



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB5200

Introduced 2/3/2010, by Rep. Dan Brady

SYNOPSIS AS INTRODUCED:

60 ILCS 1/140-5
60 ILCS 1/145-5
60 ILCS 1/150-10

Amends the Township Code. Authorizes a township, by ordinance or resolution, to build, purchase, or lease a township hall, a multi-purpose senior center, or a combined township hall and multi-purpose senior center within the township without referendum approval, if the township hall, multi-purpose senior center, or combined township hall and multi-purpose senior center is paid or provided for with funds that are not the proceeds of specified bonds. Authorizes any township whose boundaries are coextensive with the limits of an incorporated city, by ordinance or resolution, to build or purchase a township hall without referendum approval, if the township hall is paid or provided for with funds that are not the proceeds of specified bonds. Authorizes a township, by ordinance or resolution, to purchase, erect, equip, remodel, or renovate a community building without referendum approval, if the community building is paid or provided for with funds that are not the proceeds of specified bonds. Effective immediately.

LRB096 16640 RLJ 31921 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Township Code is amended by changing
5 Sections 140-5, 145-5, and 150-10 as follows:

6 (60 ILCS 1/140-5)

7 Sec. 140-5. Petition and referendum for township hall.

8 (a) Whenever it is desired to build, purchase, or lease,
9 for a longer period than 10 years, a township hall, a
10 multi-purpose senior center, or a combined township hall and
11 multi-purpose senior center in any township, at least 25
12 electors of the township may, before the time of giving notice
13 of the annual township meeting, file with the township clerk a
14 petition in writing that the proposition of building,
15 purchasing, or leasing a township hall, a multi-purpose senior
16 center, or a combination township hall and multi-purpose senior
17 center and issuing bonds for the building, purchase, or lease
18 be submitted to the voters of the township at the next ensuing
19 general election. The proposition shall be clearly stated in
20 the petition substantially as follows: "Shall (name of
21 township) borrow \$(amount) to (build, purchase, or lease) a
22 (township hall, multi-purpose senior center, or combination
23 multi-purpose township hall and senior center) and issue bonds

1 for the (building, purchase, or lease)?" The petition shall be
2 filed in the office of the township clerk.

3 (b) The township clerk shall certify the proposition to the
4 proper election officials, who shall submit the proposition to
5 the legal voters of the township at an election in accordance
6 with the general election law. The form of the proposition
7 shall be substantially as follows:

8 Shall (name of township) borrow \$(amount) to (build,
9 purchase, or lease) a (township hall, multi-purpose senior
10 center, or combination township hall and multi-purpose
11 senior center) and issue bonds for the (building, purchase,
12 or lease)?

13 The votes shall be recorded as "Yes" or "No".

14 (c) Notwithstanding any provision of this Section to the
15 contrary, any township may, by ordinance or resolution, build,
16 purchase, or lease a township hall, a multi-purpose senior
17 center, or a combined township hall and multi-purpose senior
18 center within the township without referendum approval, if the
19 building, purchasing, or leasing of the township hall,
20 multi-purpose senior center, or combined township hall and
21 multi-purpose senior center is paid or provided for with funds
22 that are not the proceeds of bonds authorized under this
23 Article.

24 (Source: P.A. 93-743, eff. 7-15-04.)

25 (60 ILCS 1/145-5)

1 Sec. 145-5. Petition and referendum to build or purchase
2 township hall.

3 (a) Whenever it is desired to build or purchase a township
4 hall in any township whose boundaries are coextensive with the
5 limits of an incorporated city, 25 electors of the township
6 may, before the time of giving notice of the annual township
7 meeting, file with the township clerk a petition in writing
8 that the proposition of building or purchasing a township hall,
9 as the case may be, and the issuing of bonds for the building
10 or purchase be submitted to the voters of the township at an
11 election. The proposition shall be clearly stated in the
12 petition substantially as follows: "Shall (name of township)
13 borrow \$(amount) to build or purchase a township hall and issue
14 bonds for the building or purchase?" The petition shall be
15 filed in the office of the township clerk.

16 (b) The township clerk shall certify the proposition to the
17 proper election officials, who shall submit the proposition to
18 the legal voters of the township at an election held in
19 accordance with the general election law. The form of the
20 proposition shall be substantially as follows:

21 Shall (name of township) borrow \$(amount) to build or
22 purchase a township hall and issue bonds for the building
23 or purchase?

24 The votes shall be recorded as "Yes" or "No".

25 (c) Notwithstanding any provision of this Section to the
26 contrary, any township whose boundaries are coextensive with

1 the limits of an incorporated city may, by ordinance or
2 resolution, build or purchase a township hall without
3 referendum approval, if the building or purchasing of the
4 township hall is paid or provided for with funds that are not
5 the proceeds of bonds authorized under this Article.

6 (Source: P.A. 81-1550; 88-62.)

7 (60 ILCS 1/150-10)

8 Sec. 150-10. Resolution for bond issuance; referendum.
9 Beginning August 16, 1993, the board of managers elected under
10 Section 150-15 in a township having a population of not more
11 than 25,000 (according to the last preceding federal census)
12 shall initiate proceedings for the issuance of bonds under this
13 Article by adopting a resolution proposing the issuance of
14 bonds and describing briefly the authority under which the
15 bonds are to be issued, the nature of the project to be
16 financed, the estimated total cost of the project, and the
17 maximum amount of bonds authorized to be issued. The resolution
18 shall direct that the proposition to issue the bonds be
19 submitted to the electors of the township. The township clerk
20 shall certify the proposition to the proper election officials,
21 who shall submit the proposition at an election in accordance
22 with the general election law.

23 The proposition shall be in substantially the following
24 form:

25 Shall bonds for community building purposes be issued

1 to the amount of \$(amount)?

2 The votes shall be recorded as "Yes" or "No".

3 If a majority of the votes cast on the proposition are in
4 the affirmative, the bonds may be issued.

5 The provisions of Public Act 88-360 incorporated into this
6 Section by this amendatory Act of 1994 do not affect the
7 obligations of a township or the rights of bondholders with
8 respect to bonds issued under this Article or its predecessor
9 Act before August 16, 1993.

10 Notwithstanding any provision of this Section to the
11 contrary, any township may, by ordinance or resolution,
12 purchase, erect, equip, remodel, or renovate a community
13 building without referendum approval, if the purchasing,
14 erecting, equipping, remodeling, or renovating of the
15 community building is paid or provided for with funds that are
16 not the proceeds of bonds authorized under this Article.

17 (Source: P.A. 88-62; incorporates 88-360; 88-670, eff.
18 12-2-94.)

19 Section 99. Effective date. This Act takes effect upon
20 becoming law.