



THE LAW OFFICES OF

*Peregrine, Stime, Newman, Ritzman & Bruckner, Ltd.*

HARTMAN E. STIME (1927-1991)  
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ROGER A. RITZMAN  
DALE W. BRUCKNER\*  
ROBERT T.C. KAY  
DAVID W. CLARK  
ELIZABETH P. SCHAFFER  
MARY P. NEAL  
LAURA L. HOIS

\* Also licensed in Wisconsin

[rritzman@psnrb.com](mailto:rritzman@psnrb.com)

December 8, 2009

Mr. David A. Hulseberg  
Village Manager  
Village of Lombard  
255 E. Wilson Avenue  
Lombard, Illinois 60148-3969

RE: Plum Library

Dear Mr. Hulsebuerg:

Enclosed is a certified copy of a Final Judgment Order entered December 1, 2009 by Judge Popejoy. By this Final Judgment Order, the Plum Library was converted to a Library District.

Please acknowledge receipt of the Final Judgment Order by returning a copy of this letter. Thanks.

Very truly yours,

PEREGRINE, STIME, NEWMAN,  
RITZMAN & BRUCKNER, LTD.

By: \_\_\_\_\_

  
Roger A. Ritzman

RAR:mka

Enclosure

M:\\_ILIBRARYDIST\PLUM\Hulseberg.Ltr.JudgmentOrder.doc

cc: Board of Library Trustees

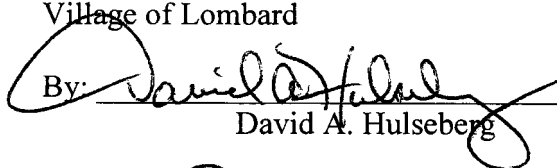
Attn: Bob Harris

Tom Bayer, Village Attorney

RECEIPT

I received this \_\_\_ day of December 2009, a certified copy of a Final Judgment Order entered in DuPage County Case No. 09 CH 4336.

Village of Lombard

By:  \_\_\_\_\_  
David A. Hulseberg

Date Signed: December 27th, 2009

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STATE OF ILLINOIS  
COUNTY OF DUPAGE

**CERTIFICATION**

I, Chris Kachiroubas, Clerk of the 18th Judicial Circuit Court Clerk, Dupage County, Illinois, do hereby certify this to be a true and correct copy as it appears from the records and files in my office. IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Seal of the said Court.

DATE ) SS DEC 04 2009

303

IN THE CIRCUIT COURT OF THE 18th JUDICIAL CIRCUIT  
DUPAGE COUNTY, ILLINOIS

By [Signature]  
Deputy Clerk

**CASE CLOSED**  
JUDGE'S INIT. [Signature]

IN THE MATTER OF )  
HELEN M. PLUM MEMORIAL LIBRARY, ) No. 09 CH 4336  
DUPAGE COUNTY, ILLINOIS )

Parties in Interest: Board of Library Trustees of the Helen M. Plum Memorial Library (Village of Lombard); Village of Lombard (Board of Trustees); County of DuPage; Illinois Municipal Retirement Fund.

FILED  
09 DEC -1 PM 2:46  
CLERK OF THE  
18th JUDICIAL CIRCUIT  
DU PAGE COUNTY, ILLINOIS  
[Signature]

**FINAL JUDGMENT ORDER**

**Final Judgment Order Approving the Conversion of the Helen M. Plum Memorial Library to a Public Library District**

This cause coming on for hearing pursuant to prior Court Order, the subject matter being a Petition for Conversion of the Helen M. Plum Memorial Library to a Public Library District (the Petition for Conversion), and the Court having been advised;

**THE COURT FINDS:**

- A. The Petition For Conversion is in accordance with statutes applicable to the conversion of a Village Library to a Public Library District;
- B. Notice of this proceeding was provided in accordance with relevant statutes and this Court's prior Order concerning publication of notice.

**IT IS ORDERED:**

- 1. The conversion of Helen M. Plum Memorial Library (Plum Library) to a Public Library District is hereby approved;
- 2. The name of the newly formed Public Library District shall be the "Helen M. Plum Memorial Public Library District" (the Library District);

11-11-10 10:58 AM

3. The Library Trustees of Plum Library are hereby appointed and designated as Library Trustees of the Library District with the same offices which they now hold. The Library Trustees shall serve until the next regular election of Library Trustees of the Library District in April, 2011, at which time seven Library Trustees are to be elected pursuant to 75 ILCS 16/30-10. The incumbent Library Trustees and Officers are:

Cynthia Ward	President
Virginia Carlson	Vice-President
Sue Wiggins	Secretary
Linnea Warda	Treasurer
Wayne Kankovsky	Trustee
Gary Brenniman	Trustee
Kristine Johnson	Trustee

4. The initial boundaries of the Library District are established and fixed as the boundaries of Plum Library which, at present, are identical to the boundaries of the Village of Lombard (Village) as shown on Exhibit C attached to the Petition For Conversion;

5. The statutory ceiling or limitation upon the annual public library tax (the general corporate rate) for the Library District shall be 0.60% of the value of all taxable property within Library District, as equalized and assessed by the Illinois Department of Revenue. The actual public library tax rate applicable to the Library District's tax levy will be the rate determined from time to time by the DuPage County Clerk in accordance with this Final Judgment Order and applicable statutes;

6. The first fiscal year of the Library District shall begin January 1, 2010 and close June 30, 2010. Thereafter, the Library District's fiscal year will commence July 1 and end June 30;

7. The first fiscal year for which appropriation and tax levy ordinances may be enacted by the Library District shall be July 1, 2010 through June 30, 2011. The Library District's first tax levy ordinance is expected to be filed approximately December, 2010;

8. The Village shall pay to either Plum Library or the Library District all sums due under the Village's 2008 library fund tax levy (levy filed by the Village in 2008);

9. The Village shall levy not less than \$2,871,389.31 for the Village's 2009 library fund tax levy (Village's levy to be filed approximately December, 2009). The resulting tax extension and collection (as calculated in

accordance with Property Tax Extension Limitation Law) shall be paid to the Library District.

- 10. January 1, 2010 shall be the effective date of:
  - a. The conversion;
  - b. The acquisition by the Library District of all Plum Library assets and liabilities, including personal property, titles to real property, contractual rights and obligations and moneys received or due Plum Library, including Plum Library's proportionate share of any Personal Property Replacement Taxes and any revenue that may become due to Plum Library or the Library District from any of the Village's existing tax increment financing districts.
  - c. Commencement of library services by the Library District;
  
- 11. With respect to continued participation of Plum Library employees in the Illinois Municipal Retirement Fund (IMRF):
  - a. The Village shall continue payment of all applicable amounts to IMRF for all Plum Library employees to insure continued coverage after the effective date of this Final Judgment Order until IMRF recognizes the Library District as the employer, said continued payments by the Village not to exceed 547 days after the date of this Final Judgment Order. Said continued payments to IMRF will be coordinated by Plum Library, the Library District, and the Village pursuant to an Intergovernmental Agreement between Plum Library and the Village approved in August, 2009;
  - b. The Library District is authorized to participate in IMRF and make payments to IMRF on behalf of Library District employees thereby avoiding any gap in IMRF coverage for employees of Plum Library/the Library District;
  
- 12. Pursuant to 35 ILCS 200/18-215, the Property Tax Extension Limitation Law (PTELL), \$3,180,958.79\* of the aggregate extension base of the Village shall be and is hereby transferred from the Village to the Library District, such amount being attributable to services transferred from the

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\* This amount (\$3,180,958.79) is subject to recalculation upon receipt of valuation data in 2010 and subject to applicable adjustments under PTELL. The amount to be transferred from the Village's aggregate tax extension base relating to IMRF/FICA/MedFICA is \$312,126.00. The remainder (\$2,868,832.79) shall be transferred from the Village's library fund extension base.

Village and assumed by the Library District thereby alleviating any need for a referendum to establish a new levy;

- 13. Plum Library shall publish once in the Lombardian newspaper on or before December 31, 2009 a notice of this Final Judgment Order;
- 14. On or before December 31, 2009 Plum Library shall:
  - a. Record with the DuPage County Recorder a certified copy of this Final Judgment Order;
  - b. File with the DuPage County Clerk a certified copy of this Final Judgment Order;
  - c. File with the Village of Lombard Clerk a certified copy of this Final Judgment Order; and
  - d. File with the Illinois Municipal Retirement Fund a certified copy of this Final Judgment Order.
- 15. The Court retains jurisdiction to modify this Final Judgment Order consistent with relevant statutes and the intent of the parties with respect to the conversion and all related matters;
- 16. This Final Judgment Order is effective on the date of its entry, i.e., December 1, 2009.

Entered this 1<sup>st</sup> day of December, 2009.

  
 \_\_\_\_\_  
 The Honorable Kenneth L. Popejoy

PEREGRINE, STIME, NEWMAN,  
 RITZMAN & BRUCKNER, LTD.  
 221 E. Illinois Street, P.O. Box 564  
 Wheaton, IL 60187-0564  
 (630) 665-1900  
 Attorney No.: 65250

RAR:lag 11/18/09  
 M:\\_LIBRARYDIST\PLUM\FinalJudgmentOrder CLEAN 11 20 09.doc

FILED

DEC 07 2009

*Jay A. Kelly*  
DuPage County Clerk

**CERTIFICATION** 17  
 I, Chris Kachiroubas, Clerk of the 18th Judicial Circuit Court Clerk, DuPage County, Illinois, do hereby certify this to be a true and correct copy as it appears from the records and files in my office. IN WITNESS WHEREOF, I have hereunto caused to be affixed the Seal of the said Court.  
 DATE ) SS **DEC 04 2009**  
**JUDGE'S MIT.**  
*Chris Kachiroubas*  
 CHRIS KACHIROUBAS, Clerk  
 18th JUDICIAL CIRCUIT  
 DUPAGE COUNTY, ILLINOIS  
 DuPage Clerk

**CASE CLOSED**



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STATE OF ILLINOIS  
COUNTY OF DUPAGE

IN THE CIRCUIT COURT OF THE 18th JUDICIAL CIRCUIT  
DUPAGE COUNTY, ILLINOIS

IN THE MATTER OF )  
303 )

HELEN M. PLUM MEMORIAL LIBRARY, )  
DUPAGE COUNTY, ILLINOIS )

No. 09 CH 4336

Parties in Interest: Board of Library Trustees of the Helen M. Plum Memorial Library (Village of Lombard); Village of Lombard (Board of Trustees); County of DuPage; Illinois Municipal Retirement Fund.

*Chris Kachiroubas*  
CLERK OF THE  
18th JUDICIAL CIRCUIT  
DUPAGE COUNTY, ILLINOIS

09 DEC - 1 PM 2:46

FILED

**FINAL JUDGMENT ORDER**

**Final Judgment Order Approving the Conversion of the Helen M. Plum Memorial Library to a Public Library District**

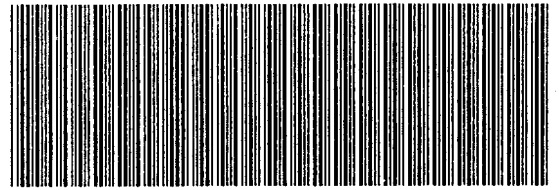
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**THE COURT FINDS:**

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- B. Notice of this proceeding was provided in accordance with relevant statutes and this Court's prior Order concerning publication of notice.

**IT IS ORDERED:**

- 1. The conversion of Helen M. Plum Memorial Library (Plum Library) to a Public Library District is hereby approved;
- 2. The name of the newly formed Public Library District shall be the "Helen M. Plum Memorial Public Library District" (the Library District);



**FRED BUCHOLZ**  
 DUPAGE COUNTY RECORDER  
 DEC.07,2009 4:11 PM  
 OTHER  
**005 PAGES R2009-182720**

STATE OF ILLINOIS )  
 ) SS  
 COUNTY OF DUPAGE )

**IN THE CIRCUIT COURT OF THE 18<sup>TH</sup> JUDICIAL CIRCUIT  
 DUPAGE COUNTY, ILLINOIS**

IN THE MATTER OF )  
 )  
 HELEN M. PLUM MEMORIAL LIBRARY, ) No. 09 CH 4336  
 DUPAGE COUNTY, ILLINOIS )

Parties in Interest: Board of Library Trustees of the Helen M. Plum Memorial  
 Library (Village of Lombard);  
 Village of Lombard (Board of Trustees);  
 County of DuPage;  
 Illinois Municipal Retirement Fund.

**FINAL JUDGMENT ORDER**

Roger A. Ritzman  
 PEREGRINE, STIME, NEWMAN,  
 RITZMAN & BRUCKNER, LTD.  
 221 E. Illinois Street, P.O. Box 564  
 Wheaton, IL 60187-0564  
 (630) 665-1900



CERTIFICATE OF PUBLICATION

STATE OF ILLINOIS }  
COUNTY OF DuPAGE } SS.

I, Bonnie Lee MacKay, do hereby certify that Scott MacKay the associate publisher of the Lombardian, which is now and has been for more than one year prior to the first publication of this notice hereto annexed, a weekly newspaper of general circulation, printed and published in the Village of Lombard in said County, and that the said advertisement or notice relating to the matter of \_\_\_\_\_  
Helen M. Plum Memorial Library Publication of Legal Notice #49127

Notice Of Final Judgment Order

has been published in said paper \_\_\_\_\_ consecutively of the issues commencing December 9, A.D. 2009, and ending December 9, A.D. 2009, which are the dates of the first and last papers containing the same.

Given under my hand this 9th day of December A.D. 2009.

Printer's Fee \$ 23.75

Paid \_\_\_\_\_ 2009

By:

Bonnie Lee MacKay

Notary Public

Scott MacKay

Associate Publisher

Copy of Notice Herein Referred To:

**NOTICE OF FINAL JUDGMENT ORDER**

Notice is hereby given that on December 1, 2009 a Final Judgment Order was entered in the Circuit of DuPage County converting the Helen M. Plum Memorial to a Public Library District pursuant to applicable provisions of the Illinois Public Library District Act, 75 ILCS 16/1-1et seq. The Final Judgment Order has an effective date of January 1, 2010 and establishes the Helen M. Plum Memorial Public Library District to serve the residents of the Village of Lombard.

PEREGRINE, STIME, NEWMAN,  
RITZMAN & BRUCKNER, LTD.

BY: Roger A. Ritzman  
Published in E.A. MacKay  
Enterprises December 9, 2009.

Legal No. 49127

OFFICIAL SEAL  
BONNIE LEE MACKAY  
NOTARY PUBLIC - STATE OF ILLINOIS  
MY COMMISSION EXPIRES JULY 28, 2011