

ORDINANCE 13-14-05

An Ordinance Amending Chapter 2 of the Johnsborg Municipal Code adding 2.11 Code of Conduct

SECTION 1: That Chapter 2 is amended to add 2.11 as follows:

2.11 CODE OF CONDUCT

A. CONDUCT OF ELECTED OFFICIALS. The President, ~~and~~ Trustees and Committee Members of the Village of Johnsborg shall adhere to the following conduct:

1. Each of the Trustees, Committee Members and President shall conduct him or herself at each public meeting in a manner consistent with the highest standards of professional conduct, personal integrity, and honesty;
2. Each of the Trustees, Committee Members and President shall undertake his or her duties in a fair and impartial manner, refraining at all times from inappropriate discrimination or the dispensation of special privileges;
3. Each of the Trustees, Committee Members and President shall respect that the Village of Johnsborg maintains a workplace that strives to facilitate the growth and performance of its officers and employees;
4. Each of the Trustees, Committee Members and President shall ensure that the Village's workplace is free from hostility or harassment in any form and that the workplace is conducive to the provision of services to Village residents in an efficient and effective manner and shall undertake no action that causes hostility or constitutes harassment in the Village workplace;
5. Each of the Trustees, Committee Members—and President shall refrain from utilizing or attempting to utilize his or her position to threaten or intimidate an employee of the Village, officer of the Village or resident;
6. Each of the Trustees, Committee Members and President at each public meeting shall conduct him or herself in a manner consistent with the Illinois Open Meetings Act and all other applicable statutory mandates for officials, including refraining from any criminal or quasi-criminal conduct related to the position; and
7. Each of the Trustees, Committee Members and President shall at each public meeting refrain from any conduct toward other Board members, residents or Village employees which is derogatory or harassing.

B. ENFORCEMENT AND PENALTY. The Board of Trustees, upon receiving a written complaint from any resident, employee, officer or other elected or appointed representative of the Village may elect, in its discretion to conduct a hearing thereon. Upon a finding of facts that there occurred a violation of this Ordinance by a Trustee, Committee Member or the President, the Board shall issue a censure, ~~withhold compensation~~ or levy a fine for such violation against the offending official as set forth below.

1. **First Offense.** For the initial violation of this Ordinance (Section 2.11), the Board may move to publicly censure the Trustee, Committee Member or the President, as the case may be, with an affirmative vote of not less than two-thirds (2/3) of the Trustees then holding office.
2. **Second Offense.** For a second violation of this Ordinance (Section 2.11), upon not less than two-thirds (2/3) of the affirmative vote of all the Trustees then holding office direct that such President or Trustee, as may be the case, shall be fined \$300~~forfeit his or her pay for the next following calendar month.~~ A Committee Member committing a second violation of this Ordinance shall be removed from their position on the Committee.
3. **Third and Subsequent Offenses.** Upon the affirmative vote of two-thirds (2/3) of all the then Trustees holding office finding that the Trustee or President, as the case may be, committed a third or subsequent violation of this Ordinance as set forth in Section 2.11, the fine shall be \$500.

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 Administrator

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 _____ 2013 the foregoing Ordinance entitled: ***“An Ordinance Amending Chapter 2 of the Johnsburg Municipal Code adding 2.11 Code of Conduct”*** 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)