

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

CERTIFICATION

I, LUS E. CHAVEZ, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Burnham, Cook County, Illinois, (the "Village"), and as such Village Clerk, I am the keeper of the official journal of proceedings, books, records, papers, minutes, entries, documents, resolutions, ordinances, and files of the Village and of the President and Board of Trustees, (the "Corporate Authorities"), thereof, and that attached is a full, true, and correct copy of ORDINANCE NO. 2022-O-004 now on file in my office entitled:

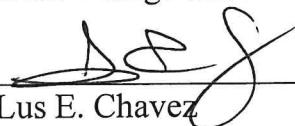
**AN ORDINANCE ADJUSTING THE VILLAGE'S WATER RATES
AMENDING CHAPTER 98-UTILITIES, ARTICLE I – DIVISION 3 –
RATES AND CHARGE SECTIONS; 98-161 – RATES ESTABLISHED;
AND SECTION 98-161 SUBSECTION (2) LATE PENALTY AND
SECTION 86-424 OF THE REVISED SEWER TAX OF THE CODE OF
ORDINANCES, VILLAGE OF BURNHAM, COOK COUNTY, ILLINOIS**

I further certify that said Ordinance No. 2022-O-004 was duly passed on roll call vote by the Board of Trustees of the Village on the 22nd day of November, 2022, and approved by the President of the Village on the 22nd day of November, 2022, and that said Ordinance attached is now in full force and effect and has not been rescinded.

I do further certify that the deliberations of the Corporate Authorities on the passage of said Ordinance was taken openly, that the vote on the passage of said Ordinance was taken openly; that said meeting was held at a specified time and place convenient to the public; that notice of said meeting was duly given to all newspapers, radio or television stations and other news media requesting such notice; and that said meeting was called and held in strict compliance with the provisions of "AN ACT in relation to meeting", approved July 11, 1957, as amended, and the Illinois Municipal Code, as amended, and that the Corporate Authorities have complied will all of the provisions of said Act and said Codes and with all of the procedural rules of the Corporate Authorities.

IN WITNESS WHEREOF, I have affixed hereunto my official signature as

Village Clerk of the Village and the seal of the Village this 22nd day of November 2022.



Lus E. Chavez
Village Clerk

(SEAL)

**THE VILLAGE OF BURNHAM
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 2022 - O – 004

REVISED WATER RATE AND LATE PENALTY

**AN ORDINANCE ADJUSTING THE VILLAGE’S WATER RATES
AMENDING CHAPTER 98-UTILITIES, ARTICLE I – DIVISION 3 –
RATES AND CHARGE SECTIONS; 98-161 – RATES ESTABLISHED;
AND SECTION 98-161 SUBSECTION (2) LATE PENALTY AND
SECTION 86-424 OF THE REVISED SEWER TAX OF THE CODE
OF ORDINANCES, VILLAGE OF BURNHAM,
COOK COUNTY, ILLINOIS**

WHEREAS, the Village of Burnham was organized as a municipal corporation on February 8, 1907, by court order under the Cities, Villages, and Towns Act of the Illinois Revised Statutes in Cook County, Illinois; and

WHEREAS, the Village of Burnham, Cook County, Illinois, has elected by referendum on March 11, 1980, to become a home rule unit, and accordingly, pursuant to the provisions of the Constitution of the State of Illinois of 1970, particularly Article VII Sec. 6 (a) thereof, the Village is a home rule unit; and

WHEREAS, pursuant to the powers of a home rule unit set forth in Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970, the Village may 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, to license, to tax, and to incur debt; and

WHEREAS, the Village of Burnham, Cook County, Illinois, operates its public water supply system (the System) and in accordance with the provisions of the Constitution of the State of Illinois Article VII Sec.6 (A) and the Local Government Debt Reform Act, 30 ILCS 350/1 et seq. (collectively the Act); and

WHEREAS, the President and Board of Trustees of the Village of Burnham (the Corporate Authorities) have determined that it is advisable, necessary, and in the best interest of the public health, safety, and welfare to improve and maintain the public water supply system; and

NOW THEREFORE BE IT ORDAINED, by the Village President (Mayor) and Board of Trustees of the Village of Burnham, Cook County, Illinois, by and through its home rule powers, as follows:

Section 1. INCORPORATION OF PREAMBLES

THAT, the Corporate Authorities of the Village hereby find that all the recitals contained in the preambles of this Ordinance are full, true and correct and do incorporate them into this Ordinance by this reference as if they were set forth verbatim in this section; and

Section 2. DIVISION 3 SECTION 8 RATES ESTABLISHED

THAT, Division 3 Section 8, Sections 98-161 of the Code of Ordinances, Village of Burnham, Illinois, sub-paragraph (3) and previously amended by Ordinance 2020-O-001, enacted on April 14, 2020, is hereby amended to read as follows:

(3) That the automatic water rate increase of 3% annually set to go into effect on May 1, 2020, May 1, 2021, May 1, 2022, May 1, 2023, May 1, 2024 shall be and are hereby suspended and the water rate shall remain at the 2019 rate of \$8.76 per 1000 gallons of water remaining until April 30, 2025 the water rate shall be re-evaluated based upon data available at the time.

Section 3. PAYMENT OF CHARGES

THAT, Section 98-163, Subsection (2) Late Penalty, of the Code of Ordinances, Village of Burnham, Illinois, previously amended by Ordinance 2018-O-001 enacted on February 13, 2018 be and is hereby amended to read as follows:

(2) Late Penalty. All bills for metered or estimated water unpaid for the ten-day period provided for herein shall become delinquent and a penalty of five dollars (\$5.00) for each month delinquent shall be added thereto and collected in addition thereto for each month such total unpaid balance remains unpaid.

Section 4. PAYMENT OF SEWER TAX

THAT, Section 86-424 payment of sewer tax subsection (2) Late Penalty of the Code of Ordinances, Village of Burnham, Illinois previously amended by Ordinance 2018-O-002 enacted on February 13, 2018 be and is hereby amended to read as follows:

(2) Late Penalty. Subsection (2) is hereby repealed, revoked and deleted.

Section 5. LEGISLATIVE ACT OF HOME RULE MUNICIPALITY

THAT, this Ordinance and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such Ordinance should (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law, or, (b) legislate in a manner or regarding a manner not delegated to municipalities by state law. It is the intent of the Corporate Authorities of the Village of Burnham, Cook County, Illinois, that to the extent that the terms of this Ordinance should be inconsistent with any non-preemptive state law, that this Ordinance should supersede state law in that regard within its jurisdiction.

Section 6. SEVERABILITY

THAT, if any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 7. REPEALER OF CONFLICTING ORDINANCES

THAT, all Ordinances, Resolutions, Motions or Orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 8. EFFECTIVE UPON PUBLICATION

THAT, this Ordinance shall be in full force and effect after its passage, approval and publication according to law.

Section 9. PUBLISHED IN PAMPHLET FORM

THAT, this Ordinance shall be published in pamphlet form by the authority of the Village President (Mayor) and the Board of Trustees of the Village of Burnham, Cook County, Illinois.

PASSED by the Village President (Mayor) and Board of Trustees of the Village of Burnham, Cook County, Illinois, this November 22, 2022.



ROBERT E. POLK
Village President (Mayor)

ATTEST:



LUS E. CHAVEZ
Village Clerk (SEAL)

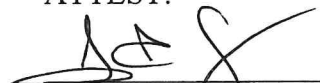
PRESIDENT AND VILLAGE BOARD MEMBERS

	AYES:	NAYS:	ABSENT:	ABSTAIN:
Trustee John Cap Jr.	<u>X</u>	_____	_____	_____
Trustee Jefferey Hodges	<u>X</u>	_____	_____	_____
Trustee Graciela Garcia	<u>X</u>	_____	_____	_____
Trustee Brenda Greer	<u>X</u>	_____	_____	_____
Trustee Carmella Richardson	_____	_____	<u>X</u>	_____
Trustee Travis Claybrooks	_____	_____	<u>X</u>	_____



ROBERT E. POLK
Village President (Mayor)

ATTEST:



LUS E. CHAVEZ
Village Clerk (SEAL)

Recorded in Village Records:
Published in pamphlet form by the authority of the Village President (Mayor) and Board of Trustees of the Village of Burnham, Cook County, Illinois, on November 22, 2022.

ATTEST:



LUS E. CHAVEZ, VILLAGE CLERK (SEAL)