

ORDINANCE No. 2024- 03

AN ORDINANCE AMENDING CHAPTER 2, SECTION 2-178 OF THE MUNICIPAL CODE, VILLAGE OF STICKNEY, ILLINOIS REGARDING VILLAGE OFFICERS AND APPOINTING A SPECIFIC INDIVIDUAL TO A SPECIFIED POSITION.

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 Village residents and to the efficient operation of the Village; and

WHEREAS, Chapter 2, Section 2-178 of the Municipal Code, Village of Stickney (the “Village Code”) designates the Village Clerk as the chief Freedom of Information Act (“FOIA”) Officer for the Village; and

WHEREAS, the Corporate Authorities have determined that it is in the best interests of the Village and its residents to amend Chapter 2, Section 178 to allow the President to appoint the acting FOIA Officer for the Village in accordance with Chapter 2, Section 2-142 of the Code; and

WHEREAS, the individual to be appointed as the designated acting FOIA Officer for the Village is set forth in Exhibit A, attached hereto and incorporated herein; and

WHEREAS, the Corporate Authorities hereby direct that any FOIA requests which were received by the Village prior to the date of this Ordinance shall continue to be processed by the Village Clerk, and any FOIA requests received thereafter shall be processed by the appointed FOIA Officer as set forth in Exhibit A; and

WHEREAS, based upon the foregoing, the Corporate Authorities have determined that it is necessary, advisable and in the best interests of the Village and its residents to amend Chapter 2, Section 2-178 of the Village Code and hereby consent to the appointment of the individual set forth in Exhibit A as the acting FOIA Officer for the Village;

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 amend Chapter 2, Section 14-178 of the Village Code, to consent to the appointment of the individual listed in Exhibit A as the acting FOIA Officer of the Village, to direct the Village Clerk to process all FOIA requests received prior to the date of this Ordinance, and to authorize the President or his designee to take all action necessary to carry out the intent of this Ordinance.

**ARTICLE II.
AMENDMENT OF CHAPTER 2, SECTION 2-178 OF THE MUNICIPAL CODE, VILLAGE OF
STICKNEY, ILLINOIS**

SECTION 3.0. AMENDMENT OF CHAPTER 2, SECTION 2-178.

That the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution or Village Code section to the contrary, by amending Chapter 2, Section 2-178 as follows:

Sec. 2-178. - Additional duties.

In addition to the duties provided in this division, the clerk shall perform such other duties and functions as may be required by statute or ordinance. ~~This shall include the duties of the chief freedom of information officer.~~ There shall be an average minimum of 32 hours per week dedicated to the duties of the office of village clerk.

SECTION 3.1. 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 immediately upon its passage.

PASSED this 20th day of March, 2024.

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

NAYS: None

ABSENT: Trustee Savopoulos

ABSTENTION: None

APPROVED by me this 20th day of March, 2024.

Jeff Walik, President

ATTESTED AND FILED in my
office this 20th day of March, 2024.

Audrey McAdams, Village Clerk

EXHIBIT A

1. **Acting FOIA Officer: Beth Lukas**