

ORDINANCE NUMBER 11-6

AN ORDINANCE providing for and requiring the submission of the proposition of issuing \$900,000 Library Bonds to the voters of the Smithton Public Library District, St. Clair County, Illinois, at the general primary election to be held on the 20th day of March, 2012.

* * *

WHEREAS, The Board of Library Trustees (the "*Board*") of the Smithton Public Library District, St. Clair County, Illinois (the "*District*"), has found and determined and does hereby find and determine that it is necessary and in the best interests of the District, in order to operate an efficient public library system, to repair, remodel, improve and build an addition to the existing library building, construct site improvements, furnish necessary equipment and acquire library materials and electronic data storage and retrieval facilities in connection therewith (collectively, the "*Project*"); and

WHEREAS, the Board has heretofore determined and does hereby determine that it is in the best interests of the District that the cost of the Project be borrowed against the credit of the District and that bonds of the District be issued for such purpose; and

WHEREAS, before said bonds can be issued, a proposition therefore (the "*Proposition*") must be submitted to the voters of the District and be approved by a majority of the voters of the District voting upon said proposition; and

WHEREAS, it is deemed advisable, necessary and in the best interests of the District that the proposition be submitted to the voters of the District at an election to be held and conducted in accordance with the general election law of the State of Illinois:

NOW, THEREFORE, Be It Ordained by The Board of Library Trustees of the Smithton Public Library District, St. Clair County, Illinois, as follows:

Section 1. Incorporation of Preambles. The Board hereby finds that all of the recitals contained in the preambles to this Ordinance are full, true and correct and does incorporate them into this Ordinance by this reference.

Section 2. Need for Project. It is necessary and in the best interests of the District, in order to operate an efficient public library system, that funds be made available for the payment of costs of the Project.

Section 3. Estimated Cost. It is hereby found and determined that the estimated cost of the Project is \$900,000, and that it is necessary and in the best interests of the District that the sum of \$900,000 be borrowed and in evidence thereof bonds of the District be issued.

Section 4. Term of Bonds. It is hereby found and determined to be for the best interests of the District that said bonds proposed to be issued be payable over a period of time not to exceed twenty (20) years from the date of issuance thereof.

Section 5. The Proposition. The Proposition shall be submitted to the voters of the District in accordance with the general election law of the State of Illinois at the general primary election to be held on Tuesday, the 20th day of March, 2012, between the hours of 6:00 o'clock A.M. and 7:00 o'clock P.M. on said day (the "*Election*").

Section 6. Voting Precincts and Polling Places. The Election shall be held in the voting precincts and at the polling places established by the County Board (the "*County Board*") of The County of St. Clair, Illinois (the "*County*"), for voters of the District at the Election.

Section 7. Election Notice. The County Clerk of the County (the "*County Clerk*") shall give notice of the Election (the "*Notice*") in accordance with the general election law of the State of Illinois by (i) publishing the Notice once not more than 30 nor less than 10 days prior to the date of the Election in a local, community newspaper having general circulation in the District, and (ii) posting a copy of the Notice at least 10 days before the date of the Election at the principal office of the County Clerk.

Section 8. Local Notice. The Secretary of the Board shall post a copy of the Notice at the principal office of the District.

Section 9. Published Notice. It is hereby found and determined that _____ is a local, community newspaper having general circulation in the District, as required by Section 12-5 of the Election Code of the State of Illinois, as amended (the “*Election Code*”).

Section 10. Form of Notice. The Notice shall appear over the name or title of the County Clerk and shall be in substantially the following form:

NOTICE IS HEREBY GIVEN that at the general primary election to be held on Tuesday, the 20th day of March, 2012, the following proposition shall be submitted to the voters of the Smithton Public Library District, St. Clair County, Illinois:

Shall the bonds of the Smithton Public Library District, St. Clair County, Illinois, in the amount of \$900,000 be issued for the purpose of repairing, remodeling, improving and building an addition to the existing library building, constructing site improvements, furnishing necessary equipment and acquiring library materials and electronic data storage and retrieval facilities in connection therewith?

The polls at said election will be open at 6:00 o’clock A.M. and will continue to be open until 7:00 o’clock P.M. of that day.

Dated this ____ day of _____, 2012.

County Clerk, The County of St. Clair,
Illinois

Section 11. Form of Ballot. The ballot to be used at the Election shall be in substantially the following form with such necessary alterations, changes, insertions and deletions as may be required by Articles 24A, 24B or 24C of the Election Code if an electronic, mechanical or electric voting system is used at the Election:

(Face of Ballot)

OFFICIAL BALLOT

PROPOSITION TO ISSUE \$900,000 LIBRARY BONDS

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

Shall the bonds of the Smithton Public Library District, St. Clair County, Illinois, in the amount of \$900,000 be issued for the purpose of repairing, remodeling, improving and building an addition to the existing library building, constructing site improvements, furnishing necessary equipment and acquiring library materials and electronic data storage and retrieval facilities in connection therewith?	YES	
	NO	

(Back of Paper Ballot)

OFFICIAL BALLOT

Official ballot for voting on the proposition to issue \$900,000 Library Bonds of the Smithton Public Library District, St. Clair County, Illinois, at the general primary election held on March 20, 2012.

Precinct Number: _____

Polling Place: _____

(Facsimile Signature)
County Clerk, The County of St. Clair,
Illinois

Section 12. Election Judges. The Election shall be conducted by the election judges appointed by the County Board to act in the voting precincts at which the Proposition shall be submitted to the voters of the District.

Section 13. Filing of Ordinance. After the adoption hereof and not less than 68 days prior to the date of the Election, the Secretary of the Board shall certify a copy hereof to the County Clerk in order that the Proposition may be submitted to the voters of the District at the Election.

Section 14. Canvass of Election. The Election shall be held and conducted and the returns thereof duly canvassed, all in the manner and time as provided by the general election law of the State of Illinois.

Section 15. Repealer. All ordinances, orders and resolutions or parts thereof in conflict herewith be and the same are hereby repealed.

Section 16. Posting of Ordinance. This Ordinance shall be posted in a public area of each of the library buildings of the District within 3 days after the date of enactment and shall remain posted for 14 days.

Section 17. Effective Date. This Ordinance shall be in full force and effect forthwith upon its adoption.

Adopted the 15th day of December, 2011.

AYE: Ron Mense, Linda Kreher, Steve Jines, Jackie Billings, Brett Clasquin, Donna Reifschneider and Ann Hart.

NAY: _____

ABSENT: _____

Approved the 15th day of December, 2011.

President, The Board of Library Trustees

Recorded in the District records on the 15th day of December, 2011.

Posted in a public area of the Smithton Public Library on the 15th day of December, 2011.

Attest:

Secretary, The Board of Library Trustees

Trustee _____ moved and Trustee _____ seconded the motion that said ordinance as presented and read by title be adopted.

After a full discussion thereof, the President directed that the roll be called for a vote upon the motion to adopt said ordinance.

Upon the roll being called, the following Trustees voted AYE: Ron Mense, Linda Kreher, Steve Jines, Jackie Billings, Brett Clasquin, Donna Reifschneider and Ann Hart.

The following Trustees voted NAY: _____

Whereupon the President declared the motion carried and said ordinance adopted and did sign and approve the same in open meeting and did direct the Secretary to record the same in the records of The Board of Library Trustees of the Smithton Public Library District, St. Clair County, Illinois, which was done.

Other business not pertinent to the adoption of said ordinance was duly transacted at the meeting.

Upon motion duly made, seconded and carried, the meeting was adjourned.

Secretary, The Board of Library Trustees

STATE OF ILLINOIS)
) SS
COUNTY OF ST. CLAIR)

CERTIFICATION OF ORDINANCE AND MINUTES

I, the undersigned, do hereby certify that I am the duly qualified and acting Secretary of The Board of Library Trustees (the “*Board*”) of the Smithton Public Library District, St. Clair County, Illinois (the “*District*”), and that as such official I am the keeper of the records and files of the Board.

I do further certify that the foregoing is a full, true and complete transcript of that portion of the minutes of the meeting of the Board held on the 15th day of December, 2011, insofar as the same relates to the adoption of Ordinance number 11-6 entitled:

AN ORDINANCE providing for and requiring the submission of the proposition of issuing \$900,000 Library Bonds to the voters of the Smithton Public Library District, St. Clair County, Illinois, at the general primary election to be held on the 20th day of March, 2012.

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

I do further certify that the deliberations of the Board on the adoption of said ordinance were conducted openly, that the vote on the adoption of said ordinance was taken openly, that said meeting was held at a specified time and place convenient to the public, that notice of said meeting was duly given to all of the news media requesting such notice, that an agenda for said meeting was posted at the location where said meeting was held and at the principal office of the Board at least 48 hours in advance of the holding of said meeting, that a true, correct and complete copy of said agenda as so posted is attached hereto as *Exhibit A*, that said meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, the Public Library District Act of 1991 of the State of Illinois, as amended, and the Election Code of the State of Illinois, as amended, and that the Board has complied with all of the provisions of said Acts and said Code and with all of the procedural rules of the Board.

I do further certify that on the 15th day of December, 2011, said ordinance was posted in a public area of the Smithton Public Library.

There is hereby certified to the County Clerk of The County of St. Clair, Illinois, for submitting to the voters of the District at the general primary election to be held on the 20th day of March, 2012, the proposition set forth in said ordinance, which said ordinance was duly adopted by the Board on the 15th day of December, 2011.

IN WITNESS WHEREOF, I hereunto affix my official signature and the seal of the District,
this 15th day of December, 2011.

[SEAL]

Secretary, The Board of Library Trustees

STATE OF ILLINOIS)
) SS
COUNTY OF ST. CLAIR)

FILING CERTIFICATE

I, the undersigned, do hereby certify that I am the duly qualified and acting County Clerk of The County of St. Clair, Illinois (the “*County*”), and as such official I do further certify as follows:

1. That on the ____ day of _____, 201_, there was filed in my office a duly certified copy of Ordinance number 11-6 entitled:

AN ORDINANCE providing for and requiring the submission of the proposition of issuing \$900,000 Library Bonds to the voters of the Smithton Public Library District, St. Clair County, Illinois, at the general primary election to be held on the 20th day of March, 2012.

duly adopted by The Board of Library Trustees of the Smithton Public Library District, St. Clair County, Illinois (the “*District*”), on the 15th day of December, 2011, and that the same has been deposited in the official files and records of my office.

2. That included in said certification was the form of public question to be placed on the ballot (the “*Public Question*”) at the general primary election to be held on the 20th day of March, 2012 (the “*Election*”), and the date on which the Public Question was initiated by the adoption of said ordinance.

3. That the Public Question shall be submitted to the voters of the District at the Election.

4. That notice that the Public Question will be submitted to the voters of the District at the Election (the “*Notice*”) will be given as required by Section 12-5 of the Election Code of the State of Illinois, as amended, by (a) publishing the Notice once not more than 30 nor less than 10 days prior to the date of the Election in _____, being a local, community

newspaper having general circulation in the District, and (b) posting a copy of the Notice at my principal office at least 10 days before the date of the Election, as set forth in Section 7 of said ordinance, and that the Notice will be substantially in the form set forth in Section 10 of said ordinance.

IN WITNESS WHEREOF, I hereunto affix my official signature and the seal of the County, this ____ day of _____, 201_.

County Clerk, The County of St. Clair,
Illinois

[SEAL]

**[FORM OF NOTICE TO BE GIVEN TO THE COUNTY CLERK AND
POSTED AT THE DISTRICT'S PRINCIPAL OFFICE]**

NOTICE OF ELECTION

NOTICE IS HEREBY GIVEN that at the general primary election to be held on Tuesday, the 20th day of March, 2012, the following proposition shall be submitted to the voters of the Smithton Public Library District, St. Clair County, Illinois:

Shall the bonds of the Smithton Public Library District, St. Clair County, Illinois, in the amount of \$900,000 be issued for the purpose of repairing, remodeling, improving and building an addition to the existing library building, constructing site improvements, furnishing necessary equipment and acquiring library materials and electronic data storage and retrieval facilities in connection therewith.

The polls at said election will be open at 6:00 o'clock A.M. and will continue to be open until 7:00 o'clock P.M. of that day.

Dated this ____ day of _____, 2012.

County Clerk, The County of St. Clair,
Illinois