

**Oak Lawn Park District Ordinance**

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**Authorization of the Oak Lawn Police Department to Patrol and Protect to Patrol and  
Protect the Oak Lawn Parks and the Patrons Attending the Parks**

**WHEREAS** the Oak Lawn Park District is a duly organized and existing Park District created under the provisions of the laws of the State of Illinois and is now operating under the provisions of the Park District Code of the State of Illinois.

**WHEREAS** the Board of Commissioners, the duly elected governing body of the Oak Lawn Park District, has determined that a true and very real need exists for the patrol and protection of the parks, patrons, and facilities of the Oak Lawn Park District.

**WHEREAS** the Oak Lawn Police Department has a reputation as one of the finest police in the State of Illinois

**NOW THEREFORE BE IT ORDAINED BY THE** Board of Commissioner of the Oak Lawn Park District as follows:

The Oak Lawn Police Department is hereby authorized and directed to patrol and protect all of our parks, facilities and the patrons attending the parks and to use whatever means are available to them under the law to achieve that purpose.

This ordinance shall be in full force and effect from and after its passage and approval in the manner provided by law.

PASSED THIS 10<sup>th</sup> day of September 2007  
Gary Callahan, President  
Terry Vorderer, Board Secretary

## **Defining Misdemeanors and Providing Penalties for Such Misdemeanors Ordinance**

**BE IT ORDAINED BY THE** Board of Commissioners of the Oak Lawn Park District, Cook County, Illinois:

**SECTION 1.** For the purpose of this ordinance, the following terms shall have the definitions given herein:

“District” is the Oak Lawn Park District, Cook County, Illinois.

“Board” is the Board of Commissioners of the Oak Lawn Park District.

“Director” is the Director of Parks, and Recreation, the chief administrative officer of the District.

“Park” is any playfield, playground, swimming pool, ice skating rink, open area, building or parts thereof or other facility and the materials and equipment therein owned, leased or in use by the District.

“Person” is an individual, firm, partnership, group, association, corporation, governmental unit, company or organization of any kind, except the District, its employees and Board members are engaged in the performance of District duties.

“Vehicle” is any conveyance, whether motor powered or self-propelled, except baby carriages, and conveyances in use by the District.

**SECTION 2.** No person shall engage in any sport, game, amusement or exercise in any park, except in such parts thereof as are designated for that purpose by the Director.

**SECTION 3.** (a) No person shall enter a park or part thereof posted as “Closed to the Public”, nor shall any person use or abet the use of any such Park or part thereof in violation of posted notice.

**SECTION 3.** (b) No person shall enter, be or remain in any field house, clubhouse, building or other structure owned or operated by the District, when closed to the public. In an open space area owned or operated by the District between the hours of 11:00 p.m. and 6:00 a.m. the following day except this shall not apply to persons that are entering or leaving an open space area for the purpose of either ingress to or egress from a park field house, clubhouse, building or other structure that is open to the public nor to authorized Park or police personnel, and shall not apply during the hours of operation, as approved by the Board on an annual basis, of the Frontier Days Fourth of July Festival at Recreation Park.

**SECTION 4.** No person shall hinder, interfere with or cause or threaten to do bodily harm to any employee of the District while such employee is engaged in performing his duties in and on behalf of the District.

**SECTION 5.** No person shall expose or offer for sale any article or thing, nor shall any person station or place any stand, cart, or vehicle for the transportation, sale, or display of any such article or thing in any Park, except a regularly licensed concessionaire or other person acting under an official permit of the Board: nor shall any person within any Park or on its borders announce, advertise, or call the public attention in any way to any article, or service for sale or hire.

**SECTION 6.** No person shall paste, glue, tack or otherwise affix or post any sign, placard, advertisement, or inscription whatever, nor erect or cause to be erected any sign whatever on any structure or thing in a Park, except as authorized by the Director.

**SECTION 7.** No person shall bring or have in his possession, or set off or otherwise cause to explode or discharge any gun, pistol, revolver, cracker torpedo, rocker, squib, or other fireworks or explosives of inflammable materials, including any substance, compound, mixture, or article that in conjunction with any other substance or compound could cause injury to human or animal life, in any Park.

**SECTION 8.** No person shall light; build or attempt to light or build a fire in any Park except in such areas of a park and under such regulations as may be designated by the Director.

**SECTION 9.** No person shall throw any stone, brick or other missile in or upon any Park. Nor shall any person hit a golf ball in any Park except Oak Lawn Stony Creek Driving Range or such portions of any Park as is designated for such purpose by the Director.

**SECTION 10.** No person shall deface, disfigure, break, cut, tamper with or displace or remove in or from any Park building or part thereof, table, bench, fireplace, coping, lamp post, fence, wall, paving or paving material, water line or other public utility or parts or appurtenances thereof, or any sign, notice of placard, whether temporary or permanent, equipment, facilities or other Park property or appurtenances whatsoever, either real or personal.

**SECTION 11.** No person shall damage, cut, carve, uproot or injure any tree or injure any tree, or injure the bark, or pick the flowers or seeds of any tree or plant in any Park: nor shall any person attach any rope, wire, or other contrivance to any tree or plant, in any Park: nor shall any person attach any rope, wire, or other contrivance to any tree or plant, in any Park. Nor shall any person dig in or otherwise disturb grass areas, or in any other way injure or impair the beauty or usefulness of any park.

**SECTION 12.** No person shall climb any tree nor climb wall, stand or sit upon any wall, building, fountain, fence, railing in any Park nor upon any other Park property not designated or customarily used for such purposes.

**SECTION 13.** No person shall remove any soil, rock, stones, trees, shrubs, or plants, down timber or other wood or materials from any Park, nor make any excavation by tool, equipment, blasting, or other except under the direction of the Director.

**SECTION 14.** No person shall throw, discharge, or otherwise place or cause to be placed in the waters of any swimming pool, fountain, pond, lake, stream or other body of water in or adjacent to any Park or any tributary, stream, storm sewer, or drain flowing into such waters, any substance, matter or thing, liquid or solid, which will or may result in the pollution or the hindrance of the use of said water.

**SECTION 15.** No person shall bring in or dump, deposit or leave any bottles, broken glass, ashes, paper, fill, boxes, manure, cans, dirt, rubbish, waste, garbage or refuse, or other trash or litter in any Park except to deposit the same in receptacles provided therefore.

**SECTION 16.** No person shall hunt, molest, harm, frighten, kill, trap, chase, tease, shoot, or throw stones, rocks or other missiles at any animal, or bird in any Park, nor shall any person remove or have in his possession a bird or wild animal or the eggs or nest of any bird or wild animal in any Park.

**SECTION 17.** No person shall bring a dog or other domestic animal into any Park.

**SECTION 18.** No person shall bring, drive, use or ride a snowmobile or go-cart in any Park, nor bring, drive, use or ride any other similar vehicle prohibited from being brought, driven, ridden, or used in any Park by the Director. Patrons shall not be allowed to bring gasoline powered equipment into any park (generators, scooters, etc.).

**SECTION 19.** No person within any Park shall ride another person on a bicycle nor leave any bicycle unattended without first locking it, nor park any bicycle in any place within a Park except in a bicycle rack.

**SECTION 20.** No person shall drive any vehicle in any Park, except upon paved roads or parking areas designated for such purposes, and only then in accordance with posted signs as to speed, direction, parking, stopping, lane markings and traffic controls.

**SECTION 21.** (a) No person shall park any vehicle in any Park, driveway, parking area of a Park between the hours of 11:00 p.m. and 6:00 a.m. the following day, except that this restriction shall not apply to a vehicle parked by a person who is lawfully in a field house, clubhouse, building or other structure adjacent to such driveway or parking area while said Park facility is open to the public nor shall said restriction apply to vehicles of authorized Park and Police personnel.

**SECTION 21.** (b) No person shall leave any vehicle anywhere in a Park more than 24 hours because of mechanical failure nor shall any person fail to notify and attempt to obtain the services of a mechanic for any vehicle that has failed to function within one hour of such failure.

**SECTION 22.** (a) No person shall be under the influence of intoxicating alcoholic liquors at any time in any Park.

**SECTION 22.** (b) No narcotic drugs or controlled substances shall be sold, delivered, given away or used by anyone or at any time in any Park.

**SECTION 23.** No person shall tell fortunes, gamble or participate in or abet any game of chance or use any gambling device in any Park.

**SECTION 24.** No person, except for children under four (4) years of age, shall enter into, loiter or remain in any toilet, restroom, bathhouse, pavilion or structure or section thereof, of any Park that has been designated by the Director for the use of the opposite sex.

**SECTION 25.** No person shall expose any part of the body to the public in an indecent or lewd manner, nor speak or make advances in a profane or obscene way, or make any indecent or obscene gestures in any Park. Nor shall any person take, or attempt to take any immoral, improper or indecent liberties with any child or adult of either sex in any Park.

**SECTION 26.** No person shall make use of the Park as a place to sleep during the hours of 11 o'clock p.m. and 6 o'clock a.m. of any day nor shall any person swing, occupy or use any hammock in any Park, except such portions thereof as is designated for such purpose by the Director.

**SECTION 27.** No person shall make, aid or countenance or assist in making any loud or raucous noise, riot or disturbance tending to a breach of the peace in any Park, or be guilty of any disorderly conduct therein or thereon, or collect, with other persons, in bodies or crowds for unlawful purposes, or for any purpose to the annoyance or disturbance of the other persons using a Park or residents adjacent to a Park.

**SECTION 28.** No person shall use abusive, insulting or obscene language, or language calculated to occasion a breach of the peace, in any Park.

**SECTION 29.** No person shall commit in any Park any act prohibited by the Criminal Code of the State of Illinois as set forth in Chapter 38 of the Illinois Revised Status.

**SECTION 30.** No person shall beg or solicit any alms or any contribution in any Park. Nor shall any person solicit, collect any donations or charge any fees for any service, whether private or public except fees as charged by the Park and approved by the Board, without first having obtained a written permit from the Board.

**SECTION 31.** No person shall construct or erect any building, tent or structure of whatever kind in any Park, whether permanent or temporary in character, or run or string any public service utility into, upon or across any Park, without first having obtained an official permit from the Board.

**SECTION 32.** No person shall conduct any musical concert, play upon any amplified instrument nor set up or use any communication system in a Park without first obtaining an official permit from the Board.

**SECTION 33.** No person shall hold or attempt to hold any meeting, assembly, demonstration, celebration, parade, rally, religious worship, or any sponsored entertainment, social, recreational or athletic event without first obtaining an official permit from the Board.

**SECTION 34.** No person issued an official permit by the Board shall fail to produce the permit and exhibit it upon request of the Director or Park employee, or Board member or police officer.

**SECTION 35.** No person shall disturb or interfere with any person or party occupying any Park, under the authority of an official permit of the Board.

**SECTION 36.** No person shall resist any police officer of the District in the discharge of the said officer's duty, or fail or refuse to obey any lawful command of any police officer, or in any way hinder or prevent such police officer from discharging his duty, or offer or endeavor so to do, or in any manner assist any person in custody to escape or attempt to escape from such custody, or rescue any person in custody.

**SECTION 37.** The President of the Board shall be the ex-officio Police Commissioner and in his discretion may appoint, with the approval of the Board, one or more of the Park Commissioners to serve for the fiscal year as the Police Commission, with full police power for the purpose of formulating or making such additional rules and regulations as an emergency or emergencies and the public interest may from time to time require for the orderly regulation of the District, in the care and protection of the property of the District and for the preservation of public health and peace in and about the District.

**SECTION 38.** Any person violating any clauses or provision of any section of this ordinance shall be fined not more that Two Hundred Dollars (\$200), for each offense upon conviction thereof.

**SECTION 39.** Each member of the Board, the Director, and the Police Officers of the Village of Oak Lawn, Cook County, Illinois, are hereby appointed Police Officers of the District. Each Police Officer shall enforce the provisions of this Ordinance, and shall have authority to eject from any Park any person acting in violation of the ordinance and may confiscate any property, thing, or device used in any Park in violation of this ordinance.

## **Ethics Ordinance of the Oak Lawn Park District**

**WHEREAS**, the Illinois General Assembly has enacted the state Officials and Employees Ethics Act (Public Act 93-615, effective November 19, 2003, as amended by Public Act 93-617, effective December 9, 2003), which is a comprehensive revision of State Statutes regulating ethical conduct, political activities and the solicitations and acceptance of gifts by State officials and employees, and

**WHEREAS**, the Act requires all unit of local government, within six months after the effective date of Public Act 93-615, to adopt ordinances or resolutions regulating the political activities of, and the solicitations and acceptance of gifts by, the officers and employees of such units “in a manner no less restrictive; that the provisions of the Act; and

**WHEREAS**, it is the clear intention of the Act to require units of local government to implement regulations that are at least as restrictive as those contained in the Act, and to impose penalties for violations of those regulations that are equivalent to those imposed by the Act, notwithstanding that such penalties may exceed the general authority granted to units of local government to penalize ordinance violations; and

**WHEREAS**, it is the clear intention of the Act to provide units of local government with all authority necessary to implement its requirements on the local level regardless of any general limitations on the power to define and punish ordinance violations that might otherwise be applicable; and

**WHEREAS**, because the Act provides for the imposition of significant penalties for violations of said local regulations, it is necessary to adopt the required regulations by Ordinance;

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE OAK LAWN PARK DISTRICT, AS FOLLOWS:**

**SECTION ONE:** The Code of Ordinances of the Oak Lawn Park District is hereby amended by the addition of the following provisions:

### **ARTICLE 1 DEFINITIONS**

Section 1-1. For purposes of this ordinance, the following terms shall be given these definitions:

“Campaign for elective office” means any activity in furtherance of an effort to influence the selection, nomination, election, or appointment of any individual to any federal, state or local public office or office in a political organization, or the selection, nomination, or election of presidential or Vice-Presidential electors, but does not include activities (i) relating to the support or opposition of any executive, legislative, or administrative action, (ii) relating to collective bargaining, or (iii) that are otherwise in furtherance of the person’s official duties.

“Candidate” means a person who has filed nominating papers or petitions for nomination or election to an elected office, or who has been appointed to fill a vacancy in nominations, and who remains eligible for placement on the ballot at a regular election, as defined in section 1-3 of the Election Code (10 ILCS 5/13).

“Collective bargaining” has the same meaning as that term is defined in Section 3 of the Illinois Public Labor Relations Act (5 ILCS 315/3).

“Compensated time” means, with respect to an employee, any time worked by or credited to the employee that counts toward any minimum work time requirement imposed as a condition of his or her employment, but for purposes of this Ordinance, does not include any designated holidays, vacation periods, personal time, compensatory time off or any period when the employee is on a leave of absence. With respect to officers or employees whose hours are not fixed, “compensated time” includes any period of time when the officer is on premises under the control of the employer and any other time when the officer or employee is executing his or her official duties, regardless of location.

“Compensatory time off” means authorized time off earned by or awarded to an employee to compensate in whole or in part for time worked in excess of the minimum work time required of that employee as a condition of his or her employment.

“Contribution” has the same meaning as that term is defined in section 9-1.4 of the Election Code (10 ILCS 5/9-1.4).

“Employee” means a person employed by the Oak Lawn Park District, whether on a full-time or part-time basis or pursuant to a contract, whose duties are subject to the direction and control of an employer with regard to the material details of how the work is to be performed, but does not include an independent contractor.

“Employer” means the Oak Lawn Park District.

“Gift” means any gratuity, discount, entertainment, hospitality, loan, forbearance, or other tangible or intangible item having monetary value including, but not limited to, cash, food and drink, and honoraria for speaking engagements related to or attributable to government employment of the official position of an officer or employee.

“Leave of Absence” means any period during which an employee does not receive (i) compensation for employment, (ii) service credit towards pension benefits, and (iii) health insurance benefits paid for by the employer.

“Officer” means a person who holds, by election or appointment, an office created by statute or ordinance, regardless of whether the officer is compensated for service in his or her official capacity.

“Political activity” means any activity in support of or in connection with any campaign for elective office or any political organization, but does not include activities (i) relating to the support or opposition of any executive, legislative, or administrative actions, (ii) relating to collective bargaining, or (iii) that are otherwise in furtherance of the person’s official duties.

“Political organization” means a party, committee, association, fund or other organization (whether or not incorporated) that is required to file a statement of organization with the State Board of Elections or a county clerk under Section 9-3 of the Election Code (10 ILCS 5/9-3), but only with regard to those activities that required filing with the State Board of Elections or a county clerk.

“Prohibited political activity” means:

(1) Preparing for, organizing, or participating in any political meeting, political rally, political demonstration, or other political event.

(2) Soliciting contributions, including but not limited to the purchase of, selling, distributing, or receiving payment for tickets for any political fundraiser, political meeting or other political event.

(3) Soliciting, planning the solicitation of, or preparing any document or report regarding anything of value intended as a campaign contribution.

(4) Planning, conducting, or participating in a public opinion poll in connection with a campaign for elective office or on behalf of a political organization for political purposes or for or against any referendum question.

(5) Surveying or gathering information from potential or actual voters in an election to determine probable vote outcome in connection with a campaign for elective office or on behalf of a political organization for political purposes or for or against any referendum question.

(6) Assisting at the polls on Election Day on behalf of any political organization or candidate for elective office or for or against any referendum question.

(7) Soliciting votes on behalf of a candidate for elective office or a political organization or for or against and referendum question or helping in an effort to get voters to the polls.

(8) Initiating for circulation, preparing, circulating, reviewing or filing any petition on behalf of a candidate for elective office or for or against any referendum question.

(9) Making contributions on behalf of any candidate for elective office in that capacity or in connection with a campaign for elective office.

(10) Preparing or reviewing responses to candidate questionnaires.

(11) Distributing, preparing for distribution, or mailing campaign literature, campaign signs, or other campaign material on behalf of any candidate for elective office or for or against any referendum question.

(12) Campaigning for any elective office or for or against any referendum question.

(13) Managing or working on a campaign for elective office or for or against any referendum.

(14) Serving as a delegate, alternate, or proxy to a political party convention.

(15) Participating in any recount or challenge to the outcome of any election.

“Prohibited source” means any person or entity who:

(1) is seeking official action (i) by an officer or (ii) by an employee, or by the officer or another employee directing that employee;

(2) does business or seeks to do business (i) with the officer or (ii) with an employee, or with the officer or another employee directing that employee;

(3) conducts activities regulated (i) by the officer or (ii) by an employee, or by the officer or another employee directing that employee; or

(4) has interest that may be substantially affected by the performance or non-performance of the official duties of the officer or employee.

## **ARTICLE 5 PROHIBITED POLITICAL ACTIVITIES**

Section 5-1. Prohibited political activities. (a) No officer or employee shall intentionally perform any prohibited political activity during any compensated time, as defined herein. No officer or employee shall intentionally use any property or resources of the Oak Lawn Park District in connection with any prohibited political activity.

(b) At no time shall any officer or employee intentionally require any other officer or employee to perform any prohibited political activity (i) as part of that officer or employee’s duties, (ii) as a

condition of employment, or (iii) during any compensated time off (such as holidays, vacation or personal time off).

(c) No officer or employee shall be required at any time to participate in any prohibited political activity in consideration for that officer or employee being awarded additional compensation or any benefit, whether in the form of a salary adjustment, bonus, compensatory time off, continued employment or otherwise, nor shall any officer or employee be awarded additional compensation or any benefit in consideration for his or her participation in any prohibited political activity.

(d) Nothing in this Section prohibits activities that are permissible for an officer or employee to engage in a part of his or her official duties, or activities that are undertaken by an officer or employee on a voluntary basis which are not prohibited by this Ordinance.

(e) No person either (i) in a position that is subject to recognized merit principles of public employment or (ii) in a position the salary for which is paid in whole or in part by federal funds and that is subject to the Federal Standards for a Merit System of Personnel Administration applicable to grant-on-aid programs, shall be denied or deprived of employment or tenure solely because he or she is a member or an office of a political committee, of a political party, or of a political organization or club.

## **ARTICLE 10**

### **GIFT BAN**

Section 10-1. Gift ban. Except as permitted by this Article, no officer or employee, and no spouse of or immediate family member living with any officer or employee (collectively referred to herein as “recipients”), shall intentionally solicit or accept any gift from any prohibited source, as defined herein, or which is otherwise prohibited by law or ordinance. No prohibited source shall intentionally offer or make a gift that violates this Section.

Section 10-2. Exceptions. Section 10-1 is not applicable to the following:

(1) Opportunities, benefits, and services that are available on the same conditions as for the general public.

(2) Anything for which the officer or employee, or his or her spouse or immediate family member, pays the fair market value.

(3) Any (i) contribution that is lawfully made under the Election Code or (ii) activities associated with a fundraising event in support of a political organization or candidate.

(4) Educational materials and missions.

(5) Travel expense for a meeting to discuss business.

(6) A gift from a relative, meaning those people related to the individual as father, mother, son, daughter, brother, sister, uncle, aunt, great aunt, great uncle, first cousin, nephew, niece, husband, wife, grandfather, grandmother, grandson, granddaughter, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, half sister, and including the father, mother, grandfather or grandmother of the individual’s spouse and the individual’s fiancé or fiancée.

(7) Anything provided by an individual on the basis of a personal friendship unless the recipient has reason to believe that, under the circumstances, the gift was provided because of the official position or employment of the recipient or his or her spouse or immediate family member and not because of the personal friendship. In determining whether a gift is provided on the basis of personal friendship, the recipient shall consider the circumstances under which the gift was offered, such as (i) the history of the relationship between the individual giving the gift and the recipient of the gift, including any previous exchange of gifts between those individuals, (ii) whether to the actual knowledge of the recipient the individual who gave the gift personally paid for the gift or sought a tax

deduction or business reimbursement for the gift, and (iii) whether to the actual knowledge of the recipient the individual who gave the gift also at the same time gave the same or similar gifts to their officers or employees, or their spouses or immediate family members.

(8) Food or refreshments not exceeding \$75 per person in value on a single calendar day; provide that the food or refreshments are (i) consumed on the premises from which they were purchased or prepared or (ii) catered. For the purposes of this Section, “catered” means food or refreshments that are purchased ready to consume which are delivery by any means.

(9) Food, refreshments, lodging, transportation, and other benefits resulting from outside business or employment activities (or outside activities that are not connected to the official duties of an officer or employee), if the benefits have not been offered or enhanced because of the official position or employment of the officers or employee, and are customarily provided to others in similar circumstances.

(10) Intra-governmental and inter-governmental gifts. For the purpose of the Act, “intra-governmental gift” means any gift given to an officer or employee from another office or employee, and “inter-governmental gift” means any gift given to an officer or employee by an officer or employee of another governmental entity.

(11) Bequests, inheritances, and other transfers at death.

(12) Any item or items from any one prohibited source during any calendar year having a cumulative total value of less than \$100.

Each of the exceptions listed in this Section is mutually exclusive and independent of every other.

Section 10-3. Disposition of gifts. An officer or employee, his or her spouse or an immediate family member living with the officer or employee, does not violate this Ordinance if the recipient promptly takes reasonable action to return a gift from a prohibited source to its source or gives the gift or an amount equal to its value to an appropriate charity that is exempt from income taxation under Section 501 (c)(3) of the Internal Revenue Code of 1986, as now or hereafter amended, renumbered, or succeeded.

## **ARTICLE 15**

### **ETHICS ADVISOR**

Section 15-1. The President of the Board of Commissioners, with the advice and consent

of the Board of Commissioners shall designate an Ethics Advisor for the Oak Lawn Park District. The duties of the Ethics Advisor may be delegated to an officer or employee of the Oak Lawn Park District unless the position has been created as an office by the Oak Lawn Park District.

Section 15-2. The Ethics Advisor shall provide guidance to the officers and employees of the Oak Lawn Park District concerning the interpretation of and compliance with the provisions of this Ordinance and State ethics laws. The Ethics Advisor shall perform such other duties as may be delegated by the Board of Commissioners.

## **ARTICLE 20**

### **ETHICS COMMISSION**

Section 20-1. There is hereby created a commission to be known as the Ethics Commission of the Oak Lawn Park District. The Commissions shall be comprised of three members appointed by the President of the Board with advice and consent of the Board of Commissioners. No person shall be appointed as a member of the Commission who is related either by blood or by marriage up to the degree of first cousin, to any elected officer of the Oak Lawn Park District.

Section 20-2. At the first meeting of the Commission, the initial appointees shall draw lots to determine their initial terms. Two commissioners shall serve 2-year terms, and the third commissioner shall serve a one-year term. Thereafter, all commissioners shall be appointed to 2-years terms. Commissioners may be reappointed to serve subsequent terms.

At the first meeting of the Commission, the commissioners shall choose a chairperson from their number. Meetings shall be held at the call of the chairperson or any two commissioners. A quorum shall consist of two commissioners, and official action by the commission shall require the affirmative vote of two members.

Section 20-3. The President of the Board of Commissioners, with the advise and consent of the Board of Commissioners, may remove a commissioner in case of incompetence, neglect of duty or malfeasance in office after service on the commissioners by certified mail, return receipt requested, of a copy of the written charges against the commissioner and after providing an opportunity to be heard in person or by counsel upon not less than 10 days notice. Vacancies shall be filled in the same manner as original appointments.

Section. 20-4. The Commission shall have the following powers and duties:

(1) To promulgate procedures and rules governing the performance of its duties and the exercise of its powers.

(2) Upon receipt of a signed, notarized, written complaint, to investigate, conduct hearings and deliberations, issue recommendations for disciplinary actions, impose fines in accordance with Section 25-1(c) of this Ordinance and refer violations of Article 5 or Article 10 of this ordinance to the appropriate attorney for prosecution. The Commission shall, however, act only upon the receipt of a written complaint alleging a violation of this Ordinance and not upon its own prerogative.

(3) To receive information from the public pertaining to its investigations and to require additional information and documents from persons who may have violated the provisions of this Ordinance.

(4) To compel the attendance of witnesses and to compel the production of books and papers pertinent to an investigation. It is the obligation of all officers and employees of the Oak Lawn Park District to cooperate with the Commission during the course of its investigations. Failure or refusal to cooperate with requests by the Commission shall constitute grounds for discipline or discharge.

(5) The powers and duties of the Commission are limited to matters clearly within the purview of this Ordinance.

Section 20-5. (a) Complaints alleging a violation of this Ordinance shall be filed with the Ethics Commission.

(b) Within 3 business days after the receipt of a compliant, the Commission shall send by certified mail, return receipt requested, a notice to the respondent that a compliant has been filed against him or her and copy of the complain. The Commission shall send by certified mail, return receipt requested, a confirmation of the receipt of the complain to the complainant within 3 business days after receipt by the commission. The notices to the respondent and the complainant shall also advise them of the date, time, and place of the meeting to determine the sufficiency of the complaint and to establish whether probably cause exists to proceed.

(c) Upon not less than 48 hours' public notice, the Commission shall meet to review the sufficiency of the complaint and, if the complaint is deemed sufficient to allege a violation of this Ordinance, to determine whether there is probably cause, based on the evidence presented by the complainant, to proceed. The meeting may be closed to the public to the extent authorized by the Open

Meetings Act. The Commission shall issue notice to the complainant and the respondent of the Commission's ruling on the sufficiency of the complaint and, if necessary, on the probably cause to proceed within 7 business days after receiving the complaint.

If the complaint is deemed sufficient to allege a violation of Article 10 of this Ordinance and there is a determination of probably cause, then the Commission's notice to the parties shall include a hearing date scheduled within 4 weeks after the complaint's receipt. Alternatively, the Commission may elect to notify in writing the attorney designated by the corporate authorities to prosecute such actions and request that the complaint be adjudicated judicially. If the complaint is deemed not sufficient to allege a violation or if there is no determination of probably cause, then the Commission shall send by certified mail, return receipt requested, a notice to the parties of the decision to dismiss the complain, and that notice shall be made public.

If the complaint is deemed sufficient to allege a violation of Article 5 of this ordinance, then the Commission shall notify in writing the attorney designated by the corporate authorities to prosecute such actions and shall transmit to the attorney the complaint and all additional documents in the custody of the Commission concerning the alleged violation.

(d) On the scheduled date and upon at least 48 hours public notice of the meeting, the Commission shall conduct a hearing on the complaint and shall allow both parties the opportunity to present testimony and evidence. The hearing may be closed to the public only if authorized by the Open Meetings Act.

(e) Within 30 days after the date the hearing or any recessed hearing is concluded, the Commission shall either (i) dismiss the complaint (ii) issue a recommendation for discipline to the alleged violator and to the President of the Board, or impose a fine upon the violator, or both. The particular findings in the case, any recommendation for discipline, and any fine imposed shall be a matter of public information.

(f) If the hearing was closed to the public, the respondent may file a written demand for a public hearing on the complaint within 7 business days after the issuance of the recommendation for discipline or imposition of a fine, or both. The filing of the demand shall stay the enforcement of the recommendation or fine. Within 14 days after receiving the demand, the Commission shall conduct a public hearing on the complaint upon at least 48 hours public notice of the hearing and allow both parties the opportunity to present testimony and evidence. Within 7 days thereafter, the Commission shall publicly issue a final recommendation to the alleged violator and to the President of the Board or impose a fine upon the violator, or both.

(g) If a complaint is filed during the 60 days preceding the date of any election at which the respondent is a candidate, the Commission shall render its decisions as required under subsection (e) within 7 days after the complaint is filed, and during the 7 days preceding that election, the Commission shall render such decision before the date of that election, if possible.

(h) The Commission may fine any person who intentionally violates any provision of Article 10 of this Ordinance in an amount of not less than \$1,001 and not more than \$5,000. The Commission may fine any person who knowingly files a frivolous complaint alleging a violation of this Ordinance in an amount of not less than \$1,001, and not more than \$5,000. The commission may recommend any appropriate discipline up to and including discharge.

(i) A complaint alleging the violation of this Act must be filed within one year after the alleged violation.

**ARTICLE 25**  
**PENALTIES**

Section 25-1. Penalties

(a) A person who intentionally violates any provisions of Article 5 of this Ordinance may be punished by a term of incarceration in a penal institute other than a penitentiary for a period of not more than 364 days, and may be fined in an amount not to exceed \$2,500.

(b) A person who intentionally violates any provision of Article 10 of this Ordinance is subject to a fine in an amount of not less than \$1,001 and not more than \$5,000.

(c) Any person who intentionally makes a false report alleging a violation of any provision of this Ordinance to the local enforcement authorities, the State's Attorney or any other law enforcement official may be punished by a term of incarceration in a penal institute other than a penitentiary for a period of not more than 364 days, and may be fined in an amount not to exceed \$2,500.

(d) A violation of Article 5 of this Ordinance shall be prosecuted as a criminal offense by an attorney for the Oak Lawn Park District by filing in the circuit court an information, or sworn complain, charging such offense. The prosecution shall be under and conform to the rules of criminal. Procedure. Conviction shall require the establishment of guilt of the defendant beyond a reasonable doubt.

A violation of Article 10 of this Ordinance may be prosecuted as a quasi-criminal offense by an attorney for the Oak Lawn park District, or, if any Ethics Commission has been created, by the Commission through the designated administrative procedure.

(e) In addition to any other penalty that may be applicable, whether criminal or civil, an officer or employee who intentionally violates any provision of Article 5 or Article 10 of this Ordinance is subject to discipline or discharge.

**SECTION 2:** This Ordinance shall be in effect upon its passage and approval as provided by law.

PASSED THIS 10<sup>th</sup> day of May, 2004

Donald Andersen, President

Ceil Murphy, Board Secretary



**Facility Usage Ordinance for Commissioners, Former Commissioners, Appointed Personnel  
and Members of their Immediate Families**

Whereas the Board of Commissioners of the Oak Lawn Park District wishes to afford use of its facilities and programs without cost for its commissioners, former commissioners, appointed personnel and members of their immediate families.

Now, Therefore Be It Ordained By the President and Board of Commissioners of the Oak Lawn Park District as follows:

Park commissioners, former park commissioners, appointed personnel and the members of their immediate families shall be entitled to use all Park District facilities and take part in all Park District programs without cost or charge.

Immediate family herein shall be construed as those blood relatives living in the same household as the commissioner, former commissioner or appointed personnel.

If the particular program will cost the Park District a sum of money because of the participation of the commissioner, former commissioner, appointed personnel or members of their immediate family then that cost shall be paid by the person taking part in that program.

This ordinance shall become effective upon its approval and passage.

This Ordinance shall be governed by the laws of the State of Illinois.

PASSED THIS 14<sup>th</sup> day of June, 1993

Dave Heilmann, President

Ceil Murphy, Board Secretary

**Polluting, Dumping and Encroaching on and in Public Parks of the Oak Lawn Park District, Cook County, Illinois Ordinance**

**WHEREAS**, the Oak Lawn Park District is an Illinois Municipal entity operating within a territory predominantly in the Village of Oak Lawn, Cook County, Illinois: and

**WHEREAS**, it is necessary for the District to establish ordinances, rules and regulations to provide for the government, protection and preservation of the property, facilities and resources of the parks; and

**WHEREAS**, the Board of Park Commissioners of the Oak Lawn Park District deem it necessary to establish rules, and regulations prohibiting dumping in its parks and other property, and to provide penalties for the violation of such rules and regulations.

**NOW THEREFORE BE IT ORDAINED** by the Board of Park Commissioners of the Oak Lawn Park District, Cook County, Illinois, as follows,

**SECTION ONE:** It shall be unlawful for any person, firm, corporation or organization, other than Oak Lawn Park District personnel:

To dump, discharge or leave, in or on any Oak Lawn Park District property, any type of rubbish, trash, construction debris, landscape debris (including but not limited to, lawn clippings and leaves) or household garbage, with the exception of waste generated as part of an authorized activity if such waste is promptly and properly disposed of in proper receptacles at the conclusion of the activity.

To dump in any Park District roll-off box, dumpster or other District waste receptacle, any type of rubbish, trash, construction debris, landscape debris (including, but not limited to lawn clippings and leaves) or household garbage, unless such waste was generated during an authorized activity and if such waste is promptly and properly disposed of in proper receptacles at the conclusion of the activity.

To dump or leave bird seed or other feed which tends to attract birds, insects or animals on Park District property.

To discharge onto any Park District property, and sump pump effluent.

To empty or drain onto any Park District property water or other contents of any privately – owned swimming pool.

To place or grow any vegetable garden, flower garden or composting area or materials, or to plant, any other plants upon Park District property, or any portion thereof, except in areas approved and designated by the Board of Park Commissioners.

To construct, erect or place swing sets, gyms, playground equipment, railroad ties, landscape ties, wood piles, fences, shed or other structures upon any Park District property, or any part thereof.

Grilling will be allowed at Centennial, Memorial and Wolfe Wildlife (109<sup>th</sup>) parks. Patrons must use the Park District grills provided at these locations. No personal grills will be allowed in any park. Coals must be disposed of in the Park District provided coal receptacles.

**SECTION TWO:** Any person, firm, corporation or organization violating any clause or provision of this Ordinance shall be fined not less than Fifty Dollars (\$50.00) nor more than Five Hundred Dollars (\$500.00) for each offense upon conviction and in addition the Park District may seek an order from any court of component jurisdiction, that the offender can be required to make restitution for damages resulting from the violation of any provision of this ordinance. Each day any violation of any provision of this ordinance shall continue shall constitute a separate offense.

**SECTION THREE: SEVERABILITY.** If any section, paragraph or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

**SECTION FOUR: REPEAL OF PRIOR ORDINANCES.** All prior Ordinances and Resolutions in conflict or inconsistent herewith are hereby expressly repealed only to the extent of such conflict or inconsistency.

**SECTION FIVE: EFFECTIVE DATE.** This Ordinance shall be in full force and effect upon its passage and approval.

PASSED THIS 8<sup>th</sup> day of April, 1991  
Alex Kazmierczak, President  
Ceil Murphy, Board Secretary

### **Prohibition of Retaliatory Discharge Ordinance**

**WHEREAS** it is deemed advisable, necessary and in the public interest for the Board of Commissioners of Oak Lawn Park District to ordain a policy to encourage employees to report misconduct of other employees without fear of retaliatory discharge; and

**WHEREAS** this policy will serve the public and corporate purposes for which the Board deems appropriate for the protection of its employees:

**NOW THEREFORE, BE IT ORDAINED BY THE** Board of Park Commissioners of the Oak Lawn Park District, Cook County, Illinois, as follows:

It is hereby determined that it is advisable, necessary and in the public interest that the Board of Commissioners of the Oak Lawn Park District pass an ordinance protecting its employees from retaliatory discharge.

At no time may anyone in the Oak Lawn Park District Administration discharge an individual for reporting to the proper authorities that other employees have been guilty of misconduct such as theft, sexual harassment or any violation of the Oak Lawn Park District Code.

Any supervisory personnel who violates this ordinance and is found to be guilty of retaliatory discharge, herein, shall be terminated.

This ordinance shall be in full force and effect from and after its passage and approval in accordance with law.

PASSED THIS 11<sup>th</sup> day of January, 1993  
Alex Kazmierczak, President  
Ceil Murphy, Board Secretary

## Responsible Bidder's Ordinance

In determining which bidder is a "responsible bidder" on Oak Lawn Park District projects, the bidder must comply with the following criteria and submit an affidavit of compliance, in addition to any other requirements as determined from time to time by the park district for the specific type of work to be performed. District attorney shall promulgate an affidavit, which shall be executed with the park district contract and which shall require the following certifications:

- A. Compliance with all applicable laws and codes and ordinances prerequisite to doing business in Illinois and the Village of Oak Lawn, including Village licenses;
- B. Affidavit of compliance with:
  - 1. Submittal of Federal Employer Tax Identification Number or Social Security Number (for individual);
  - 2. Provisions of Section 2000(e) of Chapter 21, Title 42 of the United States Code and Federal Executive Order No. 11375 (known as the Equal Opportunity Employer provisions);
- C. Certificate of insurance indicating at least the following coverage at minimum limits established by the park district; general liability, worker's compensation, completed operations, automobile, hazardous occupation, product liability and professional liability;
- D. Compliance with all provisions of the Illinois Prevailing Wage Act, including wages, medical and hospitalization insurance and retirement for those trades as covered by the Act;
- E. Participation in apprenticeship and training programs approved and registered with United States Department of Labor's Bureau of Apprenticeship and Training;
- F. Compliance with the applicable provisions of the Illinois Human Rights Act and the rules of the Illinois Human Rights Commission;
- G. Adoption of a Sexual Harassment Policy pursuant to Illinois Public Act 87-1257'
- H. Furnishing of required Performance and Payment Bonds;
- I. Certificate of no delinquency in the payment of any tax administered by the Illinois Department of Revenue;
- J. Certificate that the bidder is not barred from bidding or contracting as a result of a violation of either Section 33E of 33E-4 of Ch. 720, Article 5 of the Illinois Compiled Statutes;
- K. Affidavit that the bidder has not only the financial responsibility but also the ability to respond by the discharge of the contractor's obligations in accordance with that which is expected or demanded under the terms of the contract;
- L. Compliance with a Contractor's Drug-Free Workplace Certification;
- M. Submission of an Indemnity and Hold Harmless Agreement; and
- N. An Anti-collusion Affidavit of Compliance;

This ordinance shall be in full force and effect from and after its passage and approval in the manner provided by law.

PASSED THIS 13<sup>TH</sup> day of August, 2007  
Gary Callahan, President  
Donald Andersen, Board Secretary

**Restriction of the Use of Motor-Driven Scooters on Oak Lawn Park District Property Ordinance**

**WHEREAS** the Board of Park Commissioners of the Oak Lawn Park District, Cook County, Illinois recognizes the dangers in the use of motor-driven scooters and  
Whereas the Board of Park Commissioners of the Oak Lawn Park District deems it necessary to establish ordinances and regulations for the safety and protection of their constituents.  
**NOW THEREFORE BE IT ORDAINED BY THE** Board of Commissioners of the Oak Lawn Park District, Cook County, Illinois as follows:

**SECTION ONE:** No person shall drive a motor-driven scooter on Oak Lawn Park District property.

**SECTION TWO:** For the purpose of this ordinance, a motor-driven scooter is defined as any electric or gas driven wheeled scooter, motor driven cycle or other similar motor-driven vehicle for which the State of Illinois does not issue a title document and does not issue license plates or registration documents.

**SECTION THREE:** Said motor-driven scooters may be impounded by the Park District or the police department.

**SECTION FOUR:** Further, any person violating this ordinance shall be fined not less than Two Hundred (\$200.00) dollars nor more than One Thousand (\$1000.00) dollars for the conviction of each offense thereof.

**SECTION FIVE:** This ordinance shall be in full force and effect from and after its passage and approval.

PASSED THIS 8<sup>th</sup> day of November 2004  
Donald Andersen, President  
Ceil Murphy, Secretary

### **Restriction on Animals on Park District Property Ordinance**

**WHEREAS**, the Board of Park Commissioners of the Oak Lawn Park District, Cook County, Illinois deems it advisable and for the best interests of this Park District that animals not be allowed on any of the premises of the Oak Lawn Park District with the exception of the wetlands.

**AND WHEREAS** within the Oak Lawn Park District Code there is a regulation prohibiting any animal from being led or allowed loose in the park system.

**BE IT ORDAINED:**

That no person shall head or allow to be loose upon park district system any animal owned or controlled by said person whether on a leash or otherwise.

Any animal, found within the park district system in violation of this section, may be apprehended, removed to any animal shelter, public pound, or any other place provided for that purpose, and impounded, all at the expense of the owner.

Further any person violating any clause or provision of this ordinance shall be fined not less than twenty-five (\$25.00) dollars, nor more that five hundred (\$500.00) dollars for the conviction of each offense thereof.

This ordinance shall be in full force and effect from and after its passage and approval.

PASSED THIS 9<sup>th</sup> day of July, 2001

Steve Loulousis, President

Ceil Murphy, Board Secretary

### **Restriction on the Use of Bicycles at the Worthbrook Skate Park Ordinance**

**WHEREAS** the Board of park Commissioners of the Oak Lawn Park District, Cook County, Illinois recognizes the dangers in having bicycles in the Worthbrook Skate park and

**WHEREAS** the Board of Park Commissioners of the Oak Lawn Park District deems it necessary to establish ordinances and regulations on the safety and protection of their constituents.

**NOW THEREFORE BE IT ORDAINED BY THE** Board of Commissioners of the Oak Lawn Park District, Cook County, Illinois as follows:

No person shall bring a bicycle into the area designated as the Worthbrook Skate park. Said bicycles may be impounded by the Park District or the police department. Further, any person violating this ordinance shall be fined not less than fifth (\$50.00) dollars nor more than five hundred (\$500.00) dollars for rth4 conviction of each offense thereof.

This ordinance shall be in full force and effect from and after its passage and approval.

Passed this 9<sup>th</sup> day of August 2004.  
Donald V. Andersen, President  
Ceil Murphy, Board Secretary

**RESOLUTION To Include Compensation Paid Under An Internal Revenue Code Section 125 Plan As IMRF Earnings**



**Suggested resolution to include compensation paid under an Internal Revenue Code Section 125 Plan as IMRF earnings**

IMRF Form 6.72 (Rev. 08/03)

PLEASE ENTER employer IMRF I.D. Number  
04504

**RESOLUTION**  
Number \_\_\_\_\_

WHEREAS, standard member earnings reportable to the Illinois Municipal Retirement Fund do not include compensation paid under an Internal Revenue Code section 125 plan or compensation directed into a premium conversion plan or flexible spending account; and

WHEREAS, an IMRF participating unit of government may elect to include in IMRF earnings compensation paid under an I.R.C. section 125 plan or compensation directed into a premium conversion plan or flexible spending account by action of the governing body; and

WHEREAS, the Board of Commissioners of the BOARD, COUNCIL, or

Oak Lawn Park District EMPLOYER NAME is authorized to include section 125 plan and premium conversion and flexible spending account compensation as earnings reportable to IMRF and it is desirable that it do so.

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of the BOARD, COUNCIL, or

Oak Lawn Park District EMPLOYER NAME does hereby elect to include as earnings reportable to IMRF compensation paid under an I.R.C. section 125 plan and/or compensation directed into a premium conversion plan or flexible spending account effective May 1, 2006 INITIAL DATE

BE IT FURTHER RESOLVED that the Secretary OFFICER OR CLERK OF THE BOARD is authorized and directed to file a duly certified copy of this resolution with the Illinois Municipal Retirement Fund.

**CERTIFICATION**

I, Dawn Duslak NAME the Acting Secretary OFFICE OF SECRETARY of the Oak Lawn Park District EMPLOYER NAME of the County of Cook COUNTY State of Illinois, do hereby certify that I am keeper of its books and records and that the foregoing is a true and correct copy of

a resolution duly adopted by its Board of Commissioners GOV. BODY NAME at a meeting duly convened

and held on the 5th day of May, 2006.

SEAL

CLERK OF BOARD, COUNCIL, or BOARD

**Illinois Municipal Retirement Fund**

Suite 500, 2211 York Road, Oak Brook Illinois 60523-2237 [www.imrf.org](http://www.imrf.org)

IMRF Form 6.72 (Rev. 08/03) Service Representatives: (630) 581-1200 (TDD) 225-4573