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**THE VILLAGE OF COAL CITY**

GRUNDY & WILL COUNTIES, ILLINOIS

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RESOLUTION NUMBER 16-14

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**A RESOLUTION INITIATING THE SUBMISSION OF A BINDING PUBLIC  
QUESTION CONCERNING WHETHER THE VILLAGE OF COAL CITY  
SHALL BECOME A HOME RULE UNIT TO APPEAR ON THE BALLOT OF  
THE ELECTORS OF SUCH VILLAGE AT THE CONSOLIDATED ELECTION  
TO BE HELD ON APRIL 4, 2017**

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TERRY HALLIDAY, President  
PAMELA M. NOFFSINGER, Village Clerk

ROSS BRADLEY  
TIMOTHY BRADLEY  
DANIEL GREGGAIN  
NEAL NELSON  
DAVID TOGLIATTI  
JUSTIN WREN  
Village Trustees

RESOLUTION NO. 16-14

**A RESOLUTION INITIATING THE SUBMISSION OF A BINDING PUBLIC QUESTION CONCERNING WHETHER THE VILLAGE OF COAL CITY SHALL BECOME A HOME RULE UNIT TO APPEAR ON THE BALLOT OF THE ELECTORS OF SUCH VILLAGE AT THE CONSOLIDATED ELECTION TO BE HELD ON APRIL 4, 2017**

**WHEREAS**, the Village of Coal City (“Village”) is an Illinois non-home rule municipal corporation, organized and operating pursuant to the Constitution and laws of the State of Illinois; and

**WHEREAS**, Article VII, Section 6(a) of the Constitution of the State of Illinois provides that a municipality with a population of fewer than 25,000 may elect by referendum to become a home rule unit; and

**WHEREAS**, Article VII, Section 6(a) of the Constitution of the State of Illinois and Sections 28-7 and 28-8 of the Election Code, 10 ILCS 5/28-7 and 28-8, authorize the Village to enact a resolution to submit by referendum to the voters of the Village the proposition of whether or not the Village shall become a home rule unit; and

**WHEREAS**, the President and Board of Trustees of the Village of Coal City (the “Corporate Authorities”) hereby find and determine that the Village has a population of fewer than 25,000 and further, that it is advisable, necessary and in the best interests of the Village that there shall be submitted to the qualified electors of the Village of Coal City on the April 4, 2017 consolidated election ballot, a binding public question concerning whether the Village of Coal City shall become a home rule unit; and

**NOW, THEREFORE, BE IT RESOLVED** by the President and Board of Trustees of the Village of Coal City, Counties of Will and Grundy, Illinois, as follows:

**SECTION 1. RECITALS.** That the foregoing recitals shall be and are hereby incorporated into and made a part of this Resolution as if fully set forth in this Section 1.

**SECTION 2. AUTHORIZATION FOR PROPOSITION.** A public question in substantially the form hereinafter set forth (the “Proposition”) shall be printed upon the official ballot and submitted to the voters of the Village of Coal City, Counties of Grundy and Will, State of Illinois, in accordance with the general election law at the consolidated election to be held on Tuesday, April 4, 2017 between the hours of 6:00 a.m. and 7:00 p.m. (the “Election”) and at all times and locations that early voting will be conducted by the Clerk of Grundy County and the Clerk of Will County (cumulatively, the “County Clerks”):

<b>Shall the Village of Coal City, Illinois, become a home rule unit?</b>	YES _____	NO _____
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**SECTION 3. CERTIFICATION OF PROPOSITION.** After the adoption of this Resolution, the Clerk of the Village of Coal City (the “Village Clerk”), acting in the capacity of the Local Election Official, is hereby directed to certify a copy of this Resolution and Proposition and to submit said certification to the County Clerks no later than 68 days prior to the date of the Election, on or before Thursday, January 26, 2017, pursuant to section 28-5 of the Election Code. 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 the adoption of this Resolution, and a certified copy of this Resolution.

**SECTION 4. ELECTION NOTICE.** The County Clerks shall give notice of the Election (the “Notice”), including notice of the Proposition, in accordance with section 12-5 of the Election Code by (i) publishing Notice at least once, not more than 30 nor fewer than 10 days prior to the date of the Election, in a local newspaper with general circulation within the Village, and (ii) posting a copy of the Notice at least 10 days before the date of the Election at the principal offices of the County Clerks. The Notice shall appear over the name or title of the election authorities (the County Clerks) and shall be in substantially the form provided in section 12-5 of the Election Code.

**SECTION 5. LOCAL NOTICE.** The Village Clerk, acting in the capacity of the Local Election Official, is hereby directed to post a copy of the County Clerks’ Notices pursuant to section 12-5 of the Election Code immediately after the County Clerks makes such Notices available to the Village and the public, but in no event later than 10 days prior to the Election. The local Notice shall be posted at Village Hall in the same manner and locations as the Village Clerk generally posts notices of public meetings of the Village’s Corporate Authorities. The Village Clerk may additionally publish the local Notice on the Village’s website.

**SECTION 6. FORM OF THE BALLOT.** The County Clerks shall create the ballot to be used at the Election in the form and composition as set forth in Article 16 of the Election Code, and it shall include the Proposition with the language and in substantially the form as set forth herein, with such necessary alterations, changes, deletions or 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.

**SECTION 7. VOTING PRECINCTS AND POLLING PLACES.** The Election shall be held in the

voting precincts and at the polling places established by the County Board of Grundy County, Illinois and the County Board of Will County, Illinois (cumulatively, the “County Boards”), respectively, for duly registered voters residing within the Village.

**SECTION 8. ELECTION JUDGES.** The Election shall be conducted by the election judges appointed by the County Boards to act in the precincts and at the polling places in which the Proposition will be submitted to the voters of the Village.

**SECTION 9. CANVASS OF ELECTION.** The Election shall be held and conducted by the election authorities, and the returns thereof duly canvassed, in the manner and at the times provided by the general election law.

**SECTION 10. CERTIFICATION OF RESULTS.** Within forty-five (45) days after the Election, by May 19, 2017, the Village Clerk shall file with the Illinois Secretary of State a certified statement showing the results of the referendum and the resulting status of the Village as a home rule unit or a non-home rule unit, in accordance with Section 28-8 of the Election Code.

**SECTION 11. SAVING CLAUSE.** If any section, paragraph, clause, or provision of this Resolution shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Resolution, which are hereby declared to be separable.

**SECTION 12. EFFECTIVE DATE.** This Resolution shall be in full force and effect from and after its passage, approval and publication as provided by law.

**SECTION 13. RESOLUTION OF CONFLICTS.** All resolutions or ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SO RESOLVED this 26 day of October, 2016, at Coal City, Grundy and Will Counties, Illinois.

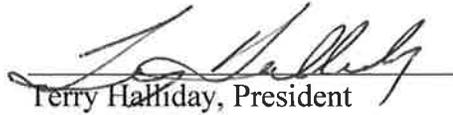
AYES: 5

NAYS: 0

ABSENT: 1

ABSTAIN: 0

**VILLAGE OF COAL CITY**

  
Terry Halliday, President

Attest:

  
Pamela M. Noffsinger, Clerk