

**PAMPHLET CONTAINING  
ORDINANCE NO. 2005-001**

**AN ORDINANCE REGARDING:  
ADOPTION OF STATE OFFICIALS AND EMPLOYEES ETHICS ACT**

This pamphlet published May 18, 2004, by authority  
of the Board of Trustees, Village of Williamsville,  
Illinois.

Kathy Tabit, Village Clerk

**ORDINANCE OF  
THE VILLAGE OF WILLIAMSVILLE, ILLINOIS  
RE: ADOPTION OF STATE OFFICIALS AND EMPLOYEES ETHICS ACT**

**AN ORDINANCE IMPLEMENTING THE PROVISIONS OF THE STATE OFFICIALS  
AND EMPLOYEES ETHICS ACT (5 ILCS 430/1-1 ET SEQ.) IN THE VILLAGE OF  
WILLIAMSVILLE, ILLINOIS**

**WHEREAS**, the Illinois General Assembly has enacted the State Officials and Employees Ethics Act, 5 ILCS 430/1-1 et seq., ("Act") which is a comprehensive revision of the State statutes regulating ethical conduct, political activities and the solicitation and acceptance of gifts by State officials and employees; and

**WHEREAS**, pursuant to Section 70-5 of the Act (5 ILCS 430/70-5), all units of local government and school districts are required to adopt an ordinance or resolution regulating the political activities of, and the solicitation and acceptance gifts by, their respective officers and employees, "in a manner no less restrictive" than the provisions of the Act, on or before May 19, 2004; and

**WHEREAS**, the Village desires to come into compliance with the provisions of the Act;

**NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLIAMSVILLE, ILLINOIS, AS FOLLOWS:**

**SECTION 1:** The Village of Williamsville hereby adopts as its Ethics Ordinance the following:

**STATE OFFICIALS AND EMPLOYEES ETHICS ACT:**

- A. The regulations of Sections 5-15 (5 ILCS 430/5-15) and Article 10 (5 ILCS 430/10-10 through 10-40) of the State Officials and Employees Ethics Act, 5 ILCS 430/1-1 et seq., (hereinafter referred to as the "Act" in this Section) are hereby adopted by reference and made applicable to the officers and employees of the Village to the extent required by 5 ILCS 430/70-5.
- B. The solicitation or acceptance of gifts prohibited to be solicited or accepted under the Act, by any officer or any employee of the Village, is hereby prohibited.
- C. The offering or making of gifts prohibited to be offered or made to an officer or employee of the Village under the Act, is hereby prohibited.
- D. The participation in political activities prohibited under the Act, by any officer or employee of the Village, is hereby prohibited.
- E. For purposes of this Section, the terms "officer" and "employee" shall be defined as set forth in 5 ILCS 430/70-5(c).
- F. The penalties for violations of this Section shall be the same as those penalties set forth in 5 ILCS 430/50-5 for similar violations of the Act.
- G. This Section does not repeal or otherwise amend or modify any existing

ordinances or policies which regulate the conduct of Village officers and employees. To the extent that any such existing ordinances or policies are less restrictive than this Section, however, the provisions of this Section shall prevail in accordance with the provisions of 5 ILCS 430/70-5(a).

H. Any amendment to the Act that becomes effective after the effective date of this Section shall be incorporated into this Section by reference and shall be applicable to the solicitation, acceptance, offering and making of gifts and to prohibited political activities. However, any amendment that makes its provisions optional for adoption by municipalities shall not be incorporated into this Section by reference without formal action by the corporate authorities of the Village.

I. If the Illinois Supreme Court declares the Act unconstitutional in its entirety, then this Section shall be repealed as of the date that the Illinois Supreme Court's decision becomes final and not subject to any further appeals or rehearings. This Section shall be deemed repealed without further action by the Corporate Authorities of the Village if the Act is found unconstitutional by the Illinois Supreme Court.

J. If the Illinois Supreme Court declares part of the Act unconstitutional but upholds the constitutionality of the remainder of the Act, or does not address the remainder of the Act, then the remainder of the Act as adopted by this Section shall remain in full force and effect; however, that part of this Section relating to the part of the Act found unconstitutional shall be deemed repealed without further action by the Corporate Authorities of the Village."

**SECTION 2:** To the extent that Ordinance is in conflict with any prior ordinance, then the provisions of this Ordinance shall prevail and supersede said prior Ordinance.

**SECTION 3:** This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form as provided by law.

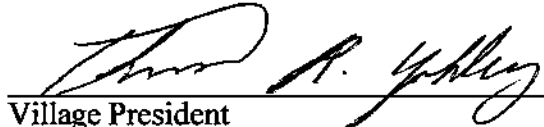
Passed this 18<sup>th</sup> day of May, 2004, pursuant to a roll call vote as follows:

AYES: 6

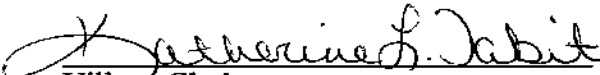
NAYS: 0

ABSENT: 0

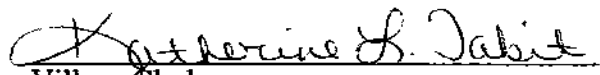
Approved by me this 18<sup>th</sup> day of May, 2004.

  
Village President

ATTEST:

  
Village Clerk

Published by me in pamphlet form this 18<sup>th</sup> day of May, 2004.

  
Village Clerk

## CERTIFICATE

I, Katherine L. Tabit, certify that I am the duly appointed and acting clerk of the Village of Williamsville, Sangamon County, Illinois.

I further certify that on May 18, 2004, the Corporate Authorities of such municipality passed and approved Ordinance No. 2005-01, entitled AN ORDINANCE REGARDING: ADOPTION OF STATE OFFICIALS AND EMPLOYEES ETHICS ACT.

The pamphlet form of Ordinance No. 2005-01 was prepared on May 18, 2004 and a copy of such Ordinance and cover sheet thereof, was posted in the municipal building, commencing on May 18, 2004 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 Williamsville, Illinois the 18<sup>th</sup> day of May, 2004.

Katherine L Tabit,  
Municipal - Village Clerk

(SEAL)