

ORDINANCE NO. 168

AMENDMENT TO ZONING ORDINANCE

Pertaining to Petition of Scott E. Weller
To Rezone from R-1 to R-2

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE
VILLAGE OF GIFFORD, ILLINOIS, AS FOLLOWS:

Section 1

The tract of land hereinafter described is rezoned from R-1 to R-2:

Lot 2 and 3 of Hylbert's Replat of Block 5 of the Original
Town of Gifford, Champaign County, Illinois, together with
the area to the West that adjoins the said lots that was
originally platted as "New Street" and is designated on
Hylbert's Replat as being "Reserved for Future Extension
of New Street," in Section Two (2) Township Twenty-One
(21) North of Range Ten (10) East of the Third Principal
Meridian, situated in the Village of Gifford, County of
Champaign and State of Illinois.

PASSED by the President and Board of Trustees and approved by the
President of the Village of Gifford, Illinois, this _____ day of July, 1981.

Loen R. Walston
PRESIDENT

ATTEST:

Walter E. Osborn
CLERK

TO WHOM IT MAY CONCERN:

We the Town Council of Gifford, Illinois do herewith state and confirm that the ten or twelve unit project of housing for the Elderly proposed to be built by Scott E. Weller with Farm Home Administration financing would be a desirable addition to the housing supply of our community and could improve the housing conditions for some deserving individuals.

This resolution adopted by the Council of the Town of Gifford at its meeting July 2 1981

Lozen R. Walston Scott E. Weller

Village President

Village Clerk

MUNICIPAL CODE

MUNICIPAL CODE

24 ¶ 8-9-1

such classification to the board to serve first Monday of July, 1958, one member first Monday of July, 1957 until the first such classification to serve from the first Monday of July, 1960. As the terms of the board shall be appointed in like manner for three years thereafter. All members shall be appointed and qualified. This board shall have no advisory capacity but may at any time, on request of the board, offer its recommendations on any matter relating to the board.

transfer of duties under the 1970 Constitution.

publicity

audits have completed the audit, not less than 10 days before the audit is made and signed by the accountant and filed with the municipality audited. The original report, a part of its public records and subject to public inspection. In addition, the report, a part of its public records and subject to public inspection. Nothing in this section shall prevent the municipality, in filing its audit report with the Comptroller, from including in the report any comment or explanation. The audit report filed with the Comptroller shall be open to public inspection at all times thereafter be open to public inspection. The Comptroller shall file with the Comptroller a statewide summary of the financial results of the audits and the results of the audits and the results of the audits.

15, eff. Oct. 1, 1973.

transfer of duties under the 1970 Constitution.

and auditing tax

audit of public accounts provided for by this Act. Payment shall be made by the municipality and it shall be a condition of payment. Contracts for the audit may be entered into without the approval of the Comptroller or accountants retained by the Comptroller reasonable compensation of making such audit.

coming under the provisions of this Act a "Municipal Auditing Tax" upon all the rate on the dollar which will be levied to meet the cost of all auditing tax shall be held in a special fund for the payment of expenses occasioned by this

in addition to taxes for general purposes provided for by this Act.

, eff. Oct. 1, 1973; P.A. 81-824, § 1, eff.

Note 2

P.A. 78-592 substituted "Comptroller" for "Auditor" each time it appears reflecting the transfer of duties under the 1970 Constitution.

P.A. 81-824 added the third paragraph relating to enumeration of taxes.

Section 2 of P.A. 81-824, approved Sept. 19, 1973, provided:

"This amendatory Act takes effect upon its becoming a law."

8-8-9. Construction

§ 8-8-9. The provisions of the Division 8 shall not be construed to relieve any officer of any duties now required by law of him with relation to the auditing of public accounts or the disbursement of public funds. Failure of the corporate authorities of any municipality to comply with any of the provisions of this Division 8 shall not affect the legality of taxes levied for any of the funds of such municipality.

Notwithstanding any provision to the contrary, any municipality which files audits or audit reports with the Comptroller in compliance with this Act shall not be required to file any additional audits or audit reports with any state governmental agency providing motor fuel tax funds to such municipality. Any such state governmental agency may obtain copies of all audits and audit reports from the Comptroller.

Amended by P.A. 80-423, § 1, eff. Oct. 1, 1977.

DIVISION 9. PURCHASING AND PUBLIC WORKS CONTRACTS IN MUNICIPALITIES OF LESS THAN 500,000

8-9-1. Letting of contracts--Superintendence by commissioner of public works--Civil service

§ 8-9-1. In municipalities of less than 500,000, except as otherwise provided in Articles 4 and 5 any work or other public improvement which is not to be paid for in whole or in part by special assessment or special taxation, when the expense thereof will exceed \$2,500, shall be constructed either (1) by a contract let to the lowest responsible bidder after advertising for bids, in the manner prescribed by ordinance, except that any such contract may be entered into by the proper officers without advertising for bids; if authorized by a vote of two-thirds of all the aldermen or trustees then holding office; or (2) in the following manner, if authorized by a vote of two-thirds of all the aldermen or trustees then holding office, to-wit: the commissioner of public works or other proper officers to be designated by ordinance, shall superintend and cause to be carried out the construction of the work or other public improvement and shall employ exclusively for the performance of all manual labor thereon, laborers and artisans whom the municipality shall pay by the day or hour; and all material of the value of \$2,500 and upward used in the construction of the work or other public improvement, shall be purchased by contract let to the lowest responsible bidder in the manner to be prescribed by ordinance. However, nothing contained in this section shall apply to any contract by a city, village or incorporated town with the federal government or any agency thereof.

In every city which has adopted Division 1 of Article 10,² every such laborer or artisan shall be certified by the civil service commission to the commissioner of public works or other proper officers, in accordance with the requirement of that division.

In municipalities of 500,000 or more population the letting of contracts for work or other public improvements of the character described in this section shall be governed by the provisions of Division 10 of this Article.³

Amended by Laws 1967, p. 3425, § 1; P.A. 80-389, § 2, eff. Oct. 1, 1977.

¹ Paragraphs 4-1-1 et seq. and 5-1-1 et seq. of this chapter.

² Paragraph 10-1-1 et seq. of this chapter.

³ Paragraph 8-10-1 et seq. of this chapter.

Law Review Commentaries

Municipal contracts. Louis Ancel, 1961 Law Forum 357.

2. Construction and application

Even in absence of privity of contract, engineering firm owed duty to general contractor on municipal sewer project to avoid negligently causing extra expenses for the contractor in completion of the project. W. B. Lyman

Const. Co. v. Village of Gurnee, 1989, 38 Ill. Dec. 721, 84 Ill.App.3d 23, 403 N.E.2d 1325.

In contractor's action against engineering firm for negligence alleged in connection with municipal sewer project for which the engineering firm drafted plans and specifications, allegations that the engineering firm breached duty of care in its design and administration of the project in that manhole base could not be