

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Township Code is amended by changing  
5 Sections 30-10, 30-50, and 30-205 as follows:

6 (60 ILCS 1/30-10)

7 Sec. 30-10. Notice of meeting; agenda.

8 (a) Notice of the time and place of holding the annual and  
9 any special township meetings shall be given by the township  
10 clerk (or, in the clerk's absence, the supervisor, assessor, or  
11 collector) by posting written or printed notices in 3 of the  
12 most public places in the township at least 15 ~~10~~ days before  
13 the meeting and, if there is an English language newspaper  
14 published in the township, by at least one publication in that  
15 newspaper before the meeting. The notice shall set forth the  
16 agenda for the meeting.

17 (b) Agenda. Not less than 15 ~~10~~ days before the annual  
18 meeting, the township board shall adopt an agenda for the  
19 annual meeting. Any 15 or more registered voters in the  
20 township may request an agenda item for consideration by the  
21 electors at the annual meeting by giving written notice of a  
22 specific request to the township clerk no later than March 1  
23 prior to the annual meeting. The agenda published by the

1 township board shall include any such request made by voters if  
2 the request is relevant to powers granted to electors under the  
3 Township Code.

4 (c) Additional agenda items. Any matter or proposal not set  
5 forth in the published agenda shall not be considered at the  
6 annual meeting other than advising that the matter may be  
7 considered at a special meeting of the electors at a later  
8 date.

9 (Source: P.A. 95-761, eff. 7-28-08.)

10 (60 ILCS 1/30-50)

11 Sec. 30-50. Purchase and use of property.

12 (a) The electors may make all orders for the purchase,  
13 sale, conveyance, regulation, or use of the township's  
14 corporate property (including the direct sale or lease of  
15 single township road district property) that may be deemed  
16 conducive to the interests of its inhabitants, including the  
17 lease, for up to 10 years, or for up to 25 years if the lease is  
18 for a wireless telecommunications tower, at fair market value,  
19 of corporate property for which no use or need during the lease  
20 period is anticipated at the time of leasing. The property may  
21 be leased to another governmental body, however, or to a  
22 not-for-profit corporation that has contracted to construct or  
23 fund the construction of a structure or improvement upon the  
24 real estate owned by the township and that has contracted with  
25 the township to allow the township to use at least a portion of

1 the structure or improvement to be constructed upon the real  
2 estate leased and not otherwise used by the township, for any  
3 term not exceeding 50 years and for any consideration. In the  
4 case of a not-for-profit corporation, the township shall hold a  
5 public hearing on the proposed lease. The township clerk shall  
6 give notice of the hearing by publication in a newspaper  
7 published in the township, or in a newspaper published in the  
8 county and having general circulation in the township if no  
9 newspaper is published in the township, and by posting notices  
10 in at least 5 public places at least 15 ~~10~~ days before the  
11 public hearing.

12 (b) If a new tax is to be levied or an existing tax rate is  
13 to be increased above the statutory limits for the purchase of  
14 the property, however, no action otherwise authorized in  
15 subsection (a) shall be taken unless a petition signed by at  
16 least 10% of the registered voters residing in the township is  
17 presented to the township clerk. If a petition is presented to  
18 the township clerk, the clerk shall order a referendum on the  
19 proposition. The referendum shall be held at the next annual or  
20 special township meeting or at an election in accordance with  
21 the general election law. If the referendum is ordered to be  
22 held at the township meeting, the township clerk shall give  
23 notice that at the next annual or special township meeting the  
24 proposition shall be voted upon. The notice shall set forth the  
25 proposition and shall be given by publication in a newspaper  
26 published in the township. If there is no newspaper published

1 in the township, the notice shall be published in a newspaper  
2 published in the county and having general circulation in the  
3 township. Notice also shall be given by posting notices in at  
4 least 5 public places at least 15 ~~10~~ days before the township  
5 meeting. If the referendum is ordered to be held at an  
6 election, the township clerk shall certify that proposition to  
7 the proper election officials, who shall submit the proposition  
8 at an election. The proposition shall be submitted in  
9 accordance with the general election law.

10 (c) If the leased property is utilized in part for private  
11 use and in part for public use, those portions of the  
12 improvements devoted to private use are fully taxable. The land  
13 is exempt from taxation to the extent that the uses on the land  
14 are public and taxable to the extent that the uses are private.

15 (d) Before the township makes a lease or sale of township  
16 or road district real or personal property, unless the personal  
17 property has a sale value of \$2,500 or less, the electors shall  
18 adopt a resolution stating the intent to lease or sell the real  
19 or personal property, describing the property in full, and  
20 stating the terms and conditions the electors deem necessary  
21 and desirable for the lease or sale. A resolution stating the  
22 intent to sell real property shall also contain pertinent  
23 information concerning the size, use, and zoning of the  
24 property. The value of real property shall be determined by a  
25 State licensed real estate appraiser. The appraisal shall be  
26 available for public inspection. The resolution may direct the

1 sale to be conducted by the staff of the township or by listing  
2 with local licensed real estate agencies (in which case the  
3 terms of the agent's compensation shall be included in the  
4 resolution).

5 When a township sells township or road district personal  
6 property valued for sale at \$2,500 or less, the electors are  
7 not required to adopt a resolution. Prior to the sale, the  
8 clerk shall prepare a notice stating the intent of the township  
9 or road district to sell personal property with a sale value of  
10 \$2,500 or less and describing the property in full.

11 The clerk shall thereafter publish the resolution or  
12 personal property sale notice once in a newspaper published in  
13 the township or, if no newspaper is published in the township,  
14 in a newspaper generally circulated in the township. If no  
15 newspaper is generally circulated in the township, the clerk  
16 shall post the resolution or personal property sale notice in 5  
17 of the most public places in the township. In addition to the  
18 foregoing publication requirements, the clerk shall post the  
19 resolution or personal property sale notice at the office of  
20 the township (if township property is involved) or at the  
21 office of the road district (if road district property is  
22 involved). The following information shall be published or  
23 posted with the resolution or personal property sale notice:  
24 (i) the date by which all bids must be received by the township  
25 or road district, which shall not be less than 30 days after  
26 the date of publication or posting, and (ii) the place, time,

1 and date at which bids shall be opened, which shall be at a  
2 regular meeting of the township board.

3 All bids shall be opened by the clerk (or someone duly  
4 appointed to act for the clerk) at the regular meeting of the  
5 township board described in the notice. With respect to  
6 township personal property, except personal property valued  
7 for sale at \$2,500 or less, the township board may accept the  
8 high bid or any other bid determined to be in the best  
9 interests of the township by a majority vote of the board. With  
10 respect to township real property, the township board may  
11 accept the high bid or any other bid determined to be in the  
12 best interests of the township by a vote of three-fourths of  
13 the township board then holding office, but in no event at a  
14 price less than 80% of the appraised value. With respect to  
15 road district property, except personal property valued for  
16 sale at \$2,500 or less, the highway commissioner may accept the  
17 high bid or any other bid determined to be in the best  
18 interests of the road district. In each case, the township  
19 board or commissioner may reject any and all bids. With respect  
20 to township or road district personal property valued for sale  
21 at \$2,500 or less, the clerk shall accept at least 2 bids and  
22 the township board or highway commissioner shall accept the  
23 highest bid. This notice and competitive bidding procedure  
24 shall not be followed when property is leased to another  
25 governmental body. The notice and competitive bidding  
26 procedure shall not be followed when property is declared

1 surplus by the electors and sold to another governmental body.

2 (e) A trade-in of machinery or equipment on new or  
3 different machinery or equipment does not constitute the sale  
4 of township or road district property.

5 (Source: P.A. 95-909, eff. 8-26-08.)

6 (60 ILCS 1/30-205)

7 Sec. 30-205. Advisory referenda. By a vote of the majority  
8 of electors present at a town meeting, the electors may  
9 authorize that an advisory question of public policy directly  
10 related to the business of the township be placed on the ballot  
11 at the next regularly scheduled election in the township. The  
12 township board shall certify the question to the proper  
13 election officials, who shall submit the question in accordance  
14 with the general election law.

15 (Source: P.A. 89-331, eff. 8-17-95.)

16 Section 99. Effective date. This Act takes effect upon  
17 becoming law.