

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

 X Resolution or Ordinance (Blue) X *Waiver of First Requested*
____ Recommendations of Boards, Commissions & Committees (Green)
____ Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: Scott Niehaus, Village Manager

DATE: March 12, 2020 (B of T) Date: March 19, 2020

TITLE: An Ordinance Providing for and Requiring the Submission of an Advisory Public Question Concerning Whether to Permit Video Gaming in The Village of Lombard, DuPage County, Illinois, to Appear on the Ballot of the Electors of the Village of Lombard at the General Election to be Held on November 3, 2020

BACKGROUND/POLICY IMPLICATIONS:

Attached please find information regarding a proposed ordinance that would provide for an advisory public question regarding video gaming to be placed on the November 3, 2020 general election ballot on.

Review (as necessary):

Village Attorney X _____	Date _____
Finance Director X _____	Date _____
Village Manager X <u><i>Scott Niehaus</i></u> _____	Date <u>3-12-20</u> _____

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.



MEMORANDUM

TO: Keith Giagnorio, Village President
Village Board of Trustees

FROM: Nicole Aranas, Assistant Village Manager

DATE: March 11, 2020

SUBJECT: **ORDINANCE PLACING AN ORDINANCE FOR A NOVEMBER 3, 2020 ADVISORY PUBLIC QUESTION CONCERNING VIDEO GAMING**

Attached please find the following proposed ordinance:

An Ordinance Providing for and Requiring the Submission of an Advisory Public Question Concerning Whether to Permit Video Gaming in The Village of Lombard, DuPage County, Illinois, to Appear on the Ballot of the Electors of the Village of Lombard at the General Election to be Held on November 3, 2020

Last December, the Village Board passed an ordinance repealing a previously approved ordinance setting a March 17, 2020 advisory public question concerning video gaming and providing provide for consideration of an ordinance for the same advisory public question to be placed on the November 3, 2020 general election ballot on a Village Board agenda after March 17, 2020 and before August 16, 2020. The March 19, 2020 Village Board meeting is the first opportunity for Village Board to consider an ordinance to formally set the advisory public question for the November 3, 2020 election.

Pursuant to the Board Direction on December 5, 2020, the proposed ordinance formally setting the advisory referendum for the November 3, 2020 general election is hereby submitted for consideration. Upon approval the Village Clerk will work with DuPage County Clerk's Election Division to place the advisory referendum on the November 3, 2020 general election ballot.

The existing sunset date of December 31, 2020 providing for the automatic prohibition of video gaming approved along with the previous Board action regarding the advisory public question will remain on December 31, 2020. Should you have any questions or concerns regarding the draft ordinance or this issue, please do not hesitate to contact me.

ORDINANCE NO. _____

**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 ELECTION TO BE HELD ON NOVEMBER 3, 2020**

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 permit video gaming in the Village of Lombard;

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 proposition hereinafter set forth be submitted to the voters of the Village of Lombard (the "Village") at the General Election to be held on Tuesday, the 3rd day of November, 2020, 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 County Clerk's Election Division (the "Election Division") for voters of the Village at the Election.

Section 3. That the Election Division shall give notice of the Election (the "Notice") by: (i) publishing the Notice once, not more than sixty (60) 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 (10 ILCS 5/1 *et seq.* – the "Election Code").

(Face of Ballot)

OFFICIAL BALLOT

**ADVISORY PROPOSITION
AS TO WHETHER VIDEO GAMING
SHOULD BE PERMITTED IN 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 video gaming be permitted in the Village of Lombard?	YES	
	NO	

(Back of Ballot)

OFFICIAL BALLOT

Official ballot for voting on the advisory proposition as to whether
video gaming should be permitted in the Village of Lombard, at the
general election held on November 3, 2020.

Precinct Number: _____

Polling Place: _____

Facsimile Signature

DuPage County Clerk's Election Division,
County of DuPage, Illinois