

CITY OF NOKOMIS, ILLINOIS

ORDINANCE NO. 2087

AN ORDINANCE REGARDING THE HOURS OF WORK FOR THE CITY'S CHIEF OF
POLICE AND AMENDING SECTION 30-2-31 OF THE REVISED CODE OF
ORDINANCES OF THE CITY OF NOKOMIS, ILLINOIS

ADOPTED BY THE
CITY COUNCIL
OF THE CITY OF NOKOMIS, ILLINOIS
THIS 14TH DAY OF FEBRUARY, 2022

Published in pamphlet form by the authority of the City Council
of the City of Nokomis, Montgomery County, Illinois,
this 14th day of February, 2022.

CITY OF NOKOMIS, ILLINOIS

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AN ORDINANCE REGARDING THE HOURS OF WORK FOR THE CITY'S CHIEF OF POLICE AND AMENDING SECTION 30-2-31 OF THE REVISED CODE OF ORDINANCES OF THE CITY OF NOKOMIS, ILLINOIS

WHEREAS, the City of Nokomis, Illinois (hereinafter, the "City") is an Illinois non-home rule municipal corporation pursuant to Article VII, § 8 of the 1970 Illinois Constitution, organized and operating under the Illinois Municipal Code, 65 ILCS 5/1-1-1, *et seq.*; and

WHEREAS, Section 30-2-2 of the Revised Code of Ordinances provides for the appointment of the Chief of Police as an officer of the City; and

WHEREAS, Section 30-2-31(C) of the Revised Code of Ordinances states, "The Chief of Police shall be on duty from **eight o'clock (8:00) A.M. to four o'clock (4:00) P.M., Monday through Friday** and shall be available for duty in case of emergency at all other times"; and

WHEREAS, the corporate authorities find and determine that it is in the best interest of the City that the Chief of Police should not have hours set by ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF NOKOMIS, MONTGOMERY COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as if set forth in this Section

of this Ordinance verbatim, as findings of the Mayor and City Council of the City of Nokomis, Illinois.

SECTION 2: Section 30-2-31 of the Revised Code of Ordinances is hereby amended as follows, with stricken terms to be deleted and underlined terms to be added:

30-2-31 **CHIEF OF POLICE.**

(A) **Authority.** The Chief of Police is the chief executive officer of the Department and the final departmental authority in all matters of policy, operations, and discipline. He exercises all lawful powers of his office and issues such lawful orders as are necessary to assure the effective performance of the department.

(B) **Responsibilities.** Through the Chief of Police, the Department is responsible for the enforcement of all laws and ordinances coming within its legal jurisdiction. The Chief of Police is responsible for planning, directing, coordinating, controlling, and staffing all activities of the Department; for its the Department's continued and efficient operation; for the enforcement of rules and regulations within the department Department; for completion and forwarding of such reports as may be required by competent authority; and for the Department's relations with the citizens of the City, the City government, and other agencies.

(C) **Duty Hours.** The Chief of Police shall be on duty at such times as may be prescribed by the Mayor ~~from eight o'clock (8:00) A.M. to four o'clock (4:00) P.M., Monday through Friday~~ and shall be available for duty in case of emergency at all other times.

SECTION 3: All ordinances and parts of ordinances in conflict or inconsistent with the provisions of this Ordinance are hereby repealed to the extent that they may conflict.

SECTION 4: In the event that any section, clause, provision, or part of this Ordinance shall be found and determined to be invalid by a court of competent

jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect.

SECTION 5: This Ordinance shall take effect upon its passage and publication as required by law.

SECTION 6: The Mayor is authorized and directed to sign and the City Clerk is authorized and directed to attest to this Ordinance.

SECTION 7: The City Clerk shall publish this Ordinance in pamphlet form and see to inclusion of this Ordinance in the next update of the City Code of Ordinances.

Adopted this 14th day of February, 2022, by roll call votes as follows:

AYE:	<u>4</u>
NAY:	<u> </u>
ABSENT:	<u>1</u>
PRESENT:	<u>4</u>

APPROVED by the Mayor of the City of Nokomis, Illinois this 14 day of February, 2022.



MAYOR

ATTEST:


CITY CLERK

STATE OF ILLINOIS)
COUNTY OF MONTGOMERY) ss.
CITY OF NOKOMIS)

CERTIFICATE

I certify that I am the duly appointed Municipal Clerk of the City of Nokomis, Montgomery County, Illinois, and, as such, am the keeper of records and seal thereof.

I further certify that the foregoing is a true, complete, and correct copy of Ordinance No. 2087 of said City; that said Ordinance, entitled:

**AN ORDINANCE REGARDING THE HOURS OF WORK FOR THE CITY'S
CHIEF OF POLICE AND AMENDING SECTION 30-2-31 OF THE REVISED
CODE OF ORDINANCES OF THE CITY OF NOKOMIS, ILLINOIS**

was passed by the City Council of the City of Nokomis, Montgomery County, Illinois, by ye and nay vote on the 14th day of February, 2022; that said Ordinance was approved by the Mayor on the 14th day of February, 2022; and that said Ordinance was then deposited in the office of the City Clerk of said City and filed therein; and that the same was recorded in the Record of Ordinances of said City.

I further certify said Ordinance 2087 provided by its terms that it should be published in pamphlet form; that the pamphlet form of said Ordinance, including the Ordinance and a cover sheet thereof, was prepared; that a copy of such Ordinance was posted in the City Hall, commencing on the 14th day of February, 2022, to continue for at least ten (10) days thereafter; and that copies of such Ordinance were also available for public inspection upon request in the office of the City Clerk.

DATED at Nokomis, Illinois, this 14th day of February, 2022.

(SEAL)



City Clerk

CITY OF NOKOMIS, ILLINOIS

ORDINANCE NO. 2087

**AN ORDINANCE REGARDING THE HOURS OF WORK FOR THE CITY'S CHIEF OF
POLICE AND AMENDING SECTION 30-2-31 OF THE REVISED CODE OF
ORDINANCES OF THE CITY OF NOKOMIS, ILLINOIS**

**ADOPTED BY THE
CITY COUNCIL
OF THE CITY OF NOKOMIS, ILLINOIS
THIS 14TH DAY OF FEBRUARY, 2022**

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WHEREAS, Section 30-2-2 of the Revised Code of Ordinances provides for the appointment of the Chief of Police as an officer of the City; and

WHEREAS, Section 30-2-31(C) of the Revised Code of Ordinances states, "The Chief of Police shall be on duty from **eight o'clock (8:00) A.M. to four o'clock (4:00) P.M., Monday through Friday** and shall be available for duty in case of emergency at all other times"; and

WHEREAS, the corporate authorities find and determine that it is in the best interest of the City that the Chief of Police should not have hours set by ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF NOKOMIS, MONTGOMERY COUNTY, ILLINOIS, AS FOLLOWS:

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of this Ordinance verbatim, as findings of the Mayor and City Council of the City of Nokomis, Illinois.

SECTION 2: Section 30-2-31 of the Revised Code of Ordinances is hereby amended as follows, with stricken terms to be deleted and underlined terms to be added:

30-2-31 CHIEF OF POLICE.

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(B) **Responsibilities.** Through the Chief of Police, the Department is responsible for the enforcement of all laws and ordinances coming within its legal jurisdiction. The Chief of Police is responsible for planning, directing, coordinating, controlling, and staffing all activities of the Department; ~~for its~~ the Department's continued and efficient operation; ~~for the enforcement of rules and regulations within the department~~ Department; for completion and forwarding of such reports as may be required by competent authority; and for the Department's relations with the citizens of the City, the City government, and other agencies.

(C) **Duty Hours.** The Chief of Police shall be on duty at such times as may be prescribed by the Mayor ~~from eight o'clock (8:00) A.M. to four o'clock (4:00) P.M., Monday through Friday~~ and shall be available for duty in case of emergency at all other times.

SECTION 3: All ordinances and parts of ordinances in conflict or inconsistent with the provisions of this Ordinance are hereby repealed to the extent that they may conflict.

SECTION 4: In the event that any section, clause, provision, or part of this Ordinance shall be found and determined to be invalid by a court of competent

jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect.

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SECTION 6: The Mayor is authorized and directed to sign and the City Clerk is authorized and directed to attest to this Ordinance.

SECTION 7: The City Clerk shall publish this Ordinance in pamphlet form and see to inclusion of this Ordinance in the next update of the City Code of Ordinances.


Adopted this 14th day of February, 2022, by roll call votes as follows:

AYE: 4
NAY:
ABSENT: 1
PRESENT: 4

APPROVED by the Mayor of the City of Nokomis, Illinois this 14 day of February, 2022.



MAYOR

ATTEST:


CITY CLERK

STATE OF ILLINOIS)
COUNTY OF MONTGOMERY) ss.
CITY OF NOKOMIS)

CERTIFICATE

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I further certify that the foregoing is a true, complete, and correct copy of Ordinance No. 2087 of said City; that said Ordinance, entitled:

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was passed by the City Council of the City of Nokomis, Montgomery County, Illinois, by ye and nay vote on the 14th day of February, 2022; that said Ordinance was approved by the Mayor on the 14th day of February, 2022; and that said Ordinance was then deposited in the office of the City Clerk of said City and filed therein; and that the same was recorded in the Record of Ordinances of said City.

I further certify said Ordinance 2087 provided by its terms that it should be published in pamphlet form; that the pamphlet form of said Ordinance, including the Ordinance and a cover sheet thereof, was prepared; that a copy of such Ordinance was posted in the City Hall, commencing on the 14th day of February, 2022, to continue for at least ten (10) days thereafter; and that copies of such Ordinance were also available for public inspection upon request in the office of the City Clerk.

DATED at Nokomis, Illinois, this 14th day of February, 2022.

(SEAL)



City Clerk