

**ORDINANCE NO. 05- 04**

**ORDINANCE AMENDING THE TEXT  
OF TITLE III, ADMINISTRATION, CHAPTER 31,  
OFFICERS AND EMPLOYEES,  
SECTION 31.16, VILLAGE CLERK,  
OF THE CODE OF ORDINANCES OF THE  
VILLAGE OF EAST DUNDEE**

**WHEREAS**, the Village of East Dundee is a home rule unit of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, has the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals, and welfare; and

**WHEREAS**, Illinois Compiled Statutes 65 ILCS 5/3.1-25-90 provides that in municipalities of under 5000 population, by Resolution adopted by not less than 2/3 of the Village Board, the Village Clerk may be appointed by the Village president with the concurrence of the Village Board, and

**WHEREAS**, the President and Board of Trustees of the Village of East Dundee having determined that it is in the best interests of the health, safety and welfare of the residents of the Village of East Dundee that Article III, Administration, Chapter, 31, Officers and Employees, Section 31.16, Village Clerk, Subsection (A) Election be so amended.

**NOW THEREFORE BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS.**

**Section One.** That Article III, Administration, Chapter, 31, Officers and Employees, Section 31.16, Village Clerk, Subsection (A) Election be deleted in its entirety and the following inserted in lieu thereof:

§ 31.16 VILLAGE CLERK.

- (A) Appointment. The Village Clerk shall be appointed by the President of the village with the advice and consent of at least four of the Board of Trustees then holding office for a term as set by the Board and until his or her successor is elected and qualified as provided by statute.

**Section Two. Severability.** If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

**Section Three. Repeal.** All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.

**Section Four. Publication.** This resolution shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

Adopted this 7<sup>th</sup> day of February, 2005, pursuant to a roll call vote as follows:

AYES: Zaeske, Buffulo, Schock, Scarpelli  
NAYES: None ABS  
ENT: Bartels, VanOstenbridge

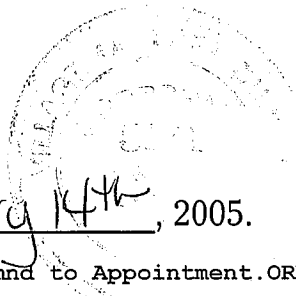
Approved by me this 7<sup>th</sup> day of February, 2005.

Roger Ahrens  
ROGER AHRENS, President

Published in pamphlet form this 14<sup>th</sup> day of February, 2005, under the authority of the President and Board of Trustees.

**ATTEST:**

Jane E. Theis  
JANE THEIS, Village Clerk



Recorded in the Village Records on February 14<sup>th</sup>, 2005.