

ORDINANCE 13-14-02

An Ordinance Amending Chapter 2, Board of Trustees of the Johnsburg Municipal Code

SECTION 1: That Chapter 2 is amended and shall read as follows:

CHAPTER 2 BOARD OF TRUSTEES

2.01 GOVERNMENT OF VILLAGE The Village of Johnsburg shall be governed by a Village Board which shall be elected at large and shall consist of a President and six Trustees.

2.02 ELECTION, TERM AND POWERS

- A. The members of the Village Board shall be elected and serve for a four-year term, and until their successors are elected and qualified, as provided by law. The Village Board shall be the legislative department of the municipal government, and shall perform such duties and have such power as provided by law and by ordinance.
- B. The term of the members of the Village Board elected at the April election shall begin at the first meeting in May. If the election results are not available at the first meeting in May, the term of office shall begin at the first regular or special meeting following receipt of the election results.

2.03 REGULAR MEETINGS The regular meetings of the Village Board shall be held in the Board Room at 1515 Channel Beach Avenue, Johnsburg, Illinois, on the first and third Thursday of each month at 7:30 p.m. beginning the first meeting in January of 2012; provided that if the regular meeting falls on a legal holiday or election day the meeting shall take place on the next Thursday at the same hour and place. Recessed meetings may be held at such other times as the Board may determine.

2.04 SPECIAL MEETINGS Special meeting of the Village Board may be called by the President or any three (3) members of the Board of Trustees, provided that written notice of such meetings shall be given to each member of the Village Board no less than twenty-four (24) hours before the time set for such meetings. Whenever all of the members of the Village Board are present at any special meeting, the requirement of notice of such special meeting shall be deemed waived.

2.05 PRESIDING OFFICER

- A. The President shall be the presiding officer of the regular and special meetings of the Village Board, and of other meetings when the Village Board convenes as a Committee of the Whole. In the absence of the President, the Village Clerk shall open the meeting and the Temporary Chairman shall be established in accordance with 2.05-B as stated below.
- B. In accordance with and pursuant to the Illinois Emergency Interim Succession Act, ~~Illinois Revised Statutes, Chapter 102, Section 101 et seq~~, which is incorporated herein by reference, the following officers are hereby designated as the emergency interim successors to the office of the Village President in the following order:

1. The Village Trustee with the highest number of years in office;
2. The Village Trustee with the second highest number of years in office;
3. The Village Trustee with the third highest number of years in office;
4. The Village Trustee with the fourth highest number of years in office;
5. The Village Trustee with the fifth highest number of years in office;
6. The Village Trustee with the sixth highest number of years in office.

C. The emergency interim successor shall exercise the powers and discharge the duties of the office of the Village President until such time as a vacancy which may exist shall be filled in accordance with the law, or until the Village President, or the preceding emergency interim successor, again becomes available to exercise the powers and discharge the duties of his office.

2.06 QUORUM A majority of the elected members of the Village Board shall constitute a quorum thereof, but no ordinance shall be passed except upon the affirmative vote of a majority of the elected members of the Village Board or as otherwise provided according to law.

2.07 RULES OF ORDER

A. Order of Business. The order of business at meetings of the Village Board shall be as follows:

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Audience Participation
5. Omnibus Agenda/Approval
6. President's Report
7. Communications and Petitions
8. New Business
9. Unfinished Business
10. Executive Session, if required

11. Motions following Executive Session, if any

12. Adjournment.

B. Motions, Resolutions and Ordinances. All resolutions and ordinances submitted to the Village Board shall be reduced to writing before being voted upon. Where such are adopted and entered upon the minutes of the proceedings of the Village Board, the name of the member moving the adoption, and the name of the member seconding same shall be entered in the minutes. On each matter submitted to the Village Board upon which a vote is taken, the vote of each member voting, as well as the vote of the President when required by law or by ordinance to vote, shall also be entered in the minutes.

~~C. Addressing Meetings. No person other than the President, member of the Board of Trustees, or Village Officer shall address the Board of Trustees at any regular or special meeting except upon consent of a majority of the members of the Village Board present. To the extent that a member of the public wishes to address the Village Board or other public body of the Village at a public meeting one may do so during "Audience Participation". Comments by a member of the public shall be limited to five minutes in duration. Interrogation of, or personal invectives against Village staff, officers or office holders will not be permitted.~~

D. Suspension of Rules. The rules of order, other than those provided by law, may be suspended at any time by the affirmative vote of a majority of the members present at any meeting of the Village Board.

E. Robert's Rule of Order. Robert's Rule of Order, Official Edition No. 75, shall govern the deliberations of the Village Board, except as is otherwise provided by law or ordinance.

2.08 RECORDS The Village Clerk shall keep the minutes and records of the Board proceedings.

2.09 COMMITTEES

A. Standing Committees. There shall be the following standing committees of the Board of Trustees:

- Committee of the Whole
- Community Affairs Committee
- Development and Governmental Affairs Committee
- Economic Development Committee
- Finance Committee
- Ordinance Committee
- Public Works and Municipal Properties Committee

B. Special Committees: The Village Board may establish special committees as it deems necessary, either standing or temporary.

- C. Committee Membership: The President shall appoint the members of all standing committees and special committees with the advice and consent of the Village Board. The President shall appoint a chairperson, who shall be a member of the Village Board, for each committee. Standing committees shall consist of not less than seven members, including the chairperson. In the event a Committee consists of less than seven members due to the resignation, death or permanently vacated position of a Committee Member, a majority of the members still serving on the Committee shall constitute a quorum.
- D. Committee Reports: It shall be the duty of each committee chairperson to report to the Village Board in writing any business conducted by their committee in a timely manner. All committee meetings shall comply with the Open Meetings Act.
- E. Review: The Village Board shall annually review the assignment of goals for each Committee.

2.10 RULES OF MEETING ATTENDANCE: In addition to holding meetings pursuant to the Open Meetings Act, 5 ILCS 120/1 *et seq.*, ~~Village Board~~ meetings of each public body of the Village shall be subject to the following rules:

A. A quorum of the public body~~Village Board~~ shall be physically present at the location of an open or closed meeting.

B. Provided a quorum at a public meeting is physically present, a member of such body who wishes to attend ~~be considered present at~~ a meeting via audio or video conference may make such a request to the Village Board by notifying the Clerk prior to the meeting, unless advance notice is impractical, that the member cannot physically attend the meeting for one of the following reasons:

1. Personal illness or disability;
2. Employment purposes or ~~Village~~ business of the public body; or
3. A family or other emergency.

C. In turn, provided the criteria set forth above is met, an affirmative vote by a majority of the public body physically present may allow a member to attend a meeting as provided herein.

D. The Clerk shall record in the minutes of every meeting the members physically present, absent and present by audio or video conference.

SECTION 2: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain in full force and effect.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4: This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.

Voting Aye:

Voting No:

Absent:

Abstain:

APPROVED:

Edwin P. Hettermann, Village President

(SEAL)

ATTEST:

Claudett E. Peters, Village Clerk

Passed:

Approved:

Published:

Prepared by:

Claudett E. Peters, Village Administrator

Village of Johnsburg

1515 Channel Beach Ave

Johnsburg, IL 60051

CERTIFICATION

I, CLAUDETT E. PETERS, do hereby certify by my signature affixed below that I am the duly appointed, acting and qualified Clerk of the Village of Johnsburg, County of McHenry, Illinois.

I do further certify that a regular meeting of the President and Board of Trustees of the Village of Johnsburg, held on the ____ day of _____ the foregoing Ordinance entitled: ***“An Ordinance Amending Chapter 2, Board of Trustees, of the Johnsburg Municipal Code”*** was duly passed by the President and Board of Trustees of the Village of Johnsburg, a true and correct copy of which is attached hereto. The passage of said Ordinance was on a roll call vote, on which the vote was as follows:

Voting Aye:

Voting Nay:

Absent:

Abstain:

I do further certify that said Ordinance was duly published on _____ of _____ 2013 in pamphlet form.

IN WITNESS WHEREOF, I have above set my hand and caused to be affixed the seal of the VILLAGE OF JOHNSBURG, Illinois, on the _____ day of _____, 2013.

Claudett E. Peters, Village Clerk
Village of Johnsburg

(SEAL)