

ORDINANCE NO. 2018-01

AN ORDINANCE ADOPTING CHAPTER 2, SECTIONS 2-51, 2-76 AND 2-180 AND AMENDING CHAPTER 6, SECTION 6-2 OF THE MUNICIPAL CODE, VILLAGE OF STICKNEY, ILLINOIS REGARDING SALARIES FOR ELECTED OFFICIALS

WHEREAS, the Village of Stickney (the “Village”) is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs, and to review, interpret and amend its ordinances, rules and regulations; and

WHEREAS, the Village President (the “President”) and the Board of Trustees of the Village (the “Village Board” and with the President, the “Corporate Authorities”) are committed to ensuring the health, safety and welfare of individuals residing in, working in and visiting the Village; and

WHEREAS, previously, the salaries to be paid to the President, the Local Liquor Control Commissioner, the Trustees and the Village Clerk (collectively, the “Elected Officials”) holding office in the Village were last fixed in 2000 and since that time, such salaries have not been adjusted, altered or increased; and

WHEREAS, the positions of the Elected Officials have not been subject to cost of living or other inflation related adjustment since 2000; and

WHEREAS, pursuant to Illinois Statute and Constitution of the State of Illinois, any adjustment in the salary of an elected officer of any unit of local government shall not take effect during the term for which that officer is elected; and

WHEREAS, in accordance with applicable law, any adjustment in the salaries of the Elected Officials, as contemplated herein, shall not take effect during the current terms of the President, Local Liquor Control Commissioner, Trustees or Village Clerk; and

WHEREAS, pursuant to the Illinois Municipal Code, the salaries for those officers who hold elective office for a definite term shall be fixed at least one hundred and eighty (180) days before the beginning of the terms of said officers; and

WHEREAS, as of the date of this Ordinance, there are currently more than one hundred and eighty (180) days before the beginning of the terms of the President, Local Liquor Control Commissioner, Trustees and Village Clerk; and

WHEREAS, in light of the foregoing, the Corporate Authorities have determined that it is in the best interests of the Village and its residents to increase the salaries of the Elected Officials and to codify the same by adopting Chapter 2, Sections 2-51, 2-76 and 2-180 and amending Chapter 6, Section 6-2 of the Municipal Code, Village of Stickney, Illinois (the “Village Code”) as set forth herein;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, as follows:

**ARTICLE I.
IN GENERAL**

SECTION 1. INCORPORATION CLAUSE.

The Corporate Authorities hereby find that all of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct and do hereby, by reference, incorporate and make them part of this Ordinance as legislative findings.

SECTION 2. PURPOSE.

The purpose of this Ordinance is to increase the salaries of the Elected Officials and to codify the same by adopting Chapter 2, Sections 2-51, 2-76 and 2-180 and amending Chapter 6, Section 6-2 of the Village Code as set forth herein, and to authorize the President or his designee to take all actions necessary to carry out the intent of this Ordinance.

ARTICLE II.

**ADOPTION OF CHAPTER 2, SECTIONS 2-51, 2-76 AND 2-180 AND AMENDMENT OF
CHAPTER 6, SECTION 6-2 OF THE MUNICIPAL CODE, VILLAGE OF STICKNEY, ILLINOIS**

SECTION 3.0 ADOPTION OF CHAPTER 2, SECTION 2-51.

That the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution or Village Code section to the contrary, by adopting Chapter 2, Section 2-51 as follows:

Sec. 2-51. – Compensation for Trustees; Insurance.

(a) The compensation to be paid to each member of the board of trustees hereafter elected shall be the sum of \$14,400.00 annually, to be paid in equal semi-monthly installments for the performance of his or her duties. The said trustees shall not be entitled to any other compensation, except as set forth in this section. However, a trustee shall be reimbursed for out-of-pocket expenses incurred by the trustee in the performance of the duties of his or her office and in compliance with all ordinances and policies of the Village.

(b) The trustees shall be entitled to a 3% cost of living increase beginning with May in the fiscal year following the fiscal year in which salary as set forth in subsection (a) was established, and in May of every ensuing fiscal year thereafter. This amount shall be added to the compensation provided above.

(c) In addition to the compensation and cost of living increases set forth above, a Trustee shall receive pay adjustments to take effect beginning in the year that the compensation about set forth in subsection (a) above is implemented and in May of each fiscal year thereafter for the duration of the term of office based on the longevity schedule set forth below according to his or her years of service as a Village Trustee and/or as any other elected officer of the Village from the time period 2000 to present. Thus, if an individual has served in any elected position, whether appointed or elected to the same, for the Village from 2000 to present, he or she shall be entitled to a longevity year for any year or partial year in which he or she has served according to the following schedule:

Longevity Schedule:

<u>Years or partial years of service:</u>	<u>Percent increase of annual salary:</u>
<u>4 years</u>	<u>3%</u>
<u>8 years</u>	<u>6%</u>
<u>12 years</u>	<u>10%</u>

(d) A Village Trustee and his or her spouse and/or dependents shall be entitled to participate in any Village health, dental, life or other insurance programs or policies for which the Trustee is eligible.

SECTION 3.1 ADOPTION OF CHAPTER 2, SECTION 2-76.

That the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution or Village Code section to the contrary, by adopting Chapter 2, Section 2-76 as follows:

Sec. 2-76. – President’s Compensation; Insurance.

(a) The compensation to be paid to the Village President hereafter elected shall be the sum of \$25,000.00 annually, to be paid in equal semi-monthly installments for the performance of his or her duties. The President shall be reimbursed for out-of-pocket expenses incurred by the President in the performance of the duties of his or her office and in compliance with all ordinances and policies of the Village.

(b) The President shall be entitled to a 3% cost of living increase beginning in May in the fiscal year following the fiscal year in which salary as set forth in subsection (a) was established, and in May of every ensuing fiscal year thereafter. This amount shall be added to the compensation provided above.

(c) In addition to the compensation and cost of living increases set forth above, the President shall receive pay adjustments to take effect beginning in the year that the compensation set forth in subsection (a) above is implemented and in May of each fiscal year thereafter for the duration of the term of office based on the longevity schedule set forth below according to his or her years of service as President and/or as any other elected officer of the Village from the time period 2000 to present. Thus, if an individual has served in any elected position, whether appointed or elected to the same, for the Village from 2000 to present, he or she shall be entitled to a longevity year for any year or partial year in which he or she has served according to the following schedule:

Longevity Schedule:

<u>Years or partial years of service:</u>	<u>Percent increase of annual salary:</u>
<u>4 years</u>	<u>3%</u>
<u>8 years</u>	<u>6%</u>

12 years 10%

(d) The President and his or her spouse and/or dependents shall be entitled to participate in any Village health, dental, life or other insurance programs or policies for which the President is eligible.

SECTION 3.2 ADOPTION OF CHAPTER 2, SECTION 2-180.

That the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution or Village Code section to the contrary, by adopting Chapter 2, Section 2-180 as follows:

Sec. 2-180. –Compensation of the Village Clerk; Insurance.

(a) The compensation to be paid to the Village Clerk hereafter elected shall be the sum of \$34,000.00 annually, to be paid in equal semi-monthly installments for the performance of his or her duties. The Village Clerk shall not be entitled to any other compensation, except as set forth in this section. However, the Clerk shall be reimbursed for out-of-pocket expenses incurred in the performance of the duties of his or her office and in compliance with all ordinances and policies of the Village.

(b) The Clerk shall be entitled to a 3% cost of living increase beginning with May in the fiscal year following the fiscal year in which salary as set forth in subsection (a) was established, and in May of every ensuing fiscal year thereafter. This amount shall be added to the pay provided above.

(c) In addition to the compensation and cost of living increases set forth above, the Village Clerk shall receive pay adjustments to take effect beginning in the year that the compensation about set forth in subsection (a) above is implemented and in May of each fiscal year thereafter for the duration of the term of office based on the longevity schedule set forth below according to his or her years of service as Village Clerk and/or as any other elected officer of the Village from the time period 2000 to present. Thus, if an individual has served in any elected position, whether appointed or elected to the same, for the Village from 2000 to present, he or she shall be entitled to a longevity year for any year or partial year in which he or she has served according to the following schedule:

Longevity Schedule:

<u>Years or partial years of service:</u>	<u>Percent increase of annual salary:</u>
<u>4 years</u>	<u>3%</u>
<u>8 years</u>	<u>6%</u>
<u>12 years</u>	<u>10%</u>

(d) The Village Clerk and his or her spouse and/or dependents shall be entitled to participate in any Village health, dental, life or other insurance programs or policies for which the Village Clerk is eligible.

SECTION 3.3 AMENDMENT OF CHAPTER 6, SECTION 6-2.

That the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution or Village Code section to the contrary, by amending Chapter 6, Section 6-2 as follows:

Sec. 6-2. - Local liquor control commissioner.

(a) *Generally.* The village president shall be the local liquor control commissioner and shall be charged with the administration of the Liquor Control Act, and of such ordinances and resolutions relating to alcoholic liquor as may be enacted. The village president may appoint a person to assist him in the exercise of the powers and the performance of the duties.

(b) *Entry powers.* The local liquor control commissioner is hereby given the power to enter or to authorize any law enforcing officer to enter at any time upon any premises licensed under this chapter to determine whether any of the provisions of the Liquor Control Act, or any rules or regulations adopted by him or by the state commission have been or are being violated, and at such time to examine the premises of the licensee in connection therewith.

(c) Compensation.

(1) The compensation to be paid to the village president hereafter elected for the performance of his or her duties as the local liquor control commissioner shall be the sum of \$25,000.00 annually, to be paid in equal semi-monthly installments. The local liquor control commissioner shall be reimbursed for out-of-pocket expenses incurred in the performance of the duties of his or her office and in compliance with all ordinances and policies of the Village.

(2) The local liquor control commissioner shall be entitled to a 3% cost of living increase beginning with May in the fiscal year following the fiscal year in which salary as set forth in subsection (a) was established, and in May of every ensuing fiscal year thereafter. This amount shall be added to the pay provided above.

(3) In addition to the compensation and cost of living increases set forth above, the local liquor commissioner shall receive pay adjustments to take effect beginning in the year that the compensation about set forth in subsection (a) above is implemented and in May of each fiscal year thereafter for the duration of the term of office based on the longevity schedule set forth below according to his or her years of service as the local liquor commissioner and/or as any elected officer of the Village from the time period 2000 to present. Thus, if an individual has served in as the local liquor commissioner or in any elected position, whether appointed or elected to the same, for the Village from 2000 to present, he or she shall be entitled to a longevity year for any year or partial year in which he or she has served according to the following schedule:

Longevity Schedule:

<u>Years or partial years of service:</u>	<u>Percent increase of annual salary:</u>
<u>4 years</u>	<u>3%</u>
<u>8 years</u>	<u>6%</u>
<u>12 years</u>	<u>10%</u>

SECTION 3.4. OTHER ACTIONS AUTHORIZED.

The officers, employees and/or agents of the Village shall take all action necessary or reasonably required to carry out, give effect to and consummate the amendments contemplated by this Ordinance and shall take all action necessary in conformity therewith. The officers, employees and/or agents of the Village are specifically authorized and directed to draft and disseminate any and all necessary forms or notices to be utilized in connection with the intent of this Ordinance.

**ARTICLE III.
HEADINGS, SAVINGS CLAUSES, PUBLICATION,
EFFECTIVE DATE**

SECTION 4. HEADINGS.

The headings of the articles, sections, paragraphs and subparagraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provision of this Ordinance.

SECTION 5. SEVERABILITY.

The provisions of this Ordinance are hereby declared to be severable and should any provision of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable and as though not provided for herein and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

SECTION 6. SUPERSEDER.

All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

SECTION 7. PUBLICATION.

A full, true and complete copy of this Ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

SECTION 8. EFFECTIVE DATE.

This Ordinance shall be effective and in full force immediately upon its passage, approval and publication in accordance with Illinois law.

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PASSED this 2nd day of January, 2018.

AYES: Trustees Hrejsa, Kapolnek, Milenkovic, Savopoulos, Torres and White

NAYS: None

ABSENT: None

ABSTENTION: None

APPROVED by me this 2nd day of January, 2018.

Jeff Walik, President

**ATTESTED AND FILED in my
office this 2nd day of January, 2018.**

Audrey McAdams, Village Clerk