

**VILLAGE OF DOWNERS GROVE
JOINT AD HOC COMMITTEE OF THE
DOWNERS GROVE VILLAGE COUNCIL
AND THE DOWNERS GROVE LIBRARY BOARD OF TRUSTEES**

**Civic Center
Betty Cheever Council Chambers
850 Curtiss Street
Downers Grove, IL**

**April 21, 2025
7:00 PM**

AGENDA

- I. Call to Order**
- II. Roll Call**
- III. Approval of Minutes of the April 3, 2025 Meeting**
- IV. Review and Discussion of Information Requested at the April 3, 2025 Meeting**
- V. Review and Discussion of Engagement of Experts**
- VI. Discussion of Action Items/Next Steps**
- VII. Public Comment**
- VIII. Adjourn**

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DRAFT

Civic Center
Betty Cheever Council Chambers
850 Curtiss Street
Downers Grove, IL

April 3, 2025
7:00 PM

I. Call to Order

II. Roll Call

Present: Village Commissioner Tully, Village Commissioner Sadowski-Fugitt, Library Trustee Khuntia, Library Trustee Williams

Absent: None

Non-Voting Present: Village Manager Dave Fieldman, Deputy Village Manager Mike Baker, Library Director Julie Milavec

III. Approval of Minutes of the March 13, 2025 Meeting

Trustee Khuntia made a motion to approve, Commissioner Sadowski-Fugitt seconded. The minutes were approved unanimously by voice vote.

IV. Review and Discussion of Information Requested at the March 13, 2025 Meeting

Commissioner Tully thanked staff for their work on putting together the information for this meeting.

Trustee Khuntia acknowledged how much work was put into this document by staff. She also thanked those in attendance for being there.

Commissioner Sadowski-Fugitt spoke of questions 27 and 30-33 in the packet about why there is not a commission form of government. She said that is one of the areas that this committee

needs to investigate and understand. She said understanding that history will be incredibly important.

Trustee Williams agreed with Commissioner Sadowski-Fugitt regarding the additional questions. He said some general context would be helpful to the community, things like what is a council-manager form of government versus a commission form of government, etc. He said he thinks it would be helpful to identify what the different types of library boards are. He spoke of the data regarding types of library boards possibly being misleading. He said context for this data would be helpful. He referenced other various data in the document prepared and shared suggestions on what kind of data to use and present going forward. He said he would like to see a list of the conceivable library models. He noted the scholarly articles are very dense and none of the ones he read so far directly reference a library. He said the themes may have some applicability. He encouraged the public to read the article on page 166. He said one of his main concerns during this process was whether or not an elected board would be acting in the best interest of the community. He spoke of the hybrid model and questioned what it is and if it currently exists in practice anywhere.

Commissioner Tully said the information provided was great. He said at the last meeting the committee had shown interest in information regarding libraries outside of Illinois and he thinks that information would be useful. He said he had questions regarding the council-manager form of government. He shared he read the statute regarding this and has questions regarding this and the Village's current process. He asked who decides what portions of a commission government would be retained when converting to a manager form. He said while they are identifying pros and cons, it is important for them to know that information. He shared the following questions: why is it that the Downers Grove Library does not pay for electricity; in terms of bonds, would the library be eligible to take advantage of the Village's bonding authority; has the Downers Grove Library ever exercised or benefited from the Village's home rule authority. He spoke of the scholarly articles and said he thinks it would be beneficial to find some that pertain specifically to library boards. He said the rest of his questions have to do with the consultant/expert for this topic.

Commissioner Sadowski-Fugitt said, regarding the scope of the level of Village oversight on things like budget, it feels like if there could be a positive working relationship it would provide the "best of both worlds." She said it would be interesting to know with an appointed board what kind of role the Village could have.

Trustee Williams spoke of representation and how some can be from direct elections while others are from representation on appointed boards. He said he thinks the commission needs to think about expertise and whether the current process allows for the Council to make decisions about the right composition of a library board. He said if this was done by public election, the public may not be in a position to make judgements like this. Trustee Williams spoke of the issue with people running as slates. He said an expert would be able to weigh in on if there is an analogy on how libraries function and how schools function.

Commissioner Tully asked the members if the information sparked any other questions for them.

Trustee Khuntia asked if the library becomes a district, if they could expand their service area. She also asked if the Village could and/or would charge the Library for various services that are currently provided.

Trustee Williams suggested doing an inventory of the Intergovernmental agreements between the Village and the Library to better understand what would have to be renegotiated if the library were to become a district.

Commissioner Sadowski-Fugitt said it would also be helpful to know the timing and the rationale surrounding if the form of government was changed and why. She said this would help create a complete data set. Trustee Williams agreed.

V. Discussion of Action Items/Next Steps

Commissioner Tully said the consensus was to talk about the outside experts and what the committee thinks of those. He said the last thing would be to start to sketch out the scope of what the expert would be doing.

Trustee Khuntia said it would be helpful to understand what work they want the expert to do before deciding on which expert to work with.

Commissioner Sadowski-Fugitt said Sheldon Nahmod work would not be as applicable. She said Christopher Berry seems to be a better fit in terms of background and experience.

Commissioner Tully said one thing that jumped out to him was the academic versus real life experience of Joe Filapek. He said the practical experience stuck out to him.

Commissioner Sadowski-Fugitt said Professor Shoked, Christopher Berry and Joe Filapek were the ones that stuck out to her.

Commissioner Tully said their colleagues would want some information regarding price and comparison before a decision is made. He asked if it makes sense to find out availability and cost of these individuals before moving forward. The committee members agreed. Manager Fieldman noted that is something Library and Village staff will be able to do.

Trustee Williams said he thinks it would be more productive to have a controlled environment versus a hearing-style. He said this needs to be a very defined process to inform fact-finding.

Commissioner Tully asked if Trustee Williams is contemplating a deliverable in the form of some report or a pick-their-brain session.

Trustee Williams said it could be recorded testimony or something similar but not in front of the whole public.

Commissioner Tully said he is trying to figure out what the engagement would look like.

Trustee Williams said Professor Shoked considered a fixed fee.

Commissioner Tully said he is asking more generally about how the committee would like to engage with an expert.

Trustee Williams said if there is a fixed fee, the scope of work needs to be clearly defined.

Commissioner Tully said they need to figure out how to define the deliverable. Commissioner Tully said it sounds to him like they should ask the experts what type of deliverable and process they would prefer.

Trustee Williams said he does not know Christopher Berry's background but he is interested in getting the perspective of someone from the University of Chicago.

Library Director Milavec said there is no clearing house of information on how libraries are elected in other states, however John Chrastka from Every Library is an expert in this area. She noted he would be a free resource. Trustee Khuntia said she has heard him speak multiple times and he knows his stuff.

Village Manager Fieldman asked for the committee members to confirm that Professor Shoked, Professor Berry, Mr. Filapek and Mr. Chrastka are the ones they want staff to reach out to moving forward. He said staff will contact these individuals and keep the members posted as they go.

VI. Schedule for Future Meetings

Commissioner Tully said there are dates in that fall on a Thursday in May and June (May 29, June 5 and June 26) that work for everyone. He said they will work to find another date in April to meet. He said timing will depend on how factfinding goes. He said he would rather have a date on the calendar that can be canceled if information is not yet ready.

VII. Public Comment

Marti Sladek, library board member, apologized for interrupting the meeting from the audience.

Ed Pawlik, resident, spoke of his comments at the last meeting and said while he still thinks they are true, it may be difficult to do so. He suggested laying out the criteria for judging each option would be helpful in finding the right information.

VIII. Adjourn

A motion to adjourn the meeting was made by Trustee Khuntia and seconded by Trustee Williams. The motion passed unanimously by voice vote and the meeting was adjourned at 7:52 p.m.

VILLAGE OF DOWNERS GROVE
Report For The Joint Ad Hoc Committee of the
Village Council and Library Board of Trustees Meeting
4/21/2025

SUBJECT:	SUBMITTED BY:
Responses to Committee Questions Presented at the April 3, 2025 Meeting	David Fieldman Julie Milavec Village Manager Library Executive Director

The Joint Ad Hoc Committee of the Village Council and Library Board of Trustees held its second meeting on April 3, 2025. The Committee presented staff with 17 questions and requested that staff provide responses. The Committee questions and staff responses are provided below.

1. How did the Village retain certain components or features of the Commission form when it converted to a Managerial form? Were these components a decision made?

Staff has not been able to identify a complete list of operations and actions affected by the components of the underlying Commission form. It appears that the title of Commissioner and the library appointment process may be the only features of a Commission form of government retained.

The Village adopted the Managerial form of government in 1962. The Managerial form of government was approved by a referendum in a special election. The Village then passed an Ordinance adopting this form of government. The minutes, referendum and Ordinance are attached.

According to State law, "Upon the managerial form becoming effective in any city or village, that city or village and its officers shall be vested with all the rights, privileges, powers and immunities of the previous form [commission form] of government in force at the time such city or village adopted the managerial form, including the procedures for elections therein described, the officers therein named and the duties and liabilities therein set forth, except as modified by the statute". 65 ILCS 5/5-1-2. State law further provides that if a municipality adopts a different form of municipal government under Article 4, 5, or 6 [65 ILCS 5/4-1-1 et seq., 65 ILCS 5/5-1-1 et seq., or 65 ILCS 5/6-1-1 et seq.], then its current form of municipal government is automatically abandoned when the new form of municipal government takes effect." 65 ILCS 5/3.1-55-25

2. **Please provide general information including the key features of the different forms of government including the Managerial and Commission forms.**

Key features of the Managerial form of government can be found in the Article 5, Division 3 of the Illinois Municipal Code, a copy of which is attached hereto. Additional information about the Managerial form can be found on the International City and County Managers Association (ICMA) website, the relevant portion of which is attached hereto.

Key features of the Commission form of government can be found in Article 4, Division 5 of the Illinois Municipal Code, a copy of which is attached hereto.

3. **Why does the library not pay for electricity?**

ComEd operates its electricity utility within the Village pursuant to franchise agreement. Pursuant to the agreement, ComEd provides electricity to certain municipal facilities free of charge (the cost of the electricity for these facilities is paid by the ComEd customers within the Village boundaries). The Downers Grove Public Library is included in the list of municipal facilities receiving electricity free of charge.

4. **Has the DGPL ever executed or benefited from the Village's Home Rule authority?**

The Village operates as a Home Rule unit of government. The DGPL has benefitted from the Village's Home Rule authority in the levying of property taxes and the issuances of bonds.

As a Home Rule unit, the Village is not subject to the Illinois Property Tax Extension Limitation Law (PTELL), commonly referred to as "tax caps." More information about PTELL is attached. The Village levies the property taxes for the DGPL.

Further, the Village issues bonds for the DGPL. Under its Home Rule authority, the Village is not limited on the amount of any bond issuance and is not required to place proposed bond issuances on ballots as referendum questions. Information about the tax levies for the DGPL are attached.

In 1996, the Village issued bonds for the renovation and expansion of the library. The Village Council and DGPL minutes, resolutions, and ordinances show the decisions to place the library's bond referendum on the ballot in November 1995, again in March 1996, and the sale of the bonds by the Village. The following outlines the process as set forth in those documents:

6.27.1995 Library Resolution 95.1 Resolution states DGPL will send a copy of resolution 95.1 and bond information to Village for their consideration and approval.

6.27.1995 Library Resolution 95.2 Resolution includes terms of the bond: “proceeds of a Village of a Downers Grove general obligation library bond issue.”

6.27.1995 Library Meeting Minutes Library Director Christopher Bowen clarifies that DGPL is NOT asking for funding from the Village for additional meeting room space. Meeting room space is a village project. Library Board discusses library/Village relationship and if DGPL can ask for alternate funding methods from the Village.

7.10.1995 Board President Stephen Daniels outlined how the library determined the need for an expansion and where they were at that point in time with plans and designs. The Mayor, council members, Village Manager, and Village Finance Director weighed in. Notable items:

- Village Finance Director discussed financing options for the expansion, assuming a general obligation bond would be the path forward.
- The Mayor asked if the library hires the bond consultants, and the Village Attorney responded that the Village is responsible for calling for a referendum and issuing bonds. The Village would be responsible for retaining special counsel.
- Village Attorney reviewed the statutory provisions regarding referendums and gave the timeline necessary to get it on the ballot for November 1995. He noted the Library Board would be responsible for the contract and supervision of the construction work and the Village would be responsible for having the appropriate levies adopted.

7.12.1995 Draft Library Ordinance Ordinance shows the official ballot measure listing the “Bonds of the Village of Downers Grove, DuPage County, Illinois... be issued for the purpose of paying the cost of repairing, remodeling, and improving of the existing library building...” Back of ballot: “Village of Downers Grove, DuPage County, Illinois... Ballot for voting on proposition to issue Public Library Bonds... In the amount of eleven million dollars.” Clerk’s Certificate qualifies Village to issue the bond referendum.

7.25.1995 Letter from Village Attorney Village attorney confirms he can act as bond counsel for library and Village Council will consider formal action at July 31, 1995 meeting.

7.29.1995 Library Resolution 95.4 Sections two and three confirm that the library will receive and use funds “raised from the proceeds of a Village of Downers Grove general obligation library bond issue in the amount not to exceed \$9,875,000.”

8.14.1995 Village Council Minutes The council adopted the ordinance to place the bond referendum question on the November 7, 1995 ballot.

4.1.1996 Village Council Minutes The Village Manager discusses the sale of bonds for the library, reviewed the report from the financial advisor, and gave his recommendations on the best way to proceed with the sale.

4.1.1996 Village Council Minutes The Village begins the process of hiring a financial advisor and bond underwriter to facilitate the library bond issue.

6.17.1996 Village Council Minutes The library is requesting to move forward with project costs related to the expansion and asks the Village about pre-bond expenditures. The Village Manager notes that as the Village Council is the issuing authority of the bonds, they must adopt a resolution declaring an intent to reimburse the expenses when the bonds are ultimately sold.

9.30.1996 Village Council Minutes The Village Manager details the proposed bond issue and the timeline for the bond sale. He reiterates that, “the Council is responsible for approving the ordinance and authorizing the sale of the bonds, as the Library Board does not have that authority.” The dollar amount of the bond has been reduced twice since the initial referendum attempt in 1995, landing at \$8,175,000.

10.21.1996 Village Council Minutes The Council adopts the ordinance #3889 for the issue of \$8,175,000 general obligation bonds.

5. Can the DGPL take advantage of the Village’s bonding capacity and authority?

Yes, the DGPL benefits from the Village's bonding capacity and authority. The DGPL does not have the authority to issue bonds. The bonds are Village of Downers Grove bonds, issued by the Village of Downers Grove. The Village has discretion on whether or not to approve the bond issuance.

6. What is a “hybrid” model?

Staff is not aware of a “hybrid” model.

7. Does any library in the nation use a hybrid model?

Staff is not aware of a library operating under a hybrid model.

8. What is the “Aurora model”?

The Aurora model is a model in which State law contemplates that the Aurora Public Library, which, per the Local Library Act, had an appointed board, may convert to an

elected board if approved by referendum. See the attached excerpt from the Illinois Library Act. 75 ILCS 5/4-2.5

- 9. Please filter the data in the information about libraries in Illinois to show communities with populations of 30,000 to 70,000 and with other attributes similar to Downers Grove.**

Please see the attached two spreadsheets (Comparable Library Data - Population; Comparable Library Data - Budget).

- 10. Of the libraries above that have changed their form or structure, please indicate the timing and rationale for the change. Was the library change prompted by a change in municipal form of government?**

Illinois Libraries History, Trends, and Data (Information added to final page)

- 11. Please provide information about the libraries with 6 and 7 members. Is the number of trustees based on statutory requirements?**

Yes, the number of members of a library board are based on statutory requirements. Per statute, there are only 6 members of the Library Board in a Village operating under the Commission Form of Government. See 75 ILCS 5/4-2. There are 7 members of the Library Board in Villages not operating under the Commission Form of Government. See 75 ILCS 5/4-3.

- 12. What would an alternative library structure look like? What are the requirements of state statute? What are the constraints?**

The [Illinois Local Library Act](#), governs the form, structure and operations of libraries that are component units of municipalities. The available library structures are detailed in the Act. The [Illinois Public Library District Act](#) governs the form, structure and operations of libraries that are units of local government that are wholly distinct from a municipality.

- 13. What does the State law say about the Village's ability to provide more oversight to the Library? What latitude does the Village have?**

For libraries operating pursuant to the [Illinois Local Library Act](#), similar to the Downers Grove Public Library, State law does not provide the Village with any authority to oversee the operations of the Library. The Village's statutory authority over the Library is limited to appointing members of the Library Board, determining whether to issue bonds or approve other funding mechanisms related to the construction or remodeling of a Library facility, and levying funds on behalf of the library.

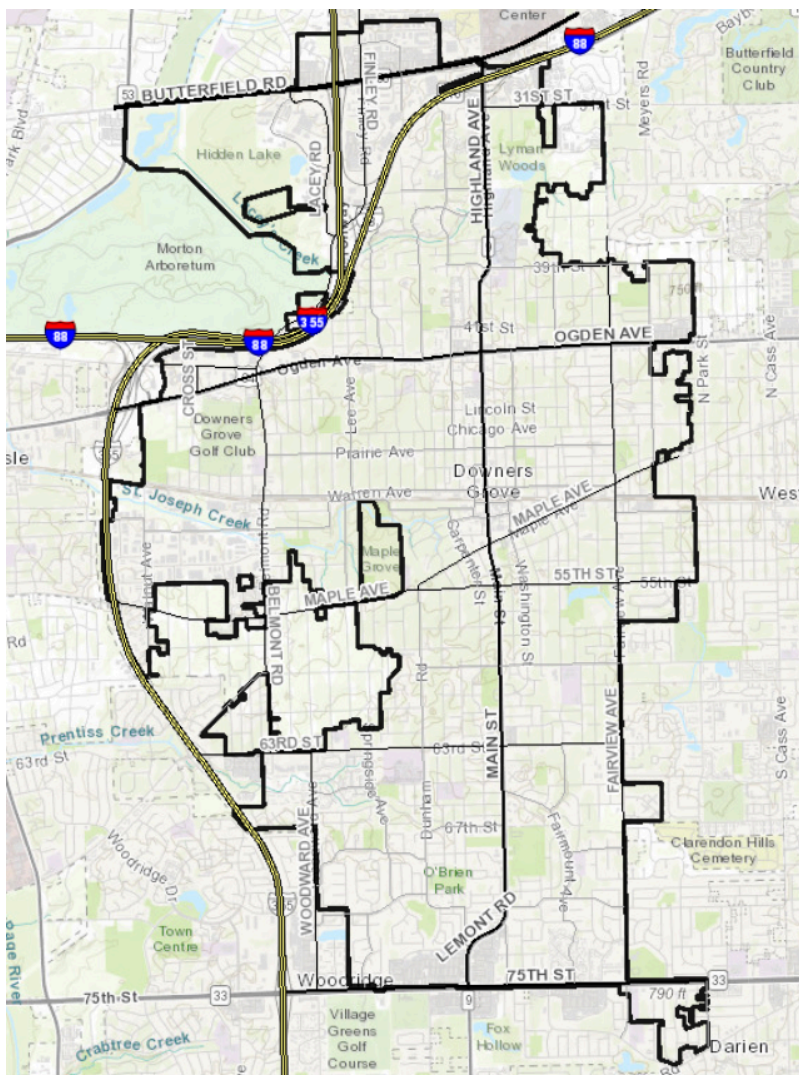
State law is clear that the Library Board is responsible for carrying out the spirit and intent of the Local Library Act by exercising certain functions, including but not limited to

adopting bylaws, rules and regulations, for their own guidance and for the government of the library, maintaining exclusive control over library facilities and the use of library funds and appointing a qualified librarian, who shall have the authority to hire such other employees as may be necessary. 75 ILCS 5/4-7

14. If the library becomes a district, could its service area be expanded?

Yes, the library could annex territory into its service area if it were to convert into a library district. 75 ILCS 16/15-5, et seq.

Unincorporated areas within the VoDG's planning authority are shown on the Village boundary map.



15. Can the Village charge the library for the services it currently provides?

Yes, the Village could charge the DGPL for services provided.

16. Please provide all of the IGA's between the Village and DGPL?

Please see the following agreements:

- 2013-79 Insurance IGA (attached)
- 2017 Cash Management IGA (attached)
- 1997 Lease Agreement (attached)

17. If the Library becomes a District, would the IGA's have to be negotiated?

Yes, if the DGPL were to convert to a District, the existing agreements would have to be re-executed. The DGPL and VoDG could choose to negotiate different terms with the new agreements.

Attachments

1. Index to Minutes of Meeting of March 12, 1962
2. Index to Minutes of Meeting of March 26, 1962
3. Index to Minutes of Meeting of April 30, 1962
4. Index to Minutes of Meeting of July 9, 1962
5. Ordinance Providing for the Submission of Referendum Question, 1962
6. 1962 Ordinance Creating the Office of Village Manager
7. 65 ILCS 5/5-1-2
8. 65 ILCS 5/3.1-55-25
9. 65 ILCS 5/ Art. 5 Div. 3 Regarding Form of Government (Managerial Form)
10. Excerpt from ICMA Website Regarding Council-Manager Form of Government
11. 65 ILCS 5/Art. 4 Div. 5 Regarding Form of Government (Commission Form)
12. An Overview of the Property Tax Extension Limitation Law
13. DGPL PTELL History
14. 75 ILCS 5/4-2.5 Regarding Aurora Public Library
15. Comparable Library Data (Population)
16. Comparable Library Data (Budget)
17. Illinois Libraries History, Trends and Data
18. 75 ILCS 5/4-2 Regarding Regarding the Appointment of 6 Trustees
19. 75 ILCS 5/4-3 Regarding Election of 7 Trustees
20. 75 ILCS 5/4-7 Regarding Powers of Library Board
21. 75 ILCS 16/15-5 Regarding Library District Annexations
22. 2013 Resolution - IGA Regarding Health Insurance
23. 2017 Resolution - IGA Regarding Cash Management
24. 1997 Resolution Authorizing Execution of Lease Agreement

INDEX TO MINUTES OF MEETING OF MARCH 12, 1962

Claim Ordinance No. 2174 - Special Duty Firemen Payroll

Claim Ordinance No. 2175 - Volunteer Firemen Payroll

Claim Ordinance No. 2176 - Salary Payroll

Collectors Report for February

Treasurer's Report for February

NOTICE - \$464-62 "In the Matter of Petition of Trevor J. Marshall"

Bid of Ponstein Bldrs in am't of \$2,054 be accepted. (Lee Wellhouse)

Notice of Lein relative to Contract #7 - Porter Cont & Burch Cons.

Resolution - "AccidentClock" time extended.

V. Attorney inst. to prepare Ord prohibiting minors to handle, etc., alcoholic beverage.

De Leuw Cather Report accepted and 6 copies available at Library and Village Hall.

V. Attorney ins. to prepare ordinance to adopt report on Park. & Traffic

DOWNERS GROVE, ILLINOIS

March 12, 1962

Regular meeting of the Council of the Village of Downers Grove Illinois.

Present at roll call Mayor Behoff and Commissioners Diebold and Porter. Commissioners Freibert and Houck were not present.

Mayor Behoff announced that a copy of the minutes of March 5, 1962 had been sent to each member of the Council and that the minutes would be approved without reading if there were no questions. There being no questions the minutes were approved as published.

Commissioner Porter presented the following ordinance and moved its approval:

Claim Ordinance No.2174
AN ORDINANCE PROVIDING FOR THE PAYMENT OF CERTAIN CLAIMS

SPECIAL - DUTY FIREMEN'S PAYROLL

February 1,1962- February 28,1962

Grant Dicke Firehouse # 1	\$1,072.00
Fire Station # 2	735.00
	<u>\$1,807.00</u>

On roll call Commissioners Porter, Diebold and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Commissioner Porter presented the following ordinance and moved its approval:

CLAIM ORDINANCE NO.2175
AN ORDINANCE PROVIDING FOR THE PAYMENT OF CERTAIN CLAIMS
VOLUNTEERS FIREMEN'S PAYROLL-FEB. 1,1962-FEB. 28,1962

Payroll Account # 10153-1	\$ <u>732.00</u>
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On roll call Commissioners Porter and Diebold and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Commissioner Porter presented the following ordinance and moved its approval:

CLAIM ORDINANCE NO.2176
AN ORDINANCE PROVIDING FOR THE PAYMENT OF CERTAIN CLAIMS
SALARY PAYROLL - MARCH 1,1962-MARCH 15, 1962

CORPORATE FUND:	
Public Affairs	529.16
Accounts and Finance	1,567.68
Health and Safety	6,298.60
Sts and Improvements	400.00
Public Property	2,823.50
FIRE PROTECTION FUND	
	\$11,618.94 War #12754
	282.50 " 327
	<u>\$11,901.44</u>

On roll call Commissioners Porter and Diebold and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Commissioner Porter moved, that the Collector's Report for the month of February, 1962 having been read, be filed.

On roll call Commissioners Porter, Diebold and Mayor Behoff voted Aye....Nays none....Motion carried.

Commissioner Porter moved that the Treasurer's Report for the month of February, 1962 having been read, be filed.

On roll call Commissioners Porter, Diebold and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Mayor Behoff moved, that notice #464-62 - In the Matter of the Petition of TREVOR J. MARSHALL, et al, being Electors of the Village of Downers Grove, Illinois, to submit to a vote of the Electors of Downers Grove, the proposition: "Shall the Village of Downers Grove adopt a Managerial form of municipal government?" be filed.

On roll call Mayor Behoff and Commissioners Diebold and Porter voted Aye.....Nays none.....Motion carried.

Commissioner Porter moved, that the bid of Ponstein Builders for furnishing all labor, equipment and material for the construction of a masonry addition to Lee Wellhouse in the amount of \$2,054.00 be accepted and the unsuccessful bidders notified. Further, that the Mayor and Clerk be authorized to sign the contract.

On roll call Commissioners Porter and Diebold and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Commissioner Porter moved, that the Notice of Lein relative to Contract #7 between Porter Contracting and Burch Construction Company (Joint Venture) be filed.

On roll call Commissioners Porter and Diebold and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Commissioner Porter moved, that/^{the} following schedule of Bonds be passed and approved:

<u>KIND</u>	<u>AMOUNT</u>	<u>PRINCIPAL</u>	<u>SURETY</u>	<u>EXPIRES</u>
ELEC.	\$1000.	Active Electric Co.	Travelers Ind. Co.	5-24-63
"	"	Mueller Heating Serv.	Hartford Acc. & Ind.	3-14-63
St Opg	2000.	C. Anderson Plbg., Co.	American Cas. Co.	8-10-62
"	"	Guido Arquilla and Co.	Hartford Acc & Ind.	3-6-63
"	"	Earl's Plbg., & Htg	" " "	10-6-62
"	"	Emil Lukes-Gem Plbg.	" " "	3-12-64

On roll call Commissioners Porter and Diebold and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Commissioner Diebold presented the following Resolution and moved its approval:

RESOLUTION

WHEREAS, a resolution was adopted by the Council of the Village of Downers Grove on February 27, 1961, authorizing the Junior Chamber of Commerce of the Village of Downers Grove to erect and maintain, for a period of one year, an "accident clock" having a dimension of 5 feet x 5 feet, with flush mounting on the north wall of the Ross Building, at the southwest corner of Main Street and Burlington Avenue; and

WHEREAS, said Junior Chamber of Commerce has requested an extension of time during which the said "accident clock" may be maintained for the purpose of acting as an accident deterrant, by keeping the public advised as to the number of traffic accidents occurring within the limits of the Village of Downers Grove; and

WHEREAS, it appears that permission to continue such clock may be granted without prejudice to the Village or any of the residents thereof;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Downers Grove, DuPage County, Illinois, that permission be granted to the Junior Chamber of Commerce to continue to maintain said "accident clock" on the north wall of the Ross Building, at the southwest corner of Main Street and Burlington Avenue, in the Village of Downers Grove, until April 30, 1963.

BE IT FURTHER RESOLVED that such clock be dismantled and removed on or before the expiration of such period, unless a further extension of time is granted by the Council of the Village of Downers Grove.

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions in conflict with the provisions of this resolution be and the same are hereby repealed.

Philip C. Behoff
Mayor

Attest:

Laura S. Geffert
Clerk

On roll call Commissioners Diebold and Porter and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Mayor Behoff moved, that the Village Attorney be instructed to prepare an Ordinance prohibiting any minor from handling, stocking or delivering any alcoholic beverage.

On roll call Mayor Behoff and Commissioners Diebold and Porter voted Aye.....Nays none.....Motion carried.

Mayor Behoff moved, that the De Leuw, Cather and Company's report be accepted and placed on file and that six (6) copies be made available at the Downers Grove Library and Village Clerk's Office.

On roll call Mayor Behoff and Commissioners Diebold and Porter voted Aye.....Nays none.....Motion carried.

Mayor Behoff moved, that the Village Attorney be instructed to prepare the necessary ordinance or ordinances to implement the

adoption of the report on Parking and Traffic, prepared by De
Leuw, Cather and Company dated January 6, 1962.

On roll call Mayor Behoff and Commissioners Diebold and Porter
voted Aye.....Nays none.....Motion carried.

Commissioner Porter moved that the meeting be adjourned until
the next regular meeting date Monday, March 19, 1962.

On roll call Commissioners Porter and Diebold and Mayor Behoff
voted Aye.....Nays none.....Motion carried.

Meeting adjourned at 8:30 P.M.


Village Clerk

INDEX TO MINUTES OF MEETING OF MARCH 26, 1962

Claim Ordinance No. 2179 - Salary Payroll

Statement from Stanley Eng. for eng. services for Feb., 1962 - \$2,488.60--Approved.

Periodic Estimate #1, Cont. 8, payable To Advance Const. - \$18,603.23 - Approved

Letter from State of Ill. Dept of Public Health Re: D.G. Water - filed.

Letter - from Marie Engstrand Brady - Re: Village Streets - filed.

Letter from Dept of Public Works Re: Prevailing Wage Act - filed.

Letter - from Alice Ory Re: work performed on home during Sewer project. - filed

Letter - from Suburban Athletics - Re: Wrestling Exhibition at D.G. High School.

Letter - United Brotherhood of Carpenters, etc., Re: Golden Anniversary - filed.

Permission granted D.G. YMCA to conduct spec. drive to obtain funds.

Notice from Z. B. of Appeals Re Hearing in Hinsdale Memorial Bldg.

Permission granted United Fund, Inc., to solicit business-hang flag, suspend banner, etc.
Request rezoning - Highland Ave., and 39th St., Cl. "A" to Class "C"

Order #464-62 Re Shall Village adopt Managerial form of Gov't.

Village Eng. authorized to hire land surveying firm.

C.L. Baylor empowered to provide survey for proposed parking meter changes, etc.

Ordinance - erection of traffic lites on Grant and Main - passed, appr. and publ.

Ordinance - Lights on Ogden and Main Streets - passed, approved and Published.

Ordinance - Regulating Parking on Lincoln - filed and held one week.

Proceed Order No. 14- construct the 132" RCP Install. - Lump sum - \$1,535.00 approved.

Village Attorney instructed to prepare a Resolution - erect a sign - St. Luke Presby.

Bid - Material Service Div. for material required for streets, accepted.

Bid of International Salt - for material required for streets - accepted.

Alfred Koplin permitted to vary const. of buildings on 124 2nd St. - 3 spec. bldgs.

Resolution - Westmont Police Radio Service

Resolution - Constance Ege appointed a member of Solicitations Committee.

Ordinance - Sale of Alcoholic Liquor - passed approved and Published

Ordinance - " " " - sent to every firm hold a liquor license.

Village Attorney to prepare an Ordinance calling for an election on Managerial Govt.

DOWNERS GROVE, ILLINOIS

March 26, 1962

Regular meeting of the Council of the Village of Downers Grove Illinois.

Present at roll call Mayor Behoff and Commissioners Freibert and Houck. Commissioners Diebold and Porter were not present.

Mayor Behoff announced that a copy of the Minutes of March 19, 1962 had been sent to each member of the Council and that the Minutes would be approved without reading if there were no questions. There being no questions the minutes were approved as published. Commissioner Freibert presented the following Ordinance and moved its approval:

CLAIM ORDINANCE NO. 2179
AN ORDINANCE PROVIDING FOR THE PAYMENT OF CERTAIN CLAIMS

SALARY PAYROLL
March 16, 1962-March 31, 1962

CORPORATE FUND:

Public Affairs	529.16	
Accounts and Finance	1,540.00	
Health and Safety	6,298.50	
Sts & Improvements	400.00	
Public Property	2,823.50	\$11,591.16 War. #12842
FIRE PROTECTION FUND		282.50 " 338
		<u>\$11,873.66</u>

On roll call Commissioners Freibert and Houck and Mayor Behoff voted Aye.....Nays none....Motion carried.

Commissioner Houck moved, that the statement from the Stanley Engineering Company dated March 16, 1962, Job 2947 for resident engineering services during February, 1962 in connection with construction of extensions to the Municipal Storm Sewer System in accordance with the terms of the engineering service contract in the amount of \$2,488.⁶⁰ be approved for payment.

On roll call Commissioners Houck and Freibert and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Commissioner Houck moved, that Periodic Estimate #1, Contract 8, Storm Sewer Drainage Improvements, Local Relief Sewers, Downers Grove, Illinois payable to Advance Construction Co., Inc., in the amount of \$18,603.23 be approved for payment.

On roll call Commissioners Houck and Freibert and Mayor Behoff voted Aye...Nays none....Motion carried.

Commissioner Freibert moved, that the letter from the State of Illinois Department of Public Health dated March 19, 1962

Re: Downers Grove - Water
Proposed Improved
Approval No. 133-1962

be filed.

On roll call Commissioners Freibert and Houck and Mayor Behoff voted Aye....Nays none....Motion carried.

Commissioner Houck moved, that the letter from Marie Engstrand Brady with attachment dated March 23, 1962 Re: Village Streets, be filed. Further, that a copy be made for the Street Department to whom the letter is really directed.

On roll call Commissioners Houck and Freibert and Mayor Behoff voted Aye....Nays none....Motion carried.

Commissioner Houck moved, that the letter from the State of Illinois Department of Public Works and Buildings dated March 19, 1962 relative to the opinion from State Attorney General Wm. G. Clark - Prevailing Wage Act, Utility Company Employees, who are reimbursed with public funds - be filed. Further, that a copy be made for the Village Attorney and Village Engineer.

On roll call Commissioners Houck, Freibert and Mayor Behoff voted Aye...Nays none....Motion carried.

Commissioner Houck moved, that the letter from Alice Ory, dated March 23, 1962 relative to remodelling and redocrating work performed on her home at 1240 Chicago Avenue, Downers Grove, Illinois, during course of storm sewer construction, be filed. Further, that copies of the letter be made for Village Attorney, Stanley Engineering and Village Engineer.

On roll call Commissioners Houck, Freibert and Mayor Behoff voted Aye...Nays none...Motion carried.

Mayor Behoff moved, that the letter from the Suburban Athletics, Inc., dated March 24, 1962 Re: Wrestling Exhibition at the Downers Grove High School on April 6, 1962 be filed. Further, that a copy of the letter be given our Police Department for their information.

On roll call Mayor Behoff and Commissioners Freibert and Houck voted Aye.....Nays none....Motion carried.

Mayor Behoff moved, that the letter from the United Brotherhood of Carpenters and Joiners of America dated March 18, 1962 Re: their Golden Anniversary to be held on May 9, 1962, be filed. Further, that the Village Clerk advise Mr. Vix relative to attendance of the Council.

On roll call Mayor Behoff and Commissioners Freibert and Houck voted Aye...Nays none...Motion carried.

Mayor Behoff moved, that in accordance with the written request of the Downers Grove YMCA that permission be granted them to conduct a special drive to obtain current operating contributions. Further, that the Clerk so notify the Association.

On roll call Mayor Behoff and Commissioners Freibert and Houck voted Aye....Nays none.....Motion carried.

Mayor Behoff moved, that the Notice from the Du Page County Zoning Board of Appeals dated March 19, 1962 Re: Hearing in the Hinsdale Memorial Building on March 29, 1962 at 7:30 P.M., (copies having been sent to the Chairman of the Plan Commission and Zoning Board of Appeals) be filed.

On roll call Mayor Behoff and Commissioners Freibert and Houck voted Aye....Nays none....Motion carried.

Mayor Behoff moved, that in accordance with the written request of the Downers Grove United Fund, Inc., that permission be granted them to:

1. Solicit businesses and residents during the month of October.
2. Suspend the United Fund Banner over Main St., at Burlington for the period October 8 thru 22, in order to publicize the campaign. Proof of insurance will be furnished to the Village Clerk.
3. Maintain the United Fund "Thermometer" sign on the Curtiss St side of the building of Giesche's Shoe Store.
4. Hang a United Fund flag under the American Flag on the Village Flagpole on Main Street at Warren Ave.

Further, that the Clerk so notify Mrs. Thro.

On roll call Mayor Behoff and Commissioners Freibert and Houck voted Aye....Nays none....Motion carried.

Mayor Behoff moved, that the letter from Clifford Carney, dated March 26, 1962 requesting the rezoning of

That part of the Northwest Quarter of Section 5, Township 38 North, Range 11, East of the Third Principal Meridian, bounded by beginning on the Township line, 19.73 chains West of the quarter section post in the North line of Section 5 for a place of beginning and running thence along the center line of highway a distance of 200 feet; thence East parallel with the North line of said Section, 280 feet; thence North parallel with the center line of highway, 200 feet; thence West to the place of beginning, in DuPage County, Illinois. Said property is situated at the Southeast corner of Highland Avenue and 39th Street extended.

from Class "A" Residential to Class "C" Residential be referred to the Zoning Board of Appeals for its action and recommendation.

On roll call Mayor Behoff and Commissioners Freibert and Houck voted Aye....Nays none....Motion carried.

Mayor Behoff moved, that Order # 464 - 62 Re: Shall the Village of Downers Grove adopt the Managerial Form of Municipal Government - be filed.

On roll call Mayor Behoff and Commissioners Freibert and Houck voted Aye....Nays none....Motion carried.

Commissioner Freibert moved, that the following schedule of Bonds be passed and approved.

KIND	AMOUNT	PRINCIPAL	SURETY	EXPIRES
ELEC.	\$1000.	Geo. W. Blonn	Hartford Acc. & Ind.	3-24-63
"	1000.	Dynamic Elec. Contr.	Std. Acc. Ins. Co.	3-21-63
"	1000.	Okeh Electric Co.	Aetna Cas. & Surety	3-16-63
"	1000.	Smith Elec. Contr.	Std. Acc. Ins. Co.	3-21-63
"	1000.	Suburban Signs, Inc.	Hawkeye Sec. Ins. Co.	4-24-63
Plbg.	10000.	Wm. Zeigler and Son, Inc.	United Pacific Ins. Co.	3-30-63
St.Ob.	10000.	Richmend Bldrs.	Hartford Acc & Ind.	4-11-63
"	10000.	Geo. Wandry, Sr.	" " "	4-6-63
St.Opg	2000.	Nick Palermo d/b/a Melrose Pk Plbg.	U.S. Fidelity & Gty.	2-1-63

On roll call Commissioners Freibert, Houck and Mayor Behoff voted Aye. Nays none....Motion carried.

Commissioner Freibert moved, that the Village Engineer be authorized to hire a competent land surveying firm to supply the Village with survey plats of the four proposed parking areas as designated by the parking survey.

On roll call Commissioners Freibert, Houck and Mayor Behoff voted Aye.....Nays none....Motion carried.

Commissioner Freibert moved, that Mr. C. L. Baylor be empowered to provide as soon as possible, a survey for the proposed parking meter changes and parallel parking on designated streets as set forth in the traffic survey.

On roll call Commissioners Freibert, Houck and Mayor Behoff voted Aye....Nays none....Motion carried.

Commissioner Houck moved, that

AN ORDINANCE AUTHORIZING THE ERECTION OF
AUTOMATIC TRAFFIC LIGHTS TO CONTROL BOTH
PEDESTRIAN AND VEHICULAR TRAFFIC AT THE
INTERSECTION OF GRANT AND MAIN STREETS
IN THE VILLAGE OF DOWNERS GROVE, DUPAGE
COUNTY, ILLINOIS

be passed, approved and published.

On roll call Commissioners Houck, Freibert and Mayor Behoff voted Aye....Nays none....Motion carried.

Commissioner Houck moved, that

AN ORDINANCE AUTHORIZING THE ERECTION OF
GREEN "GO", YELLOW "CAUTION", RED "STOP",
AND GREEN ARROW "TURN" LIGHTS AT THE FOUR
CORNERS OF THE INTERSECTION OF OGDEN AVENUE
AND MAIN STREET, TO REGULATE THE TRAFFIC IN ALL
FOUR DIRECTIONS AT SAID INTERSECTION, IN THE
VILLAGE OF DOWNERS GROVE, DU PAGE COUNTY,
ILLINOIS

be passed, approved and published.

on roll call Commissioners Houck, Freibert and Mayor Behoff voted Aye....Nays none....Motion carried.

Commissioner Houck moved, that

AN ORDINANCE REGULATING PARKING OF AUTOMOBILES
AND OTHER VEHICLES ON LINCOLN STREET, BETWEEN
MAIN STREET AND PRINCE AVENUE, IN THE VILLAGE
OF DOWNERS GROVE, ILLINOIS

having been read, be filed with the Village Clerk and held one week for public inspection.

On roll call Commissioners Houck, Freibert and Mayor Behoff voted Aye....Nays none....Motion carried.

Commissioner Houck moved, that Proceed Order No. 14, Section 2, Storm Drainage Improvements, Downers Grove, Illinois, Contractor - S. A. Healy Company to Construct the 132" RCP installation from east of Main Street to Curtiss Street, delete the Sanitary Sewer Siphon at Curtiss and Belden and install sanitary sewers on North and south sides of Curtiss. Lump sum additional of \$1,535.00, be approved.

On roll call Commissioners Houck, Freibert and Mayor Behoff voted Aye....Nays none....Motion carried.

Commissioner Houck moved, that the Village Attorney be instructed to prepare a Resolution granting St. Luke Presbyterian Church permission to erect a sign on Lot 1, Block 5 of Walter S. Anderson's Resubdivision for a period ending April 30, 1964.

On roll call Commissioners Houck, Freibert and Mayor Behoff voted Aye....Nays none....Motion carried.

Commissioner Houck moved, that the bid of Material Service Division of General Dynamics Corporation for material required in the maintenance of our arterial streets specified as Group 4, be accepted. Further, that the unsuccessful bidders be notified and their bid deposit checks returned.

On roll call Commissioners Houck, Freibert and Mayor Behoff voted Aye....Nays none....Motion carried.

Commissioner Houck moved, that the bid of the International Salt Company for material required in the maintenance of our arterial streets specified as Group #5, be accepted. Further that the unsuccessful bidders be notified and their bid deposit checks returned.

On roll call Commissioners Houck, Freibert and Mayor Behoff voted Aye....Nays none....Motion carried.

Commissioner Houck moved, that Alfred Koplin and Company be permitted to vary the construction of the buildings on the property at 124 Second Street, Downers Grove, Illinois so that there should

be three separate buildings which would not be attached as shown on the original plans providing that the owner of the property executes and delivers to the Village a covenant that said buildings would always be used as one unit and that the real estate will not be subdivided or sold except as one entire tract.

On roll call Commissioners Houck, Freibert and Mayor Behoff voted Aye....Nays none....Motion carried.

Mayor Behoff presented the following Resolution and moved its approval

RESOLUTION

WHEREAS, the Village of Downers Grove has for several years last past entered into an agreement with the Village of Westmont to give the said Village of Westmont Radio Service for their Police Cars; and

WHEREAS, this agreement was contained in a contract which expires by its terms on the 1st day of April A. D. 1962; and

WHEREAS, both the Village of Downers Grove and the Village of Westmont are desirous of extending said contract; for one (1) year expiring April 1st A.D. 1963.

THEREFORE, BE IT RESOLVED by the Council of the Village of Downers Grove, DuPage County, Illinois, that the Mayor and the Clerk of the Village of Downers Grove be and they are hereby authorized to sign a contract for the extension of the above mentioned contract with the Village of Westmont.

BE IT FURTHER RESOLVED that any resolutions or parts of resolutions in conflict with this resolution be and the same are hereby repealed.

Philip G. Behoff
Mayor

ATTEST:

Laura S. Geffert
Clerk

On roll call Mayor Behoff and Commissioners Freibert and Houck voted Aye....Nays none.....Motion carried.

Mayor Behoff presented the following Resolution and moved its approval

RESOLUTION

WHEREAS, a vacancy exists in the membership of the Committee on Solicitations, occasioned by the death of Wade T. Searles; and

WHEREAS, it appears that Constance Ege is well qualified to serve as a member of said committee;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Downers Grove, in DuPage County, Illinois that Constance Ege be and she is hereby appointed as a member of the Committee on Solicitations of the Village of Downers Grove. to hold office until April 30, 1963, or until her successor is appointed and has qualified.

Philip C. Behoff
Mayor

Attest:

Laura S. Geffert
Clerk

On roll call Mayor Behoff and Commissioners Freibert and Houck
voted Aye...Nays none...Motion carried.

Mayor Behoff moved, that

AN ORDINANCE AMENDING "AN ORDINANCE TO
REGULATE THE SALE OF ALCOHOLIC LIQUOR"
PASSED AND APPROVED MARCH 5, A.D., 1934
AS AMENDED

be passed, approved and published.

On roll call Mayor Behoff and Commissioners Freibert and Houck
voted Aye...Nays none...Motion carried.

Mayor Behoff moved, that a copy of

AN ORDINANCE AMENDING "AN ORDINANCE TO
REGULATE THE SALE OF ALCOHOLIC LIQUOR"
PASSED AND APPROVED MARCH 5, A.D. 1934
AS AMENDED

be sent to each firm holding a Downers Grove liquor license.

On roll call Mayor Behoff and Commissioners Freibert and Houck
voted Aye...Nays none...Motion carried.

Commissioner Houck moved, that the meeting be adjourned until the
next regular meeting date Monday, April 2, 1962.

On roll call Commissioners Houck, Freibert and Mayor Behoff voted
Aye...Nays none...Motion carried.

Commissioner Houck moved to withdraw the motion for adjournement.

On roll call Commissioners Houck, Freibert and Mayor Behoff voted
Aye...Nays none...Motion carried.

Mayor Behoff moved, that the Village Attorney be instructed to
prepare an ordinance calling for an election to be held on the
question "shall the Village of Downers Grove adopt the Managerial
Form of Municipal Government" on June 9, 1962.

On roll call Mayor Behoff and Commissioners Freibert and Houck
voted Aye...Nays one....Motion carried.

Commissioner Houck moved, that the meeting be adjourned until the
next regular meeting date Monday, April 2, 1962.

On roll call Commissioners Houck, Freibert and Mayor Behoff voted
Aye....Nays none....Motion carried.

Meeting adjourned at 9:00 P.M.


Village Clerk

INDEX TO MINUTES OF MEETING OF APRIL 30, 1962

Proclamation - Downers Grove Little League, etc.
Periodic Estimate #2 - amount of \$28,627.24 - approved for payment.
Periodic Estimate Contracts 3,4,5 & 6, amount of \$6,102.65 approved for paymt
Report of Condition of Citizens Bank and Northern Trust - March 26,1962
Report of DuPage Co., Health Dept for March, 1962 filed
Letter - General Seervices Amin. Re: D.G. Post Office
Letter - David C. Hess filed
Letter - D.G. Public Schools filed. Re: De Leuw Cather Report
Permission granted American Legion Aux - to hold Poppy Sale - May 24, 1962
Permission granted V.F.W to conduct Poppy Sale - May 24, 1962
Bid of Porter Contr. for install. Pile System accepted for \$13,925.
Resolution - Robert Hain, Jr. Water Connection on Cornell Ave.
Lease signed between Village & E. Whrmeister for Cab Stand.
Resolution - 1928 Seagrave Tank Truck bought by Park District
Resolution - Special Assessments Nos. 66, 100 and 153
Ordinance transferring intra - department items of Appropriation
Letter from E. Tanner dated April 30th, 1962-Re: thanking them for schooling.
Agreement re: housing prisoners - given Vill Attorney for his perusal
Building Permit App. of G. W. McGollum - 4818 Saratoga
Ordinance - Managerial form of Government
Resolution - Appointing Village Clerk, Treasurer, etc.
Resolution - Gilbert C. Mochel Chairman of Brd of Health
Resolution - Lyle W. Frances & E. G. Geissert appointed memgers of Plan Comm.
Resolution - Bernard Blaida appointed - member of Z.B. of A.
V. Attorney instructed to prepare Resolution commending A. Ewert for his services
on Z.B. of A
Resolution - Herbert Pohlman appointed member of Z.B. of A
Plat of Robert Seibert accepted.
Building Permit be issued upon request for Lots 1 and 2 - facing Fairview Ave.
Building Permit App. of L & T Builders - for 2 family dwelling on Prairie-~~accepted~~
reconsidered - Motion LOST
Plat of Morrison and Frazin accepted.

DOWNERS GROVE, ILLINOIS

April 30, 1962

Regular meeting of the Council of the Village of Downers Grove, Illinois.

Present at roll call Mayor Behoff and Commissioners Diebold, Freibert, and Porter. Commissioner Houck was not present.

Mayor Behoff announced that a copy of the Minutes of April 23, 1962 had been sent to each member of the Council and that the Minutes would be approved without reading if there were no questions.

There being no questions the Minutes were approved as published.

Commissioner Freibert moved to suspend the regular order of business.

On roll call Commissioners Freibert, Diebold, Porter and Mayor Behoff voted Aye....Nays none....Motion carried.

Mayor behoff moved to adopt the following Proclamation

PROCLAMATION

To the Citizens of the Village of Downers Grove, Illinois

Greetings:

Whereas, the interest of all parents requires their cooperation in directing and assisting in the molding of their children to the end that they may grow into good and useful citizens and become trained to assume the responsibilities thrust upon them in maturity, and

Whereas, study and experience has proven that this purpose is aided and enhanced in a large measure by siphoning off the tremendous energies that children are endowed with, by participation in physical exercise in competitive sport under adequate direction and supervision, and

Whereas, the game of Baseball furnishes an excellent medium both for, the participants and spectators in furthering this objective, and

Whereas, there are now organized and in existence the

Downers Grove Little League
Downers Grove Pony League
Downers Grove Pony League Grads

who need the moral and financial support of our community;

NOW, THEREFORE, I, Philip C. Behoff Mayor of the Village of Downers Grove, Illinois, do hereby designate the period from May, 5, 1962 through May 12, 1962, inclusive, as Baseball Week in Downers Grove and urge all citizens to purchase decals and schedules from canvassers who will call upon you at your homes and to attend as many scheduled games as your circumstances permit.

Done at the Village of Downers Grove, Illinois on this
30th day of April, 1962.

Philip C. Behoff
Mayor

On roll call Mayor Behoff and Commissioners Diebold, Freibert, and Porter voted Aye...Nays none....Motion carried.

Commissioner Porter moved, that Periodic Estimate #2, Contract #8 Storm Drainage Improvements Local Relief Sewers, Downers Grove Illinois payable to Advance Construction Co., Inc., in the amount of \$28,627.24 be approved for payment.

On roll call Commissioners Porter, Diebold, Freibert and Mayor Behoff voted Aye...Nays none....Motion carried.

Commissioner Porter moved, that Periodic Estimate relative to Contracts 3, 4, 5 and 6, Storm Drainage Improvements, Downers Grove, Illinois, payable to S. A. Healy Company in the amount of \$6,102.65 be approved for payment and that the Village Attorney be instructed to forward the check to S. A. Healy Company, indicating a disclaimer of any additional liability in connection with contracts as may be in the future submitted by S. A. Healy Company.

On roll call Commissioners Porter, Diebold, Freibert and Mayor Behoff voted Aye....Nays none.....Motion carried.

Commissioner Porter moved, that the Report of Condition of the Citizens National Bank and Northern Trust Company at the Close of business on March 26, 1962, be filed.

On roll call Commissioners Porter, Diebold, Freibert and Mayor Behoff voted Aye....Nays none....Motion carried.

Commissioner Diebold moved, that the report of the Du Page County Health Department for the month of March 1962 be filed and a copy together with a copy of the cover letter, be sent to the Health Department.

On roll call Commissioners Diebold, Freibert, Porter and Mayor Behoff voted Aye...Nays none....Motion carried.

Mayor Behoff moved, that the letter from General Services Administration, dated April 13, 1962 relative to Downers Grove Post Office be filed and a copy made for our Village Attorney. On roll call Mayor Behoff and Commissioners Diebold, Freibert, and Porter voted Aye....Nays none...Motion carried.

Mayor Behoff moved, that the letter from

David C. Hess

be filed and a copy be made for the Village Attorney, Police Department and the Safety Council so that proper answer to the letter can be made next week.

On roll call Mayor Behoff and Commissioners Diebold, Freibert, and Porter voted Aye...Nays none....Motion carried.

Mayor Behoff moved, that the letter from the Downers Grove Public Schools dated April 24, 1962 be filed along with the De Leuw Cather Report.

On roll call Mayor Behoff and Commissioners Diebold, Freibert and Porter, voted Aye....Nays none....Motion carried.

Mayor Behoff moved, that in accordance with the written request of the American Legion Auxiliary dated, April 24, 1962 that permission be granted them to conduct their annual Poppy Sale on Thursday, May 24, 1962 beginning at 5 A.M. Further, that the Clerk so notify the Secretary.

On roll call Mayor Behoff and Commissioners Diebold, Freibert, and Porter voted Aye...Nays none...Motion carried.

Mayor Behoff moved, that in accordance with the written request of the Veterans of Foreign Wars dated April 25, 1962 that permission be granted them to conduct their annual Poppy sale on May 24, 1962 from 5 A.M., Further that the Clerk so notify the Post.

On roll call Mayor Behoff and Commissioners Diebold, Freibert and Porter voted Aye...Nays none...Motion carried.

Mayor Behoff moved, that the Minutes of the Plan Commission meeting dated April 24, 1962 be filed.

On roll call Mayor Behoff and Commissioners Diebold, Freibert and Porter voted Aye....Nays none...Motion carried.

Mayor Behoff moved, that the bid of Porter Contracting Company for the installation of a supporting pile system for a proposed structure at 5148 Main Street in the amount of \$13,925. be accepted subject to some engineering details to be worked out, and the co-ordinating of work with the construction of the building. Further, that the unsuccessful bidders be notified and their bid deposit checks returned.

On roll call Mayor Behoff and Commissioners Diebold, Freibert and Porter voted Aye...Nays none...Motion carried.

Commissioner Freibert presented the following Resolution and moved its approval and a copy sent to the Superintendent of the Water Department.

RESOLUTION

WHEREAS, Robert Hain, Jr., is the owner of Lot 2 in Hain's Resubdivison, which is located at the southerly end of the present public water main in Cornell Avenue, in the Village of Downers Grove; and

WHEREAS, due to the location of the property, it would be impractical to make a water connection to serve said property, in accordance with the rules and regulations normally applicable to water connections in the Village of Downers Grove; and

WHEREAS, such connection can be made as requested, without prejudice to the Village of Downers Grove, or damaging the water system.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Downers Grove, DuPage County, Illinois, that Robert Hain, Jr., be granted permission to extend a one inch copper water service from the end of the existing water main in Cornell Avenue, to service Lot 2 in Hain's Resubdivision; such connection to be made without complying with the rules of the water department requiring that any such connection be made at right angles to the water main in the public street; but that such connection shall in all other respects comply with all of the rules and regulations of the Water Department and the Plumbing Code of the Village of Downers Grove.

Philip C. Behoff
Mayor

Attest:
Laura S. Geffert
Clerk

On roll call Commissioners Freibert, Diebold, Porter and Mayor Behoff voted Aye...Nays none....Motion carried.

Commissioner Freibert moved, that the Mayor and Clerk be authorized to sign the lease between the Village of Downers Grove as Lessor and Earl N. Wehrmeister, Lessee for the Cab Stand on the right of

way of the Chicago, Burlington and Quincy Railroad for a period of one year from May 1, 1962.

On roll call Commissioners Freibert, Diebold, Porter and Mayor Behoff voted Aye...Nays none...Motion carried.

Commissioner Diebold presented the following Resolution and moved its approval

RESOLUTION AUTHORIZING TRANSFER OF
SEAGRAVE TRUCK BY THE VILLAGE OF DOWNERS GROVE
WHEREAS, the Village of Downers Grove, a municipal Corporation, is the owner of a 1928 Seagrave tank truck, Model 6BF motor No. 51538, serial No. 604142; and

WHEREAS, the Village of Downers Grove has heretofore received bids for the sale of said truck, in accordance with the statutes in such case made and provided; and

WHEREAS, the bid of the Downers Grove Park District for the purchase of said truck was accepted by the Council of the Village of Downers Grove;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Downers Grove, DuPage County, Illinois, that the Clerk of said village be and she is hereby authorized to transfer the title to said 1928 Seagrave truck, Model No. 6BF, Motor No. 51538, Serial No. 604142, to the Downers Grove Park District.

BE IT FURTHER RESOLVED that the Clerk of the Village of Downers Grove shall deliver a certified copy of this resolution to the Downers Grove Park District, as evidence of the sale and transfer of such truck.

BE IT FURTHER RESOLVED that all resolution or parts of resolutions in conflict with the provisions of this resolution, be and the same are hereby repealed.

Philip C. Behoff
Mayor

Laura S. Geffert
Clerk

On roll call Commissioners Diebold, Freibert, Porter and Mayor Behoff voted Aye..Nays none...Motion carried.

Commissioner Porter presented the following Resolution and moved its approval

RESOLUTION AUTHORIZING THE ACCEPTANCE OF
THE PRINCIPAL AMOUNT OF INSTALLMENTS,
CURRENT INTEREST, DEFERRED INTEREST AND
COSTS, COVERING SPECIAL ASSESSMENTS NUM-
BERS 66, 100 and 153, LEVIED AGAINST LOTS
11 and 12, IN BLOCK 7, IN GOSTYN, BEING A
SUBDIVISION WITHIN THE CORPORATE LIMITS
OF THE VILLAGE OF DOWNERS GROVE, DU PAGE
COUNTY, ILLINOIS

WHEREAS, there is now due on

Lots 11 and 12, in Block 7, in Gostyn, being a Sub-division of a part of the North East Quarter of Section 8, Township 38 North, Range 11, East of the Third Principal Meridian, situated in the Village of Downers Grove, DuPage County, Illinois

the following amounts, including principal, current interest, deferred interest, penalties and costs on the various special assessments shown as follows:

Lot No.	Amount Due SA. 66	Amount Due SP 100	Amount Due SP 153	Total
11	31.75	13.94	649.01	694.70
12	31.75	13.94	649.01	694.70
	<u>\$63.50</u>	<u>\$27.88</u>	<u>\$1298.02</u>	<u>\$1389.40</u>

and

WHEREAS, the owners of the above described property have agreed to pay the face value of the installments due on the above described special assessments on said lots, together with current interest, deferred interest and costs, in lieu of instituting a foreclosure suit to pay said installments of said special assessments; and

WHEREAS, the amounts offered to be paid by the owners of said lots, in full payment of said delinquent installments of said special assessments are as follows:

Lot	S.A. 66	S.A. 100	S. A. 153	Total
11	12.68	7.14	229.37	249.19
12	12.68	7.14	229.37	249.19
	<u>\$25.36</u>	<u>\$14.28</u>	<u>\$458.74</u>	<u>\$498.38</u>

and

WHEREAS, the Council of the Village of Downers Grove believes it is to the best interests of said Village of Downers Grove to accept such offer;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Downers Grove, DuPage County, Illinois, that the Collector of said village be and she is hereby authorized and directed to accept the face value of all delinquent installments of special assessments Nos. 66, 100, and 153 assessed against each of said lots as above set forth, together with current interest, deferred interest and costs; the aggregate amount to be paid being the sum of \$498.38, in full payment of said special assessment.

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions in conflict with the provisions of this resolution be and the same are hereby repealed.

Philip G. Behoff
Mayor

Attest:
Laura S. Geffert
Clerk

On roll call Commissioners Porter, Diebold, Freibert and Mayor Behoff voted Aye..Nays none...Motion carried.

Commissioner Porter moved, that

AN ORDINANCE TRANSFERRING CERTAIN
INTRA-DEPARTMENT ITEMS OF APPROPRIATION

be passed and approved.

On roll call Commissioners Porter, Diebold, Freibert and Mayor
Behoff voted Aye...Nays none...Motion carried.

Commissioner Porter moved, that the following schedule of bonds
be passed and approved:

KIND	AMOUNT	PRINCIPAL	SURETY	EXPIRES
ELEC.	\$ 1000.	William Thorne	Ohio Casualty Co.	4-17-63
"	1000.	Edw. Klecka d/b/a Klecka Sign Co.	Hartford Acc & Ind.	5-24-63
"	1000.	Frank Keast	" " "	5-14-63
St Ob	10000.	Norman L. Cox	" " "	4-24-63
"	10000.	Hope Construction Co.	United Pacific Ins.	4-27-63
"	10000.	Clifford Messmer	Western Surety	7-7-63
"	10000.	Otto Smrz	Commercial Ins. Co.	5-21-63
St Op	2000.	C. Armbrust Pl. & Ht	St Paul Fire and Mar.	4-25-63
Wreck's	10000.	Ryden Bros. Inc.	Travelers Ind. Co.	4-20-63

On roll call Commissioners Porter, Diebold, Freibert and Mayor
Behoff voted Aye...Nays none...Motion carried.

Commissioner Diebold moved, that the letter from Officer E. Tanner
dated April 30, 1962 be filed and a copy made for the Commissioner
of Health and Safety and the Police Department marked for the
attention of Lieutenant D. J. D'Aquila.

On roll call Commissioners Diebold, Freibert, Porter and Mayor
Behoff voted Aye...Nays none...Motion carried.

Commissioner Diebold moved, that the agreement relative to
housing prisoners be given our Village Attorney for his perusal
to see if it could be made applicable for the Village of Bowners
Grove.

On roll call Commissioners Diebold, Freibert, Porter and Mayor
Behoff voted Aye...Nays none...Motion carried.

Commissioner Diebold moved, that the building permit Application
of

G. W. McCollum
4818 Saratoga

for a three car garage be approved with a deviation of 1 ft.,
from the 2½ foot set back from the side and rear lot lines.

On roll call Commissioners Diebold, Freibert, Porter and Mayor
Behoff voted Aye...Nays none...Motion carried.

Mayor Behoff moved, that

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE VILLAGE OF DOWNERS GROVE, DU PAGE COUNTY, ILLINOIS, THE QUESTION, "SHALL THE VILLAGE OF DOWNERS GROVE ADOPT THE MANAGERIAL FORM OF MUNICIPAL GOVERNMENT?" AT A SPECIAL ELECTION TO BE HELD IN SAID VILLAGE ON JUNE 2, 1962.

be passed and approved.

On roll call Mayor Behoff and Commissioners Diebold, Freibert and Porter voted Aye..Nays none....Motion carried.

Mayor Behoff presented the following Resolution and moved its approval

RESOLUTION

WHEREAS, it is incumbent upon the Council of the Village of Downers Grove to appoint a Village Clerk, a Village Collector, a Village Treasurer, a Finance Director, a Chief of Police, a Inspector, a Building Inspector, a Plumbing Inspector a Director of Civil Defense, a Superintendent of the Water Department, and a Village Engineer, for the fiscal year commencing May 1, 1962 and ending April 30, 1963; and

WHEREAS, the Council of the Village of Downers Grove believes that the following named persons are qualified to carry out the duties of the various offices mentioned;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Downers Grove, DuPage County, Illinois, that the following persons be and they are hereby appointed to fill the offices set after their respective names, as follows:

Laura S. Geffert	Village Clerk and Village Collector
Marie H. Mejdrich	Village Treasurer
Carl O. Eckberg	Finance Director
Otto A. Springborn	Chief of Police
Grant E. Dicke	Chief of the Fire Department
Gordon C. Bunge	Village Attorney
Clifford E. Israel	Building Inspector
Wendell E. Doerr	Plumbing Inspector
Leonard Johnson	Chief Electrical Inspector
Stephen A. Ucherek	Director of Civil Defense
Charles L. Baylor	Water Superintendent
Clark E. Baker	Village Engineer

BE IT FURTHER RESOLVED that each of said parties shall hold the offices set after their respective names until April 30, 1963, or until his or her successor is appointed and has qualified.

Attest:
Laura S. Geffert
Clerk

Philip C. Behoff
Mayor

On roll call Mayor Behoff and Commissioners Diebold, Freibert, and Porter voted Aye...Nays none...Motion carried.

Mayor Behoff presented the following Resolution and moved its approval

RESOLUTION

WHEREAS, it is incumbent upon the Council of the Village of Downers Grove to appoint a member and chairman of the Board of Health, as a result of the termination of the term of Gilbert C. Mochel; and

WHEREAS, his work as a member and as chairman of the Board of Health merits his re appointment to such board;

NOW, THEREFORE, be it resolved by the Council of the Village of Downers Grove, County of DuPage and State of Illinois, that Gilbert C. Mochel be and he is hereby appointed as a member and as Chairman of the Board of Health of the Village of Downers Grove, to hold office until April 30, 1967, or until his successor is appointed and has qualified.

Philip C. Behoff
Mayor

Attest:
Laura S. Geffert
Clerk

On roll call Mayor Behoff and Commissioners Diebold, Freibert and Porter voted Aye...Nays none....Motion carried.

Mayor Behoff presented the following Resolution and moved its approval

RESOLUTION

WHEREAS, it is incumbent upon the Council of the Village of Downers Grove, to appoint two members of the Plan Commission as a result of the conclusion of the terms of Lyle W. Francis and Elmer G. Geissert; and

WHEREAS, the work of said individuals as members of the Plan Commission merits their reappointment to such commission;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Downers Grove, of the County of DuPage and State of Illinois, that Lyle W. Francis and Elmer G. Geissert, be and they are hereby appointed as members of the Plan Commission of the Village of Downers Grove, to hold office until April 30, 1966, or until their respective successors are appointed and have qualified.

Philip C. Behoff
Mayor

Attest:
Laura S. Geffert
Clerk

On roll call Mayor Behoff and Commissioners Diebold, Freibert and Porter voted Aye...Nays none...Motion carried.

Mayor Behoff presented the following Resolution and moved its approval

RESOLUTION

WHEREAS, it is incumbent upon the Council of the Village of Downers Grove to appoint a member of the Zoning Board of Appeals, to serve for the period from May 1, 1962 to April 30, 1967;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Downers Grove, in the County of DuPage, and State of Illinois, that Bernard Blaida be and he is hereby appointed as a member of such board, to hold office until April 30, 1967, or until his successor is appointed and has qualified.

Attest:
Laura S. Geffert
Clerk

Philip C. Behoff
Mayor

On roll call Mayor Behoff and Commissioners Diebold, Freibert and Porter voted Aye..Nays none...Motion carried.

Mayor Behoff moved, that the Village Attorney be instructed to prepare a Resolution commending Arthur Ewert for his services on the Zoning Board of Appeals.

On roll call Mayor Behoff and Commissioners Diebold, Freibert and Porter voted Aye..Nays none...Motion carried.

Mayor Behoff presented the following Resolution and moved its approval

RESOLUTION

WHEREAS, it is incumbent upon the Council of the Village of Downers Grove to appoint a member of the Zoning Board of Appeals occasioned by the termination of the term of Herbert E. Pohlmann; and

WHEREAS, Herbert E. Pohlman merits his reappointment as a member of such board;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Downers Grove, in DuPage County, Illinois, that Herbert E. Pohlmann be and he is hereby appointed a member of the Zoning Board of Appeals, to hold office until April 30, 1967, or until his successor is appointed and has qualified.

Attest:
Laura S. Geffert
Clerk

Philip C. Behoff
Mayor

On roll call Mayor Behoff and Commissioners Diebold, Freibert and Porter voted Aye..Nays none..Motion carried.

Mayor Behoff moved, that the Plat of Robert Siebert
Resubdivision
of

Lot 3 of Robert Seibert Assessment Plat of Lot
130 in Branigar Brothers Downers Grove Farms a
Subdivision of Sections 17 and 18 T-38-N, R-11-
E of the Third Principal Meridian in DuPage
County in Illinois

be accepted and the Mayor and Clerk be authorized to sign the plat.

On roll call Mayor Behoff and Commissioners Diebold, Freibert and Porter voted Aye..Nays none...Motion carried.

Commissioner Diebold moved, that Building Permits be issued
upon request on Lots 1 and 2
 Prince Builders Addition
 to Downers Grove

facing Fairview Avenue.

On roll call Commissioners Diebold, Freibert, Porter and Mayor
Behoff voted Aye....Nays none...Motion carried.

Commissioner Diebold moved, that the Building Permit Application
of

L & T Builders
Lot 42 and 43 Except E 18' Blk 3
Gostyn Sub. - Prairie Ave.

for a two family dwelling be approved with a variation of 1847½
square feet from the 7260 square feet required - be reconsidered.

On roll call Commissioners Diebold, voted Aye.....Commissioners
Freibert, Porter and Mayor Behoff voted Naye...Motion Lost.

Mayor Behoff moved, that the

Plat of Morrison and Frazin
Resubdivision
of

Lot 280 in Branigar Brothers Wooded Homesites in
the Northwest Quarter of Section 7 and the North-
east Quarter of Section 7, T-38-N, R-11, and in
the Northeast Quarter of Section 12, T-38-N
R-10, East of the Third P.M., in DuPage County,
Illinois

be accepted and the Mayor and Clerk be authorized to sign the
Plat.

On roll call Mayor Behoff and Commissioners Diebold, Freibert
and Porter voted Aye...Nays none.....Motion carried.

Commissioner Diebold was excused at 10:19 P.M.

Commissioner Freibert moved, that the meeting be adjourned until
the next regular meeting date Monday, May 7, 1962.

On roll call Commissioners Freibert, Porter and Mayor Behoff
voted Aye...Nays none....Motion carried.

Meeting Adjourned at 10:35 P.M.


Clerk

INDEX TO MINUTES OF MEETING OF JULY 9, 1962

CLAIM ORDINANCE # 2202.....Labor Payroll

CLAIM ORDINANCE # 2203.....Special Duty Firemen

CLAIM ORDINANCE # 2204.....Vol. Firemen

CLAIM ORDINANCE # 2206.....Salary Payroll

Letter from the State of Ill. Dept. of Public Health Re: D. Grove Water Proposed approval be filed.

Letter from Stanley Eng. Co. Re: Concerning blockage of Sanitary sewer in Main St. Tunnel area, be filed, and copy for V.E. and V. A.

Minutes of the Manager Selection Committee Meeting be filed.

An Ordinance (authorizing erection of stop sign.)

Bid of Kocurek Concrete Construction Co. be accepted in the amount of \$3420.00 for sidewalk and curb.

V.C. write the Manager of National Tea Co to make arrangements for employees to park in their lot.

V.A. prepare an Ordinance allowing a 30 mile hr. speed limit on Main St. between 55th and 63rd Street.

An Ordinance Regulating Parking on Burlington between Fairview and Wilcox.

V.A. prepare an Ordinance for a 2 hr. parking limit, south side of Burlington Ave. between Wilcox and Florence.

V.A. prepare an agreement between D.G. School District #58 and V.of D. Grove for the sharing of cost of trunk storm sewers (Hillcrest school)

Reject bid of Porter Contracting Co. for a proposed structure at 5148 Main St.

Report of Police Depart. be filed

Report of Building Inspector be filed.

Report of the DuPage County Health Dept. for May be filed.

Plat of Culkier's Resubdivision (Lot 30 Park View Estates be accepted and the Mayor and Clerk sign.

DOWNERS GROVE, ILLINOIS

July 9, 1962

Regular meeting of the Council of the Village of Downers Grove, Illinois.

Present at roll call Mayor Behoff and Commissioners Diebold, Freibert, Houck and Porter.

Mayor Behoff announced that a copy of the Minutes of July 2, 1962 had been sent to each Member of the Council and that the Minutes would be approved without reading if there were no questions. There being no questions, the minutes were approved as published.

Commissioner Porter presented the following Ordinance and moved its approval:

CLAIM ORDINANCE NO. 2202
AN ORDINANCE PROVIDING FOR THE PAYMENT OF CERTAIN CLAIMS

Laber Payroll
June 16, 1962 - June 30, 1962

CORPORATE FUND:

Public Affairs	1,445.40		
Accounts & Finance	199.00		
Health & Safety	227.38		
Streets & Impvts.	2,755.20	\$4,626.98	Warrant # 13156
ROAD AND BRIDGE FUND		638.05	" 234
MOTOR FUEL TAX FUND		501.60	" 212
STREET AND BRIDGE FUND		1,273.95	" 18139
STORM SEWER FUND		17.70	" 10243
		<u>\$ 7,058.28</u>	

On roll call Commissioners Porter, Diebold, Freibert, Houck and Mayor Behoff voted Aye...
Nays none...Motion carried.

Commissioner Porter presented the following Ordinance and moved its approval:

CLAIM ORDINANCE NO. 2203
AN ORDINANCE PROVIDING FOR THE PAYMENT OF CERTAIN CLAIMS

Special Duty Firemen Payroll
June 1, 1962 - June 30, 1962

Payroll Account # 10153-3	\$1,820.00	War # 395
Grant Dicke Station #1	\$1,032.00	
Engine House #2	788.00	
	<u>\$1,820.00</u>	

On roll call Commissioners Porter, Diebold, Freibert, Houck and Mayor Behoff voted Aye...
Nays none...Motion carried.

Commissioner Porter presented the following Ordinance and moved its approval:

CLAIM ORDINANCE NO. 2204
AN ORDINANCE PROVIDING FOR THE PAYMENT OF CERTAIN CLAIMS

Volunteer Firemen Payroll
June 1, 1962 - June 30, 1962

Payroll Account # 10153-1	\$1,044.00	War # 396
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On roll call Commissioners Porter, Diebold, Freibert, Houck and Mayor Behoff voted Aye...
Nays none...Motion carried.

Commissioner Porter presented the following Ordinance and moved its approval:

CLAIM ORDINANCE NO. 2206
AN ORDINANCE PROVIDING FOR THE PAYMENT OF CERTAIN CLAIMS
Salary Payroll
July 1, 1962 - July 15, 1962

CORPORATE FUND:

Public Affairs	541.66		
Accounts & Finance	1,797.50		
Health & Safety	6,505.85		
Sts. & Improvements	412.50		
Public Property	3,351.00	\$12,608.51	Warrant # 13157
FIRE PROTECTION FUND		282.50	Warrant 394
		<u>\$12,891.01</u>	

On roll call Commissioners Porter, Diebold, Freibert, Houck and Mayor Behoff voted Aye...
Nays none...Motion carried.

Commissioner Porter moved, that the following schedule of bonds be passed and approved.

Kind	Amount	Principal	Surety	Expires
Electric	1,000.00	Koehler Electric Co. Inc.	Safeguard Ins. Co.	7/11/63
"	1,000.00	M&C Electric Co.	United. St. Fld. & Guaranty	6/13/63
Plumber	10,000.00	Drew Plumbing, Inc.	Reliance Ins. Co.	7/28/63
Str. Obstr.	10,000.00	John E. Buric DBA Constr. Co,	Glen Falls Ins. Co	6/12/63
"	10,000.00	Alfred N. Koplin Co. Inc.	Hartford Accid. & Indem. Co.	7/21/63
Str. Open.	2,000.00	A&A Plumbing & Heating	St. Paul Fire & Marine Co.	6/28/63
"	2,000.00	Alfred N. Koplin Co.	Hartford Accid. & Indem. Co.	6/28/63

On roll call Commissioner Porter, Diebold, Freibert, Houck and Mayor Behoff voted Aye...
Nays none...Motion carried.

Commissioner Freibert moved, that the letter from the State of Illinois, Department of
Public Health dated July 6, 1962

Re: Downers Grove -Water Proposed Improved
Approval No 423 - 1962

be filed.

On roll call Commissioners Freibert, Diebold, Houck, Porter and Mayor Behoff voted Aye...
Nays none...Motion carried.

Commissioner Houck moved, that the letter from the Stanley Engineering Co. dated June 29,
1962 Re:

Letter of Downers Grove Sanitary District dated June 6, 1962 concerning
blockage of Sanitary Sewer in Main Street Tunnel Area
be filed and a copy made for the Village Engineer and Village Attorney.

On roll call Commissioners Houck, Diebold, Freibert, Porter and Mayor Behoff voted Aye...
Nays none...Motion carried.

Mayor Behoff moved, that the Minutes of the Manager Selection Committee Meeting dated July 3, 1962 be filed.

On roll call Mayor Behoff and Commissioners Diebold, Freibert, Houck and Porter voted Aye...Nays none...Motion carried.

Commissioner Houck moved, that An:

ORDINANCE AUTHORIZING THE ERECTION OF
"STOP" SIGN AT THE NORTHEAST CORNER OF
THE INTERSECTION OF BURLINGTON AVENUE
AND WASHINGTON STREET, IN THE VILLAGE
OF DOWNERS GROVE, DUPAGE COUNTY, ILLINOIS

be passed, approved and published.

On roll call Commissioner Houck, Diebold, Freibert, Porter and Mayor Behoff voted Aye...Nays none...Motion carried.

Commissioner Houck moved, that the bid of Kocurek Concrete Contractors Inc. for furnishing all labor, and equipment for replacing approximately 5000 Sq feet of P.C.C. sidewalk and approximately 1000 lineal feet of P.C.C. Curb and Gutter in the total amount of \$3420.00 be accepted and the unsuccessful bidders be notified.

On roll call Commissioners Houck, Diebold, Freibert, Porter and Mayor Behoff voted Aye...Nays none...Motion carried.

Commissioner Diebold moved, that the Village Clerk write the Manager of National Tea Company asking that they make arrangements for their employees to park in their lot on all days.

On roll call Commissioners Diebold, Freibert, Houck, Porter and Mayor Behoff voted Aye...Nays none...Motion carried.

Commissioner Diebold moved, that the Village Attorney be instructed to prepare an Ordinance allowing a 30 mile per hour speed limit on Main Street between 55th and 63rd Street.

Further, that the letters be filed.

On roll call Commissioners Diebold, Freibert, Houck, Porter and Mayor Behoff voted Aye...Nays none... Motion carried.

Mayor Behoff moved, that An:

ORDINANCE REGULATING PARKING OF
AUTOMOBILES AND OTHER VEHICLES
ON BURLINGTON AVENUE BETWEEN
FAIRVIEW AND WILCOX AVENUES,
IN DOWNERS GROVE, ILLINOIS

be passed approved and published.

On roll call Mayor Behoff and Commissioners Diebold, Freibert, Houck, Porter voted Aye...Nays none...Motion carried.

Mayor Behoff moved, that the Village Attorney be instructed to prepare an Ordinance for a 2 hour parking limit on the south side of Burlington Ave. between Wilcox and Florence.

On roll call Mayor Behoff and Commissioners Diebold, Freibert, Houck and Porter voted Aye...Nays none...Motion carried.

Commissioner Houck moved, that Village Attorney be instructed to prepare an agreement between Downers Grove School District # 58 and the Village of Downers Grove for the sharing of cost for the construction of certain trunk storm sewer facilities in the Vicinity of Hillcrest school.

On roll call Commissioners Houck, Diebold, Freibert, Porter and Mayor Behoff voted Aye...Nays none...Motion carried.

Commissioner Houck moved, to authorize the Stanley Engineering Company to prepare specifications and drawings for certain trunk storm sewer facilities in the vicinity of the Hillcrest School.

On roll call Commissioners Houck, Diebold, Freibert, Porter and Mayor Behoff voted Aye...Nays none...Motion carried.

Commissioner Houck moved, to reject the bid of Porter Contracting company for the installation of a supporting pile system for a proposed structure at 5148 Main Street, Further, that the bid deposit check be returned to the Contractor.

On roll call Commissioners Houck, Diebold, Freibert, Porter and Mayor Behoff voted Aye...Nays none...Motion carried.

Commissioner Diebold moved, that the report of the Police Department for the month of June 1962 be filed.

On roll call Commissioners Diebold, Freibert, Houck, Porter and Mayor Behoff voted Aye...Nays none...Motion carried.

Commissioner Diebold moved, that the report of the Building Inspector for the Month of June 1962 be filed.

On roll call Commissioners Diebold, Freibert, Houck, Porter and Mayor Behoff voted Aye...Nays none...Motion carried.

Commissioner Diebold moved, that the report of the Du Page County Health Department for the Month of May 1962 be filed and a copy, together with the cover letter, be sent to the Downers Grove Health Department.

On roll call Commissioners Diebold, Freibert, Houck, Porter and Mayor Behoff voted Aye...Nays none...Motion carried.

Mayor Behoff moved, that the Plat of:
Culkins Resubdivision

of

Lot 30 in Park View Estates, being a subdivision of part of Section 9 Twp. 38 N-R 11 East of the third Principal Meridian, according to the plat thereof recorded March 15, 1955 as Dec. #749564 in Du Page County, Illinois.

be accepted and the Mayor and Clerk be authorized to sign the Plat.

On roll call Mayor Behoff and Commissioners Diebold, Freibert, Houck, and Porter voted Aye...Nays none...Motion carried.

Commissioner Freibert moved, that the meeting be adjourned until the next regular meeting date Monday July 16, 1962.

On roll call Commissioners Freibert, Diebold, Houck, Porter and Mayor Behoff voted Aye...Nays none...Motion carried.

Meeting adjourned at 9:08 P.M.

Laura J. Lefford
Village Clerk

INDEX TO MINUTES OF MEETING OF MARCH 12, 1962

Claim Ordinance No. 2174 - Special Duty Firemen Payroll

Claim Ordinance No. 2175 - Volunteer Firemen Payroll

Claim Ordinance No. 2176 - Salary Payroll

Collectors Report for February

Treasurer's Report for February

NOTICE - \$464-62 "In the Matter of Petition of Trevor J. Marshall"

Bid of Ponstein Bldrs in am't of \$2,054 be accepted. (Lee Wellhouse)

Notice of Lein relative to Contract #7 - Porter Cont & Burch Cons.

Resolution - "AccidentClock" time extended.

V. Attorney inst. to prepare Ord prohibiting minors to handle, etc., alcoholic beverage.

De Leuw Cather Report accepted and 6 copies available at Library and Village Hall.

V. Attorney ins. to prepare ordinance to adopt report on Park. & Traffic

DOWNERS GROVE, ILLINOIS

March 12, 1962

Regular meeting of the Council of the Village of Downers Grove Illinois.

Present at roll call Mayor Behoff and Commissioners Diebold and Porter. Commissioners Freibert and Houck were not present.

Mayor Behoff announced that a copy of the minutes of March 5, 1962 had been sent to each member of the Council and that the minutes would be approved without reading if there were no questions. There being no questions the minutes were approved as published.

Commissioner Porter presented the following ordinance and moved its approval:

Claim Ordinance No.2174
AN ORDINANCE PROVIDING FOR THE PAYMENT OF CERTAIN CLAIMS

SPECIAL - DUTY FIREMEN'S PAYROLL

February 1,1962- February 28,1962

Grant Dicke Firehouse # 1	\$1,072.00
Fire Station # 2	735.00
	<u>\$1,807.00</u>

On roll call Commissioners Porter, Diebold and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Commissioner Porter presented the following ordinance and moved its approval:

CLAIM ORDINANCE NO.2175
AN ORDINANCE PROVIDING FOR THE PAYMENT OF CERTAIN CLAIMS
VOLUNTEERS FIREMEN'S PAYROLL-FEB. 1,1962-FEB. 28,1962
Payroll Account # 10153-1 \$ 732.00

On roll call Commissioners Porter and Diebold and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Commissioner Porter presented the following ordinance and moved its approval:

CLAIM ORDINANCE NO.2176
AN ORDINANCE PROVIDING FOR THE PAYMENT OF CERTAIN CLAIMS
SALARY PAYROLL - MARCH 1,1962-MARCH 15, 1962
CORPORATE FUND:
Public Affairs 529.16
Accounts and Finance 1,567.68
Health and Safety 6,298.60
Sts and Improvements 400.00
Public Property 2,823.50
FIRE PROTECTION FUND

\$11,618.94	War #12754
282.50	" 327
<u>\$11,901.44</u>	

On roll call Commissioners Porter and Diebold and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Commissioner Porter moved, that the Collector's Report for the month of February, 1962 having been read, be filed.

On roll call Commissioners Porter, Diebold and Mayor Behoff voted Aye....Nays none....Motion carried.

Commissioner Porter moved that the Treasurer's Report for the month of February, 1962 having been read, be filed.

On roll call Commissioners Porter, Diebold and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Mayor Behoff moved, that notice #464-62 - In the Matter of the Petition of TREVOR J. MARSHALL, et al, being Electors of the Village of Downers Grove, Illinois, to submit to a vote of the Electors of Downers Grove, the proposition: "Shall the Village of Downers Grove adopt a Managerial form of municipal government?" be filed.

On roll call Mayor Behoff and Commissioners Diebold and Porter voted Aye.....Nays none.....Motion carried.

Commissioner Porter moved, that the bid of Ponstein Builders for furnishing all labor, equipment and material for the construction of a masonry addition to Lee Wellhouse in the amount of \$2,054.00 be accepted and the unsuccessful bidders notified. Further, that the Mayor and Clerk be authorized to sign the contract.

On roll call Commissioners Porter and Diebold and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Commissioner Porter moved, that the Notice of Lein relative to Contract #7 between Porter Contracting and Burch Construction Company (Joint Venture) be filed.

On roll call Commissioners Porter and Diebold and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Commissioner Porter moved, that/^{the} following schedule of Bonds be passed and approved:

<u>KIND</u>	<u>AMOUNT</u>	<u>PRINCIPAL</u>	<u>SURETY</u>	<u>EXPIRES</u>
ELEC.	\$1000.	Active Electric Co.	Travelers Ind. Co.	5-24-63
"	"	Mueller Heating Serv.	Hartford Acc. & Ind.	3-14-63
St Opg	2000.	C. Anderson Plbg., Co.	American Cas. Co.	8-10-62
"	"	Guido Arquilla and Co.	Hartford Acc & Ind.	3-6-63
"	"	Earl's Plbg., & Htg	" " "	10-6-62
"	"	Emil Lukes-Gem Plbg.	" " "	3-12-64

On roll call Commissioners Porter and Diebold and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Commissioner Diebold presented the following Resolution and moved its approval:

RESOLUTION

WHEREAS, a resolution was adopted by the Council of the Village of Downers Grove on February 27, 1961, authorizing the Junior Chamber of Commerce of the Village of Downers Grove to erect and maintain, for a period of one year, an "accident clock" having a dimension of 5 feet x 5 feet, with flush mounting on the north wall of the Ross Building, at the southwest corner of Main Street and Burlington Avenue; and

WHEREAS, said Junior Chamber of Commerce has requested an extension of time during which the said "accident clock" may be maintained for the purpose of acting as an accident deterrant, by keeping the public advised as to the number of traffic accidents occurring within the limits of the Village of Downers Grove; and

WHEREAS, it appears that permission to continue such clock may be granted without prejudice to the Village or any of the residents thereof;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Downers Grove, DuPage County, Illinois, that permission be granted to the Junior Chamber of Commerce to continue to maintain said "accident clock" on the north wall of the Ross Building, at the southwest corner of Main Street and Burlington Avenue, in the Village of Downers Grove, until April 30, 1963.

BE IT FURTHER RESOLVED that such clock be dismantled and removed on or before the expiration of such period, unless a further extension of time is granted by the Council of the Village of Downers Grove.

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions in conflict with the provisions of this resolution be and the same are hereby repealed.

Philip C. Behoff
Mayor

Attest:

Laura S. Geffert
Clerk

On roll call Commissioners Diebold and Porter and Mayor Behoff voted Aye.....Nays none.....Motion carried.

Mayor Behoff moved, that the Village Attorney be instructed to prepare an Ordinance prohibiting any minor from handling, stocking or delivering any alcoholic beverage.

On roll call Mayor Behoff and Commissioners Diebold and Porter voted Aye.....Nays none.....Motion carried.

Mayor Behoff moved, that the De Leaw, Cather and Company's report be accepted and placed on file and that six (6) copies be made available at the Downers Grove Library and Village Clerk's Office.

On roll call Mayor Behoff and Commissioners Diebold and Porter voted Aye.....Nays none.....Motion carried.

Mayor Behoff moved, that the Village Attorney be instructed to prepare the necessary ordinance or ordinances to implement the

adoption of the report on Parking and Traffic, prepared by De
Leuw, Cather and Company dated January 6, 1962.

On roll call Mayor Behoff and Commissioners Diebold and Porter
voted Aye.....Nays none.....Motion carried.

Commissioner Porter moved that the meeting be adjourned until
the next regular meeting date Monday, March 19, 1962.

On roll call Commissioners Porter and Diebold and Mayor Behoff
voted Aye.....Nays none.....Motion carried.

Meeting adjourned at 8:30 P.M.


Village Clerk

ORD 927
AN ORDINANCE PROVIDING FOR THE SUBMISSION
TO THE ELECTORS OF THE VILLAGE OF DOWNERS
GROVE, DU PAGE COUNTY, ILLINOIS, THE
QUESTION, "SHALL THE VILLAGE OF DOWNERS
GROVE ADOPT THE MANAGERIAL FORM OF MUNICIPAL
GOVERNMENT?", AT A SPECIAL ELECTION TO BE
HELD IN SAID VILLAGE ON JUNE 2, 1962.

WHEREAS, a written petition, directed to William C. Atten,
Acting Judge of the County Court, of the County of DuPage, request-
ing him "to submit to a vote of the electors of Downers Grove,
the following proposition: Shall the Village of Downers Grove Adopt
the Managerial Form of Municipal Government?" was filed in the
County Court of DuPage County, Illinois on March 12, 1962, in
which court said proceeding is more particularly known as Docket
No. 464 62; and

WHEREAS, an order was entered in such proceeding on
March 26, 1962, requiring the Village Council of the Village of
Downers Grove to submit to a vote of the electors of said village
the proposition: "Shall the Village of Downers Grove Adopt the
Managerial Form of Municipal Government?" at a special election to
be held not less than 30 nor more than 120 days after the date of
such order;

NOW, THEREFORE, BE IT ORDAINED by the Council of the
Village of Downers Grove, DuPage County, Illinois, as follows:

SECTION 1. That the question "Shall the Village of
Downers Grove Adopt the Managerial Form of Municipal Government?"
be submitted to the legal voters of said village at a special
election which is hereby called to be held in and for said village
on the 2nd day of June, 1962, between the hours of 6:00 o'clock
A.M. and 6:00 o'clock P.M. Central Daylight Saving Time on said day.

SECTION 2. That for the purpose of said election, all
of the territory lying within the corporate limits of the Village
of Downers Grove shall be divided into eight election precincts;

that the boundaries of each precinct and the name of the polling place designated for each precinct shall be as follows:

PRECINCT NO. 1

All that portion of the Village of Downers Grove lying north of the centerline of the Chicago, Burlington & Quincy Railroad Company right-of-way and lying west of the centerline of Middaugh Avenue and Middaugh Avenue extended.

POLLING PLACE: Longfellow School, south side of Prairie Avenue, between Montgomery Avenue and Seeley Avenue.

PRECINCT NO. 2

All that portion of the Village of Downers Grove lying north of the centerline of the Chicago, Burlington & Quincy Railroad Company right-of-way, east of the centerline of Middaugh Avenue and Middaugh Avenue extended, and west of the centerline of Main Street.

POLLING PLACE: Dicke Motor Sales, 1116 Warren Avenue.

PRECINCT NO. 3.

All that portion of the Village of Downers Grove lying north of the centerline of the Chicago, Burlington & Quincy Railroad Company right-of-way, east of the centerline of Main Street and west of the centerline of Stanley Avenue and Stanley Avenue extended.

POLLING PLACE: Washington School, southeast corner Prairie Avenue and Washington Street

PRECINCT NO. 4

All that portion of the Village of Downers Grove lying north of the centerline of the Chicago, Burlington & Quincy Railroad Company right-of-way, east of the centerline of Stanley Avenue and Stanley Avenue extended.

POLLING PLACE: Hummer Field House, 4833 Fairview Avenue.

PRECINCT NO. 5.

All that portion of the Village of Downers Grove lying south of the centerline of the Chicago, Burlington & Quincy Railroad Company right-of-way, east of the centerline of Blodgett Avenue and Blodgett Avenue extended.

POLLING PLACE: Whittier School, north side of Hill Street, between Grand Avenue and Blodgett Avenue.

PRECINCT NO. 6

All that portion of the Village of Downers Grove lying south of the centerline of the Chicago, Burlington & Quincy Railroad Company right-of-way, west of the centerline of Blodgett Avenue and Blodgett Avenue extended, and east of the centerline of Main Street.

POLLING PLACE: Masonic Temple, Curtiss and Washington Streets.

PRECINCT NO. 7

All that portion of the Village of Downers Grove lying south of the centerline of the Chicago, Burlington & Quincy Railroad Company, right-of-way, west of the centerline of Main Street and north of the centerline of Maple Avenue.

POLLING PLACE: Old American Legion Hall, 1035 Burlington Avenue.

PRECINCT NO. 8

All that portion of the Village of Downers Grove lying south of the centerline of Maple Avenue and west of the centerline of Main Street.

POLLING PLACE: South Side Fire House, 5416 Main Street.

SECTION 3. That for said special election the following named persons be and they are hereby appointed judges of said election, to-wit:

<u>Precinct Number</u>	<u>JUDGES</u>
1	1. Pauline Wandschneider 2. Ethel Elliott 3. Rhoberta Shoger 4. Edna Rosewarne 5. Genevieve Deegan
2	1. Beulah McCollum 2. Nancy Stingley 3. Mary Michalek 4. Eleanor Miller 5. Dorothy Kidwell
3	1. Emma Vix 2. Dorothy Timme 3. Evelyn Burt 4. Amanda Schultz 5. Prudence Schmidt
4	1. Lucille Zebraski 2. Eleanor Kolpa 3. Ann Cave 4. Isabel Hansen 5. Marie Pinter

Precinct
Number

JUDGES

5

1. Jeanne Coleman
2. Ruth Ruthardt
3. Dorothy Buell
4. Dorothy Wagner
5. Elaine Greco

6

1. Sara Beaton
2. Evelyn Keeley
3. Betty Groeneveld
4. Marilouise Hollis
5. Gwendolyn Miller

7

1. Lydia Van Alstine
2. Allena Henry
3. Margery Barber
4. Phyllis Rigsbee
5. Idamae Spear

8

1. Gertrude Stednitz
2. Jane Stearn
3. Marie Matthews
4. Cecelia Olson
5. Mary Shannon

SECTION 4. That the ballot to be used at said election for the purpose of submitting said question to the voters, shall be in substantially the following form:

OFFICIAL BALLOT

QUESTION SHALL THE VILLAGE OF DOWNERS GROVE ADOPT THE MANAGERIAL FORM OF MUNICIPAL GOVERNMENT?

(INSTRUCTION TO VOTERS: Place a cross (x) in the square opposite the word indicating the way you desire to vote.)

Shall the Village of Downers Grove adopt the managerial form of municipal government?	YES	
	NO	

On the back of the ballot shall appear the following:

OFFICIAL BALLOT

OFFICIAL BALLOT to vote on the question shall the Village of Downers Grove adopt the managerial form of municipal government?, at a special election in and for said village on the 2nd day of June, 1962.

Precinct Number _____

POLLING PLACE:

(facsimile signature)

Village Clerk, Village of
Downers Grove, DuPage County,
Illinois

SECTION 6. That the Village Clerk is hereby ordered to cause a sample of the ballot to be published once in the Downers Grove Reporter, the same being a newspaper published in and having a general circulation in said village; the date of such publication to be not less than five days prior to the date set for said election, and to procure and prepare all necessary election material for holding and conducting said election.

SECTION 7. That this ordinance shall become effective immediately upon its passage and approval.

Passed: April 30, 1962 ✓

Approved: April 30, 1962 ✓

Attest: Lauras Geffer
Clerk

Philip C. Behoff
Mayor

AN ORDINANCE CREATING THE OFFICE
OF VILLAGE MANAGER OF THE VILLAGE
OF DOWNERS GROVE, ILLINOIS, AND
SPECIFYING HIS QUALIFICATIONS,
POWERS, DUTIES AND METHOD OF
APPOINTMENT

948

WHEREAS, at a Special Election held in and for the Village of Downers Grove, on June 2, 1962, a majority of the electors voting on the proposition voted to adopt "The Managerial Form of Municipal Government" as provided under Article 5 of the Illinois Municipal Code; and

WHEREAS, in accordance with the revised Statutes of the State of Illinois, a proclamation has been issued, declaring Article 5 of the Illinois Municipal Code to be in effect in the Village of Downers Grove; and

WHEREAS, the Council of the Village of Downers Grove desires to appoint a Village Manager without waiting until the next general municipal election, as specified by statute;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Downers Grove, DuPage County, Illinois, as follows:

SECTION 1. Creation of Office of Village Manager. The office of Village Manager, for the Village of Downers Grove, is hereby created.

SECTION 2. Appointment and Removal of Manager. The Village Manager shall be appointed by a majority vote of the Village Council, and may be removed at any time by a similar vote.

SECTION 3. Qualifications of Manager. The Manager shall be chosen solely on the basis of his executive and administrative qualifications, with special reference to his actual experience in, and his knowledge of, accepted practices in respect to the duties of his office. At the time of his appointment, he need not be a resident of the Village or the State, but during his tenure of office shall reside within the Village. No elected official shall be eligible for appointment as Manager during the term for which he shall have been elected, nor within one year after the expiration of such term.

948

SECTION 4. Powers and Duties. The Village Manager shall be the chief administrative officer for the Village and shall be responsible to the Village Council for the proper administration of all Village affairs. The Manager shall devote his entire time to the discharge of the duties of his office, and shall have the following powers and duties:

- (a) He shall properly plan, coordinate and direct the functions of the Village Government not inconsistent with existing statutes and ordinances. Subject to statutory limitation,
~~HE SHALL~~ ^{AND MAY} ~~to~~ employ ~~or~~ discharge all employees under his supervision.
- (b) He shall cause to be prepared and submitted to the Council such statements, reports, or other data necessary to permit the Council to pass and approve annual budgets on or before May 1 in each year. He shall also cause to be prepared appropriation ordinances, tax levy ordinances, and other ordinances as required by State statutes.
- (c) At the end of each fiscal year, to prepare and submit to the Council an annual report on the finances and administrative activities of the Village during the preceding year.
- (d) He shall cause to be prepared and submitted to the Council such financial statements as are necessary from time to time to inform the Council of the exact financial condition of the Village.
- (e) Recommend to the Council a personnel code which shall include job classifications and schedules of pay for each classification.
- (f) He shall attend all meetings of the Village Council, with right to take part in the discussion of all matters before the Council, but with no right to vote.
- (g) He shall supervise the purchase, in accordance with existing ordinances or statutes, of all materials, supplies, and equipment for which funds have been provided in the budget. He shall not permit any purchase in excess of any budget appropriation.

(h) He shall direct the enforcement of all laws and ordinances within the Village.

(i) He shall perform such other duties as may be required by the Council not inconsistent with the statutes or Village ordinances.

SECTION 5. Emergencies. In case of accident, disaster or other circumstance creating public emergency, the Village Manager shall take the necessary action to meet such emergency. He shall file promptly with the Council a statement describing such emergency and the necessity of such action taken, together with an itemized account of all emergency expenditures.

SECTION 6. Oath and Bond. The Village Manager shall take and subscribe to the oath of office prescribed by the statutes. He shall furnish a surety bond, to be approved by the Council, conditioned on the faithful performance of his duties, in an amount to be determined by the Council. The premium on such bond shall be paid by the Village.

SECTION 7. Compensation. The Village Manager shall receive such compensation as shall be determined by the Village Council from time to time.

SECTION 8. Absence of Manager. The Council may designate a qualified employee of the Village to perform the duties of the Village Manager in case of any absence or disability of the Village Manager.

SECTION 9. Saving Clause. If any section, sub-section, sentence, clause or phrase of this ordinance is for any reason held invalid by a decision of a court of competent jurisdiction, such decision or decisions shall not affect the validity of the remaining portions of this ordinance.

SECTION 10. Repeal. All ordinances or parts of ordinances in conflict with the provisions of this ordinance be and the same are hereby

repealed.

948

SECTION 11. Effective Date. This ordinance shall be in full force and effect from and after November 1st, 1962, after its passage, approval and publication, as provided by law.

Philip C. Behoff
Mayor

PASSED: October 8, 1962 ✓

APPROVED: October 8, 1962 ✓

PUBLISHED: October 11, 1962 ✓

ATTEST:

Laura S. Gelfus
Village Clerk

(65 ILCS 5/5-1-2) (from Ch. 24, par. 5-1-2)

Sec. 5-1-2. Upon this Article 5 becoming effective in any city or village, that city or village and its officers shall be vested with all the rights, privileges, powers and immunities conferred by Article 3 or 4, as the case may be, in force at the time such city or village adopted this Article 5, including the procedures for elections therein described, the officers therein named and the duties and liabilities therein set forth, except as modified by this Article 5.

After this Article 5 becomes effective in any city or village which was operating under Article 4 at the time of adoption of this Article 5, the provisions of Section 4-5-13 relating to filing certain ordinances for public inspection shall no longer apply in such city or village.

(Source: Laws 1967, p. 2332.)

(65 ILCS 5/3.1-55-25)

Sec. 3.1-55-25. Automatic abandonment of a form of municipal government. Notwithstanding the provisions of Sections 4-10-1, 5-5-1, 5-5-1.1, 5-5-2, 5-5-3, 5-5-4, 5-5-5, and 5-5-6 and any other provisions of this Act, if a municipality adopts a different form of municipal government under Article 4, 5, or 6, then its current form of municipal government is automatically abandoned when the new form of municipal government takes effect.

(Source: P.A. 92-727, eff. 7-25-02.)

(65 ILCS 5/Art. 5 Div. 3 heading)
DIVISION 3. FUNCTIONS AND DUTIES
OF OFFICERS

(65 ILCS 5/5-3-1) (from Ch. 24, par. 5-3-1)

Sec. 5-3-1. In cities which do not elect to choose alderpersons from wards and in cities which elect to choose councilmen as provided in Sections 5-2-18.1 through 5-2-18.7, the mayor shall have the right to vote on all questions coming before the council but shall have no power to veto. The mayor and president shall be recognized as the official head of the city or village by the courts for the purpose of serving civil process and by the Governor for all legal purposes.

The mayor or president of any city or village which adopts this Article 5, other than one which at the time of adoption was operating under or adopted the commission form of government as provided in Article 4 or which does not retain the election of alderpersons by wards or trustees by districts, shall have veto power as provided in Sections 5-3-2 through 5-3-4, and ordinances or measures may be passed over his veto as therein provided. Such mayor or president shall have the power to vote as provided in Section 5-3-5.

If any other Acts or any Article of this Code, other than Article 3 or Article 4, provides for the appointment of a board, commission, or other agency by the mayor or president, such appointments shall be made in manner so provided.

(Source: P.A. 102-15, eff. 6-17-21.)

(65 ILCS 5/5-3-2) (from Ch. 24, par. 5-3-2)

Sec. 5-3-2. All resolutions and motions (1) which create any liability against a city or village, or (2) which provide for the expenditure or appropriation of its money, or (3) to sell any city, village or school property, and all ordinances, passed by the council or board shall be deposited with the city or village clerk. If the mayor approves of them, he shall sign them. Those of which he disapproves he shall return to the council or board, with his written objections, at the next regular meeting of the council or board occurring not less than 5 days after their passage. The mayor or president may disapprove of any one or more sums appropriated in any ordinance, resolution, or motion making an appropriation, and, if so, the remainder shall be effective. However, the mayor or president may disapprove entirely of an ordinance, resolution, or motion making an appropriation. If the mayor or president fails to return any ordinance or any specified resolution or motion with his written objections, within the designated time, it shall become effective despite the absence of his signature.

(Source: Laws 1961, p. 576.)

(65 ILCS 5/5-3-3) (from Ch. 24, par. 5-3-3)

Sec. 5-3-3. Every resolution and motion, specified in Section 5-3-2, and every ordinance, which is returned to the council or board by the mayor or president shall be reconsidered by the council or board. If, after such reconsideration, two-thirds of all the alderpersons then holding office on the city council or two-thirds of all the trustees then holding office on the village board agree to pass an ordinance, resolution, or motion, notwithstanding the mayor's or president's refusal to approve it, then it shall be effective. The vote on the question of passage over the mayor's or president's veto shall be by yeas and nays, and shall be recorded in the journal.

(Source: P.A. 102-15, eff. 6-17-21.)

(65 ILCS 5/5-3-4) (from Ch. 24, par. 5-3-4)

Sec. 5-3-4. No vote of the city council or village board shall be reconsidered or rescinded at a special meeting, unless there are present at the special meeting as many alderpersons or trustees as were present when the vote was taken.
(Source: P.A. 102-15, eff. 6-17-21.)

(65 ILCS 5/5-3-5) (from Ch. 24, par. 5-3-5)

Sec. 5-3-5. The mayor or president of any city or village which elects alderpersons by wards or trustees by districts shall not vote on any ordinance, resolution or motion except: (1) where the vote of the alderpersons or trustees has resulted in a tie; (or) (2) where one-half of the alderpersons or trustees then holding office have voted in favor of an ordinance, resolution or motion even though there is no tie vote; or (3) where a vote greater than a majority of the corporate authorities is required by this Code to adopt an ordinance, resolution or motion. In each instance specified, the mayor or president shall vote. The following mayors and presidents may vote on all questions coming before the council or board: (1) mayors and presidents of cities and villages operating under this Article and Article 4, and (2) mayors and presidents of cities and villages which do not elect alderpersons by wards and trustees by districts.

Nothing in this Section shall deprive an acting mayor or president or mayor or president pro tem from voting in his capacity as alderperson or trustee, but he shall not be entitled to another vote in his capacity as acting mayor or president or mayor or president pro tem.

(Source: P.A. 102-15, eff. 6-17-21.)

(65 ILCS 5/5-3-6) (from Ch. 24, par. 5-3-6)

Sec. 5-3-6. The powers of the council or board shall be purely legislative except as may be otherwise provided by any other act or by any article of this Code other than Articles 3 or 4. The executive and administrative powers conferred on the commissioners by Article 4 shall only be exercised when delegated to the appointive officers provided in this Article 5.

The council or board shall approve for payment all expenses and liabilities of the municipality.

(Source: Laws 1961, p. 576.)

(65 ILCS 5/5-3-7) (from Ch. 24, par. 5-3-7)

Sec. 5-3-7. The council or board of trustees, as the case may be, shall appoint a municipal manager, who shall be the administrative head of the municipal government and who shall be responsible for the efficient administration of all departments. He shall be appointed without regard to his political beliefs and need not be a resident of the city or village when appointed. The manager shall be appointed for an indefinite term, and the conditions of the manager's employment may be set forth in an agreement. In the case of the absence or disability of the manager, the council or village board may designate a qualified administrative officer of the municipality to perform the duties of the manager during such absence or disability. The manager may at any time be removed from office by a majority vote of the members of the council or the board.

The powers and duties of the manager shall be:

(1) To enforce the laws and ordinances within the municipality;

(2) To appoint and remove all directors of departments. No appointment shall be made upon any basis other than that of merit and fitness except that if the chief of the fire

department or the chief of the police department or both of them are appointed in the manner as provided by ordinance under Section 10-2.1-4 of this code, they may be removed or discharged by the appointing authority. In such case the appointing authority shall file with the corporate authorities the reasons for such removal or discharge, which removal or discharge shall not become effective unless confirmed by a majority vote of the corporate authorities;

(3) To exercise control of all departments and divisions thereof created in this Article 5, or that may be created by the council or board of trustees;

(4) If the city or village was subject to the alderperson form provisions of Article 3 at the time of adoption of this Article 5 to appoint and remove all officers who are not required to be elected by Article 3;

(5) To have all the powers and exercise all the duties granted elsewhere in this Code to municipal clerks and comptrollers with respect to the preparation of a report of estimated funds necessary to defray the expenses of the city or village for the fiscal year for the consideration of the corporate authorities prior to the preparation of the annual appropriation ordinance;

(6) To attend all meetings of the council or board of trustees with the right to take part in the discussions, but with no right to vote;

(7) To recommend to the council or board of trustees for adoption such measures as he may deem necessary or expedient;

(8) To perform such other duties as may be prescribed by this Article 5 or may be required of him by ordinance or resolution of the board of trustees or council.

(Source: P.A. 102-15, eff. 6-17-21.)

(65 ILCS 5/5-3-8) (from Ch. 24, par. 5-3-8)

Sec. 5-3-8. Under the general supervision and administrative control of the manager, there shall be such departments as the council or village board may prescribe by ordinance.

All officers of any city or village shall take and subscribe the oath required by Section 5-3-9. All such officers, except the mayor, president, alderpersons, councilmen, and trustees, shall execute bonds in the manner provided by Section 5-3-9, which bonds shall be filed with the clerk of the council or clerk of the village board.

(Source: P.A. 102-15, eff. 6-17-21.)

(65 ILCS 5/5-3-9) (from Ch. 24, par. 5-3-9)

Sec. 5-3-9. Officers; oath or affirmation; bond.

(a) Before entering upon the duties of their respective offices, all officers, whether elected or appointed, shall take and subscribe the oath or affirmation required by the Illinois Constitution.

The subscribed oath or affirmation shall be filed in the office of the city or village clerk.

(b) Before entering upon the duties of their respective offices, all officers, except those specified in Section 5-3-8, shall execute a bond with security to be approved by the corporate authorities. The bond shall be payable to the city or village in the penal sum directed by resolution or ordinance, conditioned upon the faithful performance of the duties of the office and the payment of all money received by the officer, according to law and the ordinances of that city or village. The bond may provide that the obligation of the sureties shall not extend to any loss sustained by the insolvency, failure, or closing of any bank or savings and loan association organized

and operating under the laws of either the State of Illinois or the United States in which the officer has placed funds in the officer's custody if the bank or savings and loan association has been approved by the corporate authorities as a depository for these funds. The treasurer's bond shall be in an amount of dollars that is not less than the greater of \$50,000 or 3 times the latest Federal census population or any subsequent census figure used for Motor Fuel Tax purposes. These bonds shall be filed with the city or village clerk, except that the bond of the clerk shall be filed with the city or village treasurer.

(c) Subject to the limitations of subsection (b), the city council or village board may fix the amount and penalty of the bonds of all officers and of all employees charged with the custody of money or property. It may also require the giving of additional bonds, increase or decrease the amount and penalty of the bonds of any officer, and require the giving of a new bond where the security of an original bond has become either insufficient or in any way impaired, upon penalty of removal from office. The power vested in the city council or village board by this Section shall be so administered as to protect the interests of the city or village from danger of financial loss and shall never be used as a means of removing any person from the service of the city or village without a hearing before the civil service commission, if there is one, in accordance with law. In that case, the city employee or official whose office is sought to be declared vacant by reason of a failure to give a new, additional, or increased bond shall have the right to have a hearing before the civil service commission upon the question involved.

(Source: P.A. 87-1119.)

(65 ILCS 5/5-3-10) (from Ch. 24, par. 5-3-10)

Sec. 5-3-10. At the first meeting of the council or village board after this Article 5 becomes effective in any city or village, it shall pass a general ordinance (1) amplifying the powers and duties of the manager in conformity with this Article 5, (2) defining the scope of each department and of each division thereunder, (3) defining and prescribing the powers and duties of appointive officers and employees, (4) fixing the salaries of all appointive officers and employees, (5) providing for independent audits of all accounts of the city or village, which audits shall be conducted independently of the manager by some person selected by the council or the village board. Full reports of such audits shall be filed in the public records of the city or village. The power with respect to such audits shall not be construed to limit the responsibility of the manager for the proper expenditure of city or village funds. The council or board may by such ordinance (1) assign appointive officers and employees to one or more of the departments, (2) require an appointive officer or employee to perform duties in 2 or more departments, (3) make such rules and regulations as may be necessary or proper for the efficient and economical conduct of the business of the city or village.

(Source: Laws 1961, p. 576.)

(65 ILCS 5/5-3-11) (from Ch. 24, par. 5-3-11)

Sec. 5-3-11. In any city or village adopting the managerial form of municipal government, if such city or village has heretofore adopted Division 2 of Article 9, the council or village board shall by ordinance provide that the board of local improvements be composed of not less than 3 nor more than 5 members appointed by the mayor or president of the municipality with the consent of the council or village board. The board shall have all powers conferred and all duties imposed by

Division 2 of Article 9. Such members may be appointed from persons holding other offices or positions in the government of the city or village. If provision is otherwise made for such functions, it shall not be necessary that any city or village operating under this Article 5 have the offices of commissioner of public works, superintendent of streets, superintendent of special assessments, superintendent of sewers, city engineer, public engineer or chief clerk of special assessments.
(Source: P.A. 78-418.)

(65 ILCS 5/5-3-12) (from Ch. 24, par. 5-3-12)

Sec. 5-3-12. Clerk and treasurer; clerical help and subordinates. The clerk and treasurer, severally, in cities of not fewer than 100,000 and not more than 500,000 inhabitants operating under this Article 5 shall appoint the various clerical help and subordinates in their respective offices and shall be held responsible, severally, for the fidelity of all persons so appointed. A deputy clerk in the city clerk's office in a city described in this Section shall be appointed in the manner prescribed in Section 3.1-30-10.
(Source: P.A. 87-1119.)

Council-Manager Form of Government Resources

ICMA's first-response information on how professional local government management works under the council-manager form of government.



This collection of articles, statistics, and other information is assembled to assist community residents, elected officials, and business leaders in gaining a better understanding of the value that professional management brings to our cities, towns, and counties.

ICMA's origins lie in the council-manager form of local government, which combines the strong political leadership of elected officials (in the form of a council, board, or other governing body) with the strong professional experience of an appointed local government manager or administrator. Under this form, power is concentrated in the elected council, which hires a professional administrator to implement its policies. These highly trained, experienced individuals serve at the pleasure of the elected governing body and have responsibility for preparing the budget, directing day-to-day operations, hiring and firing personnel, and serving as the council's chief policy advisor.

Although ICMA actively promotes the council-manager form as the preferred structure, the organization also supports professional management in all forms of local government.

Feel free to use these materials as part of your council-manager form adoption and retention efforts. For more information on professional local government management or the council-manager form, contact ICMA's Director of Advocacy [Jason Grant](#).

BACKGROUND

- Video: [Local Government That Works: The Council-Manager Form of Government](#)
- Brochure: [Council-Manager Form of Government: What it is, how it works, and the benefits to your community \(brochure\)](#)
- Article: [Taking Stock of the Council-Manager Form at 100](#)

VALUE OF THE PROFESSION

- Brochure: [Professional Local Government Management: The Benefits to Your Municipality \(brochure\)](#)
- Brochure: [Professional County Management: The Benefits to Your County](#)
- Article: [How Professionals Can Add Value to Their Communities and Organizations](#)
- Checklist: [Questionnaire for Determining Value of Professional Administrator/Manager](#)
- Article: [The Mayor-Manager Conundrum That Wasn't](#)

EFFICIENCY/FISCAL/QUALITY-OF-LIFE SUPERIORITY

- Blog Post: [Professionally Managed Communities Dominate List of Healthiest for 2019](#)
- Article: [Professional Management Drives Local Government Efficiency & Effectiveness](#)
- Blog Post: [Professional Management, Council-Manager Government Sweep List of All-America Cities Finalists](#)
- Study: [Smarter, Faster, Cheaper: An Operations Efficiency Benchmarking Study of 100 American Cities](#)
- Article: [CNN-Money Magazine 100 Best Places to Live with Form of Government and ICMA Member](#)

RESEARCH, DATA, AND STATISTICS

- Survey Results: [ICMA 2018 Municipal Form of Government Survey](#)
- Snapshot: [Municipal Form of Government Research Snapshot](#)
- Statistics: [Form of Government Statistics - Counties \(2014\)](#)

Topics

[Community Engagement](#)

[Form of Government](#)



65 ILCS 5/Art. 4 Div. 5 heading)

DIVISION 5. FUNCTIONS AND DUTIES OF
COUNCIL AND OFFICERS

(65 ILCS 5/4-5-1) (from Ch. 24, par. 4-5-1)

Sec. 4-5-1. Every municipality which has the commission form of municipal government shall be governed by a council, consisting of the mayor and 4 commissioners, as provided in this article.

The mayor shall be the president of the council and preside at its meetings, and he shall supervise all departments and report to the council for its action all matters requiring attention in any department. The commissioner of accounts and finances shall be vice president of the council, and in case of a vacancy in the office of mayor or the absence or inability of the mayor, shall perform the duties of the mayor.

(Source: Laws 1961, p. 576.)

(65 ILCS 5/4-5-2) (from Ch. 24, par. 4-5-2)

Sec. 4-5-2. The council and its members shall possess and exercise all executive, administrative, and legislative powers and duties now possessed and exercised by the executive, legislative, and administrative officers in municipalities which are treated as properly incorporated under this Code or which hereafter incorporate under this Code, except that in municipalities under the commission form of municipal government, the board of local improvements provided for by Article 9 shall remain a separate and distinct body, with all the rights, powers, and duties contained in Article 9.

The executive and administrative powers and duties in municipalities under the commission form of municipal government shall be distributed among 5 departments, as follows:

1. Department of public affairs.
2. Department of accounts and finances.
3. Department of public health and safety.
4. Department of streets and public improvements.
5. Department of public property.

The council, by ordinance, (1) shall determine the powers of and duties to be performed by each department and shall assign them to the appropriate departments; (2) shall prescribe the powers and duties of officers and employees, and may assign officers and employees to one or more of the departments; (3) may require an officer or employee to perform duties in 2 or more departments; and (4) may make such rules and regulations as may be necessary or proper for the efficient and economical conduct of the business of the municipality.

(Source: Laws 1961, p. 576.)

(65 ILCS 5/4-5-3) (from Ch. 24, par. 4-5-3)

Sec. 4-5-3. Except where candidates for commissioner are required to run for a specific office, the council, at the first regular meeting after an election of a member or members, shall designate by a majority vote one commissioner to be commissioner of accounts and finances, one to be commissioner of public health and safety, one to be commissioner of streets and public improvements, who ex officio shall be commissioner of public works, and one to be commissioner of public property. This designation may be changed by the council whenever it appears that the public service would be benefited thereby. The mayor shall be commissioner of public affairs. The commissioner of each department shall be superintendent of that department.

If the municipality has voted, as provided in Section 4-3-

19, to require candidates for commissioner to run for a specific office, each commissioner shall be superintendent of the department bearing the same designation as the office to which he was elected. The mayor shall be commissioner of public affairs. The Commissioner of streets and public improvements shall be, ex-officio, commissioner of public works. (Source: Laws 1965, p. 2677.)

(65 ILCS 5/4-5-4) (from Ch. 24, par. 4-5-4)

Sec. 4-5-4. Establishment of certain offices; police and legal departments in cities over 50,000.

(a) At the first regular meeting after the general election of its members or as soon as practicable after the election, the council in its discretion, as determined by a majority vote, may appoint, by a majority vote, the following officers: city clerk, corporation counsel, city attorney, assistant city attorney, city treasurer, library trustees, commissioner of streets and public improvements, superintendent of streets, superintendent of special assessments, superintendent of sewers, city engineer, and any additional officers that the council considers necessary or expedient. The commissioner of streets and public improvements under this Article shall be ex-officio the commissioner of public works and a member of the board of local improvements as and when provided for by Article 9. If, however, it is provided by ordinance that a superintendent of streets shall be appointed by the commissioner of streets and public improvements, the council shall have no power to appoint the superintendent of streets. If it is provided by law that the superintendent of streets shall be a member of the board of local improvements, the fact that the superintendent of streets is appointed by the commissioner of streets and public improvements shall not bar the superintendent of streets from membership on the board of local improvements.

(b) In all cities of over 50,000 population that have adopted or that may hereafter adopt this Article and Sections 10-1-1 through 10-1-45, the police departments shall be assigned to and shall be a part of the department of public affairs, and the corporation counsel, city attorney, assistant city attorney, and all other members of the legal department shall be assigned to the department of public affairs and shall be appointed by the mayor as the commissioner of that department. (Source: P.A. 87-1119.)

(65 ILCS 5/4-5-5) (from Ch. 24, par. 4-5-5)

Sec. 4-5-5. The council has the right and power to appoint and discharge the heads of all principal departments subordinate to the departments provided for in Section 4-5-2. The commissioner of each department, however, may be vested by ordinance with the sole right and power to appoint and discharge the heads of all principal departments subordinate to the department of which he is the commissioner. But in all municipalities which are treated as having adopted or which may hereafter adopt Sections 10-2-1 through 10-2-23, the chief of police and chief of the fire department shall be appointed and discharged only as provided in Sections 10-2-1 through 10-2-23. (Source: Laws 1961, p. 576.)

(65 ILCS 5/4-5-6) (from Ch. 24, par. 4-5-6)

Sec. 4-5-6. In all municipalities in which Sections 10-1-1 through 10-1-45 are not in effect, all officers, assistants, and employees of each department specified in Section 4-5-2, except those elected or appointed as provided in Sections 4-5-3 through 4-5-5, shall be appointed by the commissioner of the department

to which they are appointed, and may be discharged by him when in his judgment the efficient conduct of municipal affairs so demands. However, in all municipalities in which Sections 10-1-1 through 10-1-45 and Sections 10-2-1 through 10-2-23 are not in effect, all officers and members of the fire and police departments, except those elected or appointed as provided in Sections 4-5-3 through 4-5-5, shall be appointed by the commissioner of the department, specified in Section 4-5-2, to which the powers of and duties to be performed by the fire department and the police department, respectively, are assigned, and may be discharged by him when in his judgment the efficient conduct of municipal affairs so demands.
(Source: Laws 1961, p. 576.)

(65 ILCS 5/4-5-7) (from Ch. 24, par. 4-5-7)

Sec. 4-5-7. (a) In all cities in which Sections 10-1-1 through 10-1-45 are in effect, all municipal officers, assistants, and employees, except those specified in Sections 4-5-2 through 4-5-5, and in paragraph (b) of this Section shall be appointed and discharged only as provided in Sections 10-1-1 through 10-1-45. For the purpose of the performance of the duties imposed upon, and the exercise of the powers and authority vested in, the head of a department or office by Sections 10-1-1 through 10-1-45, the commissioner of each department, specified in Section 4-5-2, shall be considered the head of the department or office under Sections 10-1-1 through 10-1-45.

(b) In all municipalities in which Sections 10-2-1 through 10-2-23 are in effect, all officers and members of the fire and police departments of those municipalities, including the chief of police and chief of the fire department, shall be appointed and discharged only as provided in Sections 10-2-1 through 10-2-23.

(c) Nothing in this Article shall prevent any city which adopts the commission form of municipal government from adopting Sections 10-1-1 through 10-1-45, or, when of the required population, from adopting Sections 10-2-1 through 10-2-23, or from adopting Sections 10-2-1 through 10-2-23 and Sections 10-1-1 through 10-1-45.

(d) In all municipalities which are treated as having adopted Sections 10-2-1 through 10-2-23 before January 1, 1942, and which have also adopted the commission form of municipal government before January 1, 1942, Sections 10-2-1 through 10-2-23 shall continue in force in that municipality in like manner as such sections would have continued in force therein if the commission form of municipal government had not been adopted therein. But the council shall have the right and power to appoint and discharge the board of fire and police commissioners.

(Source: Laws 1961, p. 576.)

(65 ILCS 5/4-5-8) (from Ch. 24, par. 4-5-8)

Sec. 4-5-8. The council has the power, by ordinance, to create, fill, and discontinue offices and employment other than those prescribed in this article, according to its judgment of the needs of the municipality.

(Source: Laws 1961, p. 576.)

(65 ILCS 5/4-5-9) (from Ch. 24, par. 4-5-9)

Sec. 4-5-9. Except as otherwise provided in this article or by law, any officer or employee who has been elected or appointed by the council in accordance with the provisions of this article may be removed from office at any time by a vote of

a majority of the council members.
(Source: Laws 1961, p. 576.)

(65 ILCS 5/4-5-10) (from Ch. 24, par. 4-5-10)

Sec. 4-5-10. The council has the power to make proper regulations for the inspection of all plants and machinery of any person exercising any right, grant, or franchise from any municipality adopting, or which is treated as having adopted, this article. The council and their authorized agents have the power to make all necessary examinations of any plant, appliances, or apparatus for the purpose of making the necessary tests to see that such person complies with the regulations of the council with reference to the quality and the character of the commodity or service furnished. The council has the power to specify, determine, and regulate the quality and character of gas and electricity furnished to the municipality and to its residents. The municipality has the power to perform all acts necessary to give effect to this section.

(Source: Laws 1961, p. 576.)

(65 ILCS 5/4-5-11) (from Ch. 24, par. 4-5-11)

Sec. 4-5-11. Except as otherwise provided, all contracts, of whatever character, pertaining to public improvement, or to the maintenance of the public property of a municipality involving an outlay of \$10,000 or more, shall be based upon specifications to be approved by the council. Any work or other public improvement which is not to be paid for in whole or in part by special assessment or special taxation, when the expense thereof will exceed \$25,000, shall be constructed as follows:

(1) By a contract let to the lowest responsible bidder after advertising for bids, in the manner prescribed by ordinance, except that any such contract may be entered into by the proper officers without advertising for bids, if authorized by a vote of 4 of the 5 council members elected; or

(2) In the following manner, if authorized by a vote of 4 of the 5 council members elected: the commissioner of public works or other proper officers to be designated by ordinance, shall superintend and cause to be carried out the construction of the work or other public improvement and shall employ exclusively for the performance of all manual labor thereon, laborers and artisans whom the city or village shall pay by the day or hour, but all material of the value of \$25,000 and upward used in the construction of the work or other public improvement, shall be purchased by contract let to the lowest responsible bidder in the manner to be prescribed by ordinance.

Nothing contained in this Section shall apply to any contract by a municipality with the United States of America or any agency thereof.

(Source: P.A. 100-338, eff. 8-25-17.)

(65 ILCS 5/4-5-12) (from Ch. 24, par. 4-5-12)

Sec. 4-5-12. Regular meetings of the council shall be held on the first Monday after the mayor and commissioners have entered upon the performance of their official duties, and at least twice each month thereafter. The council shall provide by ordinance for the holding of regular meetings. Special meetings may be called from time to time by the mayor or by 2 commissioners upon giving notice of not less than 24 hours to all members of the council. Public notice of meetings must also be given as prescribed in Sections 2.02 and 2.03 of "An Act in relation to meetings", approved July 11, 1957, as heretofore or

hereafter amended. All meetings of the council, whether regular or special, shall be open to the public.

The mayor and each commissioner shall have the right to vote on all questions coming before the council. Three members of the council shall constitute a quorum, and the affirmative vote of 3 members shall be necessary to adopt any motion, resolution, or ordinance, unless a greater number is provided for by this article.

Upon every vote the "yeas" and "nays" shall be called and recorded. Every motion, resolution, or ordinance shall be reduced to writing and read before a vote is taken thereon, and all council members present at any meeting shall vote thereon. The style of all ordinances shall be: "Be it ordained by the council of the city (or village) of"

The mayor shall have no power to veto, but every resolution, ordinance or warrant passed or ordered by the council must be signed by the mayor, or by 2 commissioners, and all ordinances and resolutions shall be filed for record, before they shall be in force.

(Source: Laws 1967, p. 1909.)

(65 ILCS 5/4-5-13) (from Ch. 24, par. 4-5-13)

Sec. 4-5-13. Every ordinance or resolution appropriating any money, or ordering any street improvement or sewer, or making or authorizing the making of any contract, or granting any franchise, right, or license to occupy or use the streets, alleys, highways, bridges, viaducts, public property, or public places in the municipality for any purpose, shall remain on file with the municipal clerk for public inspection, in the form in which it is finally passed, at least one week before the final passage thereof.

(Source: Laws 1961, p. 576.)

(65 ILCS 5/4-5-16) (from Ch. 24, par. 4-5-16)

Sec. 4-5-16. Statement of receipts and expenses; examination of books and accounts; expenditure greater than appropriation.

(a) In municipalities with 25,000 or more inhabitants, the council each month shall print in pamphlet form, a detailed itemized statement of all receipts and expenses of the municipality and a summary of its proceedings during the preceding month. In municipalities with fewer than 25,000 inhabitants, the council shall print a similar statement annually instead of monthly. The council shall furnish printed copies of each statement to (i) the State Library, (ii) the city library, (iii) all the daily and weekly newspapers with a general circulation in the municipality, and (iv) persons who apply for a copy at the office of the municipal clerk.

(b) At the end of each fiscal year, the council shall have licensed Certified Public Accountants permitted to perform audits under the Illinois Public Accounting Act make a full and complete examination of all books and accounts of the municipality and shall distribute the result of that examination in the manner provided in this Section.

(c) It is unlawful for the council or any commissioner to expend, directly or indirectly, a greater amount for any municipal purpose than the amount appropriated for that purpose in the annual appropriation ordinance passed for that fiscal year. A violation of this provision by any member of the council shall constitute a petty offense.

(Source: P.A. 93-486, eff. 1-1-04; 94-465, eff. 8-4-05.)

(65 ILCS 5/4-5-17) (from Ch. 24, par. 4-5-17)

Sec. 4-5-17. If, at the beginning of the term of office of

the first council elected in a municipality after that municipality has adopted the commission form of municipal government, the appropriation for the expenditures of the municipal government for the current fiscal year has been made, that first council shall have the power by ordinance to revise or repeal that appropriation and to make an additional appropriation in the manner and within the time provided by law. (Source: Laws 1961, p. 576.)

(65 ILCS 5/4-5-22) (from Ch. 24, par. 4-5-22)

Sec. 4-5-22. Treasurer; duties. In addition to the duties now imposed by law upon a municipal treasurer, the treasurer of a municipality under the commission form of municipal government shall deposit all money the treasurer receives from all sources of revenue, to his or her credit as treasurer of the municipality, in one or more places of deposit designated in the same manner and subject to the same conditions as provided in Section 3.1-35-50.

The treasurer (i) shall collect any interest paid on these deposits, (ii) shall report that interest in the treasurer's next statement following its collection, and (iii) shall credit the interest to the particular fund of the municipality upon which the interest accrued. This interest shall be treated as a part of that particular fund and shall be subject to use for any purpose for which the fund may be used.

(Source: P.A. 87-1119.)

An Overview of the Property Tax Extension Limitation Law by Referendum

What is the Property Tax Extension Limitation Law (PTELL)?

The PTELL is designed to limit the increases in property tax extensions (total taxes billed) for non-home rule taxing districts.

Although the law is commonly referred to as “tax caps,” use of this phrase can be misleading. The PTELL does not “cap” either individual property tax bills or individual property assessments. Instead, the PTELL allows a taxing district to receive a limited inflationary increase in tax extensions on existing property, plus an additional amount for new construction.

The limit slows the growth of revenues to taxing districts when property values and assessments are increasing faster than the rate of inflation. As a whole, property owners have some protection from tax bills that increase only because the market value of their property is rising rapidly.

Payments for bonds issued without voter approval are subject to strict limitations.

If a taxing district determines that it needs more money than is allowed by the limitation, it can ask the voters to approve an increase.

The collar counties (DuPage, Kane, Lake, McHenry, and Will) became subject to the PTELL for the 1991 levy year for taxes paid in 1992; Cook County was added for the 1994 levy year for taxes paid in 1995. Public Act 89-510 allows county boards to give voters in all other counties the opportunity to decide if the PTELL should apply to their counties. In addition, Public Act 89-718 allows county boards of counties that are subject to the PTELL by referendum to give voters the opportunity to rescind the PTELL using the same referendum process.

Public Act 94-976 amended PTELL effective June 30, 2006. The significant amendments include:

- New supplemental ballot and election notice information.
- Additional taxing district voter-approved referenda and other referenda changes.
- Authority for taxing districts in some instances to exceed a voter-approved rate limit for a fund as long as the sum of all the rates for funds subject to PTELL, does not exceed the limiting rate.

What is the “limitation”?

Increases in property tax extensions are limited to the lesser of 5% or the increase in the national Consumer Price Index (CPI) for the year preceding the levy year. The limitation can be increased

for a taxing body with voter approval.

The CPI used is for all urban consumers for all items as published by the United States Department of Labor. A [CPI history](#) of the limitation is available on our website.

How is the PTELL question brought to a county referendum?

The county board (other than Cook and collar counties) decides to allow voters to choose if property tax extension increases should be limited. The county board can place the issue on the ballot at any election other than a consolidated primary election by passing an ordinance or resolution at least 79 days before the election.

Referenda made under the PTELL are exempt from the requirement that taxing districts may have only three public questions on a ballot.

The question is placed on a separate ballot and is worded as follows:

"Shall the Property Tax Extension Limitation Law (35 ILCS 200/18-185 through 18-245), which limits annual property tax extension increases, apply to non-home rule taxing districts with all or a portion of their equalized assessed valuation located in (name of county)?"

What is the county clerk's role?

Once a county board agrees to have a PTELL referendum, the county clerk has two major responsibilities. First, ensure the question is placed on the ballot either by doing so directly or by sending a certified copy of the resolution to the proper election authorities for them to place it on the ballot. Second, immediately after the referendum, the county clerk must notify all taxing districts located in the county and the Department of Revenue (IDOR) that the referendum was held and its result.

How does the referendum affect individual taxing districts?

If the county referendum is approved by the voters, the PTELL applies to non-home rule taxing districts that are located entirely within the county.

A taxing district that overlaps two or more counties is treated differently. Two conditions must be met before the district becomes subject to the PTELL. First, all counties in which the taxing district is located must hold referenda. Second, a majority of the taxing district's equalized assessed value must be located in counties where voters have approved the referenda. If these two conditions are met, the entire district becomes subject to the PTELL, even the portion in any county where voters rejected the referendum. After the final referendum is held, IDOR will notify the district and the county clerks of all the counties in which the taxing district is located if the district is subject to the PTELL.

Can the PTELL by referendum be rescinded?

Yes. The county board (other than Cook and collar counties) may again put the PTELL question to the voters using the same referendum process and ballot question that made the taxing districts subject to the PTELL.

If the voters reject the PTELL at this referendum, taxing districts located entirely within the county will no longer be subject to the PTELL.

A taxing district that overlaps two or more counties and that is subject to the PTELL by referendum will no longer be subject to the PTELL if two conditions are met.

- The question must be put on the ballot in each county in which the district overlaps unless the county's voters rejected the most recent PTELL referendum.
- A majority of the taxing district's equalized assessed value, other than equalized assessed value in Cook or collar counties, must be located in counties where voters have rejected the most recent PTELL referendum.

If these two conditions are met, the entire taxing district will no longer be subject to the PTELL, even the portion in any county where voters have approved this referendum. IDOR will then notify the district and the county clerks of all the counties in which the district is located that the district is no longer subject to the PTELL.

When are levies affected by the PTELL referendum

For taxing districts located entirely within a county, the PTELL applies to levies made after January 1 of the year immediately following a voter-approved PTELL referendum. For example, if voters approve a referendum in November 2011, districts in the county will first be affected for the 2012 tax year, payable in 2013.

For taxing districts that overlap two or more counties, the PTELL applies to levies made after January 1 of the year immediately following the referendum that makes the district subject to the PTELL.

The PTELL does not apply to levies made after January 1 of the year immediately following a referendum that results in a taxing district no longer being subject to the PTELL.

Does the PTELL guarantee that individual tax bills will increase no more than the limitation?

No. The PTELL only limits increases in taxing districts' extensions. Individual tax bills may still increase or decrease. Some of the reasons tax bills could increase more than 5% or the CPI are below.

- The property is in a taxing district able to increase its extension by more than 5%, the CPI increase because it is a home rule municipality or an overlapping taxing district not subject

to the PTELL.

- Voters approved an increase in tax rates or in the limitation.
 - Voters approved a bond issue or an increase in the debt service extension base.
 - New bonds were issued before the PTELL referendum.
 - The property had been under-assessed in relation to other properties and is reassessed.
 - The property had a homestead exemption or other exemption that was removed.
 - The property has a greater share of the tax burden because the assessed value of other property was decreased.
-

Can the district receive more than a 5% or the CPI increase?

Taxing districts are allowed additional increases for

- new construction,
 - annexations to the district,
 - voter-approved increases in the extension limit or limitation for one or more levy years,
 - voter-approved increases in tax rates and voter-approved new tax rates for one or more levy years, and
 - the Tax Increment Financing district (TIF) increment when the TIF expires.
-

Are there other restrictions on extensions in the PTELL?

A taxing district subject to the PTELL may not levy for a fund it has never used unless it obtains voter approval.

A district may exceed a voter approved rate as long as it does not exceed a statutory prescribed maximum rate ceiling (that cannot be exceeded by referendum or otherwise). The sum of all rates still cannot exceed the referendum.

What is the impact of the limiting rate?

The limiting rate is calculated, for each taxing district, by the county clerk to implement PTELL. The sum of a district's rates extended for those funds subject to the PTELL cannot exceed this limiting rate. After calculating preliminary rates for the funds, the county clerk will compare the sum of these rates to the limiting rate. If this sum exceeds the limiting rate, the county clerk will reduce each rate proportionally, unless instructed by a taxing district to reduce them in a different way.

What is the aggregate extension?

The aggregate extension is that portion of a taxing district's total extension that is subject to the limitation. The funds included in the aggregate extension are the annual corporate extension for the taxing district and those special purpose extensions made annually. Some examples of extensions included in the aggregate extension are those for self-insurance, pension plans, unemployment and workers' compensation, and, whether levied annually or not, road district permanent road funds.

What extensions are not included in the aggregate extension?

Some examples of extensions that are not included in the aggregate extension and, therefore, not limited are those for

- general obligation bonds issued prior to the referendum that made the taxing district subject to the PTELL.
- bonds issued to refund or to continue to refund bonds that were issued before the PTELL referendum.
- general obligation bonds issued after the PTELL referendum, if approved by the voters.
- bonds issued to refund or to continue to refund voter-approved general obligation bonds.
- alternate bonds, sometimes called "double barreled bonds," issued under Section 15 of the Local Government Debt Reform Act.
- limited bonds, to the extent the payments do not exceed the debt service extension base, minus certain offsetting amounts.
- building commission leases used to retire bonds issued by the commission before the PTELL referendum.

See Section 18-185 of the Property Tax Code for a list of aggregate extension funds exempt from PTELL.

How is the aggregate extension base used under the PTELL?

The aggregate extension base is used in calculating any increase allowed. For most taxing districts, the aggregate extension base is the previous year's aggregate extension. There are, however, some exceptions.

If a district reduced its aggregate extension in the prior year, the highest of the previous three years' aggregate extensions may be used as the aggregate extension base.

If districts merge or consolidate, the aggregate extensions of the consolidating districts are added.

If a taxing district transfers a service to another district, the part of the aggregate extension base used to provide revenues for that service is transferred to the district taking over the service.

If a new district is formed that does not have an aggregate extension base, or if a district does not have an aggregate extension base because it has never levied for the funds subject to the PTELL, then the voters must approve the aggregate extension by referendum before it levies for the first time. This question may be placed on a ballot at the same election as the referendum creating the new district.

Are there other provisions for bonds under the PTELL?

A referendum can be held for any bonds under Section 18-190 of the Property Tax Code.

Other bonds can be issued using the debt service extension base provision. This provision allows county clerks to continue to extend taxes for a taxing district's non-referendum bonds at the same level as for the levy year in which the referendum was held that made the district subject to the PTELL. When issuing new bonds that will be financed using this provision, the district must label them "limited bonds" under Section 15.01 of the Local Government Debt Reform Act.

The debt service extension base can be increased by referendum.

Are TIFs subject to the PTELL?

TIFs are not taxing districts and are not directly subject to the PTELL, but the amount of property tax raised from the TIF increment may be reduced because the PTELL may lower the tax rate.

Do you need additional information?

A more detailed publication, The Property Tax Extension Limitation Law Technical Manual and Summary of "PTELL Changes" under Public Act 94-976, are available online from IDOR. You may also wish to consult your taxing district's legal counsel, your county state's attorney, or write or call us at the address and telephone number below.

OFFICE OF LOCAL GOVERNMENT SERVICES

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Downers Grove Public Library Rate, Levy, and EAV History with PTELL

<u>RATE</u>	<u>2007</u>	<u>2008</u>	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>
<u>Operating</u>	0.1572	0.152	0.1512	0.1571	0.169	0.1843
<u>Bond</u>	0.0298	0.0275	0.0261	0.0261	0.0276	0.0293
<u>Total</u>	0.187	0.1795	0.1773	0.1832	0.1966	0.2136
<u>% change YroYr</u>		-4.0%	-1.2%	3.3%	7.3%	8.6%

<u>LEVY</u>	<u>2007</u>	<u>2008</u>	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>
<u>Operating</u>	\$ 3,484,732	\$ 3,651,619	\$ 3,838,825	\$ 4,002,482	\$ 4,062,223	\$ 4,187,297
<u>Bond</u>	\$ 661,067	\$ 663,419	\$ 664,912	\$ 665,506	\$ 648,660	\$ 646,780
<u>Total</u>	\$ 4,145,799	\$ 4,315,038	\$ 4,503,737	\$ 4,667,988	\$ 4,710,883	\$ 4,834,077
<u>% change YroYr</u>		4.1%	4.4%	3.6%	0.9%	2.6%
<u>PTELL*</u>	2.5%	4.1%	0.1%	2.7%	1.5%	3.0%

<u>EAV</u>	<u>2007</u>	<u>2008</u>	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>
<u>Base</u>		\$ 2,222,875,166	2,413,044,414	2,547,555,176	2,549,832,438	2,406,292,233
<u>Increase / (Decrease)</u>		\$ 190,169,248	\$ 134,510,762	\$ 2,277,262	\$ (143,540,205)	\$ (136,687,959)
<u>Total</u>	\$ 2,222,875,166	\$ 2,413,044,414	\$ 2,547,555,176	\$ 2,549,832,438	\$ 2,406,292,233	\$ 2,269,604,274
<u>% change YroYr</u>		8.6%	5.6%	0.1%	-5.6%	-5.7%

* The Property Tax Extension and Limitation Law (PTELL), commonly known as "the tax cap," limits the percentage increase of a taxing body's property tax rate for its base equalized assessed valuation (EAV) at the previous year's Consumer Price Index (CPI) or 5%, whichever is lower. The new tax rate is applied to new growth in EAV, which is then added to the base EAV for the following year.

**Downers Grove Public Library
Rate, Levy, and EAV History with PTELL**

<u>RATE</u>	<u>2013</u>	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>
<u>Operating</u>	0.2031	0.2196	0.2302	0.2253	0.2202	0.2145
<u>Bond</u>	0.0293	0.0306	0.031	0.0154	0	0
<u>Total</u>	0.2324	0.2502	0.2612	0.2407	0.2202	0.2145
<u>% change YroYr</u>	8.8%	7.7%	4.4%	-7.8%	-8.5%	-2.6%

<u>LEVY</u>	<u>2013</u>	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>
<u>Operating</u>	\$ 4,315,500	\$ 4,469,258	\$ 4,662,187	\$ 4,826,100	\$ 5,043,515	\$ 5,182,314
<u>Bond</u>	\$ 649,340	\$ 621,052	\$ 614,076	\$ 328,583	\$ -	\$ -
<u>Total</u>	\$ 4,964,840	\$ 5,090,310	\$ 5,276,263	\$ 5,154,683	\$ 5,043,515	\$ 5,182,314
<u>% change YroYr</u>	2.7%	2.5%	3.7%	-2.3%	-2.2%	2.75%
<u>PTELL*</u>	1.7%	1.5%	0.8%	0.7%	2.1%	2.10%

<u>EAV</u>	<u>2013</u>	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>
<u>Base</u>	2,269,604,274	2,141,812,696	2,042,550,247	2,045,521,416	\$ 2,163,725,584	\$ 2,440,178,636
<u>Increase / (Decrease)</u>	\$ (127,791,578)	\$ (96,291,280)	\$ 118,204,168	\$ 149,681,970	\$ 126,771,082	\$ 114,166,496
<u>Total</u>	\$ 2,141,812,696	2,042,550,247	\$ 2,045,521,416	\$ 2,163,725,584	\$ 2,313,407,554	\$ 2,440,178,636
<u>% change YroYr</u>	-5.6%	-4.6%	0.1%	5.8%	6.9%	5.5%

**Downers Grove Public Library
Rate, Levy, and EAV History with PTELL**

<u>RATE</u>	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
<u>Operating</u>	0.2111	0.2103	0.2030	0.2027	0.2002	0.2016
<u>Bond</u>	0	0	0	0	0	0
<u>Total</u>	0.2111	0.2103	0.2030	0.2027	0.2002	0.2016
<u>% change YroYr</u>	-1.6%	-0.4%	-3.5%	-0.1%	-1.2%	0.7%

<u>LEVY</u>	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
<u>Operating</u>	\$ 5,392,223	\$ 5,553,474	\$ 5,609,989	\$ 5,862,439	\$ 5,924,766	\$ 6,179,531
<u>Bond</u>	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<u>Total</u>	\$ 5,392,223	\$ 5,553,474	\$ 5,609,989	\$ 5,862,439	\$ 5,924,766	\$ 6,179,531.40
<u>% change YroYr</u>	4.1%	3.0%	1.0%	4.5%	1.1%	4.3%
<u>PTELL*</u>	1.9%	2.3%	1.4%	5.0%	5.0%	3.4%

<u>EAV</u>	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
<u>Base</u>	\$ 2,440,178,636	\$ 2,554,345,132	\$ 2,640,739,179	\$ 2,763,541,463	\$ 2,897,700,601	\$ 2,961,321,416
<u>Increase / (Decrease)</u>	\$ 110,154,529	\$ 86,394,047	\$ 122,802,284	\$ 134,159,138	\$ 63,620,815	\$ 110,154,529
<u>Total</u>	\$ 2,554,345,132	\$ 2,640,739,179	\$ 2,763,541,463	\$ 2,897,700,601	\$ 2,961,321,416	\$ 3,071,475,945.00
<u>% change YroYr</u>	4.7%	3.4%	4.7%	4.9%	2.2%	3.7%

The Aurora City Clerk shall, within 7 days of filing or on the last day for filing, whichever is earlier, acknowledge to

(Source: P.A. 101-126, eff. 7-26-19.)

Library (Community) Name	Community / service area size	Operating Budget (\$MM)	Library Type	# of Board Members	Method	Term
Highland Park Public Library	30,176	5.6	Municipal Government (city, town or village)	9	Appointed	5
Lisle Library District	30,281	4.5	Library District	7	Elected	4
Geneva Public Library District	32,791	4.9	Library District	7	Elected	4
Woodridge Public Library	34,158	4.4	Municipal Government (city, town or village)	7	Elected	6
Glenside Public Library District (Glendale Heights)	35,094	4.2	Library District	7	Elected	6
Northbrook Public Library	35,222	8.7	Municipal Government (city, town or village)	7	Elected	4
Addison Public Library	35,702	6.4	Municipal Government (city, town or village)	7	Elected	6
Bartlett Public Library District	36,034	3.8	Library District	7	Elected	4
Ela Area Public Library District (Lake Zurich)	36,366	7.1	Library District	7	Elected	4
Fremont Public Library District (Mundelein)	38,792	5.2	Library District	7	Elected	4
Park Ridge Public Library	38,810	5.5	Municipal Government (city, town or village)	9	Appointed	3
Round Lake Area Public Library District	39,675	3.0	Library District	7	Elected	4
Lake Villa Public Library District	39,809	6.4	Library District	7	Elected	4
Carol Stream Public Library	39,854	4.7	Municipal Government (city, town or village)	7	Elected	4
Crystal Lake Public Library	40,269	5.0	Municipal Government (city, town or village)	9	Appointed	3
Algonquin Area Public Library District	40,809	6.8	Library District	7	Elected	6
McHenry Public Library District	41,852	6.7	Library District	7	Elected	6
Indian Prairie Public Library District (Darien)	43,892	4.8	Library District	7	Elected	4
Vernon Area Public Library District (Lincolnshire)	44,206	10.6	Library District	7	Elected	6
Helen M. Plum Memorial Public Library District (Lombard)	44,585	7.3	Library District	7	Elected	4
Barrington Public Library District	45,360	15.0	Library District	7	Elected	?
Elmhurst Public Library	46,571	7.7	Municipal Government (city, town or village)	9	Appointed	3
Glenview Public Library	48,705	9.1	Municipal Government (city, town or village)	7	Elected	4
Downters Grove Public Library	50,247	6.2	Municipal Government (city, town or village)	6	Appointed	4
Wheaton Public Library	53,970	5.0	Municipal Government (city, town or village)	9	Elected	3
Oak Park Public Library	54,583	10.4	Municipal Government (city, town or village)	7	Elected	4
Saint Charles Public Library District	55,889	8.0	Municipal Government (city, town or village)	7	Elected	6
Tinley Park Public Library	55,971	14.0	Library District	7	Elected	6
Berwyn Public Library	57,250	3.2	Municipal Government (city, town or village)	9	Appointed	3
Oak Lawn Public Library	58,362	6.0	Municipal Government (city, town or village)	7	Elected	6
Orland Park Public Library	58,703	6.5	Municipal Government (city, town or village)	7	Elected	6
Niles-Maine District Library	59,181	7.8	Library District	7	Elected	6
Des Plaines Public Library	60,675	6.1	Municipal Government (city, town or village)	9	Appointed	3
Cook Memorial Public Library District (Libertyville)	61,297	10.5	Library District	7	Elected	4
Indian Trails Public Library District (Wheeling)	65,423	8.9	Library District	7	Elected	4
Poplar Creek Public Library District (Streamwood)	65,645	8.6	Library District	7	Elected	6
Warren-Newport Public Library District	66,477	9.6	Library District	7	Elected	4
Fountaindale Public Library District (Bolingbrook)	67,049	18.3	Library District	7	Elected	6
Stokie Public Library	67,824	13.2	Municipal Government (city, town or village)	7	Elected	6

Library (Community) Name	Operating Budget (MM)	Community / service area size	Library Type	# of Board Members	Method	Term
Round Lake Area Public Library District	3.0	39,675	Library District	7	Elected	4
Borwyn Public Library	3.2	57,250	Municipal Government (city, town or village)	9	Appointed	3
Bartlett Public Library District	3.8	36,034	Library District	7	Elected	4
Glenside Public Library District (Glendale Heights)	4.2	35,094	Library District	7	Elected	6
Woodridge Public Library	4.4	34,158	Municipal Government (city, town or village)	7	Elected	6
Lisle Library District	4.5	30,281	Library District	7	Elected	4
Carol Stream Public Library	4.7	39,854	Municipal Government (city, town or village)	7	Elected	4
Indian Prairie Public Library District (Darien)	4.8	43,892	Library District	7	Elected	4
Geneva Public Library District	4.9	32,791	Library District	7	Elected	4
Crystal Lake Public Library	5.0	40,269	Municipal Government (city, town or village)	9	Appointed	3
Wheaton Public Library	5.0	53,970	Municipal Government (city, town or village)	9	Elected	3
Fremont Public Library District (Mundelein)	5.2	38,792	Library District	7	Elected	4
Park Ridge Public Library	5.5	38,810	Municipal Government (city, town or village)	9	Appointed	3
Highland Park Public Library	5.6	30,176	Municipal Government (city, town or village)	9	Appointed	5
Oak Lawn Public Library	6.0	58,362	Municipal Government (city, town or village)	7	Elected	6
Des Plaines Public Library	6.1	60,675	Municipal Government (city, town or village)	9	Elected	3
Downers Grove Public Library	6.2	50,247	Municipal Government (city, town or village)	6	Appointed	4
Arlington Public Library	6.4	35,702	Municipal Government (city, town or village)	7	Elected	6
Lake Villa Public Library District	6.4	39,809	Library District	7	Elected	4
Orland Park Public Library	6.5	58,703	Municipal Government (city, town or village)	7	Elected	6
Mchenry Public Library District	6.7	41,852	Library District	7	Elected	6
Algonquin Area Public Library District	6.8	40,809	Library District	7	Elected	6
Ela Area Public Library District (Lake Zurich)	7.1	36,366	Library District	7	Elected	4
Helen M. Plum Memorial Public Library District (Lombard)	7.3	44,585	Library District	7	Elected	4
Elmhurst Public Library	7.7	46,571	Municipal Government (city, town or village)	9	Appointed	3
Niles-Maine District Library	7.8	59,181	Library District	7	Elected	6
Saint Charles Public Library District	8.0	55,889	Library District	7	Elected	6
Poplar Creek Public Library District (Streamwood)	8.6	65,645	Library District	7	Elected	6
Northbrook Public Library	8.7	35,222	Municipal Government (city, town or village)	7	Elected	4
Indian Trails Public Library District (Wheeling)	8.9	65,423	Library District	7	Elected	4
Glenview Public Library	9.1	48,705	Municipal Government (city, town or village)	7	Elected	4
Warren-Newport Public Library District	9.6	66,477	Library District	7	Elected	4
Oak Park Public Library	10.4	54,583	Municipal Government (city, town or village)	7	Elected	4
Cook Memorial Public Library District (Libertyville)	10.5	61,297	Library District	7	Elected	4
Vernon Area Public Library District (Lincolnshire)	10.6	44,206	Library District	7	Elected	4
Skokie Public Library	13.2	67,824	Municipal Government (city, town or village)	7	Elected	6
Tinley Park Public Library	14.0	55,971	Municipal Government (city, town or village)	7	Elected	6
Barrington Public Library District	15.0	45,360	Library District	7	Elected	?
Fountaindale Public Library District (Bolingbrook)	18.3	67,049	Library District	7	Elected	6

Illinois Libraries History

The Illinois State Library Heritage Project follows the history of the Illinois State Library and the development of libraries statewide:

https://www.ilsos.gov/departments/library/heritage_project/

The following sections of the Illinois State Library Heritage Project discuss key occurrences in Illinois library development, particularly impacting the creation and mergers of library districts, which answer the question of why there are so many library districts in Illinois.

Library Service Act (LSA) 1956

This federal grant program was designed to address the lack of public library service in rural areas. Its projects supported the development of library districts and regional libraries to serve rural areas.

The 7th-10th paragraphs of this section detail the initial Illinois Library Services Act projects:

https://www.ilsos.gov/departments/library/heritage_project/home/chapters/years-of-transition-the-1950s/the-problem-of-unserved-residents/

From the 5th paragraph on, this section details some of the specific LSA projects undertaken, including successes and failures:

https://www.ilsos.gov/departments/library/heritage_project/home/chapters/years-of-transition-the-1950s/library-services-act-projects/

This section details the renewal of LSA in 1961 and the projects extended under it:

https://www.ilsos.gov/departments/library/heritage_project/home/chapters/building-for-the-future-the-1960s/renewal-of-the-library-services-act/

Library Services and Construction Act (LSCA) 1964

This federal grant program expanded its parameters to address the lack of public library service in all areas and included the construction of libraries.

This section details the beginnings of LSCA:

https://www.ilsos.gov/departments/library/heritage_project/home/chapters/building-for-the-future-the-1960s/the-library-services-and-construction-act/

From the 4th paragraph on, this section details the Illinois State Library's use of LSCA funds for Project PLUS (Promoting Larger Units of Service), which created 110 library districts from 1972-1993:

https://www.ilsos.gov/departments/library/heritage_project/home/chapters/coming-of-age-the-1970s/other-declarations-in-meeting-the-challenge/

The first 4 paragraphs of this section detail Project LiMe (Library Mergers), encouraging small libraries to merge into larger units of service:

https://www.ilsos.gov/departments/library/heritage_project/home/chapters/maturity-and-leadership-the-1980s/larger-units-of-service/

Illinois Libraries Trends and Data

Libraries that transitioned to District Libraries:

- The former Winnetka Public Library converted to the [Winnetka-Northfield Public Library District](#) in 1974 to include Northfield in their tax-supported service area. (Also of note: while Kenilworth is not a part of the library district, the town is served through a contractual agreement.)*

Per Library Director Monica Dombrowski:

“Hi! Yes, from the research I’ve done, it was in the works for 2 years before it went to referendum. The platform that Winnetka used to convince people was that library costs were going to continue to go up and if the residents wanted to keep evolving service at the same cost, they would need Northfield’s money to reduce their own taxes.

The contractual agreement with Kenilworth is interesting because the agreement is both with Wilmette PL and us. Kenilworth residents get to select which library they want a card for and that then becomes their “home” library. The issue for me and the ED of Wilmette is that Kenilworth has their own elected library board, so we also have to have meetings with them despite the fact that they don’t get to make any decisions for our libraries.

In addition, when the contract was set up, it was set up unfairly to each of our tax bases as our residents pay more for services than Kenilworth does. In addition, the split of funds is based solely on physical circulation versus all library services, which hasn’t kept times with everything else we offer. The ED of Wilmette and I and our Boards have already told Kenilworth that the next contract will have to look very different or we will have to reduce services to them, which they didn’t like (we are 2 years into the 5 year contract)”

- The former Fox Lake Public Library was converted to the [Fox Lake Public Library District](#) in 1975 in order to serve areas outside the boundaries of the village.
- The [Maywood Public Library District](#) was created in 1991, by election to ensure future funding for the library.*
- The Coulterville Public Library [became a district in 2023](#) to serve a larger area and is now the [Coulterville District Library](#).
- The [Geneseo Public Library](#) transitioned from a city to a township public library in 1888 in order to increase funding and increase its “power of usefulness.”

- The Grayslake Public Library became the [Grayslake Public Library District](#) in 1958 to include serving the surrounding towns: Round Lake, Round Lake Beach, Third Lake, Hainesville, and Highland Lake.
- The [Anne West Lindsey District Library](#) (rural library in southern IL) changed from a city to a district library in 2007 to include the towns: Carterville, Crainville, Cambria, and the unincorporated area found primarily within the boundaries of the Carterville Community School District.
- The [Barrington Area Library](#) moved from a village to a district library as a result of referendums passed in 1969 and 1970 to include the communities of Barrington, Barrington Hills, Deer Park, Lake Barrington, North Barrington, South Barrington, Tower Lakes, Algonquin, Fox River Grove, Hoffman Estates, Inverness, Kildeer, Lake Zurich, Palatine, Port Barrington, and some unincorporated areas.*

Per Library Director, Jason Pinshower:

"I have zero digital records for this that I can find. I can see if we have any paper files. I wonder if the process would be the same now as it was then given the Public Library District Act of 1991."

- The [Algonquin Public Library](#) moved from a village library to a district library in 1962 to include Algonquin, Lake in the Hills, Haeger's Bend, and portions of Cary as well.*
- The [West Chicago Public Library District](#) passed a referendum in 1986 to convert the library from a municipal library, run by the city and paid for by municipal taxes, into a district library*
- [Pittsfield Public Library](#) recently converted to a district via joint resolution.

(75 ILCS 5/4-2) (from Ch. 81, par. 4-2)

Sec. 4-2. In villages under the commission form of government, the village council at its first regular meeting following the election establishing a public library, shall appoint a board of library trustees of 6 members who are village residents, 2 to hold until the first regular meeting of the next succeeding fiscal year, 2 to hold for one year thereafter and 2 to hold for 2 years thereafter. The respective successors of the initial appointees shall be appointed for 6 year terms and shall serve until their successors are appointed and qualified.

Any board may provide by resolution that the term of its trustees shall be 4 years. If the board adopts such a resolution, then at the time the next appointments are made, one trustee shall be appointed for a 2 year term.

(Source: P.A. 84-770.)

(75 ILCS 5/4-3) (from Ch. 81, par. 4-3)

Sec. 4-3. The election of the 7 trustees for the first board of library trustees shall be held at the time of the library establishment election. If a majority of the votes cast in any incorporated town or village (except a village under the commission form of government) on the proposition pursuant to Section 2-2 are in favor of the establishment of a public library, the 7 persons who receive, for the respective terms designated on the ballot, the highest number of votes for library trustees cast at such election shall constitute the board of library trustees. Two of these terms shall be until the next election held in an odd-numbered year in the incorporated town, village or township, 2 shall be until the second such election after the election establishing the library, and 3 shall be until the third such election after the election establishing the library. The trustees so elected shall serve until their successors are duly elected and qualified in accordance with the provisions of this Article.
(Source: P.A. 85-751.)

(75 ILCS 5/4-7) (from Ch. 81, par. 4-7)

Sec. 4-7. Each board of library trustees of a city, incorporated town, village or township shall carry out the spirit and intent of this Act in establishing, supporting and maintaining a public library or libraries for providing library service and, in addition to but without limiting other powers conferred by this Act, shall have the following powers:

1. To make and adopt such bylaws, rules and regulations, for their own guidance and for the government of the library as may be expedient, not inconsistent with this Act;

2. To have the exclusive control of the expenditure of all moneys collected for the library and deposited to the credit of the library fund;

3. To have the exclusive control of the construction of any library building and of the supervision, care and custody of the grounds, rooms or buildings constructed, leased or set apart for that purpose;

4. To purchase or lease real or personal property, and to construct an appropriate building or buildings for the use of a library established hereunder, using, at the board's option, contracts providing for all or part of the consideration to be paid through installments at stated intervals during a certain period not to exceed 20 years with interest on the unpaid balance at any lawful rate for municipal corporations in this State, except that contracts for installment purchases of real estate shall provide for not more than 75% of the total consideration to be repaid by installments, and to refund at any time any installment contract entered into pursuant to this paragraph by means of a refunding loan agreement, which may provide for installment payments of principal and interest to be made at stated intervals during a certain period not to exceed 20 years from the date of such refunding loan agreement, with interest on the unpaid principal balance at any lawful rate for municipal corporations in this State, except that no installment contract or refunding loan agreement for the same property or construction project may exceed an aggregate of 20 years;

5. To remodel or reconstruct a building erected or purchased by the board, when such building is not adapted to its purposes or needs;

6. To sell or otherwise dispose of any real or personal property that it deems no longer necessary or useful for library purposes, and to lease to others any real property not immediately useful but for which plans for ultimate use have been or will be adopted but the corporate authorities shall have the first right to purchase or lease except that in the case of the City of Chicago, this power shall be governed and limited by the Chicago Public Library Act;

7. To appoint and to fix the compensation of a qualified librarian, who shall have the authority to hire such other employees as may be necessary, to fix their compensation, and to remove such appointees, subject to the approval of the board, but these powers are subject to Division 1 of Article 10 of the Illinois Municipal Code in municipalities in which that Division is in force. The board may also retain counsel and professional consultants as needed;

8. To contract with any public or private corporation or entity for the purpose of providing or receiving library service or of performing any and all other acts necessary and proper to carry out the responsibilities, the spirit, and the provisions of this Act. This contractual power includes, but is not limited to, participating in interstate

library compacts and library systems, contracting to supply library services, and expending of any federal or State funds made available to any county, municipality, township or to the State of Illinois for library purposes. However, if a contract is for the supply of library services for residents without a public library established under the provisions of this Act, the terms of that contract will recognize the principle of equity or cost of services to non-residents expressed in this Section of this Act, and will provide for the assumption by the contracting party receiving the services of financial responsibility for the loss of or damage to any library materials provided to non-residents under the contract;

9. To join with the board or boards of any one or more libraries in this State in maintaining libraries, or for the maintenance of a common library or common library services for participants, upon such terms as may be agreed upon by and between the boards;

10. To enter into contracts and to take title to any property acquired by it for library purposes by the name and style of "The Board of Library Trustees of the (city, village, incorporated town or township) of" and by that name to sue and be sued;

11. To exclude from the use of the library any person who wilfully violates the rules prescribed by the board;

12. To extend the privileges and use of the library, including the borrowing of materials on an individual basis by persons residing outside of the city, incorporated town, village or township. If the board exercises this power, the privilege of library use shall be upon such terms and conditions as the board shall from time to time by its regulations prescribe, and for such privileges and use, the board shall charge a nonresident fee at least equal to the cost paid by residents of the city, incorporated town, village or township, with the cost to be determined according to the formula established by the Illinois State Library. A person residing outside of a public library service area must apply for a non-resident library card at the public library located closest to the person's principal residence. The nonresident cards shall allow for borrowing privileges at all participating public libraries in the regional library system. The nonresident fee shall not apply to: privilege and use provided under the terms of the library's membership in a library system operating under the provisions of the Illinois Library System Act, under the terms of any reciprocal agreement with a public or private corporation or entity providing a library service; a nonresident who as an individual or as a partner, principal stockholder, or other joint owner owns or leases property that is taxed for library service or is a senior administrative officer of a firm, business, or other corporation owning taxable property within the city, incorporated town, village or township upon the presentation of the most recent tax bill upon that taxable property or a copy of the commercial lease of that taxable property; or a nonresident in an unincorporated area in Illinois who is a student whose household falls at or below the U.S. Department of Agriculture's Income Eligibility Guidelines. The board may adopt regulations waiving the nonresident fee for persons under the age of 18;

13. To exercise the power of eminent domain subject to the prior approval of the corporate authorities under Sections 5-1 and 5-2 of this Act;

14. To join the public library as a member and to join the library trustees as members in the Illinois Library Association and the American Library Association, non-profit, non-political, 501(c)(3) associations, as designated

by the federal Internal Revenue Service, having the purpose of library development and librarianship; to provide for the payment of annual membership dues, fees and assessments and act by, through and in the name of such instrumentality by providing and disseminating information and research services, employing personnel and doing any and all other acts for the purpose of improving library development;

15. To invest funds pursuant to the Public Funds Investment Act; and

16. To accumulate and set apart as reserve funds portions of the unexpended balances of the proceeds received annually from taxes or other sources, for the purpose of providing self-insurance against liabilities relating to the public library.

(Source: P.A. 101-632, eff. 6-5-20; 102-843, eff. 5-13-22.)

(75 ILCS 16/15-5)

Sec. 15-5. Annexation of contiguous territory. Territory outside of any district but contiguous to the district may be annexed as provided in Sections 15-10 through 15-45, and each of these Sections constitutes an independent authorization for the annexation of contiguous territory.

(Source: P.A. 94-899, eff. 6-22-06.)

RESOLUTION NO. 2013-79

**A RESOLUTION AUTHORIZING EXECUTION OF AN INTERGOVERNMENTAL
AGREEMENT FOR JOINT ADMINISTRATION OF EMPLOYEE HEALTH BENEFITS
PROGRAM BETWEEN THE DOWNERS GROVE PUBLIC LIBRARY
AND THE VILLAGE OF DOWNERS GROVE**

BE IT RESOLVED by the Village Council of the Village of Downers Grove, DuPage County, Illinois,
as follows:

1. That the form and substance of a certain Intergovernmental Agreement (the "Agreement"),
between the Village of Downers Grove (the "Village") and the Downers Grove Public Library (the "Library"),
for joint administration of the employee health benefits program, as set forth in the form of the Agreement
submitted to this meeting with the recommendation of the Village Manager, is hereby approved.

2. That the Village Manager and Village Clerk are hereby respectively authorized and directed
for and on behalf of the Village to execute, attest, seal and deliver the Agreement, substantially in the form
approved in the foregoing paragraph of this Resolution, together with such changes as the Manager shall deem
necessary.

3. That the proper officials, agents and employees of the Village are hereby authorized and
directed to take such further action as they may deem necessary or appropriate to perform all obligations and
commitments of the Village in accordance with the provisions of the Agreement.

4. That all resolutions or parts of resolutions in conflict with the provisions of this Resolution
are hereby repealed.

5. That this Resolution shall be in full force and effect from and after its passage as provided by
law.

Passed: December 10, 2013

Attest:


Village Clerk


Mayor

**AN INTERGOVERNMENTAL AGREEMENT FOR JOINT ADMINISTRATION OF
EMPLOYEE HEALTH BENEFITS PROGRAM BETWEEN THE DOWNERS GROVE
PUBLIC LIBRARY AND THE VILLAGE OF DOWNERS GROVE**

THIS AGREEMENT, made and entered into this _____ day of _____, 20__, by and between the Village of Downers Grove (the "Village") and the Downers Grove Public Library (the "Library") or collectively (the "Parties").

WITNESSETH:

WHEREAS, Article VII, Section 10 of the 1970 Constitution of the State of Illinois, and the Intergovernmental Cooperation Act 5 ILCS 220/1 et seq., provide that units of local government may contract with another to perform any activity authorized by law; and

WHEREAS, the Village has, in full force and effect, certain benefit plans for its employees and their dependents, including but not limited to medical, dental, vision and life insurance (collectively the "Plans"); and

WHEREAS, the Library wishes to enable its employees to participate in the Plans, subject to Village requirements; and

WHEREAS, the Village finds it appropriate and desirable to establish a mechanism whereby employees of the Library may participate in the Plans; and

WHEREAS, the Village and Library have previously entered into an agreement, dated December 10, 2003 titled "Agreement for Joint Administration of Employee Health Insurance Program Between the Downers Grove Public Library and the Village of Downers Grove" (the "Prior Agreement"); and

WHEREAS the Village and the Library have agreed to terminate said Prior Agreement and enter into this Intergovernmental Agreement which reflects current practices and policies as provided herein.

NOW, THEREFORE, in consideration of the mutual covenants, conditions, and agreements herein set forth, and other good and valuable consideration, the Parties hereto agree that the Prior Agreement, dated December 10, 2003, titled "Agreement for Joint Administration of Employee Health Insurance Program Between the Downers Grove Public Library and the Village of Downers Grove" be and is hereby amended by deleting all paragraphs and substituting, in their place the following:

1. The Prior Agreement shall be terminated as of the date of the signing of this Agreement and this Agreement shall be the only Agreement between the Parties with respect to the administration of the Plans.
2. The Village agrees to perform the following duties and responsibilities:
 - a. To select, and from time to time, change the plan administrator, insurance

benefits consultant, claims administrator, and such other persons as may be necessary to administer the Plans, and to enter into all necessary contracts to administer the Plans, which contracts shall include all necessary provisions to permit the employees of the Library to participate in the Plans.

b. To cause to be purchased certain insurance policies for aggregate stop loss, specific stop loss, dental, vision and life insurance for the Plans, provided that aggregate and specific stop loss insurance will be purchased only from companies rated "A" by A. M. Best, and licensed by the Illinois Department of Insurance.

c. To direct the collection and payment of funds to be used for the administration of the Plans and the provision of benefits thereunder.

d. To process billing to the Library and to provide the Library with an up-to-date employee census with each such billing.

e. To notify the Library of any proposed changes in the Plans, or in the administrative fee and premiums required under Paragraphs 1(c) and 1(j) hereof.

f. To cause the Village to meet at least annually with designated representatives of the Library, to review any proposed changes in the Plans, and to provide training assistance to enable such representatives to orient their new employees to the benefits and claims requirements for the Plans.

g. To meet as reasonably requested by the Library, to provide an opportunity for discussion of mutual concerns, including but not limited to costs of benefits, disputes over benefit administration, possible changes in the Plans, and any issues of concern with regard to the operation of this Agreement.

h. To determine, on an annual basis, an appropriate fee to be charged to the Library based upon the reasonable costs and expenses incurred by the Village in administering this program, including any retiree subsidies or employee incentives.

i. To notify the Library of the premium to be charged by the Plans for each individual provided insurance coverage pursuant to the Plans.

3. The Library agrees to perform the following duties and responsibilities:

a. To provide the Village with completed enrollment and eligibility forms for all employees who will be covered by the Plans at the time any new employee is hired or becomes eligible for participation in the Plans.

b. To pay the Village of Downers Grove such administrative fees and premium charges as are assessed pursuant to Paragraphs 1(h) and 1(i).

c. To designate a representative to meet with the Village from time to time to be the primary contact with the Village's Department of Human Resources.

d. To provide an orientation for each eligible employee hired, outlining the benefits of the Plans, and the requirements for making any claims thereunder.

e. To advise employees of their right to continue medical coverage pursuant to the Consolidated Omnibus Budget Reconciliation Act (COBRA) of 1986 and the Illinois Insurance Code, and to provide the Village with the necessary documentation.

f. To make any requests for necessary information concerning the Plans, or for forms necessary thereunder, including but not limited to plan booklets, prescription cards, medical, dental, vision and life insurance claim forms and COBRA forms.

g. To direct all questions concerning the Plans or the administration thereof first to the Claims Administrator, as designated by the Village, and thereafter only if necessary to the Employee Benefits Coordinator of the Village.

h. Subject to the terms of this Agreement, to reasonably cooperate with the Village, the Claims Administrator, the Insurance Benefits Consultant, and any attorneys or other agents of any of the foregoing, with respect to any matter related to the administration of the Plans and the provision of benefits thereunder.

i. Require Library employees to participate in any Plan education, wellness program, and any other activities/programs implemented by the Village and required of Village employees to help contain health care costs.

4. Upon its execution, this Agreement shall remain in full force and effect until December 31, 2014. Thereafter, this Agreement shall be automatically renewed for one year terms, on the same terms and conditions as provided herein, commencing on January 1 of each year and terminating on December 31 of that year for a period of twenty-five (25) years or until December 31, 2038, unless terminated pursuant to the provisions of this Agreement. Either party may terminate this Agreement by giving written notice to the other party via certified mail, not less than sixty (60) days prior to the end of any one year term as provided in this paragraph.

5. The Village shall have sole authority and discretion to appoint and contract with plan administrators, claims administrators or consultants, to set policy and benefit levels, and to otherwise provide for the terms and conditions of coverage. The Village shall give written notice to the Library not less than sixty (60) days prior to its selection or change of any administrator, execution or amendment of any contract, purchase of any policy or adjustment of any terms of the self insurance provided by the Village, including but not limited to the fee and premium charges. In the event the Library objects to the Village's proposed action, the Parties shall attempt to agree on a mutually acceptable alternative or other solution. In the event the Library objects to such proposed actions, and the Parties are unable to agree upon an alternative, the Library may terminate this Agreement by giving notice of such action within forty-five (45) days following receipt of the Village's notice as described herein.

6. The Library agrees to indemnify and hold the Village harmless against any loss,

damage, or expense, including reasonable attorney's fees, occasioned by claims, demands or lawsuit brought against the Village by any employee or officer of the Library to recover any benefits under the Plans. In the case of an appeal of an un-reimbursed claim, the Director of the Library will be consulted prior to any rendering of a decision by the Director of Human Resources.

7. The Village agrees to indemnify and hold the Library harmless against any loss, damage, or expense, including reasonable attorney's fees, occasioned by claims, demands or lawsuit brought against the Library by any employee or officer of the Village to recover any benefits under the Plans.

8. This Agreement is not intended to constitute the transaction of an insurance business within the State of Illinois. The intent of this Agreement is only to provide for insurance benefits at the lowest possible costs to the respective Parties.

9. This Agreement shall bind the Parties hereto and shall be modified only in writing.

10. Any notice required to be given hereunder shall be sent by United States Mail, postage prepaid, to the following:

To the Village:

Village Manager
Village of Downers Grove
801 Burlington Avenue
Downers Grove, IL 60515

To the Library:

Director
Downers Grove Public Library
1050 Curtiss Street
Downers Grove, IL 60515

11. All data furnished by the Library, or generated as a result of the claims made and services performed hereunder shall be treated as confidential as the Village is compliant with the Health Insurance Portability and Accountability Act of 1996 ("HIPAA"); provided that the Village reserves the right to utilize statistical information or other data in the administration and evaluation of the Plans, so long as the confidentiality of Library employees is adequately protected, in accordance with all applicable laws, including but not limited to Illinois law and HIPAA.

12. The Parties agree to abide by all rules and regulations of the Affordable Care Act (ACA) and the Health Information Technology for Economic and Clinical Health Act (HITECH Act), as amended from time to time, and each Party shall be responsible for all fees, taxes and penalties assessed against it pursuant to those laws.

13. The Parties agree that should any governmental regulation or law be enacted whereby additional obligations or regulations are imposed on the Plan or its administration, the Parties will meet and confer for the purpose of discussing the impact and responsibility of such law or regulation. If the Parties cannot agree upon a mutually acceptable resolution or agreement the Library shall have the option to terminate this Agreement as provided for in Paragraph 5 above.

14. In the event any provision of this Agreement shall be declared, by a final judgment in a Court of competent jurisdiction, to be unlawful or unconstitutional or invalid as applied to any party hereto, the lawfulness, constitutionality or validity of the remainder of this Agreement shall not be deemed affected thereby.

IN WITNESS WHEREOF, the Parties hereto have set their hand and seal the day and date herein above written.

VILLAGE OF DOWNERS GROVE

BY

Mart T. Tully
Its Mayor

ATTEST

April K. De
Its Village Clerk

DOWNERS GROVE PUBLIC LIBRARY

BY

Anthony DiLola
Its President, Board of Trustees

ATTEST

Thomas Reed
Its Secretary, Board of Trustees



**AN INTERGOVERNMENTAL AGREEMENT
BETWEEN THE VILLAGE OF DOWNERS GROVE AND THE
BOARD OF LIBRARY TRUSTEES OF THE VILLAGE OF DOWNERS GROVE
IN REGARD TO THE CREATION OF A SPECIAL RESERVE FUND**

This Intergovernmental Agreement ("Agreement"), is entered into this __th day of February, 2017, by and between the VILLAGE OF DOWNERS GROVE, Illinois, an Illinois Municipal Corporation (hereinafter referred to as the "Village"), and the BOARD OF LIBRARY TRUSTEES OF THE VILLAGE OF DOWNERS GROVE, an Illinois Public Library (hereinafter referred to as the "Library Board"). The Village and the Library Board are hereinafter sometimes individually referred to as "Party" and collectively referred to as the "Parties."

WITNESSETH

WHEREAS, the Village is an Illinois municipal corporation operating pursuant to the Illinois Municipal Code; and

WHEREAS, the Downers Grove Public Library ("Library") is an Illinois public library operating pursuant to the Illinois Local Library Act (75 ILCS 5/1-0.1, *et seq.*); and

WHEREAS, pursuant to 75 ILCS 5/4-10 of the Illinois Local Library Act, the Library Board provides an annual statement of financial requirements of the Downers Grove Public Library for each fiscal year for inclusion in the budget of the Village, and a statement of the amount of money which, in the judgment of the Library Board, will be necessary for the Village to levy in its annual Tax Levy Ordinance, said Levy to be made pursuant to 75 ILCS 5/3-5 and pursuant to the provisions of the Illinois Municipal Code; and

WHEREAS, the Village provides administrative services to the Library at no cost, including payroll, accounts payable, financial statement preparation, financial reconciliation and reporting, audit services, employee parking permits, IMRF and 457 Plan administration.

WHEREAS, the Library Board currently has a sufficient Operating Fund balance on deposit for cash flow purposes to meet all of its necessary expenses and liabilities, which cash flow need was created by the prior change of the fiscal year of the Village from May 1 to January 1; and

WHEREAS, the Library Board and the Village recognize that it is in the best interests of both Parties and the benefit of the taxpayers residing within the boundaries of the Village of Downers Grove for the Library Board to reduce its Operating Fund balance by transferring a portion of the Operating Fund balance to a Special Reserve Fund to address the Library's capital needs and certain emergency expenditures; and

WHEREAS, the Village agrees that it will use its pooled cash reserves to cover any Library temporary cash flow deficit and to eliminate any negative balances or shortages in the Library's Operating Fund; and

WHEREAS, the Village and the Library Board have determined and find that it is in the overall best interests of the Village, the Library Board, their residents, taxpayers and the public, to facilitate this Agreement regarding the Library Board's annual tax levy needs and its Operating Fund; and

WHEREAS, Article VII, Section 10 of the Illinois Constitution of 1970 and the Intergovernmental Cooperation Act, 5 ILCS 220/1 *et seq.*, authorize units of local government to contract or otherwise associate among themselves to obtain or share services, and to exercise, combine or transfer any power or function, in any manner not prohibited by law; and

WHEREAS, the Village and the Public Library are public agencies as that term is defined in the Intergovernmental Cooperation Act, 5 ILCS 220/1 *et seq.*; and

WHEREAS, the Library Board and the Village are authorized to enter into this Agreement pursuant to the intergovernmental cooperation powers provided by Section 10(a) of Article VII of the

Constitution of the State of Illinois of 1970 and the Illinois Intergovernmental Cooperation Act, 5 ILCS 220/1 *et seq*; and

NOW, THEREFORE, in consideration of the foregoing, and the mutual covenants and agreements contained herein, the Village and the Library Board agree as follows:

SECTION 1: The Library Board agrees to establish a Special Reserve Fund for use for any or all of the purposes authorized by 75 ILCS 5/5-8 or for emergency expenditures for the repair of the Library's existing building or equipment.

SECTION 2: The Library Board agrees to direct that One Million Four Hundred Thousand Dollars (\$1,400,000.00) of the unexpended balances of the Library's Operating Fund be transferred to the Special Reserve Fund in 2017 thereby lowering its Operating Fund balance by that amount.

SECTION 3: The Library Board shall, within two (2) years from the effective date of the Ordinance and/or Resolution establishing the Special Reserve Fund, develop a plan as described in 75 ILCS 5/5-8 to guide the expenditure of monies held in the Special Reserve Fund.

SECTION 4: The Library Board shall levy in 2017, in a manner that eliminates the need to adopt a levy that contributes to the Special Reserve Fund from the proceeds annually received from 2017 ad valorem tax revenues. The Library Board, beginning in 2017, will continue to levy to meet its other operating expenses.

SECTION 5: The Library Board may keep in the Library's Operating Fund an operating cash balance year to year for emergency purposes, as provided in the Library's Finance Policy.

SECTION 6: At any time that the Library's Operating Fund balance is negative in advance of receiving the second installment of property tax revenue, the Village will use pooled cash reserves to meet temporary cash flow needs of the Library. The total amount of cash reserves provided by the Village in any fiscal year shall not exceed one half of the Library's Operating Fund property tax levy

for the full fiscal year. The Village will not charge interest on the use of cash reserves for this purpose.

SECTION 7: The Village shall continue to provide administrative services, including payroll, accounts payable, financial statement preparation, financial reconciliation and reporting, audit services, employee parking permits, IMRF and 457 Plan administration, at no cost to the Library.

SECTION 8: This Agreement shall be executed simultaneously in two (2) counterparts, each of which shall be deemed an original, but both of which shall constitute one and the same Agreement.

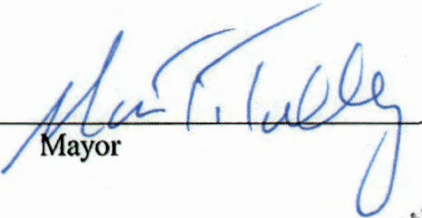
SECTION 9: This Agreement contains the entire understanding between the Parties and supersedes any prior understanding or written or oral agreements between them respecting the subject matter herein. There are no representations, agreements, arrangements or understandings, oral or written, between and among the Parties hereto relating to the subject matter of this Agreement which are not fully expressed herein.

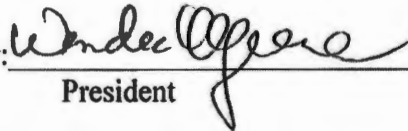
SECTION 10: This Agreement shall be effective as of the date it is executed by authorized officials of Village and the Library Board, as approved by the corporate authorities of the Parties. Unless otherwise terminated by mutual agreement, this Agreement shall remain in effect perpetually until either Party notifies the other Party in writing that this Agreement shall be terminated on a date not less than two full tax years after the effective date of the service of the notice to terminate this Agreement.

IN WITNESS WHEREOF, each Party, pursuant to authority granted by the adoption of a Resolution by its governing Board, has caused this Agreement to be executed by its President and attested by its Clerk or Secretary.

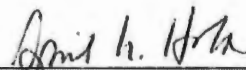
VILLAGE OF DOWNERS GROVE

BOARD OF LIBRARY TRUSTEES OF THE
VILLAGE OF DOWNERS GROVE

By: 
Mayor

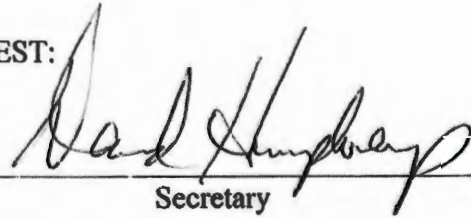
By: 
President

ATTEST:

BY: 
Village Clerk

DATED: 2/21/17

ATTEST:

BY: 
Secretary

DATED: 1/25/17

RESOLUTION NO. 97-13

**A RESOLUTION AUTHORIZING EXECUTION OF
AGREEMENT WITH BOARD OF LIBRARY TRUSTEES OF THE VILLAGE OF DOWNERS
GROVE ENTITLED "BUILDING SITE LEASE AGREEMENT BETWEEN THE BOARD OF
LIBRARY TRUSTEES OF THE VILLAGE OF DOWNERS GROVE AND THE VILLAGE OF
DOWNERS GROVE FOR AN EXPANDED LIBRARY FACILITY"**

BE IT RESOLVED by the Village Council of the Village of Downers Grove as follows:

1. That the form and substance of the Agreement between the Village of Downers Grove and Board of Library Trustees of the Village of Downers Grove, entitled "Building Site Lease Agreement Between the Board of Library Trustees of the Village of Downers Grove and the Village of Downers Grove for an Expanded Library Facility", as set forth in the form of the Agreement submitted to this meeting with the recommendation of the Village Manager, are hereby approved.
2. That the Mayor and Clerk are hereby authorized and directed for and on behalf of the Village to execute, attest, seal and deliver the Agreement substantially in the form approved in the foregoing paragraph of this resolution, together with such changes as the Manager shall deem necessary.
3. That the proper officials, agents and employees of the Village are hereby authorized and directed to take such further action as they may deem necessary or appropriate to perform all obligations and commitments to the Village in accordance with the provisions of the Agreement.
4. That all resolutions or parts of resolutions in conflict with this resolution are hereby repealed.
5. That this resolution shall be in full force and effect from and after its passage in the manner provided by law.


Mayor

Passed: April 7, 1997

Attest: 
Village Clerk

**BUILDING SITE LEASE AGREEMENT BETWEEN
THE BOARD OF LIBRARY TRUSTEES OF THE
VILLAGE OF DOWNERS GROVE AND THE VILLAGE OF DOWNERS GROVE
FOR AN EXPANDED LIBRARY FACILITY**

This Lease is entered into this 7 day of April, 1997, by and between the Village of Downers Grove (hereinafter referred to as the "VILLAGE") and Board of Library Trustees of the Village of Downers Grove (hereinafter referred to as the "LIBRARY").

WITNESSETH

WHEREAS, the Library is a municipal public library, operating pursuant to the Illinois Local Library Act (75 ILCS 5/1-0.1 et seq.), which owns and operates certain facilities as a public library located at 1050 Curtiss Street, Downers Grove, Illinois (hereinafter referred to as the "EXISTING LIBRARY FACILITY"); and

WHEREAS, the Village is an Illinois Municipal Corporation and a home rule unit, under the Constitution and laws of the State of Illinois and is the fee title holder to certain property adjoining the EXISTING LIBRARY FACILITY (hereafter referred to as the "EXPANSION SITE LEASE AREA"); and

WHEREAS, a portion of the EXPANSION SITE LEASE AREA is improved with a multi story building commonly known as the Mochel Building (hereinafter referred to as the "MOCHEL BUILDING"); and,

WHEREAS, the Library is proposing to raze the MOCHEL BUILDING and utilize the EXPANSION SITE LEASE AREA to construct an addition and expansion to the EXISTING LIBRARY FACILITY (hereinafter referred to as the "1997 LIBRARY EXPANSION PROJECT") which will result in the renovation and expansion of the EXISTING LIBRARY FACILITY (hereinafter referred to as the "EXPANDED LIBRARY FACILITY"); and,

WHEREAS, the parties have agreed that the EXPANSION SITE LEASE AREA shall be leased to the Library for the 1997 LIBRARY EXPANSION PROJECT and the EXPANDED LIBRARY FACILITY pursuant to the terms and conditions set forth herein.

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein, and for other valuable consideration, the receipt and sufficiency of which is hereby expressly acknowledged, the parties agree as follows:

1. *Incorporation of Recitals:* The foregoing recitals are by this reference incorporated herein as if fully set forth.
2. *Exhibits:* The following are incorporated into and made a part of this Lease

Agreement as Exhibits:

- a. Exhibit 1 - Site map showing the EXPANSION SITE LEASE AREA. (copy attached)
- b. Exhibit 2 - Legal description of the EXPANSION SITE LEASE AREA. (copy attached)
- d. Exhibit 3 - Plat of Survey dated October 2, 1996, prepared by Jacob & Hefner Associates, Inc. of Glendale Heights, Illinois, consisting of one page, showing the EXISTING LIBRARY FACILITY and the EXPANSION SITE LEASE AREA. (Reduced copy attached.)

d. Exhibit 4 - Plans and specification for construction of the 1997 LIBRARY EXPANSION PROJECT, generally designated as the Downers Grove Public Library - Existing Library Renovation and New Addition, prepared by Phillips Swager Associates. (hereinafter referred to as the "1997 LIBRARY EXPANSION PROJECT PLANS"). (incorporated by reference)

3. *Lease Term and Usage:*

a. The Village leases the EXPANSION SITE LEASE AREA to the Library for an initial term of twenty (20), commencing on the date of this Lease Agreement. The parties may renew this Lease Agreement for successive twenty (20) year renewal terms as provided herein. Within 180 days prior to the expiration of the initial term, or of any renewal term, either party may deliver to the other party a written notice of intent to renew this Lease Agreement (the "Notice of Intent to Renew"). Unless the receiving party, within 60 days of the receipt of the Notice of Intent to Renew, delivers to the other party a written notice of objection to such renewal (the "Notice of Objection"), this Lease Agreement shall be deemed to be renewed for an additional twenty (20) year term.

b. The Library may use the EXPANSION SITE LEASE AREA for the 1997 LIBRARY EXPANSION PROJECT and the EXPANDED LIBRARY FACILITY, and all other public library uses as permitted under the Illinois Local Library Act.

4. *The 1997 LIBRARY EXPANSION PROJECT:* The Library shall be solely responsible for the 1997 LIBRARY EXPANSION PROJECT on the EXPANSION SITE LEASE AREA. The 1997 LIBRARY EXPANSION PROJECT shall be constructed in substantial conformance with the plans and specifications identified as Exhibit D. This will include, but is not limited to, preparing all designs, obtaining all necessary permits, bidding, contracting and all work needed to properly raze and clear the MOCHER BUILDING, prepare the site and complete the EXPANDED LIBRARY FACILITY. Except as provided in the 1997 LIBRARY EXPANSION PROJECT, that portion of the EXPANDED LIBRARY FACILITY located upon the EXPANSION SITE LEASE AREA shall not be structurally expanded or enlarged without the written consent of the Village. Construction work for the 1997 LIBRARY EXPANSION PROJECT shall commence not later than June 1, 1997 and is expected to be completed by December 31, 1998.

5. *Insurance:*

a. The Village of Downers Grove shall be named as an additional insured on all policies of insurance from the contractor for the 1997 LIBRARY EXPANSION PROJECT, including but not limited to, general liability and worker's compensation insurance.

b. Throughout the term of this lease, and any renewal term, the Library shall keep in full force and effect, liability insurance insuring the Library as well as the Village, their officers, agents and employees, with respect to personal injury or property damage suffered by any person whatsoever who is on the EXPANSION SITE LEASE AREA or as a result of the Library's occupation and use of the EXPANSION SITE LEASE AREA. Coverage shall include hazard, general liability, automobile and workers compensation at the same levels from time to time established by the Library for its operation of the EXPANDED LIBRARY FACILITY. Provided, such coverage and levels shall not be less than as shown on Exhibit A to this Lease Agreement.

c. *Evidence of Insurance.* On or prior to the effective date of this Lease Agreement, the Library shall furnish proof to the Village Manager that the foregoing insurance coverage's have been obtained along with written evidence of payment of required premiums, in the form of a certificate of insurance.

d. *Maintenance of Insurance.* The liability insurance required by this section shall be maintained by the Library throughout the term of the Lease Agreement. Certificates of insurance evidencing such insurance coverage shall contain the following endorsement :

"It is hereby understood and agreed that this certificate may not be canceled nor the intention not to renew be stated until 90 days after receipt by the Village of Downers Grove, by registered mail, of a written notice addressed to the Village Manager of such intent to cancel or not to renew."

e. Within sixty (60) days after receipt by the Village of said notice, and in no event later than thirty (30) days prior to said cancellation, the Library shall obtain and furnish to the Village replacement certificates of insurance in a form acceptable to the Village.

f. The parties understand that the coverage and policy levels set forth on Exhibit A may vary over time. Provided, such coverage limits shall not be decrease without the written consent of the Village.

6. *Indemnity:* The Library shall defend and hold the Village of Downers Grove harmless, and indemnify against any suit, action, cause of action or claim that may arise from the planning, design, construction, inspection, operation, maintenance or repair of EXPANDED LIBRARY FACILITY. The Library further agrees to defend, indemnify and hold harmless the Village, its officers and employees, individually from any claim, suit, demand, set off or other action against any of the foregoing arising out of the subject matter of this Lease Agreement or the Village's performance of its obligations hereunder. Provided, however, that the obligation of the Library hereunder shall not extend to negligent acts or omissions of the Village, its officers or employees. The obligation of the Library hereunder shall include the payment of reasonable attorney's fees for representation of the Village, its officers and employees in such litigation, as well as related expenses, court costs and fees. The Village shall provide the Library with prompt, written notice of any possible claim, demand or suit with respect to which the Village may seek indemnity from the Library pursuant to the terms of this paragraph.

7. *Operation and Maintenance of the EXPANDED LIBRARY FACILITY:* The Library shall be solely responsible for the operation and maintenance of the EXPANDED LIBRARY FACILITY, which shall include keeping clean and healthy conditions of the EXPANDED LIBRARY FACILITY and EXPANSION SITE LEASE AREA, and their fixtures, and to commit or suffer no waste therein.

8. *Discontinuance of Library Use:* In the event that the portion of the EXPANDED LIBRARY FACILITY located upon the EXPANSION SITE LEASE AREA ceases to be actively used as part of the Downers Grove Public Library for a period of 90 days or more, the Village may terminate this Lease Agreement. In such case, the Village shall serve notice on the Library that the Lease Agreement will be terminated on a date certain, not less than 30 days after the notice received by the Library, unless bona fide Library activities are resumed. Provided, where discontinuance of use is as a result of a fire or other casualty, the lease shall not be terminated except in conformance with Section 9 of this Agreement.

9. *Damage or Destruction of the EXPANDED LIBRARY FACILITY:*

a. Except as provided in subsection 9(b) below, in the event that the portion of the EXPANDED LIBRARY FACILITY located upon the EXPANSION SITE LEASE AREA is destroyed by fire or other casualty, or is damaged to such an extent that public usage is terminated or suspended for a period of 90 days or more, either party may terminate this Lease Agreement as provided herein. The party seeking termination shall serve notice that the Lease Agreement will be terminated on a date certain, not less than 30 days after the notice received by the other party. In such event, any casualty insurance proceeds shall be applied first toward removing the EXPANDED LIBRARY FACILITY on the EXPANSION SITE LEASE AREA, and restoration in conformance with Section 10 of this Lease Agreement.

b. In the event that the portion of the EXPANDED LIBRARY FACILITY located upon the EXPANSION SITE LEASE AREA is destroyed by fire or other casualty, or is damaged to such an extent that public usage is terminated or suspended, the Library shall have the right to repair and restore the EXPANDED LIBRARY FACILITY located upon the EXPANSION SITE LEASE AREA. In such event, the Library shall, within 90 days of such casualty, notify the Village of its intent to repair and

restore the facility. Thereafter, the work shall be commenced and diligently pursued in good faith to promptly complete the repair and restoration. In the event the work is not initiated within one year of such notice, or the work is initiated but ceases for a period of 180 days or more, the Village may terminate this Agreement as provided in subsection 9(a), above.

10. *Restoration of the EXPANSION SITE LEASE AREA:* Except as otherwise provided herein, upon the expiration or termination of the Lease Agreement for any reason, the Library shall, without expense to the Village and within such time as the Village may reasonably require, remove said EXPANDED LIBRARY FACILITY located on the EXPANSION SITE LEASE AREA and restore the EXPANSION SITE LEASE AREA to a landscaped, green space condition reasonably satisfactory to the Village. If the Library fails to restore the EXPANSION SITE LEASE AREA, as required by this paragraph, the Village may, after notice to the Library and after affording the Library a reasonable opportunity to correct the situation, restore the EXPANSION SITE LEASE AREA, or remove the obstruction therefrom. No such prior written notice shall be required in the event that the Village determines that an emergency situation exists. The Library shall pay the Village for any such restoration or removal within fourteen (14) days after receiving a bill from the Village for such work. In the alternative, the Library may request that the EXPANDED LIBRARY FACILITY be permitted to remain on the EXPANSION SITE LEASE AREA. The Village shall be under no obligation to approve such request, such approval being within the sole discretion of the Village. In the event the Village does approve such request, ownership of that portion of the EXPANDED LIBRARY FACILITY located on the EXPANSION SITE LEASE AREA shall be transferred to the Village.

11. *Default and Termination:* In the event either party fails to comply with the terms of this Lease Agreement such party shall be considered in default and the non-defaulting party may serve written notice of its intent to terminate the Lease Agreement. Except where the public health or safety is threatened, the notice shall give the defaulting party not less than thirty (30) days to correct such non-compliance. In the event the default is not corrected within thirty (30) days of such notice, the non-defaulting party may terminate this Lease Agreement by serving a written notice of termination.

12. *Miscellaneous Provisions:*

a. This Lease Agreement represents the entire agreement between the parties. This Lease Agreement shall inure to the benefit of all successors and assigns of the parties hereto.

b. The parties agree to meet and cooperate in good faith throughout the term of this Lease Agreement to implement the letter and spirit of the provisions set forth herein.

c. This Lease Agreement may not be assigned by either party, in whole or in part, without the prior written consent of the other. This shall include, but is not limited to, any assignment to a successor Local Library District. Any assignment or transfer without such written consent shall, at the option of the other party, be deemed to be void and of no effect.

d. In case any one or more of the provisions contained in this Lease Agreement should be held by a court of competent jurisdiction to be invalid, illegal or unenforceable in any respect, the validity, legality and enforceability of the remaining provisions contained herein shall not in any way be affected or impaired thereby. Provided, however, if the remaining parts hereof may not reasonably be construed together without the part or parts so held invalid or unenforceable, the parties agree to negotiate such reasonable amendments hereto as shall be required to most nearly conform this Lease Agreement, as thereby amended to the original intention of the parties hereto. This Lease Agreement and the rights of the parties hereunder shall be interpreted and enforced in accordance with the laws of the State of Illinois.

e. All notices and other communications in connection with this Lease Agreement shall be in writing, and shall be deemed to be delivered by the addressee thereof, when received by the Village Manager, Village of Downers Grove, 801 Burlington Ave., Downers Grove, IL 60515, in the case of the

Village; or the Library Director, Board of Library Trustees of the Village of Downers Grove, 1050 Curtiss Street, Downers Grove, Illinois 60515, in the case of the Library. By notice complying with the foregoing requirements of this section, each party shall have the right to change the address or addressee or both for all future notices and communications to such party, but no notices of a change of address shall be effective until actually received.

f. Except as otherwise provided in this Lease Agreement, any amendments to this Lease Agreement must be in writing and must be executed by fully authorized representatives of the Village and Library.

g. The rights of the Village to utilize all properties surrounding the EXPANSION SITE LEASE AREA in its business as a municipal corporation will, at all times, be and remain paramount to the rights herein granted to the Library, and nothing stated herein is to be construed as restricting the Village from granting rights to other parties or persons, to use property adjacent to the EXPANSION SITE LEASE AREA, providing those rights and access do not interfere with the Library's access to and use of the EXPANSION SITE LEASE AREA.

h. Failure of either party to enforce strict conformance with this Lease Agreement, or the waiver by either party of any provision of this Lease Agreement, shall not constitute a waiver or continuing waiver of the right of such party to compel conformance with any provision of this Lease Agreement.

i. Any conveyance of the CONSTRUCTION LEASE PARCEL shall be subject to the terms of this Lease Agreement.

IN WITNESS WHEREOF, the parties set their hands and seals as of the first written above.

BOARD OF LIBRARY TRUSTEES OF THE
VILLAGE OF DOWNERS GROVE, AN
ILLINOIS MUNICIPAL LIBRARY

VILLAGE OF DOWNERS GROVE, AN
ILLINOIS MUNICIPAL CORPORATION

By: Stephen Daniels

By: Betty M. Cheever

Attest: Hillegonde J. Kaper

Attest: April K. Hold

(SEAL)

(SEAL)

EXPANSION SITE LEASE AREA

Exhibit 2

PARCEL "D"

THAT PART OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 38 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE EASTERLY LINE OF FOREST AVENUE (FORMERLY FOOTE STREET) WITH THE NORTHERLY LINE OF CURTISS STREET (AFTER WIDENING); THENCE NORTHERLY ON THE EASTERLY LINE OF FOREST AVENUE 165.17 FEET TO THE POINT OF BEGINNING;
THENCE NORTH 79 DEGREES 16 MINUTES 49 SECONDS EAST, 109.00 FEET;
THENCE NORTH 10 DEGREES 43 MINUTES 11 SECONDS WEST, 50.00 FEET;
THENCE NORTH 79 DEGREES 16 MINUTES 49 SECONDS EAST, 66.00 FEET;
THENCE SOUTH 10 DEGREES 43 MINUTES 11 SECONDS EAST, 10.00 FEET;
THENCE SOUTH 79 DEGREES 33 MINUTES 35 SECONDS EAST, 52.22 FEET TO THE WEST LINE OF A 16.00 FOOT WIDE ALLEY;
THENCE SOUTH 10 DEGREES 09 MINUTES 11 SECONDS EAST ALONG SAID WEST LINE, 20.00 FEET TO AN ANGLE POINT;
THENCE SOUTH 36 DEGREES 48 MINUTES 20 SECONDS EAST ALONG THE WEST LINE OF SAID ALLEY, 19.51 FEET TO AN ANGLE POINT;
THENCE SOUTH 10 DEGREES 10 MINUTES 27 SECONDS EAST ALONG THE WEST LINE OF SAID ALLEY 58.02 FEET TO THE NORTHEAST CORNER OF LOT 5 IN SAID MOCHEL'S SUBDIVISION;
THENCE SOUTH 79 DEGREES 03 MINUTES 03 SECONDS WEST, 77.57 FEET TO THE NORTHWEST CORNER OF SAID LOT 5 AND THE WEST LINE OF LOT 56 IN ASSESSOR'S SUBDIVISION;
THENCE NORTH 10 DEGREES 48 MINUTES 32 SECONDS WEST ALONG THE WEST LINE OF SAID LOT 56, 62.99 FEET;
THENCE SOUTH 79 DEGREES 04 MINUTES 39 SECONDS WEST, 155.51 FEET TO THE EAST LINE OF SAID FOREST AVENUE;
THENCE NORTH 00 DEGREES 21 MINUTES 32 SECONDS EAST ALONG THE EAST LINE OF SAID FOREST AVENUE, 15.85 FEET TO THE POINT OF BEGINNING.

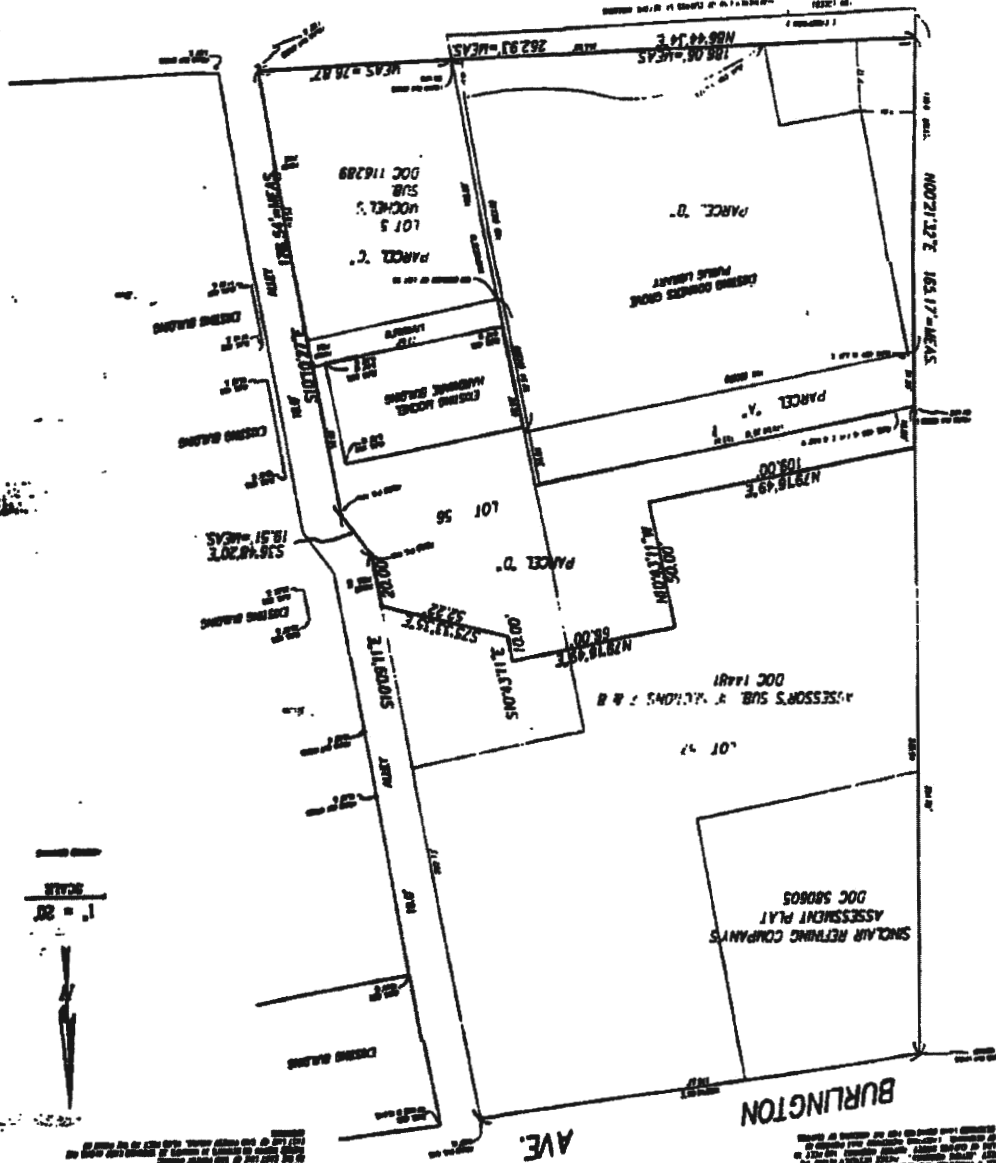


1772

NOTICE TO THE PUBLIC
This map is a reproduction of a map
originally filed in the office of the
County Clerk of the County of
Saratoga, New York, and is
subject to the same conditions and
limitations as the original map.

CURTIS STREET

FOREST AVENUE

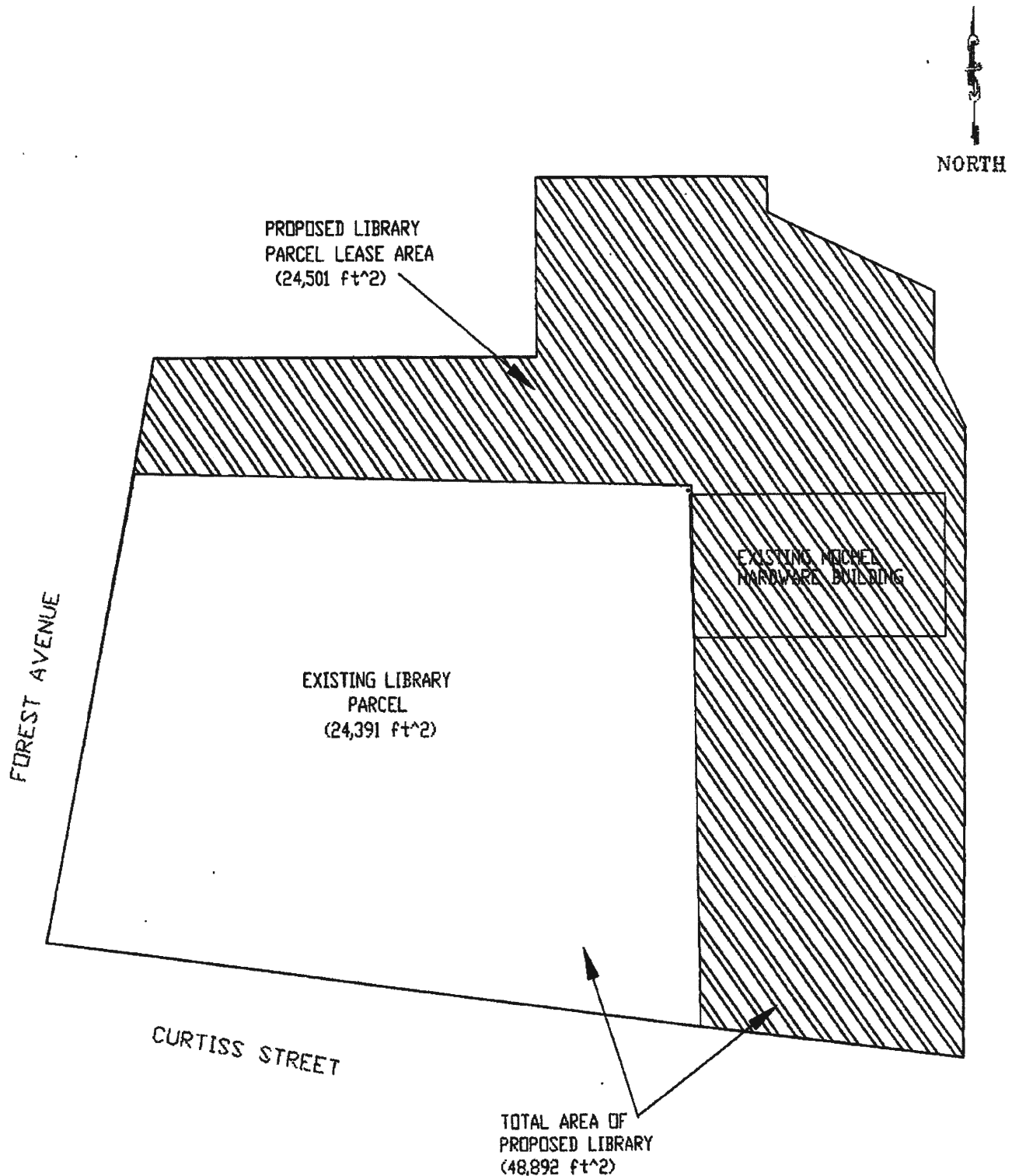


PLAT OF SURVEY

PROPOSED LIBRARY ADDITION EXPANSION SITE LEASE AREAS EXHIBIT 1



MARCH 18, 1997
a.j.g.
dl:\library\exhibit1.dwg



VILLAGE OF DOWNERS GROVE
Report For The Joint Ad Hoc Committee of the
Village Council and Library Board of Trustees Meeting
4/21/2025

SUBJECT:	SUBMITTED BY:
Discussion of Engagement of Experts	David Fieldman Julie Milavec Village Manager Library Executive Director

The Joint Ad Hoc Committee of the Village Council and Library Board of Trustees held its second meeting on April 3, 2025. The Committee directed staff to contact the individuals listed below and inquire about their availability and interest in participating in the project, their preferred methods of engagement and any compensation requirements. The table below provides a summary of their responses.

	Interested in Participating	Availability	Preferred Methods of Engagement	Compensation
John Chrastka , Exec Director of EveryLibrary	Yes	Can attend 5/29 and 6/5 meetings	Discussion during Joint Ad Hoc Meetings Open to other forms of engagement	No Compensation
Joe Filapek , Associate Executive Director, Reaching Across Illinois Library System (RAILS)	Yes	Can attend 6/5 meeting	Discussion during Joint Ad Hoc Meetings Open to other forms of engagement	No Compensation
Nadav Shoked , Professor, Northwestern University Pritzker School of Law	Yes	TBD	TBD	TBD
Christopher Berry , Professor, University of Chicago Harris Public Policy Center	No Response as of 4/17/25			