

**ORDINANCE NO. 2017-11**

**AN ORDINANCE AMENDING CHAPTER 2, SECTION 2-106 OF THE MUNICIPAL CODE, VILLAGE OF STICKNEY, ILLINOIS REGARDING PUBLIC COMMENT AT VILLAGE BOARD MEETINGS**

**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 addressing the needs and concerns of Village residents; and

**WHEREAS**, Section 2.06(g) of the Illinois Open Meetings Act (5 ILCS 120/2.06) provides that any person shall be permitted an opportunity to address public officials under the rules established and recorded by the public body; and

**WHEREAS**, the Corporate Authorities wish to clarify and update certain rules for public participation and comment at Village Board meetings; and

**WHEREAS**, based upon the foregoing, the Corporate Authorities have determined that it is in the best interests of the Village and its residents to amend Chapter 2, Section 2-106 of the Municipal Code, Village of Stickney, Illinois (the "Village Code") as set forth below;

**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 2-106 of the Village Code to clarify and update certain rules for public participation and comment at Village Board meetings, and to authorize the President or his designee to take all actions necessary to carry out the intent of this Ordinance.

**ARTICLE II.**  
**AMENDMENT OF CHAPTER 2, SECTION 2-106 OF THE MUNICIPAL CODE, VILLAGE OF STICKNEY, ILLINOIS**

**SECTION 3.0 AMENDMENT OF CHAPTER 2, SECTION 2-106.**

That the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution or Village Code section to the contrary, by amending Chapter 2, Section 2-106 as follows:

**Sec. 2-106. - Public comment at village board meetings.**

Public comment shall occur during each village meetings ~~where the meeting agenda schedules time for public comment as required by the Illinois Open Meetings Act (5 ILCS 120/2.06), which may be amended from time to time.~~ The public shall be allowed to make comments during a village meeting at the time designated on the meeting agenda, subject to the following procedures and guidelines:

(1) Prior to meetings, the village will make available a sign-in sheet, where prospective speakers must print their names, and indicate the subject matter upon which they wish to address the board;

(2) Speakers will be recognized for comment during the public comment session only if they have completed the required portions of the sign-in sheet, and will be called in the order in which they have signed in;

(3) When recognized to comment, each speaker must begin by stating his or her name, and shall be permitted a reasonable amount of time three minutes to address the board. This period shall not include the board members' responses to the speaker; and

(4) Speakers will be recognized to speak only once per board meeting, and no speaker may utilize the three minute allotment of any other individual;

(5) Speakers are requested, but not required, to restrict their comments and questions to the subject matter as indicated on the sign-in sheet;

(6) Speakers shall not be permitted to read the statements of individuals who are not present at the meeting into the record unless (i) authorized to do so by the President or (ii) the individual contacts the office of the Clerk twenty-four hours prior to the meeting to request that his or her statement be read into the record by another; and

(7) The President may cut off or stop a speaker if the public comment is repetitious or disruptive. No abusive language or unruly conduct shall be tolerated or allowed.

The public comment portion of village meetings is designed to allow the public the ability to address the public body on government affairs pursuant to the Illinois Open Meetings Act and the procedures set forth in this Code. Public officials are not required to engage in debate, make themselves available for abusive or harassing behavior by a member of the public, or to provide on-the-spot answers to members of the public on

the topics that are raised by the public during the public comment portion of village meetings.

**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 and in full force immediately after its passage and approval.

**PASSED** this 20<sup>th</sup> day of June, 2017.

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

**NAYS:** None

**ABSENT:** Trustee White

**ABSTENTION:** None

**APPROVED** by me this 21<sup>st</sup> day of June, 2017.

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**Jeff Walik, President**

**ATTESTED AND FILED** in my  
office this 21<sup>st</sup> day of June, 2017.

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**Audrey McAdams, Village Clerk**