

ORDINANCE NO. 1908-19

AN ORDINANCE providing for and requiring the submission of the proposition for increasing the limiting rate for the Village of Hawthorn Woods, Lake County Illinois, to the voters of said Village at the Consolidated Election to be held on the 2nd day of April, 2019.

* * *

WHEREAS, Village of Hawthorn Woods, Lake County, Illinois (the "*Village*"), is subject to the Property Tax Extension Limitation Law of the State of Illinois, as amended ("*PTELL*"); and

WHEREAS, the Board of Trustees of the Village (the "*Board*") does hereby find and determine that the limiting rate for the Village is not sufficient to provide funds to pay the cost of providing efficient and adequate services to meet the needs of the Village, including the repair and replacement of roads and related infrastructure; and

WHEREAS, the limiting rate for the Village for levy year 2017 was 0.418277% of the equalized assessed value of the taxable property therein; and

WHEREAS, it is hereby found and determined by the Board that the need exists for increasing the limiting rate for the Village by an additional amount equal to 0.389865% above the limiting rate for levy year 2017 and establishing the same at 0.808142% of the equalized assessed value of the taxable property therein for levy year 2019; and

WHEREAS, the most recent levy year for which the limiting rate of the Village is known is 2017; and

WHEREAS, before the Village is authorized to increase its limiting rate to 0.808142%, a proposition therefore (the "*Proposition*") must be submitted to the voters of the Village as provided by PTELL, and be approved by a majority of the voters of the Village voting on the Proposition at an election to be held in and for the Village; and

WHEREAS, it is deemed advisable, necessary and in the best interests of the Village that the Proposition be submitted to the voters of the Village at an election to be held and conducted in accordance with the general election law; and

WHEREAS, PTELL requires that the ballot for the Proposition shall have printed thereon, but not as a part of the Proposition, certain supplemental information as set forth and described in PTELL; and

WHEREAS, such supplemental information shall be supplied by the Village to the election authority; and

WHEREAS, the Board has reviewed and approved the supplemental information appearing on the form of ballot for the Proposition hereinafter set forth in this Ordinance and finds any error, miscalculation, or inaccuracy in computing any amount set forth on the ballot and in the notice is not deliberate.

NOW, THEREFORE, Be It and It Is Hereby Ordained by the Mayor and Board of Trustees of the Village of Hawthorn Woods, Lake 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 to Submit to Voters. It is necessary and in the best interests of the Village that the limiting rate for the Village be increased to 0.808142% of the equalized assessed value of the taxable property therein for levy year 2019. The purpose for the limiting rate increase is to pay the cost to repair and replace roads and related infrastructure.

Section 3. Submission to Voters. The Proposition shall be submitted to the voters of the Village in accordance with the general election law at the Consolidated Election to be held on

Tuesday, the 2nd Day of April, 2019, between the hours of 6:00 o'clock A.M. and 7:00 o'clock P.M. on said day (the "*Election*").

Section 4. 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 Lake, Illinois (the "*County*"), for voters of the Village at the Election.

Section 5. Election Notice. The County Clerk of the County (the "*County Clerk*") shall give notice of the Election (the "*Notice*") in accordance with Section 12-5 of the General Election Law by (i) publishing the Notice once not more than 60 nor less than 10 days prior to the date of the Election in a local, community newspaper having general circulation in the Village, 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 6. Local Notice. The Village Clerk shall post a copy of the Notice at the principal office of the Village immediately after adoption of this Ordinance.

Section 7. Newspaper of General Circulation. It is hereby found and determined that the *Daily Herald* is a local, community newspaper having general circulation in the Village as required by Section 12-5 of the Election Code of the State of Illinois, as amended (the "*Election Code*").

Section 8. Form of Notice. The Notice shall appear over the name or title of the County Clerk and shall be substantially in the following form:

NOTICE IS HEREBY GIVEN that at the Consolidated Election to be held on Tuesday, the 2nd Day of April, 2019, the following proposition will be submitted to the voters of the Village of Hawthorn Woods, Lake County, Illinois:

Shall the limiting rate under the Property Tax Extension Limitation Law for the Village of Hawthorn Woods, Lake County, Illinois, be increased by an additional amount equal to 0.389865% above the limiting rate for corporate purposes for levy year 2019 and be equal to 0.808142% of the equalized assessed value of the taxable property therein for levy year 2019?

- (1) The approximate amount of taxes extendable at the most recently extended limiting rate is \$2,094,688.17, and the approximate amount of taxes extendable if the proposition is approved is \$3,876,679.41.
- (2) For the 2019 levy year the approximate amount of the additional tax extendable against property containing a single family residence and having a fair market value at the time of the referendum of \$100,000 is estimated to be \$129.96.
- (3) If the proposition is approved, the aggregate extension for 2019 will be determined by the limiting rate set forth in the proposition, rather than the otherwise applicable limiting rate calculated under the provisions of the Property Tax Extension Limitation Law (commonly known as the Property Tax Cap Law).

The polls at the 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 _____, 2019.

County Clerk, the County of Lake, Illinois

Section 9. Form of Ballot. The ballot to be used at the Election shall be in substantially the following form, with such necessary alterations, changes, deletions and insertions 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 INCREASE THE LIMITING RATE

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

| | | |
|---|-----|--|
| Shall the limiting rate under the Property Tax Extension Limitation Law for the Village of Hawthorn Woods, Lake County, Illinois, be increased by an additional amount equal to 0.389865% above the limiting rate for corporate purposes for levy year 2019 and be equal to 0.808142% of the equalized assessed value of the taxable property therein for levy year 2019? | YES | |
| | NO | |

- (1) The approximate amount of taxes extendable at the most recently extended limiting rate is \$2,094,688.17, and the approximate amount of taxes extendable if the proposition is approved is \$3,876,679.41.
- (2) For the 2019 levy year the approximate amount of the additional tax extendable against property containing a single family residence and having a fair market value at the time of the referendum of \$100,000 is estimated to be \$129.96.
- (3) If the proposition is approved, the aggregate extension for 2019 will be determined by the limiting rate set forth in the proposition, rather than the otherwise applicable limiting rate calculated under the provisions of the Property Tax Extension Limitation Law (commonly known as the Property Tax Cap Law).

(Back of Paper Ballot)

OFFICIAL BALLOT

Official ballot for voting on the proposition to increase the limiting rate for the Village of Hawthorn Woods, Lake County, Illinois, at the consolidated election held on April 2, 2019.

Precinct Number: _____

Polling Place: _____

(Facsimile Signature)
County Clerk, the County of Lake, Illinois

Section 10. Election Judges. The Election shall be conducted by the election judges appointed by the County Board to act in the precincts at which the Proposition will be submitted to the voters of the Village.

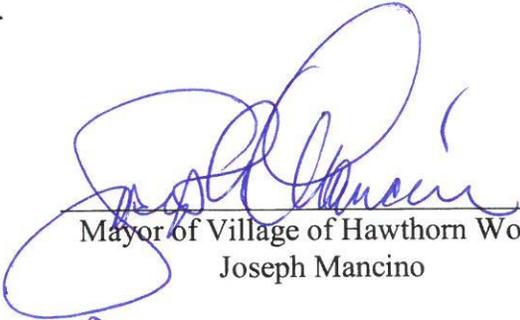
Section 11. Filing of Ordinance. After the adoption hereof and not less than 68 days prior to the date of the Election, the Village Clerk shall certify a copy hereof to the County Clerk in order that the Proposition may be submitted to the voters of the Village at the Election.

Section 12. 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.

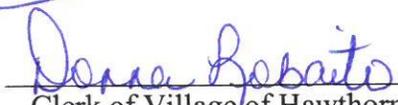
Section 13. Severability. If any section, paragraph, clause or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

Section 14. Repealer and Effective Date. All ordinances, orders and resolutions and parts thereof in conflict herewith be and the same are hereby repealed, and this Ordinance be in full force and effect forthwith upon its adoption.

Adopted January 7th, 2019.



Mayor of Village of Hawthorn Woods
Joseph Mancino



Clerk of Village of Hawthorn Woods
Donna Lobaito