

CITY OF LEROY  
COUNTY OF MC LEAN  
STATE OF ILLINOIS

ORDINANCE NO. 800

AN ORDINANCE AMENDING CHAPTER 2, COUNCIL, OF THE MUNICIPAL  
CODE OF THE CITY OF LEROY, ILLINOIS, 1975 (as amended), BY ADDITION  
OF NEW SECTION 2.09 APPOINTED OFFICERS OF THE CITY

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS 1st  
DAY OF June, 1998.

PRESENTED: June 1, 1998

PASSED: June 1, 1998

APPROVED: June 1, 1998

RECORDED: June 1, 1998

PUBLISHED: June 1, 1998

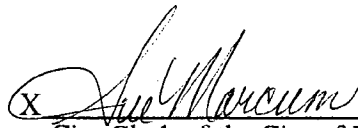
In Pamphlet Form

Voting "Aye" 5

Voting "Nay" 0

The undersigned being the duly qualified and acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned ordinance and that such ordinance was presented, passed, approved, recorded and published as above stated.

(SEAL)

X 

City Clerk of the City of LeRoy,  
McLean County, Illinois

Dated: June 1, 1998.

ORDINANCE NO. 800

AN ORDINANCE AMENDING CHAPTER 2, COUNCIL, OF THE MUNICIPAL CODE OF THE CITY OF LEROY, ILLINOIS, 1975 (as amended), BY ADDITION OF NEW SECTION 2.09 APPOINTED OFFICERS OF THE CITY

WHEREAS, the Mayor and City Council of the City of LeRoy, McLean County, Illinois, an Illinois municipal corporation, have determined that it is in the best interest of the City and of its residents that Chapter 2 COUNCIL, of the Municipal Code of the City of LeRoy, Illinois, 1975 (as amended), be amended,

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of LeRoy, Illinois, in lawful meeting assembled, as follows:

Section 1. Chapter 2 COUNCIL, Municipal Code of the City of LeRoy, Illinois, 1975 (as amended), is hereby amended by addition of new Section 2.09 Appointed Officers of the City, in words and figures as follows:

2.09 APPOINTED OFFICERS OF THE CITY

(a) Creation of City Offices. Various City offices have been created prior to the date of this Ordinance. Hereafter is set forth a list of the current City offices now in existence:

Superintendent of Streets  
Assistant Superintendent of Streets  
Public Works Director  
City Marshal (also known as Police Chief)  
Assistant City Marshal (also known as Assistant Police Chief)  
Sergeant of the Police Department  
Special Policeman  
Deputy City Clerk  
Assistant City Treasurer

(b) City Offices Created By Statute. Following is a list of City offices utilized by the City of LeRoy created by statute, the most current law creating such offices being the Illinois Municipal Code (65 ILCS 5/3.1-30-5) (as to the appointive offices):

Mayor (elected)  
Alderman (elected)  
City Clerk (elected)  
City Treasurer (elected)  
City Collector (appointive)  
Marshal (appointive)  
City Attorney (appointive)  
Auxiliary Policeman (appointive)

(c) The Mayor, by and with the advice and consent of the City Council, may appoint a City Collector, the Marshall/Police Chief, the Assistant Marshall/Assistant Police Chief, the Sergeant of the Police Department, the Special Policemen, the Auxiliary Policemen, both full-time and part-time officers as to the special and as to the auxiliary policemen, the City Attorney, the Public Works Director, the Street Superintendent, and the Assistant Street Superintendent. Such appointments shall be made at the first regular City Council meeting of each fiscal year. The City Clerk shall appoint the Deputy City Clerk, with the advice and consent of the City Council. The City Treasurer shall appoint the Assistant City Treasurer, with the advice and consent of the City Council. Where no specific provision is made to the contrary, the Mayor, with the advice and consent of the City Council, shall appoint all other officers of the city whose election or appointment is not otherwise provided for.

(d) In the event the City Council withholds its advice and consent as to the approval of any one or more persons appointed by the Mayor in a specific officer capacity for the City of LeRoy, the Mayor may make a temporary appointment of a person to that office; however, such temporary appointment may not be for longer than three months from the date of the appointment, and the person appointed to temporarily act as such officer may not be reappointed to such office on a temporary basis at any later time during the City's fiscal year.

(e) Designation of Duties of Officers. Whenever there is a dispute as to the respective duties or powers of any appointed officer of the City, this dispute shall be settled by the Mayor after consultation with the City Attorney; and the Mayor shall have the power to delegate to any appointed officer any duty which is to be performed when no specific officer has been directed to perform that duty.

(f) Term of Office. Every appointed officer shall hold office for the term of one year, although that year shall be deemed to end on the next April 30 following the officer's appointment (being the end of the city's fiscal year), unless the Mayor shall designate (with the advice and consent of the city council) a shorter period, or unless the office holder is appointed for a temporary period, a probationary period, or the term of office is otherwise designated to expire before the next April 30 or in a period of less than one year. The end of the aforesaid one year term shall be the end of the city's fiscal year, even though the actual term of office may be less than one year.

(g) Termination of Office. Every officer and employee of the City, upon the expiration of his or her term for any reason whatsoever, shall deliver to his or her successor all books and records which may be the property of the city; and if no successor has been appointed within one week after the termination of the office or employment, such property shall be delivered either to the City Clerk or to the City Treasurer, who shall give their written receipt therefore.

(h) Interfering with Officers. It shall be unlawful to interfere with or hinder any officer or employee of the City while engaged in the duties of his or her office or employment. Any person, firm or corporation violating any of the provisions of this section shall be guilty of an ordinance violation. Each day that such violation continues shall be deemed a separate offense.

Section 2. This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form, as required by law.

PASSED by the City Council of the City of LeRoy, Illinois, upon the motion by Dave McClelland, seconded by Dawn Thompson, by roll call vote on the 1st day of June, 1998, as follows:

Aldermen elected 6 Aldermen present 5

VOTING AYE:

Ron Litherland, Dave McClelland, W.H. Weber, Dawn Thompson, Dick Oliver.  
(full names)

VOTING NAY:  
None

(full names)

ABSENT:

Ryan Miles

(full names)

ABSTAIN:

(full names)

OTHER:

(full names)

and deposited and filed in the office of the acting City Clerk in said municipality on the 1st day of June, 1998.

X Sue Marcum

Sue Marcum, City Clerk of the City of LeRoy,  
McLean County, Illinois

APPROVED BY the Mayor of the City of LeRoy, Illinois, this 1st day of

June, 1998.

X Robert Rice

Robert Rice, Mayor of the City of LeRoy,  
McLean County, Illinois

ATTEST:

(SEAL)

*Sue Marcum*

\_\_\_\_\_  
Sue Marcum, City Clerk, City of LeRoy,  
McLean County, Illinois

**CERTIFICATE**

I, Sue Marcum, certify that I am the duly appointed and acting municipal clerk of the City of LeRoy, of McLean County, Illinois.

I further certify that on June 1, 1998, the Corporate Authorities of such municipality passed and approved Ordinance No. 800, entitled:

AN ORDINANCE AMENDING CHAPTER 2, COUNCIL, OF THE MUNICIPAL CODE OF THE CITY OF LEROY, ILLINOIS, 1975 (as amended), BY ADDITION OF NEW SECTION 2.09 APPOINTED OFFICERS OF THE CITY,

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 800, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on June 1, 1998, 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 municipal clerk.

Dated at LeRoy, Illinois, this 1st day of June, 1998

(SEAL)

  
\_\_\_\_\_  
Municipal Clerk

STATE OF ILLINOIS        )  
                                  ) SS:  
COUNTY OF McLEAN      )


I, Sue Marcum, do hereby certify that I am the duly qualified and acting City Clerk of the City of LeRoy, McLean County, Illinois, and as such acting City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

AN ORDINANCE AMENDING CHAPTER 2, COUNCIL, OF THE MUNICIPAL CODE OF THE CITY OF LEROY, ILLINOIS, 1975 (as amended), BY ADDITION OF NEW SECTION 2.09 APPOINTED OFFICERS OF THE CITY.

I do further certify said ordinance was adopted by the City Council of the City of LeRoy at a regular meeting on the 1st day of June, 1998, and prior to the making of this certificate the said ordinance was spread at length upon the permanent records of said City where it now appears and remains as a faithful record of said ordinance in the record books.

Dated this 1st day of June, 1998.

  
\_\_\_\_\_  
City Clerk

(SEAL)