

BOROUGH OF CAHOKIA  
CITY OF CAHOKIA HEIGHTS, ILLINOIS

RESOLUTION NO. 20-1726

**PROCLAMATION REGARDING MUNICIPAL GOVERNANCE OF THE BOROUGH  
OF CAHOKIA, CITY OF CAHOKIA HEIGHTS, ST. CLAIR COUNTY, ILLINOIS  
PURSUANT TO THE PROVISIONS OF 65 ILCS 7-2-3 THOUGH 65 ILCS 7-2- 27**

**WHEREAS**, on November 3, 2020, the majority of the respective electors for the Boroughs of Alorton and Centreville, both of which comprised the City of Alcentra, Illinois, and the majority of the electors of the Village of Cahokia, Illinois, affirmatively voted to unite into a single municipality under the name of the City of Cahokia Heights, Illinois, pursuant to and in compliance with the provisions of 65 ILCS 7-2-1.

**WHEREAS**, pursuant to the provisions of 65 ILCS 5/7-2-5, upon compliance with the provisions of 65 ILCS 5/7-2-1, each municipality, being the Borough of Alorton, City of Alcentra, Illinois, the Borough of Centreville, City of Alcentra, Illinois, and the Village of Cahokia, Illinois, became a part of the united City of Cahokia Heights, Illinois and shall thereafter be known as Borough of Alorton, City of Cahokia Heights, Illinois, the Borough of Cahokia, City of Cahokia Heights, Illinois, and the Borough of Centreville, City of Cahokia Heights, Illinois.

**WHEREAS**, pursuant to the provisions of 65 ILCS 5/7-2-2, a certified copy of the canvas of the votes of the election of November 3, 2020, has been submitted to each of the respective Clerks of the respective Boroughs of Alorton, Cahokia, and Centreville, which comprise the City of Cahokia Heights, Illinois, and said canvas of the votes of the election returned in favor of the unification of the Borough of Alorton, City of Alcentra, Illinois, the Borough of Centreville, City of Alcentra, Illinois, and the Village of Cahokia, Illinois into a single municipality under the name of the City of Cahokia Heights, Illinois.

**WHEREAS**, pursuant to the provisions of 65 ILCS 5/7-2-1, and in accordance with 65 ILCS 5/7-1-16 and 65 ILCS 5/7-1-17, the Borough of Alorton, City of Alcentra, Illinois, the Borough of Centreville, City of Alcentra, Illinois, and the Village of Cahokia, Illinois are united into a single municipality under the name of the City of Cahokia Heights, Illinois.

**WHEREAS**, pursuant to the provisions of 65 ILCS 7-2-2, the Mayor issued a proclamation declaring the existence of the unification of the Borough of Alorton, City of Alcentra, Illinois, the Borough of Centreville, City of Alcentra, Illinois, and the Village of Cahokia, Illinois into the united single municipality under the name of the City of Cahokia Heights, Illinois.

**WHEREAS**, pursuant to the provisions of 65 ILCS 7-2-2, the united municipalities, now known as the Borough of Alorton, City of Cahokia Heights, Illinois, the Borough of Cahokia, City of Cahokia Heights, Illinois, and the Borough of Centreville, City of Cahokia Heights, Illinois shall hereinafter be governed pursuant to the provisions of 65 ILCS 7-2-3 through 65 ILCS 7-2-27.

**WHEREAS**, pursuant to the provisions of 65 ILCS 7-2-1, the majority of the votes cast were in favor of the united City of Cahokia Heights, Illinois being governed under an aldermanic form of government with the aldermen chosen by ward.

**NOW THEREFORE, BE IT RESOLVED** that the Borough of Cahokia, City of Cahokia Heights, Illinois shall be governed by the provisions of 65 ILCS 7-2-3 through 65 ILCS 7-2-27, as amended, which are hereinafter synopsisized for quick reference and guidance to the actual statutory provisions of each said section, which actual statutory provisions are herewith attached and incorporate by reference as Exhibit 1, to-wit:

Section 7-2-1: **United.** If the majority of the votes cast in each municipality specified in the petition is in favor of the proposition, the municipalities are united.

Section 7-2-2: **Notice & Proclamation.** A certified copy of the canvas of the votes of the election on the proposition shall be transmitted to the Clerk of each municipality involved in the election and to the County Clerk. Each Clerk shall transcribe the certified copy upon his/her official records. **The Mayor or the President of the Board of Trustees of each municipality, if the vote is in favor of the union, shall immediately issue a proclamation declaring the existence of the union. THE UNITED MUNICIPALITIES SHALL BE GOVERNED BY SECTION 7-2-3 THROUGH 7-2-27.**

Section 7-2-3: **Failure to Perform.** The union shall not be affected by the failure of officers to perform the duties set forth in Section 7-2-2.

Section 7-2-4: **Judicial Notice.** All courts shall take judicial notice of the union of the municipalities effected by compliance with Sections 7-2-1.

Section 7-2-5: **Borough.** Each municipality that becomes a part of a united city shall thereafter be known as the **Borough of - - -**. A borough may change its name by compliance with Sections 2-4-1 through 2-4-8.

Section 7-2-6: **Board of Election.** Municipalities which have united shall be deemed to have adopted the City Election Law. Within **ten (10) days** after compliance with Section 7-2-1, the Chief Judge of the Circuit Court, or any judge of that Circuit designated by the Chief Judge, **shall create a Board of Election Commissioners as provided in the City Election Law.** The Board of Election Commissioners shall perform all duties necessary for holding the first and subsequent elections in the boroughs and in the united city.

Section 7-2-7: **First Election.** The day of the first election of officers of the united city shall be the next regular election date at which municipal officers are scheduled to be elected as provided in the General Election Law, occurring not less than ninety (90) days after the proclamation of the union or, if a municipal primary is required, not less than one hundred fifty (150) days after the proclamation. The regular

general municipal election shall occur thereafter at the time provided in the General Election Law.

Section 7-2-8: **Term of Office.** The terms of all popularly elected officers in the boroughs shall expire thirty (30) days after the first election of officers as provided in Section 7-2-6 and 7-2-7. Until the expiration of their terms of office, all elected officers shall take whatever steps are necessary and consistent with the provisions of Article 7, Division 2, of the Municipal Code to effectuate the union of the municipalities.

The terms of all popularly elected officers of the united city, after the first election, shall begin at the end of thirty (30) days after the first election and shall end thirty (30) days after the regular election at which their successors are chosen.

All appointed officers of each borough shall retain their officers and perform their duties in the borough for which they were appointed until superseded by successors appointed for the united city. However, appointed officers who are not superseded shall obey the orders of the officers of the united city.

Section 7-2-9: **Borough Assets & Debt.** Each borough shall retain and pay any debt or liability which exists immediately prior to the formation of united city.

**The title to and revenue from all property of each borough is transferred to the united city, except so much thereof as may be necessary to pay and debt or liability which existed immediately prior to the formation of the united city.**

With respect to the property transferred, the united city may consolidate, interconnect and manage any municipally owned property provided that the rights of any **existing bond holders are not adversely affected.**

If the bonds of any municipality, before it becomes a borough, have been registered with the **State Auditor of Public Accounts**, the County Clerk shall certify the fact of the formation of the union to the Auditor; the Auditor shall continue to certify any existing tax rate; and the County Clerk shall continue to extend such existing tax rate upon the taxable property of the particular borough alone until the payment of the principle or the interest of the bonds of the borough is complete.

Nothing in Section 7-2-9 shall prevent the united city from incurring indebtedness for the city as a whole, after its formation.

Section 7-2-10: **Appropriation Ordinance.** If any municipality, before it becomes a borough, has enacted its annual appropriation ordinance, but has not enacted an ordinance levying a tax that is sufficient to produce revenue equal to its appropriations for the current fiscal year, then the corporate authorities of the united city may include the estimated deficit in the amount for which the annual tax levy of the united city will make provision.

Section 7-2-11: **Collection of Revenue.** The formation of the union shall not adversely affect the collection of any revenue or the enforcement of any tax or special assessment levied or assessed in any municipality that has become a borough of a united city. Proceedings to collect revenues may be instituted and carried on in the name of the municipality.

**All such revenues, taxes and special assessments that are collected shall be paid over to the treasurer of the united city, but they shall be used for the purpose for which they were levied or assessed.**

Section 7-2-11.1: **Tax Rate.** Where a tax rate or rates have been authorized by referendum, proceedings to levy, collect, and enforce such taxes in all boroughs of the united city may be instituted and carried on in the name of the united city.

**All such taxes that are collected shall be paid over to the treasurer of the united city but they shall be used for the purpose for which they were levied in all of the boroughs of the united city.**

Section 7-2-12: **Pending Litigation.** All suits pending in any court on behalf of or against any municipality, when it becomes a borough of a united city, may be prosecuted or defended in the name of the municipality.

Judgments in favor of the municipality may be collected or enforced in the name of the municipality but the proceeds shall be paid over to the treasurer of the united city.

Section 7-2-13: **Public Improvements.** If any municipality, before it becomes a borough, has instituted proceedings to make public improvements by special assessment or special taxation, the proceedings may be carried to finality in the name of the municipality.

Any proceeding by a municipality to take land for public use may be carried to finality in the name of the municipality.

**Section 7-2-14: Repealed effective September 7, 1967.**

Section 7-2-15: **Police & Fire.** All policemen and firemen lawfully in the employment of any municipality that becomes a borough shall become members of the police or fire department of the united city.

Section 7-2-16: **Liquor License.** All valid ordinances or resolutions and all valid decisions determined through a referendum of the voters in any municipality, which becomes a borough of the united city, regulating or prohibiting the sale of alcoholic liquor shall remain valid, notwithstanding the formation of the union **until validly changed by compliance with “an act relating to alcoholic liquors”**. The local liquor control commissioner of any municipality, which becomes a borough, shall continue as such until superseded by the Mayor of the united city.

Section 7-2-17: **Annexation of Territory.** If annexation of any territory is made to a united city, it shall become a part of the borough to which it is contiguous.

If the territory annexed is contiguous with two or more boroughs, it shall be apportioned between the boroughs by ordinance of the united city.

Section 7-2-18: **Annexation of Municipality.** Any municipality contiguous to a united city may be annexed to the united city as a borough thereof by compliance with Section 7-1-1 through 7-1-45.

Section 7-2-19: **Aldermanic Form.** If a united city is created with an aldermanic form of governing, the united city shall be governed by a council composed of a mayor and a board of aldermen selected by the electors of the united city as provided by the provisions of this Code relating to the election of city officers, except that all elections in the united city are controlled by the City Election Law.

Section 7-2-20: **Commission Form.** If a united city is formed under a commission form of municipal government, the united city shall be governed by a council consisting of a mayor and a board of four (4) commissioners, with one commissioner being elected by the electors of each borough. If there are less than four (4) boroughs, the remainder of the commissioners shall be elected by the electors of the united city.

The nomination petitions of the candidates for the commissioners, who are to be elected by the electors in a particular borough, shall be signed only by the electors of that particular borough.

In all other respects, the nomination and election of officers shall be conducted in compliance with Sections 4-3-1 through 4-3-18, likewise the tenure of office shall be the same as that provided in Section 4-3-4.

Section 7-2-21: **Borough Ballot- Commission Form.** In addition to the requirements of the General Election Law, **a distinct ballot shall be printed for each borough for the primary election.** The ballot shall be entitled: **CANDIDATES FOR NOMINATION FOR MAYOR AND COMMISSIONERS AT LARGE OF THE UNITED CITY OF \_\_\_\_\_.**

Under the subtitle of **FOR MAYOR** shall be placed the following: (**VOTE FOR 1**).

If any commissioner at large is to be nominated, there shall be placed below the names of the candidates for mayor another subtitle reading: **FOR COMMISSIONER AT LARGE** and beneath the subtitle shall be the instruction: (**VOTE FOR 1**).

Following the names of the candidates for commissioner at large, there shall be another sub-title reading: **FOR COMMISSIONER OF THE BOROUGH OF \_\_\_\_\_** and beneath such subtitle shall be the direction: (**VOTE FOR 1**).

In other respects, the form of the ballot shall be controlled by Section 4-3-10.

Section 7-2-22: **Nominee Limitations – Commission Form.** The number of nominees that shall be placed on the ballot under each sub-title shall be determined by the number of officers who will be chosen under each subtitle multiplied by 2.

Only those candidates nominated for an office, in which only one (1) officer is to be elected, receiving the two (2) highest number of votes in the primary election shall be nominees at the general election. Those candidates nominated for an office, where two (2) officers are to be elected, receiving the four (4) highest number of votes shall be nominees at the general election. **(NOTE: the ratio formula for determining the number of nominees at the general election is to be applied pursuant to the number of officers that are to be elected).**

Section 7-2-23: **Nominee Death/Withdrawal- Commission Form.** If a candidate nominated at a primary election for a particular office dies or withdraws before the general city election, the vacancy on the ballot shall be filled with the name of the candidate for the same office who ranked next highest in the number of votes received at the primary election.

Section 7-2-24: **United Ballots – Commission Form.** Ballots for the election of officers at the general city election in a united city shall be prepared in accordance with the General Election Law and in accordance with Section 4-3-16 except as follows:

- (1) following the names of the candidates for mayor there shall be printed a subtitle: **FOR COMMISSIONER (OR COMMISSIONERS) AT LARGE** and following this subtitle shall be an instruction reading **(VOTE FOR 1)** or **(VOTE FOR NOT MORE THAN 2)** as the case may be and the names of the candidates for commissioner at large shall follow this instruction.
- (2) following the names of the candidates at large shall be printed another subtitle: **FOR COMMISSION FROM THE BOROUGH OF \_\_\_\_\_**. Following this subtitle shall be an instruction reading **(VOTE FOR 1)** and following this instruction shall be printed the names of the two nominees.

Section 7-2-20 through 7-2-24 are applicable only to united cities under a commission form of government.

Section 7-2-25: **Existing Ordinances.** Every valid ordinance of a municipality that becomes a borough of a united city shall remain valid within that borough until repealed by an ordinance of the united city, either expressly or impliedly by legislation on the same subject.

Section 7-2-26: **School Districts.** The formation of a united city under Section 7-2-1 shall **not** affect a union of the schools in the boroughs of the united city.

The united city, before the schools themselves are united, shall not be responsible for any school debt or any school obligation in a municipality that becomes a borough, or in a borough, after the formation of the united city.

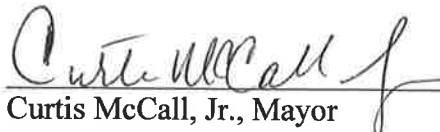
**Each school in a borough, until the schools themselves are united, shall be governed, as far as possible, as if the united city had not been formed. Statutes providing that school officials may act only with the concurrence of the City Council shall not apply to schools in a united city until the schools are united in compliance with the statutes governing schools.**

After the formation of a united city and before the schools themselves are united, the name of each school district therein shall be amended by substituting the word "**BOROUGH**" in place of the word "City," "Village," or "Town".

Section 7-2-27: **Dissolution.** At any general municipal election, the question of the dissolution of the united city may be submitted to the electors by a compliance, as near as may be, with Section 7-6-1 through 7-6-6. However, the petition in such case shall request that the dissolution of the united city be submitted to the electors of the united city in the prescribed form.

Section 7-2-28: **Aldermanic Form – Composition.** Whenever a united city is formed with an aldermanic form of government, the united city shall be and the decision is in favor of a managerial form governed by a council composed of a mayor and board of aldermen selected by the electors of the united city as provided by this Code relating to the election of city officers, except all elections are controlled by the City Election Law and a municipal manager appointed by the council as provided in Article 5.

This 17 day of December 2020

  
Curtis McCall, Jr., Mayor  
Borough of Cahokia,  
City of Cahokia Heights, Illinois

Attest: Delva Duncan  
Richard Duncan, Clerk  
Borough of Cahokia  
City of Cahokia Heights, IL

## CERTIFICATION

The undersigned Village Clerk does herewith certify that the attached  
Is a true and correct copy of the duly adopted by the Mayor and Board  
of Trustees of the Village of Cahokia at a meeting held on the 17  
Day of DECEMBER, 2020

VILLAGE CLERK Delia Duncan



AYE

NAY

Baker

Y

\_\_\_\_\_

Ware

Y

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Nolden

Y

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Wofford

Y

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Pearson

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MAYOR Curtis McCall

CLERK Delia Duncan