

**RESOLUTION
R2022-185**

**A RESOLUTION PLACING A REFERENDUM QUESTION REGARDING A
PROPERTY TAX LEVY AT A TAX RATE OF .1% FOR THE PURPOSE OF
MAINTAINING A COUNTY NURSING HOME ON THE NOVEMBER 8, 2022 BALLOT**

WHEREAS, the DeKalb County Rehabilitation and Nursing facility evolved from its humble beginnings through multiple buildings and objectives, none of which were the result of a referendum to establish or erect a county nursing home as described within 55 ILCS 5/5-21001(9). Rather, any prior referenda on the nursing home were in regard to additions and maintenance of prior facilities, not including the current facility erected beginning in 1998 utilizing local funds; and

WHEREAS, the DCRNC is a proprietary or enterprise operation that has utilized revenue generated from the business to offset expenses; and

WHEREAS, in 1991 the County was authorized after referendum to levy and collect a tax for the purpose of maintaining a prior nursing home facility, but never levied such tax over the thirty years since its passage because of an expectancy that the facility would fund itself without the necessity of tax levies; and

WHEREAS, in consideration of the financial distress of the DCRNC enterprise and/or other related concerns, the DeKalb County Board may deem that it is in the best interest of the County to sell or dispose of the County nursing home subject to the approval of a 2/3 majority of all of the members of the board; and

WHEREAS, given the financial distress of the DCRNC additional public resources are required to continue the operation of the DeKalb County Rehab and Nursing Center as a County facility; and

WHEREAS, Section 5-21001(8) of the Illinois Counties Code (55 ILCS 5/5-21001) allows Counties to cause an amount sufficient for those purposes to be levied upon the taxable property of the counties and collected as other taxes and further providing that in counties with a population of not more than 1,000,000 to levy and collect annually a tax of not to exceed .1% of the value, as equalized or assessed by the Department of Revenue, of all the taxable property in the county for these purposes; and

WHEREAS, the tax shall be in addition to all other taxes which the county is authorized to levy on the aggregate valuation of the property within the county and shall not be included in any limitation of the tax rate upon which taxes are required to be extended, but shall be excluded therefrom and in addition thereto; and

WHEREAS, the tax shall be levied and collected in like manner as the general taxes of the county, and when collected, shall be paid into a special fund in the county treasury and used only as herein authorized; and

WHEREAS, the DeKalb County Board has not made any decisions regarding whether or not the County will continue to own and operate the DCRNC, rather this resolution and referendum question is intended to ask voters whether or not they are willing to provide additional public resources, and

WHEREAS, the result of the referendum will be taken into consideration as the County Board continues to evaluate all options for the DCRNC, and

WHEREAS, Section 28-2(c) of the Illinois Code, 10 ILCS 5/28-2(c), provides that a resolution of a unit of local government which initiates the submission of public questions pursuant to the law must be adopted no less than 79 days before a regularly scheduled election to be eligible for submission on a ballot at such election; and

WHEREAS, the next regularly scheduled election in DeKalb County is the General Election to be held on November 8, 2022.

NOW, THEREFORE, BE IT RESOLVED by the County Board of DeKalb County, Illinois that the County Board directs the County Clerk of DeKalb County, in his capacity as the appropriate election authority, to place the following question on the General Election ballot on November 8, 2022:

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| <i>Shall DeKalb County be authorized to levy and collect a tax at a rate not to exceed .1% for the purpose of maintaining a county nursing home?</i> | YES | |
| | NO | |

PASSED THIS 20TH DAY OF JULY 2022 AT SYCAMORE, ILLINOIS

ATTEST:

SIGNED:

Douglas J. Johnson
DeKalb County Clerk

John Frieders, Chairman
DeKalb County Board