

NAYS: Trustee Gron

ABSENT: None

APPROVED by me this 6th day of January, 2011.


William J. Mueller, Village President

ATTEST:


Brigitte O'Brien, Village Clerk