

A RESOLUTION TO PROVIDE FOR THE SUBMISSION OF A PUBLIC QUESTION TO THE VOTERS OF ELGIN TOWNSHIP, KANE COUNTY, ILLINOIS, AT THE PRIMARY ELECTION TO BE HELD ON MARCH 17, 2020

WHEREAS, the Board of Trustees (the "Board") of Elgin Township, Kane County, Illinois (the "Township") has deemed it advisable and necessary and in the best interests of the Township and its residents to provide them the opportunity to vote on a referendum to allow the Board to levy an annual tax not to exceed .15% for the purpose of providing community mental health facilities and services; and

WHEREAS, Section 7 of the Illinois Mental Health and Developmental Disabilities Code (405 ILCS 20/7) authorizes a binding referendum on this issue to be placed on the ballot by Resolution of the Board;

NOW, THEREFORE, BE IT RESOLVED BY THE SUPERVISOR AND BOARD OF TRUSTEES OF THE TOWN OF ELGIN, KANE COUNTY, ILLINOIS, AS FOLLOWS:

Section 1. The Corporate Authorities of the Township hereby find that all the recitals contained in the preambles to this Ordinance are full, true, and correct and do hereby incorporate them into this Ordinance by reference.

Section 2. It is advisable and necessary and in the best interests of the Township to provide residents an opportunity to vote on a referendum to allow the Board to levy an annual tax not to exceed .15% for the purpose of providing community mental health facilities and services

Section 3. The proposition in the form stated below shall be submitted to the voters of the Township at the Primary Election to be held on Tuesday, March 17, 2020 (the "Election"):

Shall Elgin Township levy an annual tax of not to exceed .15% for the purpose of providing community mental health facilities and services including facilities and services for the person with a developmental disability or a substance abuse disorder? YES ___ NO ___

Section 4. The Election shall be held in the voting precincts and at the polling places established by the election authorities of Kane County, Illinois, for voters of Elgin Township at the Election.

Section 5. Notice of the Election ("Notice") shall be given in accordance with the general election law of the State of Illinois by the County Clerk of Kane County ("County Clerk") by (i) publishing the Notice once in one or more local community newspapers having general circulation in the Township on a date not more than 30 nor less than 10 days prior to the date of the Election, as required by Section 12-5 of the Election Code, 5 ILCS 5/12-5; and (ii) posting a copy of the Notice at least 10 days before the date of the Election at the principal office of the County Clerk; and (iii) posting a copy of the Notice at least 10 days before the date of the Election at the principal office of the Township.

Section 6. It is hereby found and determined that the Daily Herald newspaper and the Courier News newspaper are local community newspapers having general circulation in the Township, as required by Section 12-5 of the Election Code.

Section 7. The Notice shall appear over the name or title of the County Clerk and shall be in substantially the following form:

NOTICE OF ELECTION

NOTICE IS HEREBY GIVEN that at the Primary Election to be held on Tuesday, March 17, 2020, the following proposition will be submitted to the voters of the Township of Elgin, Kane County, Illinois:

Shall Elgin Township levy an annual tax of not to exceed .15% for the purpose of providing community mental health facilities and services including facilities and

services for the person with a developmental disability or a substance abuse disorder? YES ___ NO ___

Section 8. The ballot to be used at the election shall be in substantially the following form, with such necessary alteration, changes, deletions, and insertions as may be required by Articles 24A or 24B of the Election Code, 10 ILCS 5/1-1, *et seq.*, if electronic mechanical, or electric voting systems are used at the Election:

(FACE OF BALLOT)

OFFICIAL BALLOT

**PROPOSITION FOR A NEW TAX LEVY FOR COMMUNITY
MENTAL HEALTH FACILITIES AND SERVICES;**

INSTRUCTIONS TO VOTERS: Mark a cross (X) in the square opposite the word indicating the way you desire to vote.

Shall Elgin Township levy an annual tax of not to exceed .15% for the purpose of providing community mental health facilities and services including facilities and services for the person with a developmental disability or a substance abuse disorder? YES ___ NO ___

(BACK OF PAPER BALLOT)

OFFICIAL BALLOT

PRIMARY ELECTION

TOWNSHIP OF ELGIN, KANE COUNTY, ILLINOIS

Official ballot for voting on proposition to levy a new tax for the sole and exclusive purpose of providing community mental health facilities and services to persons with developmental disabilities and substance abuse disorders.

Precinct Number:

Polling Place: _____

/s/ [Facsimile Signature]

County Clerk of Kane County, Illinois Section

Section 9. The Township Clerk shall, not less than sixty-eight (68) days before the Election, certify to the County Clerk of Kane County the proposition as hereinabove set forth to be submitted to the voters of the Township at the Election. Such certification shall include the form of the public question to be placed on the ballot, the date on which the public question was initiated by the adoption of this Ordinance, and a certified copy of this Ordinance, and shall be in substantially the form of Exhibit "A" attached hereto and hereby made a part of this Ordinance.

Section 10. The Election shall be held and conducted and the return thereof duly canvassed all in the manner and the time provided by law.

Section 11. If any section, paragraph, clause, or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, or provision shall not affect any of the remaining provisions of this Ordinance.

Section 12. Any and all ordinances and resolutions and parts thereof in conflict with this Resolution shall be and the same are hereby superseded and waived.

Section 13. This Resolution shall be in full force and effect from and after the date of its passage and approval according to law.

ADOPTED THIS ____ DAY OF NOVEMBER, 2019.

AYES _____

NAYS _____

ABSTAIN _____

ABSENT _____

APPROVED THIS ____ DAY OF NOVEMBER, 2019

Franklin Ramirez, Supervisor

ATTEST:

Karen Dowling
Elgin Township Clerk

EXHIBIT "A"

TOWNSHIP CLERK'S CERTIFICATE TO ELECTION AUTHORITY

TO: Hon. John A. Cunningham
County Clerk of Kane County, Illinois
719 South Batavia Avenue
Geneva, Illinois 60134

I, Karen Dowling, the duly qualified and acting Township Clerk of the Township of Elgin, Kane County, Illinois (the "Township"), pursuant to the provisions of the Election Code of the State of Illinois, do hereby certify the following information in connection with the public question to be submitted at the Primary Election, scheduled for March 17, 2020, to allow the Board to levy an annual tax not to exceed .15% for the purpose of providing community mental health facilities and services pursuant to Section 7 of the Illinois Mental Health and Developmental Disabilities Code (405 ILCS 20/7).

I do further certify that attached hereto is a true and correct copy of Resolution No.

2019 - 1, entitled:

A RESOLUTION TO PROVIDE FOR THE SUBMISSION OF A PUBLIC QUESTION TO THE VOTERS OF ELGIN TOWNSHIP, KANE COUNTY, ILLINOIS, AT THE PRIMARY ELECTION TO BE HELD ON MARCH 17, 2020

which Resolution was duly adopted by the Supervisor and Board of Trustees of the Township at a regular meeting held on the ___th day of November, 2019 at which meeting a quorum of the Board was present; and which Resolution requires the submission of the following public question to the voters of the Township:

Shall Elgin Township levy an annual tax of not to exceed .15% for the purpose of providing community mental health facilities and services including facilities and services for the person with a developmental disability or a substance abuse disorder? YES ___ NO ___

I do further certify that the said Ordinance includes the form of a public question to be placed on the ballot for the Primary Election to be held on March 17, 2020, and that said public question was initiated by the Board by the adoption of said Resolution on November __, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal and the seal of the Township on this__th day of November, 2019.

Karen Dowling
Elgin Township Clerk



STATE OF ILLINOIS)
) ss
COUNTY OF KANE)

TOWNSHIP CLERK'S CERTIFICATE

I, Karen Dowling, the duly qualified and acting Township Clerk of the Township of Elgin, Kane County, Illinois ("Township"), do hereby certify that attached hereto is a true and correct copy of a resolution, No. 2019-1, and entitled:

A RESOLUTION TO PROVIDE FOR THE SUBMISSION OF A PUBLIC QUESTION TO THE VOTERS OF ELGIN TOWNSHIP, KANE COUNTY, ILLINOIS, AT THE PRIMARY ELECTION TO BE HELD ON MARCH 17, 2020

which Resolution was duly adopted by the Supervisor and Board of Trustees of the Township at a regular meeting held on November __, 2019, at which meeting a quorum of the Board was present, and which Resolution requires the submission of the public question set forth therein.

I further certify that the vote on the question of the adoption of said Resolution by the Board was duly recorded in the minutes of the Township Board of Trustees meeting, and is on record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Township this

__th day of November, 2019.

Karen Dowling
Elgin Township Clerk