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STATE OF ILLINOIS)
)
COUNTY OF DUPAGE) SS.

FILED
DU PAGE COUNTY
ELECTION COMMISSION

CERTIFICATE


I, NATE SIPPEL, DO HEREBY CERTIFY that I am the duly qualified and elected Clerk of the Township of Naperville, DuPage County, Illinois, and that as such Clerk I do have charge of and custody of the books and records of the Township of Naperville, DuPage County, Illinois

I, DO HEREBY FURTHER CERTIFY that the foregoing is a full, true and correct copy of Township Resolution NO. T-19-0108-01, entitled:

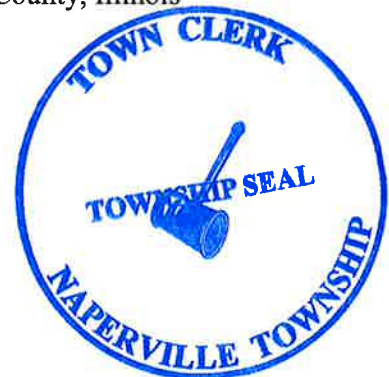
“RESOLUTION OF THE BOARD OF TRUSTEES OF NAPERVILLE TOWNSHIP, DUPAGE COUNTY, ILLINOIS PROVIDING FOR AND REQUIRING THE SUBMISSION OF A BINDING PUBLIC QUESTION PURSUANT TO PUBLIC ACT 100-106 TO APPEAR ON THE BALLOT OF THE ELECTORS OF NAPERVILLE TOWNSHIP, DUPAGE COUNTY, ILLINOIS AT THE APRIL 2, 2019 CONSOLIDATED ELECTION”

adopted and approved by the Naperville Township Board of Trustees, DuPage County, on January 8, 2019.

IN WITNESS WHEREOF, I have hereunto affixed my hand and the Corporate Seal of the Township of Naperville, DuPage County, Illinois this 10th day of January 2019.



NATE SIPPEL
Township Clerk
Township of Naperville
DuPage County, Illinois



NAPERVILLE TOWNSHIP
DUPAGE COUNTY, ILLINOIS

RESOLUTION
NUMBER T-19-0108-01

**RESOLUTION OF THE BOARD OF TRUSTEES OF NAPERVILLE TOWNSHIP,
DUPAGE COUNTY, ILLINOIS PROVIDING FOR AND REQUIRING THE
SUBMISSION OF A BINDING PUBLIC QUESTION PURSUANT TO PUBLIC ACT 100-
106 TO APPEAR ON THE BALLOT OF THE ELECTORS OF NAPERVILLE
TOWNSHIP, DUPAGE COUNTY, ILLINOIS AT THE
APRIL 2, 2019 CONSOLIDATED ELECTION**

EDDIE BEDFORD, Township Supervisor
NATE SIPPEL, Township Clerk

LORETTA BURKE
JULIE FEDERICO
PAUL J. SANTUCCI
JOHN WALLER
Trustees

RESOLUTION NO. T-19-0108-01

**RESOLUTION OF THE BOARD OF TRUSTEES OF NAPERVILLE TOWNSHIP,
DUPAGE COUNTY, ILLINOIS PROVIDING FOR AND REQUIRING THE
SUBMISSION OF A BINDING PUBLIC QUESTION PURSUANT TO PUBLIC ACT 100-
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APRIL 2, 2019 CONSOLIDATED ELECTION**

WHEREAS, Naperville Township (the “Township”) is a duly constituted unit of local government as provided by Article VII, Section 8 of the Constitution of the State of Illinois, adopted in 1970, located in DuPage County, Illinois; and

WHEREAS, the Naperville Township Road District is a single township road district located entirely within Naperville Township; and

WHEREAS, DuPage County has a population of less than 3,000,000 inhabitants; and

WHEREAS, Public Act 100-106 amended the Illinois Highway Code by, *inter alia*, adding Section 6-134 (605 ILCS 5/6-134), which provides that, “[b]y resolution, the board of trustees of any township may submit a proposition to abolish the road district of that township to the electors of that township at a general election or consolidated election in accordance with the general election law”; and

WHEREAS, Public Act 100-106 became effective January 1, 2018; and

WHEREAS, the Township Board of Trustees, by Resolution, is authorized by law to submit a proposition to the electors of Naperville Township at a general or consolidated election asking whether the Naperville Township Road District should be abolished as a matter of law pursuant to 605 ILCS 5/6-134; and

WHEREAS, if the Naperville Township Road District is abolished, all rights, powers, duties, assets, property, liabilities, obligations, and responsibilities of the Naperville Township Road District shall vest in and be assumed by the Township; and

WHEREAS, prior to the effective date of Public Act 100-106, and during the pendency of litigation between the Naperville Township Road District and the Naperville Township Board of Trustees, the voters of the Naperville Township Road District voted in favor of consolidating the Naperville Township Road District with the Lisle Township Road District, which will become effective after the township, Consolidated Election in 2021; and

WHEREAS, the statute authorizing the previously passed method for road district consolidation, which was adopted in the late 1970s, does not provide details as to how road districts are required to consolidate, and contains no mandate requiring consolidation lower costs of road district operations; and

WHEREAS, Section 11-106 of the Illinois Highway Code provides that provisions of the Highway Code “shall be cumulative in effect and if any provision is inconsistent with another provision of this Court or with any other Act not expressly repealed by Section 11-107 it shall be considered as an alternative or additional power and not as a limitation upon any other power granted to or possessed by the several highway authorities”; and

WHEREAS, at the 2018 Annual Township meeting, the electors of Naperville Township elected to form a task force working group to explore the most desirable way to effectuate consolidation and/or elimination of the Naperville Township Road District that will maximize cost savings to taxpayers without sacrificing the high quality of service that the Naperville Township Road District’s employees currently provide to Township residents; and

WHEREAS, the Task Force of Naperville Township Electors has met and submitted their report and findings to the Township Board of Trustees; and

WHEREAS, the Township Supervisor and the Township Board of Trustees are committed to ensuring the effective administration of government and the responsible management of taxpayer money; and

WHEREAS, the Supervisor and Township Board of Trustees have determined that the voters of Naperville Township should be permitted to determine whether the Naperville Township Road District shall be abolished by operation of law; and

WHEREAS, the Township Supervisor and the Township Board of Trustees have determined it is in the best interests of the Township and its residents to submit the following binding proposition to the electors of the Township at the Consolidated Election to be held on April 2, 2019:

“Shall the Road District of Naperville Township be abolished with all the rights, powers, duties, assets, property, liabilities, obligations, and responsibilities being assumed by the Naperville Township?”

NOW, THEREFORE, BE IT RESOLVED by the Supervisor and Board of Trustees of Naperville Township, DuPage County, Illinois, as follows:

Section 1. That all of the recitals contained in the preambles to this Resolution are true and correct and are hereby incorporated into this Resolution by reference.

Section 2. The Naperville Township Board of Trustees hereby authorizes the following binding proposition (the “Binding Proposition”) to be placed on the ballot for voters of Naperville Township at the Consolidated Election to be held April 2, 2019 and that the Binding Proposition be submitted in substantially the following form in accordance with Section 6-134 of the Highway Code and with general election law:

<p>Shall the Road District of Naperville Township be abolished with all the rights, powers, duties, assets, property, liabilities, obligations, and responsibilities being assumed by Naperville Township?</p>	<p>YES</p> <p>-----</p> <p>NO</p>
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Section 3. The Naperville Township Board of Trustees further authorizes and directs that the Binding Proposition be certified to the proper election authority and official(s) so that the question may be submitted to the voters of Naperville Township in accordance with the general election law.

Section 4. That after adoption hereof and not less than sixty-eight (68) days prior to the date of the April 2, 2019 Consolidated Election, the Naperville Township Clerk shall certify a copy hereof to the DuPage County Board of Election Commissioners, or any election authority having jurisdiction over Naperville Township, in order that the Binding Proposition may be submitted to the voters of Naperville Township at the April 2, 2019 Consolidated Election.

Section 5. The provisions of this Resolution are hereby declared to be severable, and should any provision of this Resolution be determined to be in conflict with any law, statute, or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable, and as though not provided for herein, and all other provisions shall remain unaffected, unimpaired, valid, and in full force and effect.

Section 6. All ordinances, orders, and resolutions or parts thereof in conflict herewith are, to the extent of such conflict, hereby superseded and repealed.

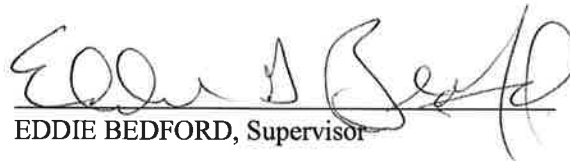
Section 7. This Resolution shall be in full force and effect immediately upon passage and approval by the Supervisor and Board of Trustees of Naperville Township, DuPage County, State of Illinois due to the urgent nature of this matter.

ADOPTED by the Supervisor and Board of Trustees of Naperville Township, DuPage County,

Illinois this 8th day of January 2019, pursuant to a roll call vote, as follows:

	YES	NO	ABSENT	PRESENT
Burke	✓			
Federico	✓			
Santucci	✓			
Waller	✓			
Supervisor Bedford	✓			
TOTAL	5			

APPROVED at a Regular Meeting of the Board of Trustees of Naperville Township, on January 8, 2019.


EDDIE BEDFORD, Supervisor

ATTEST:


NATE SIPPEL, Township Clerk

