

---

---

**NAPERVILLE TOWNSHIP  
DUPAGE COUNTY, ILLINOIS**

---

---

**ORDINANCE  
NUMBER T-19-0514-13**

---

---

**AN ORDINANCE  
ESTABLISHING THE ROAD DISTRICT ABOLITION ADVISORY COMMITTEE FOR  
NAPERVILLE TOWNSHIP**

---

---

**EDDIE BEDFORD, Supervisor  
NATE SIPPEL, Clerk**

**LORETTA BURKE  
JULIE FEDERICO  
PAUL J. SANTUCCI  
JOHN WALLER  
Trustees**

**NAPERVILLE TOWNSHIP  
RESOLUTION NO. T-19-0514-13**

**AN ORDINANCE  
ESTABLISHING THE ROAD DISTRICT ABOLITION ADVISORY COMMITTEE FOR  
NAPERVILLE TOWNSHIP**

---

**WHEREAS**, Naperville Township, DuPage County, State of Illinois (the “Township”) is a duly organized and existing township and a unit of local government organized under the laws of the State of Illinois and is operating under the provisions of the Illinois Township Code, 60 ILCS 1/1-1, *et. seq.*, and all laws amendatory thereto; and

**WHEREAS**, the 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**, at the April 2, 2019 Consolidated Election, the voters of Naperville Township passed a binding question of public policy, pursuant to Public Act 100-106, eliminating the Naperville Township Road District (the “Road District”) and all Road District rights, powers, duties, assets, liabilities, obligations, and responsibilities shall vest and be assumed by the Township; and

**WHEREAS**, at the 2019 Annual Township Meeting for Naperville Township, the electors of Naperville Township overwhelmingly requested the formation of a committee to recommend actions and procedures for the Township to take regarding abolition of the Road District; and

**WHEREAS**, the Supervisor and the Township Board of Trustees have determined that, in order to assist with the orderly and efficient conduct of Township business and to increase transparency and accountability, the Township should establish a Road District Abolition Advisory Committee dedicated to advising the Township as to Road District matters; and

**WHEREAS**, the Supervisor and the Township Board of Trustees have determined it to be in the best interests of the Township to establish the Road District Abolition Advisory Committee.

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

**Section 1.**      **Recitals.** The above recitals and findings are found to be true and correct and are incorporated herein and made a part hereof, as if fully set forth in their entirety.

**Section 2.**      **Establishment of Road District Abolition Advisory Committees.** The following Township Advisory Committee is hereby established are charged with the following:

**Road District Abolition Advisory Committee.**

The Road District Abolition Advisory Committee shall investigate, review, and report on operations, services, assets, liabilities, and costs of the Naperville Township Road District and shall provide analysis regarding possible courses of action for Naperville Township to take to administer road district services after formal abolition of the road district takes effect.

**Section 3.**      **Advisory Committee Authority.** The Road District Abolition Advisory Committee (the “Committee”) has authority to perform work within the scope as defined in Section 2. All requests and communications made on behalf of the Committee shall come from the Committee’s Chairperson, unless the Chairperson designates otherwise. In discharging its responsibilities, the Committee, through its Chairperson, shall have access to Township and Road District employees and relevant information it considers necessary to discharge its duties with reasonable notice and accommodation as to not interrupt Township or Road District operations. The Committee, through its Chairperson, shall be entitled to reasonably request written explanations or reports from Township or Road District employees and elected officials, as the case may be, so long as the request falls within the scope of the Committee’s duties. Each Committee shall also have access to records, data, and reports necessary to discharge its duties, but in no event shall any Committee member be permitted to receive or disclose any document or information that is confidential, personal, or, without approval by the Supervisor and Township Board of Trustees, information otherwise exempt under the Illinois Freedom of Information Act, 5 ILCS 140/1, *et seq.* Nothing in this Ordinance shall indemnify an individual member of the Committee from any action effectuating the illegal disclosure of confidential and/or personal information and, further, the Township and Road District shall not indemnify any Committee Member found to have improperly or illegally disclosed confidential information. If the Committee recommends the engagement of independent professional services, said request must first be considered and approved by Supervisor and Township

Board of Trustees in order for such an engagement to take effect,

**Section 4.**      **Committee Membership.** The Supervisor, with the advice and consent of the Township Board of Trustees, shall appoint members of the Road District Abolition Advisory Committee (the “Committee”) and the Supervisor shall designate a chair to preside over the Committee’s meeting. The Chair of the Committee shall be responsible for establishing Committee meeting schedules, ensuring compliance with the Illinois Open Meetings Act, 5 ILCS 120/1, *et seq.*, and shall be responsible for relaying information back and forth between the Committee to the Supervisor and Township Board of Trustees. The Supervisor shall serve, *ex officio*, as a member of all committees as the Supervisor deems necessary and appropriate. Each committee shall be composed of at least five (5) members, three (3) of whom must be elected Township officials and may include the current Highway Commissioner. Other Committee Members may be appointed based on their experience and knowledge in the subject area covered by the Committee’s scope of duties and shall be required to comply with all regulations and laws governing Township elected officials. The Supervisor shall establish a public application process for community members to apply for membership on the Committee. No additional compensation shall be permitted for service on any Township committee.

Each Committee Member, other than the Supervisor, shall serve for a term of one-year and shall serve at the pleasure of the Supervisor and Township Board of Trustees. The Committee may request that the Supervisor and Township Board of Trustees remove a Committee Member, other than the Supervisor, from the committee after three (3) unexcused absences or otherwise, for cause.

The Committee shall organize and conduct an initial meeting within 90 days after the effective date of this Ordinance and, in all subsequent years, within 30 days of the appoint of Committee Members, at a date and time determined by the Committee Chair. At said initial meeting, the Committee shall adopt a regular meeting schedule.

All Committee Members shall be subject to all applicable state and federal laws including, but not limited to, the Open Meetings Act, the Freedom of Information Act, the State Officials and Employees

Board of Trustees in order for such an engagement to take effect,

**Section 4.**      **Committee Membership.** The Supervisor, with the advice and consent of the Township Board of Trustees, shall appoint members of the Road District Abolition Advisory Committee (the “Committee”) and the Supervisor shall designate a chair to preside over the Committee’s meeting. The Chair of the Committee shall be responsible for establishing Committee meeting schedules, ensuring compliance with the Illinois Open Meetings Act, 5 ILCS 120/1, *et seq.*, and shall be responsible for relaying information back and forth between the Committee to the Supervisor and Township Board of Trustees. The Supervisor shall serve, *ex officio*, as a member of all committees as the Supervisor deems necessary and appropriate. Each committee shall be composed of at least five (5) members, three (3) of whom must be elected Township officials and may include the current Highway Commissioner. Other Committee Members may be appointed based on their experience and knowledge in the subject area covered by the Committee’s scope of duties and shall be required to comply with all regulations and laws governing Township elected officials. The Supervisor shall establish a public application process for community members to apply for membership on the Committee. No additional compensation shall be permitted for service on any Township committee.

Each Committee Member, other than the Supervisor, shall serve for a term of one-year and shall serve at the pleasure of the Supervisor and Township Board of Trustees. The Committee may request that the Supervisor and Township Board of Trustees remove a Committee Member, other than the Supervisor, from the committee after three (3) unexcused absences or otherwise, for cause.

The Committee shall organize and conduct an initial meeting within 90 days after the effective date of this Ordinance and, in all subsequent years, within 30 days of the appoint of Committee Members, at a date and time determined by the Committee Chair. At said initial meeting, the Committee shall adopt a regular meeting schedule.

All Committee Members shall be subject to all applicable state and federal laws including, but not limited to, the Open Meetings Act, the Freedom of Information Act, the State Officials and Employees

Ethics Act, 5 ILCS 430/1-1, *et seq.*, and any other relevant ordinance or policy adopted by the Township. The Committee’s request to the Supervisor and Township Board of Trustees to remove a Committee Member for cause may be based on conduct that includes, but shall not be limited to, a Committee Member’s failure to comply with the applicable laws and Township policies.

**Section 5.**      **Restriction on Committee Actions.** The Committee created herein shall have the duty and responsibility to investigate concerns arising out of their respective scope of activity, to promote the best interests of the Township, and to make recommendations as to policies, procedures and actions for consideration by the Supervisor and Township Board of Trustees. All actions by the Committee shall be advisory in nature. The Committee may not authorize expenditures, enter into any binding agreements or otherwise take final policy actions.

**Section 6.**      **Severability.** The provisions of this Ordinance are hereby declared to be severable, and should any provision of this Ordinance 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, but such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid application or provision, and all other provisions shall remain unaffected, unimpaired, valid, and in full force and effect.

**Section 7.**      **Repealer.** All ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded and repealed.

**Section 8.**      **Effective Date.** This Ordinance 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.

*[Remainder of page intentionally left blank]*

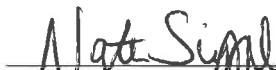
**PASSED** by the Supervisor and Board of Trustees of the Naperville Township, DuPage County, Illinois this 14<sup>th</sup> day of May 2019, pursuant to a roll call vote, as follows:

	YES	NO	ABSENT	PRESENT
Trustee Burke	✓			
Trustee Federico	✓			
Trustee Santucci	✓			
Trustee Waller	✓			
Supervisor Bedford	✓			
<b>TOTAL</b>	5			

**APPROVED** at a Regular Meeting of the Board of Trustees of the Naperville Township, on May 14, 2019.

  
 EDDIE BEDFORD, Supervisor

ATTEST:

  
 NATE SIPPEL, Township Clerk