

ORDINANCE NO. 1918-19

AN ORDINANCE providing for and requiring the submission of the proposition of increasing the limiting rate for the Village of Hawthorn Woods, Lake County, Illinois, to the voters of said Village at the general primary election to be held on the 17th day of March, 2020.

\* \* \*

WHEREAS, the 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 Mayor and Board of Trustees of the Village (the "*Village Board*") do hereby find and determine that the limiting rate for the Village under PTELL is not sufficient to provide funds to pay the cost of providing adequate services and facilities to meet the needs of the Village, particularly with respect to resurfacing, reconstructing and maintaining streets and roads; and

WHEREAS, the most recent levy year for which the limiting rate of the Village is known is 2018; and

WHEREAS, the limiting rate for the Village for levy year 2018 was 0.421458% of the equalized assessed value of the taxable property therein; and

WHEREAS, it is hereby found and determined by the Village Board that the need exists for increasing the limiting rate for the Village by an additional amount equal to 0.205877% above the limiting rate for levy year 2018 for corporate purposes and establishing the same at 0.627335% of the equalized assessed value of the taxable property therein for levy year 2020; and

WHEREAS, before the Village is authorized to increase its limiting rate to 0.627335%, a proposition therefor (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 Village Board has reviewed and approved the supplemental information appearing on the form of ballot for the Proposition hereinafter set forth in this Ordinance:

NOW, THEREFORE, Be It Ordained by the Mayor and Board of Trustees of the Village of Hawthorn Woods, Lake County, Illinois, as follows:

*Section 1. Incorporation of Preambles.* That the Village 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.* That it is necessary and in the best interests of the Village that the limiting rate for the Village be increased by an additional amount equal to 0.205877% above the limiting rate for levy year 2018 for corporate purposes and establishing the same at 0.627335% of the equalized assessed valuation of the taxable property therein for levy year 2020.

*Section 3. Submission to Voters.* That the Proposition shall be submitted to the voters of the Village in accordance with the general election law at the general primary election to be

held on Tuesday, the 17th day of March, 2020, 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.* That 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.* That the County Clerk of the County (the "*County Clerk*") shall give notice of the Election, including the Spanish translation thereof (the "*Notice*"), in accordance with 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.* That the Village Clerk shall post a copy of the Notice at the principal office of the Village.

*Section 7. Newspaper of General Circulation.* That 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.* That 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 general primary election to be held on Tuesday, the 17th day of March, 2020, 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 0.205877% above the limiting rate for corporate purposes for levy year 2018 and be equal to 0.627335% of the equalized assessed value of the taxable property therein for levy year 2020?

- (1) The approximate amount of taxes extendable at the most recently extended limiting rate is \$1,995,953.43, and the approximate amount of taxes extendable if the proposition is approved is \$2,970,953.41.
- (2) For the 2020 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 \$68.63.
- (3) If the proposition is approved, the aggregate extension for 2020 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 \_\_\_\_\_, 2020.

Robin M. O'Connor  
County Clerk, The County of Lake, Illinois

*Section 9. Form of Ballot.* That the ballot to be used at the Election, including the Spanish translation thereof, 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 0.205877% above the limiting rate for corporate purposes for levy year 2018 and be equal to 0.627335% of the equalized assessed value of the taxable property therein for levy year 2020?	YES	
	NO	

- (1) The approximate amount of taxes extendable at the most recently extended limiting rate is \$1,995,953.43, and the approximate amount of taxes extendable if the proposition is approved is \$2,970,953.41.
- (2) For the 2020 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 \$68.63.
- (3) If the proposition is approved, the aggregate extension for 2020 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 general primary election held on March 17, 2020.

Precinct Number: \_\_\_\_\_

Polling Place: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

*Section 10. Election Judges.* That 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.* That 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.

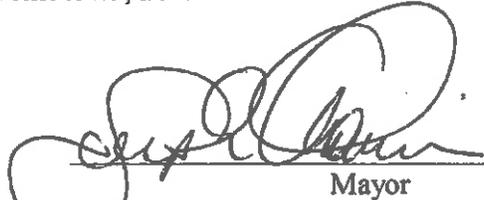
*Section 12. Canvass of Election.* That the Election shall be held and conducted and the returns thereof duly canvassed, all in the manner and time as provided by the general election law.

*Section 13. Severability.* That 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.* That all ordinances or resolutions and parts of ordinances or resolutions in conflict herewith be and the same are hereby repealed, and that this Ordinance be in full force and effect forthwith upon its adoption.

Passed by the Village Board on November 25, 2019.

Approved November 25, 2019.

  
\_\_\_\_\_  
Mayor

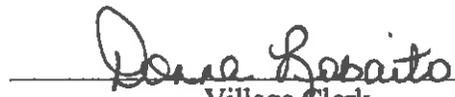
AYES: Kaiser, Kasik, Pieso, Corrigan, Dimaggio, David

NAYS: Ø

ABSENT: Ø

RECORDED in the Village Records on 11/25, 2019.

Attest:

  
\_\_\_\_\_  
Village Clerk

Trustee \_\_\_\_\_ moved and Trustee \_\_\_\_\_ seconded the motion that said ordinance as presented and read by title by the Village Clerk be adopted.

After a full discussion thereof, the Mayor 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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

and the following Trustees voted NAY: \_\_\_\_\_

Whereupon the Mayor declared the motion carried and the ordinance adopted and did sign and approve the same in open meeting and did direct the Village Clerk to record the same in the records of the Mayor and Board of Trustees of the Village of Hawthorn Woods, Lake 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.

\_\_\_\_\_  
Village Clerk

STATE OF ILLINOIS     )  
  ) SS  
COUNTY OF LAKE        )

**CERTIFICATION OF MINUTES**

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Hawthorn Woods, Lake County, Illinois (the "*Village*"), and as such officer I am the keeper of the books, records, files, and journal of proceedings of the Village and of the Mayor and Board of Trustees thereof (the "*Village 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 Village Board held on the 25th day of November, 2019, insofar as the same relates to the adoption of Ordinance No. 1978-19 entitled:

AN ORDINANCE providing for and requiring the submission of the proposition of increasing the limiting rate for the Village of Hawthorn Woods, Lake County, Illinois, to the voters of said Village at the general primary election to be held on the 17th day of March, 2020.

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 Village 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 Village Board at least 72 hours in advance of the holding of said meeting, that at least one copy of said agenda was continuously available for public review during the entire 72-hour period preceding 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 Illinois Municipal Code, as amended, and the Election Code of the State of Illinois, as amended, and that the Village Board has complied with all of the provisions of said Act and said Codes and with all of the procedural rules of the Village Board.

There is hereby certified to the County Clerk of The County of Lake, Illinois for submitting to the voters of the Village at the general primary election to be held on the 17th day of March, 2020, the proposition set forth in said ordinance, which said ordinance was duly adopted by the Village Board on the 25th day of November, 2019.

IN WITNESS WHEREOF, I hereunto affix my official signature and the seal of the Village,  
this 25th day of November, 2019.

(SEAL)



*Dana Gobato*  
Village Clerk



(a) publishing the Notice once not more than 60 nor less than 10 days prior to the date of the Election in the *Daily Herald*, being a local, community newspaper having general circulation in the Village, 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 5 of said ordinance, and that the Notice will be substantially in the form set forth in Section 8 of said ordinance.

IN WITNESS WHEREOF, I hereunto affix my official signature and the seal of the County, this 30<sup>th</sup> day of December, 2019.



County Clerk, The County of Lake,  
Illinois

(SEAL)

RECEIVED

DEC 23 2019

LAKE COUNTY CLERK  
ROBIN M. O'CONNOR

**[FORM OF NOTICE TO BE PUBLISHED AND POSTED BY THE COUNTY CLERK AND  
POSTED AT THE VILLAGE'S PRINCIPAL OFFICE, IN ENGLISH AND SPANISH]**

**NOTICE OF ELECTION**

NOTICE IS HEREBY GIVEN that at the general primary election to be held on Tuesday, the 17th day of March, 2020, 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 0.205877% above the limiting rate for corporate purposes for levy year 2018 and be equal to 0.627335% of the equalized assessed value of the taxable property therein for levy year 2020?

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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 \_\_\_\_\_, 2020

Robin M. O'Connor  
County Clerk, The County of Lake, Illinois

MINUTES of a regular public meeting of the Mayor and Board of Trustees of the Village of Hawthorn Woods, Lake County, Illinois, held at the Village Hall, located at 2 Lagoon Drive, in said Village, at 7:00 P.M., on the 25th day of November, 2019.

\* \* \*

The meeting was called to order by the Mayor and upon the roll being called, Joseph Mancino, the Mayor, and the following Trustees were physically present at said location:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

The following Trustees were allowed by a majority of the members of the Mayor and Board of Trustees in accordance with and to the extent allowed by rules adopted by the Mayor and Board of Trustees to attend the meeting by video or audio conference: \_\_\_\_\_

\_\_\_\_\_

No Trustee was not permitted to attend the meeting by video or audio conference.

The following Trustees were absent and did not participate in the meeting in any manner or to any extent whatsoever: \_\_\_\_\_

The Mayor announced that the Mayor and Board of Trustees would next consider the adoption of an ordinance providing for and requiring the submission of the proposition of increasing the limiting rate for the Village to the voters of the Village at the general primary election to be held on March 17, 2020.

Whereupon Trustee \_\_\_\_\_ presented and the Village Clerk read by title an ordinance as follows, a copy of which was provided to the Mayor and each member of the Board of Trustees prior to said meeting and to everyone in attendance at said meeting who requested a copy: