

RESOLUTION NO. 8485-R16

A RESOLUTION
INITIATING THE SUBMISSION
TO THE VOTERS OF THE CITY OF URBANA OF THE
PUBLIC QUESTION OF WHETHER THE OFFICE OF
CITY TREASURER SHOULD BE DISCONTINUED

WHEREAS, the City of Urbana, Champaign County, Illinois, is a home rule unit within the meaning of Section 6(a), Article VII of the Constitution of the State of Illinois, 1970, (the "Constitution"); and

WHEREAS, a home rule unit, pursuant to Section 6(f), Article VII of the Constitution, has the power to provide for its officers, their manner of selection and terms of office only as approved by referendum or as otherwise authorized by law; and

WHEREAS, Section 11(a), Article VII of the Constitution provides that proposals for actions which are authorized by the said Article VII or by law and which require approval by referendum may be initiated and submitted to the electors by resolution of the governing board of a unit of local government; and

WHEREAS, Section 28-7 of the Election Code (Illinois Revised Statutes, Chapter 46, Section 28-7), as amended, (the "Election Code"), provides that, in any case in which Article VII of the Constitution authorizes any action to be taken by or with respect to any unit of local government, as defined in Section 1, Article VII of the Constitution, by or subject to approval by referendum, any such referendum shall be initiated and held in accordance with that Section; and

WHEREAS, Section 28-7 of the Election Code further provides that any such public question may be initiated by the governing body of the unit of local government by resolution requesting the submission of the proposal for such action to the voters of the governmental unit at a regular election; and

WHEREAS, Section 28-2 of the Election Code provides that resolutions or ordinances of governing boards of political subdivisions which initiate the submission of public questions pursuant to law must be adopted not less than sixty-five (65) days before a regularly scheduled election to be eligible for submission on the ballot at such election, and may specify a regular election at which the question is to be submitted; and

WHEREAS, Section 28-5 of the Election Code provides that not less than sixty-one (61) days before a regularly scheduled election, each local election official shall certify the public questions to be submitted to the voters of or within his/her political subdivision at that election which have been initiated by petitions filed in his/her office or by action of

the governing board of his/her political subdivision, which such certification shall include the form of the public question to be placed on the ballot, the date on which the public question was initiated by either the filing of a petition or the adoption of a resolution or ordinance by a governing body, as the case may be, and a certified copy of the resolution or ordinance requiring the submission of the public question.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1. That, in accordance with Section 11, Article VII of the Constitution and Sections 28-2, 28-5 and 28-7 of the Election Code, the following proposal for the public question providing for the City Treasurer of the City of Urbana, its manner of selection and term of office, be and the same is hereby initiated for the purpose of submitting such public question to the voters of the City of Urbana, Champaign County, Illinois, at the consolidated primary election, a regular election within the meaning of the Election Code, to be held on Tuesday, February 26, 1985:

Shall the elected office of City Treasurer of the City of Urbana be discontinued at the end of the current term of the City Treasurer in May 1985, with the powers and duties of that office to be transferred to the appointed office of City Comptroller, or some other successor City office, according to law?

Section 2. The notice of said public question to be voted upon shall be in the manner and time as provided by law.

Section 3. Upon passage and approval of this Resolution, the City Clerk shall, in accordance with Section 28-5 of the Election Code, certify to the election authority having jurisdiction over the City of Urbana the public question herein provided for to be submitted to the electors of the City of Urbana by action of this Resolution.

PASSED by the City Council this 15th day of October, 1984.

Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 18th day of October, 1984.

Jeffrey T. Markland
Jeffrey T. Markland, Mayor

