

060651

VILLAGE OF LOMBARD  
REQUEST FOR BOARD OF TRUSTEES ACTION  
For Inclusion on Board Agenda

District: All

Resolution or Ordinance (Blue)

Recommendations of Boards, Commissions & Committees (Green)

Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: William T. Lichter, Village Manager

DATE: November 17, 2006 B of T December 7, 2006

SUBJECT: CHANGE OF THE INAUGURATION DATE FOR ELECTED OFFICERS

SUBMITTED BY: Barbara A. Johnson, Deputy Village Clerk  
Through Brigitte O'Brien Village Clerk

BACKGROUND/POLICY IMPLICATIONS:

As a result of Provisional Voting and the extended time period for canvassing the votes, the attached ordinance changes the date of the inauguration of elected officers of the Village of Lombard from the first regular meeting of May to the second regular meeting in May. Please see the attached memo from Village Attorney, Thomas P. Bayer.

Fiscal Impact/Funding Source: None

Review (as necessary):

Finance Director

Village Manager

WILLIAMS

Date

11/29/06

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda distribution.



As a result of Provisional Voting and the extended time period for canvassing the votes, the attached ordinance, entitled "AN ORDINANCE AMENDING TITLE 3, CHAPTER 31 OF THE LOMBARD VILLAGE CODE IN REGARD TO THE INAUGURATION DATE FOR ELECTED OFFICERS", changes the date of the inauguration of elected officers of the Village of Lombard from the first regular meeting of May to the second regular meeting in May. Please see the attached memo from Village Attorney, Thomas P. Bayer.

MEMO TO: The Honorable Village President  
Board of Trustees and Village Manager

FROM: Barbara Johnson, Deputy Village Clerk  
Through Brigitte O'Brien, Village Clerk

RE: Change of the Inauguration date for elected officers

DATE: November 17, 2006

"§ 3.1-10-15. Commencement of terms. The terms of elected municipal officers shall commence at the first regular or special meeting of the

10-15 was amended to read as follows:  
As we discussed, as a result of provisional voting, Public Act 93-847 extended the time period for canvassing the votes (which is now performed by the DuPage County Board of Elections) from seven (7) days to twenty-one (21) days. In addition, 65 ILCS 5/3.1-

AN ORDINANCE AMENDING TITLE 3, CHAPTER 31,  
SECTION 31.05 OF THE LOMBARD VILLAGE CODE  
IN REGARD TO THE INAUGURATION DATE FOR ELECTED OFFICERS

Pursuant to our discussion, enclosed please find the following Ordinance, relative to the above-captioned matter, which moves the inauguration date from the first regular meeting in May to the second regular meeting in May:

To: Barb Johnson, Deputy Village Clerk, Village of Lombard  
From: Tom Bayer, Village Attorney  
Date: October 27, 2006  
Subject: Inauguration Date for the April 2007 Elections

MEMORANDUM

PATRICK A. LUCANSKY  
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JANET N. PETSCH  
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MICHAEL J. DUGGAN  
JAMES V. FERLO  
JAMES W. FESSLER  
E. KENNETH FRICKER  
BRIAN M. FUNK  
CYNTHIA S. GRANDFIELD  
KATHLEEN T. HENN  
EVERETTE M. HILL, JR.  
MICHAEL T. JURUSIK  
JACOB H. KARACA

KLEIN, THORPE AND JENKINS, LTD.

LAW OFFICES

corporate authorities during the month of May following the proclamation of the results of the regular municipal election at which the officers were elected, except as otherwise provided by ordinance fixing the date for inauguration of newly elected offices of a municipality. The ordinance shall not, however, fix the time for inauguration of newly elected officers later than the first regular or special meeting of the corporate authorities in the month of June following the election."

As such, while the previous version of 65 ILCS 5/3.1-10-15 only allowed for an extension of the inauguration date through the first regular or special meeting in May, said date can now, (as a result of provisional voting and the extension of the canvassing period), be extended to the first regular or special meeting in June.

Because of Passover, the Consolidated Election in April of 2007 will take place on April 17<sup>th</sup> (the first Tuesday following the last day of Passover – See 10 ILCS 5/2A-1.1a). With twenty-one (21) days to canvass the vote, the results may not be available until as late as May 8<sup>th</sup> (which is after the Village Board's first regular meeting in May – May 3<sup>rd</sup>). Consequently, as we discussed, moving the inauguration date to the second regular meeting in May addresses the potential problem with the inauguration date.

If there are any questions, please feel free to call.

encl.  
cc: President and Board of Trustees (w/ encl.)  
Brigitte O'Brien, Village Clerk (w/ encl.)  
William T. Lichter, Village Manager (w/ encl.)

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING TITLE 3, CHAPTER 31,  
SECTION 31.05 OF THE LOMBARD VILLAGE CODE  
IN REGARD TO THE INAUGURATION DATE FOR ELECTED OFFICERS**

**BE IT ORDAINED** by the President and Board of Trustees of the Village

of Lombard, DuPage County, Illinois, as follows:

**SECTION 1:** That Title 3, Chapter 31, Section 31.05 of the Lombard

Village Code is amended to read in its entirety as follows:

"Pursuant to 65 ILCS 5/3.1-10-15, the inauguration date for the elected officers of the Village (Village President, six Trustees and Village Clerk) is hereby established as the second regular Village Board meeting in May following the election."

**SECTION 2:** That this Ordinance shall be in full force and effect from and

after its adoption and approval as provided by law.

Passed on first reading this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

First reading waived by action of the Board of Trustees this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

\_\_\_\_\_, 2006.

Passed on second reading this \_\_\_\_\_ day of \_\_\_\_\_, 2006,

pursuant to a roll call vote as follows:

AYES: \_\_\_\_\_

NAYS \_\_\_\_\_

ABSENT: \_\_\_\_\_

Brigitte O'Brien  
Village Clerk

ATTEST:

William J. Mueller  
Village President

APPROVED by me this \_\_\_\_\_ day of \_\_\_\_\_, 2006.