

RESOLUTION NO. R-22-21

**A RESOLUTION AUTHORIZING A BINDING PUBLIC QUESTION CONCERNING
THE OFFICE OF VILLAGE CLERK FOR THE VILLAGE OF CAMPTON HILLS,
KANE COUNTY, ILLINOIS, TO APPEAR ON THE GENERAL ELECTION BALLOT
ON NOVEMBER 8, 2022.**

WHEREAS, the Village of Campton Hills, Kane County, Illinois (the "*Village*") is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, Section 7 of Article VII of the Illinois Constitution authorizes a municipality to provide for the municipality's officers, their manner of selection, and their terms of office, as approved by referendum or otherwise authorized by law; and

WHEREAS, Section 28-7 of the Illinois Election Code (10 ILCS 5/1-1, *et seq.*) provides that in any case in which Article VII of the Illinois Constitution authorizes any action to be taken by or with respect to any unit of local government, by or subject to approval by referendum, any such public question shall be initiated in accordance with Section 28-7, which includes the passage of a resolution by the governing body of a unit of local government; and

WHEREAS, the Village President and Board of Trustees of the Village of Campton Hills, Kane County, Illinois (the "*Corporate Authorities*") are committed to ensuring effective and efficient administration of Village government and the responsible management of taxpayer money and, thus, seek voter approval to transition the Village Clerk's office to an appointed position that would provide the appropriate clerk services required by law while also providing other Village services; and

WHEREAS, the Corporate Authorities find that all conditions prerequisite to the inclusion of such a referendum question have been satisfied by the actions authorized and directed in this Resolution; and

WHEREAS, the Corporate Authorities find that it is in the best interest of Village to submit to the qualified voters of the Village of Campton Hills a public question concerning whether the office of Village Clerk for the Village of Campton Hills shall be appointed instead of elected.

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Campton Hills, Kane County, Illinois, as follows:

Section 1. That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. The President and Village Board of Trustees (the "*Corporate Authorities*") of the Village of Campton Hills (the "*Village*") hereby authorize the following binding proposition (the "*Binding Proposition*") to be placed on the ballot of the voters of the Village at the General Election to be held November 8, 2022, and that the Binding Proposition be submitted in substantially the following form in accordance with the general election law:

Shall the Village Clerk of the Village of Campton Hills be appointed by the Village President, with the advice and consent of the Village Board of Trustees, rather than be elected?	YES	
	NO	

Section 3. The Corporate Authorities further authorize and direct that the Binding Proposition be certified by the proper election authority and official(s) so that the question is submitted to the voters of the Village in accordance with general election law.

Section 4. After adoption hereof, and not less than 68 days prior to the date of the November 8, 2022 General Election, the Village Clerk, or other Village employee or officer acting in that capacity, shall certify a copy hereof to the Kane County Clerk, or any election authority having jurisdiction over the Village (the "*Election Authority*"), in order that the Binding Proposition set forth herein may be submitted to the voters of the Village at the November 8, 2022 General Election.

Section 5. The Village Clerk, or other Village employee or officer acting in that capacity, shall post a copy of any notice required by Section 12-5 of the Illinois Election Code at the principal office of the Village and shall assist the Election Authority in effectuating any other legal requirements provided by law.

Section 6. The General Election shall be held and conducted and the returns thereof duly canvassed, all in a manner and time provided by the general election law.

Section 7. If any section, paragraph, clause or provision of this Resolution shall be held invalid, the invalidity thereof shall not affect any other provision of this Resolution.

Section 8. All ordinances, resolutions, motions or orders in conflict with this Resolution are hereby repealed to the extent of such conflict.

Section 9. This Resolution shall be in full force and effect upon its passage, approval, and publication in the manner provided by law.

Passed this 16th day of August 2022, pursuant to a roll call vote as follows:

	AYES	NAYES	ABSENT	ABSTAIN
Trustee Charles Cappell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Susan P George	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Jim McKelvie	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Mike Millette	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Ed Muncie	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Wendy K. White Eagle	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
President Michael Tyrrell	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

APPROVED this 16th day of August 2022.


Michael Tyrrell, Village President

(SEAL)

ATTEST:


Village Clerk
De-pick