

ORDINANCE NO. 7762

**AN ORDINANCE REPEALING ORDINANCE NO. 7646,
ADOPTED APRIL 4, 2019, ENTITLED,
“AN ORDINANCE PROVIDING FOR AND REQUIRING
THE SUBMISSION OF AN ADVISORY PUBLIC QUESTION
CONCERNING WHETHER TO PERMIT VIDEO GAMING IN
THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS, TO APPEAR
ON THE BALLOT OF THE ELECTORS OF THE VILLAGE OF LOMBARD
AT THE GENERAL PRIMARY ELECTION TO BE HELD ON MARCH 17, 2020,”
AND SETTING A DATE FOR CONSIDERATION OF AN ORDINANCE
THAT WOULD PLACE THE SAME ADVISORY PUBLIC QUESTION
ON THE NOVEMBER 3, 2020 GENERAL ELECTION BALLOT**

WHEREAS, the Village of Lombard (the “Village”) 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 (the “Corporate Authorities”) of the Village previously approved Ordinance No. 7646 on April 4, 2019, which called for an advisory public question, concerning whether to permit video gaming in the Village, to be placed on the March 17, 2020 General Primary Election ballot; and

WHEREAS, the time for certification of the foregoing advisory question, by the Village Clerk, for inclusion on the March 17, 2020 General Primary Election ballot, has not yet passed; and

WHEREAS, the Corporate Authorities of the Village have determined that it is in the best interests of the Village to not place an advisory public question, concerning whether to permit video gaming in the Village, on the March 17, 2020 General Primary Election ballot; and

WHEREAS, the Corporate Authorities of the Village have determined that it is in the best interests of the Village that an Ordinance be placed on the agenda for a meeting of the Corporate Authorities of the Village (to be held after March 17, 2020, but before August 16, 2020), in regard to placing an advisory public question, concerning whether to permit video gaming in the Village, on the November 3, 2020 General Election ballot;

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

SECTION 1. That the recitals set forth above are incorporated herein by reference as if set forth herein.

SECTION 2. That Ordinance No. 7646, adopted April 4, 2019, entitled "AN ORDINANCE PROVIDING FOR AND REQUIRING THE SUBMISSION OF AN ADVISORY PUBLIC QUESTION CONCERNING WHETHER TO PERMIT VIDEO GAMING IN THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS, TO APPEAR ON THE BALLOT OF THE ELECTORS OF THE VILLAGE OF LOMBARD AT THE GENERAL PRIMARY ELECTION TO BE HELD ON MARCH 17, 2020", is hereby **repealed**, and shall be of no further force or effect.

SECTION 3. That, after the adoption hereof, and not later than December 20, 2019, the Village Clerk shall certify a copy hereof to the DuPage County Clerk's Election Division (the "Election Division") so that the advisory proposition, as set forth in Ordinance No. 7646, adopted April 4, 2019, is not submitted to the voters of the Village at the March 17, 2020 General Primary Election.

SECTION 4. That the Village Clerk is hereby authorized and directed to take all other actions necessary, and file all additional documentation with the Election Division as is necessary, so that the advisory proposition, as set forth in Ordinance No. 7646, adopted April 4, 2019, is not submitted to the voters of the Village at the March 17, 2020 General Primary Election.

SECTION 5. That Village Manager is hereby directed to place an ordinance on the agenda for a meeting of the Corporate Authorities of the Village, to be held after March 17, 2020, but before August 16, 2020, which calls for the placing of an advisory public question on the November 3, 2020 General Election ballot, concerning whether to permit video gaming in the Village, with the form of said advisory public question to be in the same form as the advisory public question set forth in Ordinance No. 7646, adopted April 4, 2019.

SECTION 6. That all ordinances, or parts thereof, in conflict herewith be and the same are hereby repealed.

SECTION 7. This Ordinance shall be in full force and effect after its adoption and approval as provided by law.

Passed on first reading this ____ day of _____, 2019.

First reading waived by action of the Board of Trustees this 5th day of December, 2019.

Passed on second reading this 5th day of December, 2019, pursuant to a roll call vote as follows:

AYES: Trustee Puccio, Honig, Militello and Ware

NAYS: Trustee Whittington and Foltyniewicz

ABSENT: None.

APPROVED by me this 5th day of December, 2019.


Keith Giagnorio, Village President

ATTEST:


Sharon Kuderna, Village Clerk