

AN ORDINANCE providing for and requiring the submission of the proposition of increasing the limiting rate for the Sugar Grove Public Library District, Kane County, Illinois, to the voters of said Library District at the consolidated election to be held on the 4th day of April, 2023.

* * *

WHEREAS, the Sugar Grove Public Library District, Kane County, Illinois (the "*District*"), is subject to the Property Tax Extension Limitation Law of the State of Illinois, as amended ("*PTELL*"); and

WHEREAS, The Board of Library Trustees of the District (the "*Board*") does hereby find and determine that the limiting rate for the District is not sufficient to provide funds to pay the cost of providing an efficient and adequate program to meet the library needs of the District; and

WHEREAS, the most recent levy year for which the limiting rate of the District is known is 2021; and

WHEREAS, the limiting rate for the District for levy year 2021 was 0.124% of the equalized assessed value of the taxable property therein; and

WHEREAS, the Board does hereby further find and determine that the need exists for increasing the limiting rate for the District by an additional amount equal to 0.147% above the limiting rate for levy year 2021 and establishing the same at 0.271% of the equalized assessed value of the taxable property therein for levy year 2023; and

WHEREAS, before the limiting rate for the District for levy year 2023 may be increased to 0.271%, a proposition therefor (the "*Proposition*") must be submitted to the voters of the District as provided by PTELL, and be approved by a majority of the voters of the District voting on the Proposition at an election to be held in and for the District; and

WHEREAS, the Board deems it 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; 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 District 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:

NOW, THEREFORE, Be It Ordained by The Board of Library Trustees of the Sugar Grove Public Library District, Kane 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 advisable, necessary and in the best interests of the District that the limiting rate for the District be increased to 0.271% of the equalized assessed valuation of the taxable property thereon for levy year 2023.

Section 3. Submission to Voters. The Proposition shall be submitted to the voters of the District in accordance with the general election law at the consolidated election to be held on Tuesday, the 4th day of April, 2023, 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 Kane, Illinois (the “*County*”), for voters of the District at the Election.

Section 5. Election Notice. The County Clerk of the County (the “*County Clerk*”) shall give notice of the Election, including the Spanish translation thereof as deemed by the County Clerk to be required by law (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 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 6. Local Notice. The Secretary of the Board shall post a copy of the Notice at the principal office of the District.

Section 7. Newspaper of General Circulation. It is hereby found and determined that the *Kane County Chronicle* and the *Elburn Herald* are each local, community newspapers 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 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 4th day of April, 2023, the following proposition will be submitted to the voters of the Sugar Grove Public Library District, Kane County, Illinois:

Shall the limiting rate under the Property Tax Extension Limitation Law for the Sugar Grove Public Library District, Kane County, Illinois, be increased by an additional amount equal to 0.147% above the limiting rate for library purposes for levy year 2021 and be equal to 0.271% of the equalized assessed value of the taxable property therein for levy year 2023?

- (1) The approximate amount of taxes extendable at the most recently extended limiting rate is \$690,107, and the approximate amount of taxes extendable if the proposition is approved is \$1,508,217.
- (2) For the 2023 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 \$49.
- (3) If the proposition is approved, the aggregate extension for 2023 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 _____, 2023.

John A. Cunningham

County Clerk, The County of Kane, 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 Sugar Grove Public Library District, Kane County, Illinois, be increased by an additional amount equal to 0.147% above the limiting rate for library purposes for levy year 2021 and be equal to 0.271% of the equalized assessed value of the taxable property therein for levy year 2023?	YES	
	NO	

- (1) The approximate amount of taxes extendable at the most recently extended limiting rate is \$690,107, and the approximate amount of taxes extendable if the proposition is approved is \$1,508,217.
- (2) For the 2023 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 \$49.
- (3) If the proposition is approved, the aggregate extension for 2023 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 Sugar Grove Public Library District, Kane County, Illinois, at the consolidated election held on April 4, 2023.

Precinct Number: _____

Polling Place: _____

(Facsimile Signature)
County Clerk, The County of Kane, 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 District.

Section 11. 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 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. Posting. This Ordinance shall be posted in a public area of the Sugar Grove Public Library within three days after the date of enactment and shall remain posted for 14 days.

Section 14. 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.

[Remainder of page intentionally left blank]

Section 15. 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 passage and approval.

Adopted December 14, 2022.

/s/ Ryan Ivemeyer
President, The Board of Library Trustees

/s/ Vivian Santos-Buch
Secretary, The Board of Library Trustees