

FILED
McHENRY COUNTY, IL

DEC 04 2015

Mary E. McCall
COUNTY CLERK

ORDINANCE NO. 2015-16-14

An Ordinance Calling for a Referendum to Implement Non-Home Rule Municipal Retailers' Occupation, Non-Home Rule Municipal Service Occupation and Non-Home Rule Municipal Use Taxes in The Village of Johnsburg, McHenry County, Illinois, at the General Primary Election to be held on March 15, 2016

AN ORDINANCE PASSED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF JOHNSBURG
AT A SPECIAL MEETING ON NOVEMBER 17, 2015
PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF JOHNSBURG

President

Edwin P. Hettermann

Board of Trustees

Tom Curry
Kyle Frost
John Huemann
Mary Lou Hutchinson
Greg Klemstein
Kevin McEvoy

Village Administrator

Claudett E. Peters

DEC 04 2015

ORDINANCE NO. 2015-16-14

Mary E. McCallan

An Ordinance Calling for a Referendum to Implement Non-Home Rule Municipal ~~Referendum~~ Occupations, Non-Home Rule Municipal Service Occupations and Non-Home Rule Municipal Use Taxes in The Village of Johnsburg, McHenry County, Illinois, at the General Primary Election to be held on March 15, 2016

WHEREAS, the President and Board of Trustees (the "Corporate Authorities") of the Village of Johnsburg, McHenry County, Illinois (the "Village"), deems it advisable, necessary and in the best interests of the Village that the proposition therefore be submitted to the voters of the Village at an election to be held and conducted in accordance with the general law:

NOW, THEREFORE, BE IT AND IT IS HEREBY ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF JOHNSBURG, McHENRY COUNTY, ILLINOIS, as follows:

Section 1. Election. That the proposition described in section 6 herein shall be submitted to the voters of the Village in accordance with the general election law at the general primary election to be held on Tuesday, the 15th day of March, 2016, between the hours provided by law for voting on such day (the "Election").

Section 2. Election Precincts. That the Election shall be held in the voting precincts and at the polling places established by the County Board (the "County Board") of McHenry County, Illinois (the "County"), for voters of the Village at the Election.

Section 3. Notice. That the County Clerk of the County (the "County Clerk") shall give notice of the Election in accordance with the general election law by publishing notice thereof once in one or more local, community newspapers published in and having general circulation in the Village, the dates of such publications of such notices to be not more than 30 nor less than 10 days prior to the date set for the Election. The ballot shall also be published as required by The Election Code.

Section 4. Newspaper. That it is hereby found and determined that the *Northwest Herald*, Crystal Lake, Illinois, is a local, community newspaper published in McHenry County and having general circulation in the Village under Sections 12-4 and 12-5 of the Election Code of the State of Illinois, as amended (the "Election Code").

Section 5. Form of Notice. That the notice of the Election shall, subject to any modification necessary to comply with the Election Code, include the following:

NOTICE IS HEREBY GIVEN that at the general primary election to be held on Tuesday, the 15th day of March, 2016 the following proposition will be submitted to the voters of the Village of Johnsburg, McHenry County, Illinois:

Shall the corporate authorities of the Village of Johnsburg be authorized to levy a tax at a rate of 1/2 % for expenditures on municipal operations, expenditures on public infrastructure, or property tax relief?

The polls at such election will be open at 6:00 a.m. and continue to be open until 7:00 p.m. of that day.

Dated this _____ day of _____, 2016.

/s/ Mary E. McClellan
County Clerk, McHenry County, Illinois

The notice may also enumerate the precincts and polling places. In any event the ballot form and notice enumerating the precincts and polling places shall be published as required by the Election Code.

Section 6. Election. That the ballot to be used at the Election shall be in substantially the following form, with such alterations, changes, insertions and deletions as may be required by Article 24A of the Election Code if an electronic, mechanical or electric voting system (the "Electronic Voting System") is used at the Election:

(Face of Ballot)

OFFICIAL BALLOT

Shall the corporate authorities of the Village of Johnsburg be authorized to levy a tax at a rate of 1/2 % for expenditures on municipal operations, expenditures on public infrastructure, or property tax relief?	Yes	No
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Precinct Number: _____

Polling Place: _____

/s/ Mary E. McClellan
County Clerk, McHenry County, Illinois

Section 7. Electronic Voting. That, if an Electronic Voting System is used in the County, the County Clerk shall publish, not less than five (5) days prior to the Election, a true and legible copy of the specimen ballot label containing the question to be voted upon at the Election in two or more newspapers published in and having general circulation in the County.

Section 8. Judges. That the Election shall be conducted by the election judges appointed by the County Board to act in the precincts at which such proposition will be submitted to the voters of the Village of the County.

Section 9. Certification to County Clerk. That after the adoption hereof and not less than 79 days prior to the date of the Election, the Village Clerk shall certify a copy hereof to the County Clerk in order that the proposition set forth herein may be submitted to the voters of the Village at the Election.

Section 10. Canvass. That the Election shall be held and conducted and the returns thereof duly canvassed, all in the manner and time as provided by the general election law.

Section 11. Conflict. That all ordinances and parts of ordinances in conflict herewith be and the same are hereby superseded, that this ordinance be in full force and effect forthwith upon its adoption and that this ordinance shall be deemed to be subject to modification in application to comply with the general election law.

Ayes: Trustees Klemstein, Curry, McEvoy, Huemann and Frost

Nays: None

Absent: Trustee Hutchinson

Abstain: None


APPROVED:



Village President Edwin Hettermann

(SEAL)

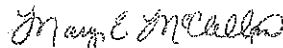
ATTEST:



Village Clerk Claudett Peters

FILED
McHENRY COUNTY, ILL.

DEC 04 2015



COUNTY CLERK

Passed: November 17, 2015

Approved: November 17, 2015

Published: November 17, 2015

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DEC 04 2015

CERTIFICATION

Mary E. McCallum
COUNTY CLERK

I, CLAUDETT PETERS, do hereby certify that I am the duly appointed, acting and qualified Clerk of the Village of Johnsburg, McHenry County, Illinois, and that as such Clerk, I am the keeper of the records and minutes and proceedings of the President and Board of Trustees of said Village of Johnsburg.

I do hereby further certify that at a regular meeting of the President and Board of Trustees of the Village of Johnsburg, held on the 17th day of November, 2015, the foregoing Ordinance entitled *An Ordinance Calling for a Referendum to Implement Non-Home Rule Municipal Retailers' Occupation, Non-Home Rule Municipal Service Occupation and Non-Home Rule Municipal Use Taxes in The Village of Johnsburg, McHenry County, Illinois, at the General Primary Election to be held on March 15, 2016* was duly passed by the President and Board of Trustees of the Village of Johnsburg.

The pamphlet form of Ordinance No. 2015-16-14, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was available from the Village Clerk, commencing on the 17th day of November, 2015, and will continue for at least 10 days thereafter. Copies of such Ordinance are also available for public inspection upon request in the office of the Village Clerk.

I do further certify that the original, of which the attached is a true and correct copy, is entrusted to me as the Clerk of said Village for safekeeping, and that I am the lawful custodian and keeper of the same.

Given under my hand and the official seal of the Village of Johnsburg this 17th day of November, 2015.



Claudett Peters, Village Clerk
Village of Johnsburg,
McHenry County, Illinois

(SEAL)

FILED
McHENRY COUNTY, IL

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STATE OF ILLINOIS)
COUNTY OF McHENRY)

Margie McCall
COUNTY CLERK

CERTIFICATION OF ORDINANCE

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Johnsburg, McHenry County, Illinois (the "Village"), and that as such official I am the keeper of the records and files of the Village.

I do further certify that the foregoing is a full, true and complete excerpt from the proceedings of the meeting of the President and Board of Trustees (the "Corporate Authorities") held on the 17th day of November 2015, insofar as the same relates to the adoption of an ordinance entitled:

An Ordinance Calling for a Referendum to Implement Non-Home Rule Municipal Retailer's Occupation, Non-Home Rule Municipal Service Occupation and Non-Home Rule Municipal Use Taxes in The Village of Johnsburg, McHenry County, Illinois, at the General Primary Election to be held on March 15, 2016

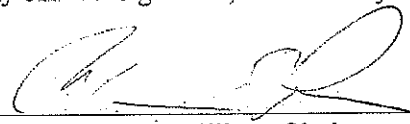
a true, correct and complete copy of which ordinance as adopted at said meeting appears in the foregoing transcript of the minutes of such meeting.

I do further certify that the deliberations of the Corporate Authorities on the adoption of such ordinance were conducted openly, that the vote on the adoption of such ordinance was taken openly and was preceded by a public recital of the matter being considered and such other information as would inform the public of the business being conducted, that such meeting was held at a specified time and place convenient to the public, that notice of such meeting was duly given to all of the news media requesting such notice, that such meeting was called and held in strict compliance with the provisions of the open meetings laws of the State of Illinois, as amended, and with the provisions of the Illinois Municipal Code of the State of Illinois, as amended, and that the Corporate Authorities have complied with all of the procedural rules of the Village.

To the County Clerk of McHenry County:

There is hereby certified to the County Clerk of the County of McHenry, Illinois for submitting to the voters of the Village at the general primary election to be held on the 15th day of March 2016, the proposition set forth in such ordinance, which such ordinance was duly adopted by the Corporate Authorities on the date set forth above.

IN WITNESS THEREOF, I hereunto affix my official signature, this 17th day of November, 2015.



Claudett Peters, Village Clerk