

**ORDINANCE NO. 25-01
YORK CENTER PARK DISTRICT
DUPAGE COUNTY, ILLINOIS**

**Ordinance Providing For Declarations
Of Vacancy On The Board Of Park Commissioners**

WHEREAS, Section 2-25 of the Illinois Park District Code, 70 ILCS 1205/2-25 governs the declaration of vacancies on park district boards and the process for filling such vacancies; and

WHEREAS, Section 2-25 enumerates specific circumstances under which vacancies may be declared, and grants park district boards authority to declare a vacancy when a Commissioner fails to perform his or her duties of office or attend meetings of the board for the length of time as the board fixes by ordinance; and

WHEREAS, the Board of Park Commissioners of the York Center Park District finds that it is in the best interest of the Park District and its residents to establish by ordinance the circumstances under which a vacancy on the Board may be declared and the procedures for declaring a vacancy, in accordance with the provisions of the Park District Code:

NOW, THEREFORE, BE IT ORDAINED by the Board of Park Commissioners of the York Center Park District as follows:

Section 1—Recitals. The recitals set forth above are incorporated herein as part of this Ordinance.

Section 2—Vacancies. The Board may declare vacant the office of any Commissioner who:

- (1) Dies;
- (2) Resigns;
- (3) Becomes under a legal disability;
- (4) Ceases to be a legal voter in the District;
- (5) Is convicted in any court in the United States of any infamous crime, bribery, perjury or other felony;
- (6) Refuses or neglects to take his or her oath of office;
- (7) neglects to attend regular and special meetings of the board for a period of three consecutive calendar months or neglects to attend a minimum of six regular or special meetings in any twelve month period; or
- (8) For any other reason specified by law.

Section 3—Procedure for Determining Vacancy. Prior to declaring the office of a commissioner to be vacant under Subsection 2(7) above, the remaining members of the Park Board shall convene a meeting in closed session pursuant to 5 ILCS 120/2(c)(3). The commissioner whose seat the Board is considering declaring vacant has the right to attend the meeting. At the meeting the Park Board shall set forth the reasons for declaring the office vacant, and the commissioner under consideration shall have the opportunity to respond to the evidence provided in support of declaring the vacancy and otherwise present their defense. After the conclusion of the closed meeting, The Board may declare the vacancy in an open meeting upon the affirmative vote of a majority of the commissioners present.

Section 4—Filling Vacancies. Vacancies shall be filled by appointment by a majority of the remaining members of the Board. Any person so appointed shall hold his or her office until the next regular election for

his office, at which a member shall be elected to fill the vacancy for the unexpired term, subject to the following conditions:

(1) If the vacancy occurs with less than twenty eight (28) months remaining in the term, the person appointed to fill the vacancy shall hold his or her office until the expiration of the term for which he or she has been appointed, and no election to fill the vacancy shall be held.

(2) If the vacancy occurs with more than twenty eight (28) months left in the term, but less than 123 days before the next regularly scheduled election for this office, the person appointed to fill the vacancy shall hold his or her office until the second regularly scheduled election for the office following the appointment, at which a member shall be elected to fill the vacancy for the unexpired term.


Section 5—Effective Date. This Ordinance shall be in full force and effect from after its passage, approval and publication in the manner provided by law.

Section 6—Severability. In the event that any section, clause, provision, or part of this Ordinance shall be found and determined to be invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect.

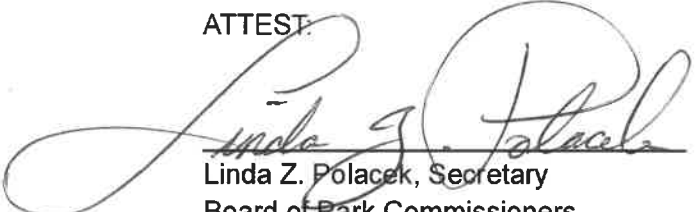
SO ORDAINED THIS 15 DAY OF April, 2025

AYES: 5
NAYS: 0
ABSENT: 0

APPROVED


Julie May, President
Board of Park Commissioners
York Center Park District
DuPage County, Illinois

ATTEST:


Linda Z. Polacek, Secretary
Board of Park Commissioners
York Center Park District
DuPage County, Illinois