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**CITY OF CASEY**

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**ORDINANCE NO. 332**

**AN ORDINANCE AMENDING SECTION 2.04.015  
OF THE CASEY MUNICIPAL CODE**

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**ADOPTED BY THE CITY COUNCIL  
OF THE CITY OF CASEY  
THIS 16<sup>th</sup> DAY OF MARCH, 2009.**

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**Published in pamphlet form by authority of the City Council of the City of Casey, Clark County,  
Illinois, this 16 day of March, 2009.**

ORDINANCE NO. 332

AN ORDINANCE AMENDING SECTION 2.04.015  
OF THE CASEY MUNICIPAL CODE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CASEY, ILLINOIS, AS  
FOLLOWS:

SECTION 1: That Section 2.04.015 of the Casey Municipal Code, relating to a vacancy of  
office, shall be amended to read as follows:

2.04.015 Vacancy.

A. A vacancy occurs in an office by reason of resignation, failure to elect or qualify (in which case the incumbent shall remain in office until the vacancy is filled), death, permanent physical or mental disability rendering the person incapable of performing the duties of his or her office, conviction of a disqualifying crime, abandonment of office, removal from office, or removal of residence from the municipality or, in the case of aldermen of a ward, removal of residence from the ward.

B. If a vacancy occurs in an elective municipal office with a four year term and there remains an unexpired portion of the term of at least twenty-eight (28) months, and the vacancy occurs at least 130 days before the general municipal election next scheduled under the general election law, the vacancy shall be filled for the remainder of the term at that general municipal election. Whenever an election is held for this purpose, the municipal clerk shall certify the office to be filled and the candidates for the office to the proper election authorities as provided in the general election law. If the vacancy is in the office of mayor, the city council shall elect one of their members acting mayor. The acting mayor shall perform the duties and possess all the rights and powers of the mayor until a successor to fill the vacancy has been elected and has qualified. If the vacancy is in any other elective municipal office, then until the office is filled by election, the mayor shall appoint a qualified person to the office subject to the advice and consent of the city council.

C. If a vacancy occurs in an elective municipal office with a two year term, or if the vacancy occurs later than specified above in a four year term, a vacancy in the office of mayor shall be filled by the corporate authorities electing one of their members acting mayor. The acting mayor shall perform the duties and possess all the rights and powers of the mayor until a mayor is elected at the next general municipal election and has qualified. A vacancy in any elective office other than mayor shall be filled by appointment by the mayor, with the advice and consent of the corporate authorities.

D. An appointment to fill a vacancy in the office of alderman shall be made within sixty (60) days after the vacancy occurs.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 3: This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED AND APPROVED this 16<sup>th</sup> day of March, 2009.

Ayes: 6

Nays: 0

Absent: 0

  
\_\_\_\_\_  
Tom Monken, Mayor Pro Tem

ATTEST:

  
\_\_\_\_\_  
Robin McClellan, City Clerk (SEAL)

STATE OF ILLINOIS     )  
                                  ) ss.  
COUNTY OF CLARK     )

**CERTIFICATE**

I, the undersigned, Clerk of the City of Casey, Clark County, Illinois, do hereby certify that I am the keeper of the records, files and seal of said City.

I further certify that on March 16, 2009, the Mayor Pro Tem and City Council of such municipality passed and approved Ordinance No. 332, entitled "AN ORDINANCE AMENDING SECTION 2.04.015 OF THE CASEY MUNICIPAL CODE," which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 332 was prepared, and a copy of such Ordinance was posted in the City Hall, commencing on March 16, 2009, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the City Clerk.

Dated at Casey, Illinois, this 16 day of March, 2009.

  
City Clerk

(SEAL)

STATE OF ILLINOIS )  
 ) ss.  
COUNTY OF CLARK )

I, Robin McClellan, City Clerk of the City of Casey, Illinois, do hereby certify that I am the keeper of the records, files and seals of said City. I do also certify that the foregoing is a true and complete copy of Ordinance No. 332.

The aforesaid Ordinance was passed by the Mayor Pro Tem and City Council of the City by aye and nay vote at a meeting of the City Council held on the 16<sup>th</sup> day of March, 2009, as the same appears from the records and files in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said City of Casey, Illinois, this 16 day of March, 2009.

  
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City Clerk

(SEAL)