



*City of*  
**Edwardsville**  
*Third City in Illinois*

Office of the City Clerk  
Emily E. Bates

November 10, 2020

**FILED**

NOV 12 2020

DEBRA D MING-MENDOZA  
MADISON COUNTY CLERK

Debbie Ming-Mendoza  
Madison County Clerk  
157 North Main Street  
Edwardsville, IL 62025

Dear Ms. Ming-Mendoza,

The City of Edwardsville currently has an elected office of the City Treasurer, whose duties are defined by the Municipal Code (65 ILCS) and the Codified Ordinances of the City of Edwardsville (Chapter 2, Article V, Div 5), which are receiving all money belonging to the City, paying all warrants due by the treasury, monthly reporting on the state of the treasury, and investing of the treasury per the Public Funds Investment Act. As you are aware the Constitution of the State of Illinois provides a home rule municipality the power, by referendum, to alter the provision for officers.

Herewith this letter, I am submitting Resolution No. 493-11-2020, a Resolution Providing for a Referendum Question Regarding the Elected Office of City Treasurer at the Consolidated Election on April, 6, 2020, that was passed by the City Council of the City of Edwardsville and approved by the Mayor of the City of Edwardsville on November 3, 2020, and a City Clerk's Certification to Election Authority. The resolution provides for the placement of a referendum on the ballot at the Consolidated Election to be held on April 6, 2020. Should the referendum pass, the Council may adopt ordinances transferring the duties of the City Treasurer to the Finance Director.

Sincerely,

Emily E. Bates  
City Clerk

Enclosures: Resolution No. 492-11-2020  
Exhibit A—Form of Certification

**RESOLUTION NO. 493-11-2020**

**RESOLUTION PROVIDING FOR A REFERENDUM QUESTION REGARDING  
THE ELECTED OFFICE OF CITY TREASURER  
AT THE CONSOLIDATED ELECTION ON APRIL 06, 2021**

**WHEREAS**, the City of Edwardsville is a home rule unit of local government under the State of Illinois Constitution of 1970, Article VII, Section 6; and

**WHEREAS**, Article VII, Section 6 of the 1970 Constitution of the State of Illinois provides that a home rule municipality has the power, by referendum, to alter a form of government, provide for its officers, their manner of selection and terms of office; and

**WHEREAS**, the Illinois Municipal Treasurer's Association reports that 90% of Municipal Treasurers or Finance Directors are appointed and only 10% are elected; and

**WHEREAS**, Section 28-7 of the Election Code (10 ILCS 5/28-7) provides a method of submission of referendum which are authorized by Article VII of the Constitution and that such referendum may be initiated by the City Council by passage of a resolution requesting the submission of the referendum for consideration by the voters of the City; and

**WHEREAS**, the City Council hereby finds that it is the best interest of the City to submit to referendum the question of whether the City Treasurer should no longer be elected and the powers and duties of that office be transferred to the appointed office of the City Finance Director.

**NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF EDWARDSVILLE, ILLINOIS** as follows:

Section 1. The foregoing recitals shall be and are hereby incorporated in this Section 1 as if said recitals were fully set forth.

Section 2. The City Council finds and determines that pursuant to Article VII, Section 6 of the 1970 Constitution of the State of Illinois which provides that a home rule municipality has the power, by referendum, to alter a form of government, provide for its officers, their manner of selection and terms of office, that it is in the best interest of the City to submit to referendum, in accordance with General Election Laws, the question of whether the City Treasurer should no longer be elected and the City Finance Director appointed to the office of City Treasurer.

Section 3. The City Clerk is directed to immediately certify and submit the following public question to the Madison County Clerk to be placed on the ballot at the Consolidated Election to be held on April 06, 2021 (the "Election") in the following form:

Shall the elected office of the City Treasurer for the City of Edwardsville, Illinois be discontinued at the end of the current term in April 2021, with the powers and duties of that office to be transferred to the appointed office of City Finance Director?

Yes \_\_\_  
No \_\_\_

Section 4. Notice of Election. Notice of the public questions to be submitted at the Election ("Notice") shall be given as set forth in this Section and in accordance with General Election Laws by the County Clerk of Madison County by (i) publishing the Notice once in a local community newspaper having general circulation in the city on a date not more than sixty (60) days nor less than ten (10) days before the date of the election, as required by Section 12-5 of the Illinois Election Code; and (ii) posting a copy of the Notice at least ten (10) days before the date of the Election by posting a copy of the Notice at the principal office of the County Clerk. The City Clerk shall post a copy of the Notice at least ten (10) days before the date of the Election at the principal office of the City (i.e. City Hall).

Section 5. Newspaper. It is hereby found and determined that the Edwardsville Intelligencer is a local, community newspaper published in and having a general circulation within the City, as required by Section 12-5 of the Election Code.

Section 6. Form of Notice. That, subject to modification to comply with the Election Code, the notice of the election shall include substantially the following:

NOTICE IS HEREBY GIVEN that at the Consolidated Election to be held on Tuesday, April 6, 2021, the following proposition will be submitted to the voters of the City of Edwardsville, Madison County, Illinois:

Shall the elected office of the City Treasurer for the City of Edwardsville, Illinois be discontinued at the end of the current term in April 2021, with the powers and duties of that office to be transferred to the appointed office of City Finance Director?

Yes \_\_\_  
No \_\_\_

The polls at such Election will be open at 6:00 a.m. and continue to stay open until 7:00 p.m. that day.

DATED, this \_\_\_ day of \_\_\_\_\_, 2021.

Madison County Clerk, Illinois  
By \_\_\_\_\_  
Its \_\_\_\_\_

Section 7. Form of Ballot. That the Ballots to be used at the election shall be in substantially the following form with such alterations, changes, insertions and deletions as required by the Election Code, including if an electronic, mechanical or electric voting system ("Electronic Voting System") is used at the Election:

(Face of Paper Ballot)

**OFFICIAL BALLOT**

**PROPOSITION TO CHANGE THE ELECTED OFFICE OF CITY TREASURER TO AN APPOINTED POSITION AND COMBINED WITH THE POSITION OF FINANCE DIRECTOR FOR THE CITY OF EDWARDSVILLE, MADISON COUNTY, ILLINOIS**

**(INSTRUCTIONS TO VOTERS: FILL IN THE OVAL OPPOSITE THE WORD "YES" OR "NO" TO INDICATE YOUR CHOICE)**

Shall the elected office of the City Treasurer for the City of Edwardsville, Illinois be discontinued at the end of the current term in April 2021, with the powers and duties of that office to be transferred to the appointed office of City Finance Director?

Yes

No

(Back of Paper Ballot)

**OFFICIAL BALLOT**

OFFICIAL BALLOT FOR VOTING ON THE PROPOSITION TO CHANGE THE ELECTED OFFICE OF CITY TREASURE TO AN APPOINTED POSITION AND COMBINED WITH THE POSITION OF THE FINANCE DIRECTOR FOR THE CITY OF EDWARDSVILLE, MADISON COUNTY, ILLINOIS

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

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

/s/ \_\_\_\_\_  
County Clerk of Madison County

Section 8. That after the adoption of this Resolution and not less than seventy-nine (79) days prior to the Election, the City Clerk shall certify a copy hereof to the Madison County Clerk in order that the proposition set forth herein may be submitted to the voters of the city at the election. 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, and shall be substantially in the form of Exhibit A, attached hereto and made a part of this Resolution.

Section 9. That the Election shall be conducted by election judges appointed by the Madison County Clerk to act in the voting precincts at which the proposition will be submitted to the voters of the City.

Section 10. If any section, paragraph, clause or provision of this Resolution shall be held invalid, said invalidity shall not affect any other provision of this Resolution.

Section 11. This Resolution shall be in full force and effect upon its passage and approval in the manner provided by law.

Section 12. That this Resolution is being passed pursuant to the Home Rule Authority of the City of Edwardsville as given by Section 6 of Article VII of the Illinois Constitution of 1970, as amended.

**PASSED BY THE CITY COUNCIL OF THE CITY OF EDWARDSVILLE, ILLINOIS** this 3<sup>rd</sup> day of November, 2020, pursuant to a roll call vote as follows:

AYES: RISAVY, MORRISON, KRAUSE, FARRAR, LOUER, STACK AND BURNS

NAYS:

ABSTENTIONS:

ABSENT:

**APPROVED BY THE MAYOR OF THE CITY OF EDWARDSVILLE, ILLINOIS,** this 3<sup>rd</sup> day of November, 2020.

BY:

  
\_\_\_\_\_  
Hal Patton, Mayor  
City of Edwardsville, Madison County, Illinois

ATTESTED:

Filed in my office this 4<sup>th</sup> day of November, 2020.

BY:

  
\_\_\_\_\_  
Emily E. Bates, City Clerk  
City of Edwardsville, Madison County, Illinois

**EXHIBIT A – FORM OF CERTIFICATION**

STATE OF ILLINOIS        )  
  )  
COUNTY OF MADISON     )

NOV 17 2020

TO: DEBBIE MING-MENDOZA  
MADISON COUNTY CLERK  
157 NORTH MAIN STREET  
EDWARDSVILLE, ILLINOIS 62025

DEBRA D MING-MENDOZA  
MADISON COUNTY CLERK

**CITY CLERK’S CERTIFICATE TO ELECTION AUTHORITY**

I, the undersigned, duly qualified and acting Clerk of the City of Edwardsville, Madison County, Illinois (the “City”), pursuant to the applicable provisions of the Illinois Municipal Code and the Illinois Election Code, do hereby certify the following information in connection with the public question to be submitted at the consolidated election scheduled for April 06, 2021 of whether the elected office of City Treasurer should be changed to an appointed position and combined with the position of Finance Director:

1. That attached hereto is a true and correct copy of a Resolution entitled:

**RESOLUTION PROVIDING FOR A REFERENDUM QUESTION REGARDING THE ELECTED OFFICE OF CITY TREASURER AT THE CONSOLIDATED ELECTION ON APRIL 06, 2021**

Which Resolution was duly adopted by the Mayor and City Council of the City at a meeting held on the 3rd day of November 2020 and approved by the Mayor of the City on the 3rd day of November 2020, at which meeting a quorum of said Mayor and City Council was present, and which Resolution requires the submission to the voters of said City the following public question:

Shall the elected office of the City Treasurer for the City of Edwardsville, Illinois be discontinued at the end of the current term in April 2021, with the powers and duties of that office to be transferred to the appointed office of City Finance Director?

2. That the aforesaid Resolution includes the form of a public question to be placed on the ballot of the regularly scheduled consolidated election to be held on April 06, 2021, and that said public question was initiated by the Mayor and City

Council of the City of Edwardsville, Madison County, Illinois by adopting said Resolution on November 3, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and the City seal this 4<sup>th</sup> day of November, 2020.

*Emily E. Bates*

\_\_\_\_\_  
Emily E. Bates, City Clerk of  
The City of Edwardsville, Illinois

