

AN ORDINANCE REGARDING UNEXPIRED ALDERMANIC TERMS  
WHEN REDISTRICTING WARDS

WHEREAS, the Constitution of the United States requires that each citizen enjoy the equal protection of the laws, and

WHEREAS, the Courts have interpreted the said constitutional clause to require legislative bodies to redistrict as often as necessary to insure that legislative districts encompass as nearly an equal population as practicable, and

WHEREAS, it is anticipated that the City of Urbana shall continue to expand in population and in area, and shall have population shifting from one area to another, and

WHEREAS, it is recognized that redistricting from time to time shall result in duly elected Aldermen no longer residing in the Ward from which they were regularly elected, and some provision must be made for the orderly election of Aldermen without infringing upon the terms of the already duly elected Aldermen who have time remaining in their respective terms,

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF URBANA,  
ILLINOIS THAT:

1. Whenever the City of Urbana shall adopt a Redistricting Ordinance, if said Ordinance results in the creation of Wards wherein no Aldermen reside who will have any unexpired term of office remaining after May 1st following the next regular Municipal Election, each said Ward shall elect two (2) Aldermen, one of whom shall serve for a two (2) year term and one of whom shall serve for a four (4) year term. After that Alderman who serves the two (2) year term shall complete his term of office, the next elected term of office for that seat shall be a regular four (4) year term. When filing Petitions for election, such Petition shall specify if the candidate is running for the two (2) year term or the four (4) year term.

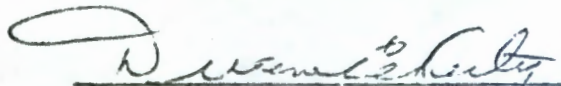
2. If the said Redistricting Ordinance results in the creation of Wards where two or more Aldermen reside who will have any unexpired term of office remaining after May 1st following the next regular Municipal Election, then such Aldermen shall continue to serve as Aldermen for such Ward until the

expiration of their regular terms. In such Ward where redistricting results in two or more Aldermen who will have unexpired terms of office remaining after May 1st following the next regular Municipal Election, then no additional Aldermen shall be elected in said Ward at the aforementioned election. At the Municipal Election immediately preceding the expiration of their regular terms, each such Ward shall elect two Aldermen, one of whom shall serve for a two year term, and one of whom shall serve for a four year term. After that Alderman who serves the two year term shall complete his term of office, the next elected term of office for that seat shall be a regular four year term. When filing Petitions for election, such Petition shall specify if the candidate is running for the two year term or the four year term.

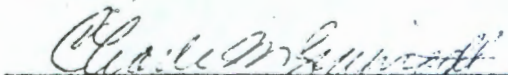
3. A certain ordinance entitled "An Ordinance Regarding Unexpired Aldermanic Terms When Redistricting Wards", which was adopted by the Urbana City Council and approved by the Mayor on the 2nd day of November, 1970, is hereby repealed.

4. This Ordinance shall be effective immediately upon its passage and approval by the Mayor.

ADOPTED by the City Council of Urbana, Illinois, this 16<sup>th</sup> day of November, 1970.

  
 Duane Eckerty, City Clerk

APPROVED by the Mayor of the City of Urbana, Illinois, this 17th day of November, 1970.

  
 Charles M. Zippodt, Mayor

STATE OF ILLINOIS            )  
COUNTY OF CHAMPAIGN        )    SS.

I, DUANE ECKERTY, City Clerk of the City of Urbana, Illinois, and keeper of the records, files, and seal of said City, do hereby certify that the foregoing is a true and exact copy of an ordinance entitled, "An Ordinance Regarding Unexpired Aldermanic Terms When Redistricting Wards", adopted by the City Council of the City of Urbana, Illinois, on the 16th day of November, 1970, as appears in the records and files in my office remaining; there being present and voting in favor of said ordinance were: Aldermen Russell Beaumont, Sam Dart, Jack Hensler, Verne Hoag, Joseph Phebus, Robert Shurts and Mark Reinhardt - 7. Voting "No" were: Aldermen Lloyd Carter, Jr., James Gentry, Hiram Paley, Bernadine Stake, Frederic L. Walden and Jeanne-Marie Wyld - 6.

That said ordinance was approved by the Mayor of the City of Urbana on the 17th day of November, 1970, as appears in the records and files in my office remaining.

Given under my hand and seal of said City of Urbana, Illinois, this 17th day of November, 1970.

  
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CITY CLERK

C I T Y S E A L

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1st motion

AN ORDINANCE REGARDING ELECTIONS  
NEXT SUCCEEDING THE ALTERATION  
OF WARD BOUNDARIES

WHEREAS, the City Council is empowered by statute to divide the City of Urbana into wards from time to time; and

WHEREAS, the City Council recently has exercised this power and is likely to do so periodically in the future; and

WHEREAS, the recent alteration of ward boundaries places two aldermen whose terms are not expiring in one new ward, while leaving another new ward with no such holdover alderman, producing problems of how properly to conduct the next succeeding election to obtain fair and equitable voting rights for all city elections; and

WHEREAS, Section 3-4-7 of the Illinois Municipal Code (Ill. Rev. Stat. 1969, ch. 24, par. 3-4-7) provides for a fair and lawful solution to the problems posed by ward alterations that shift two or more hold over aldermen into the same new ward;

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF URBANA, ILLINOIS, THAT:

Whenever the City Council shall divide the City of Urbana into new wards, the next succeeding city election shall be held in accordance with the provisions of Section 3-4-7 of the Illinois Municipal Code (Ill. Rev. Stat 1969, ch. 24, par. 3-4-7) as now enacted or as hereafter amended from time to time.

ADOPTED BY THE COUNCIL OF THE CITY OF URBANA this 16th day of November, 1970

Duane Eckerty, City Clerk

APPROVED by the Mayor of the City of Urbana this 16th day of November, 1970

Charles M. Zippodt, Mayor

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*Calley  
and motion*

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NEXT SUCCEEDING THE ALTERATION  
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WHEREAS, the City Council recently has exercised this power and is likely to do so periodically in the future; and

WHEREAS, the recent alteration of ward boundaries places two aldermen whose terms are not expiring in one new ward, while leaving another new ward with no such holdover alderman, producing problems of how properly to conduct the next succeeding election to obtain fair and equitable voting rights for all city electors; and

WHEREAS, similar problems are likely to recur in the future; and

WHEREAS, all holdover aldermen must be permitted to remain on the City Council to comply with the four year term of aldermen prescribed by state statute; and

WHEREAS, citizens in each new ward in the city must be permitted to elect one alderman in order to preserve equal voting power as guaranteed by the Equal Protection Clause of the 14th Amendment to the Constitution of the United States;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF URBANA, ILLINOIS, THAT:

Whenever the City Council shall divide the City of Urbana into new wards, each new ward shall elect one alderman to the City Council at the next succeeding city election, and all aldermen whose terms are not expiring at that election shall remain on the council until their terms expire.

ADOPTED BY THE COUNCIL OF THE CITY OF URBANA this 16th day of November, 1970

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Duane Eckerty, City Clerk

APPROVED by the Mayor of the City of Urbana this 16th  
day of November, 1970

Charles M. Zipprodt, Mayor