

CITY OF LINCOLN

ORDINANCE NO. 2024-1026

**ADOPTED BY THE
CITY COUNCIL
OF THE**

CITY OF LINCOLN, ILLINOIS

THIS 20th DAY OF MAY, 2024

**Published in pamphlet form by authority of the City Council of the
City of Lincoln, Illinois this 20th day of MAY, 2024**

STATE OF ILLINOIS)

COUNTY OF LOGAN)

CERTIFICATE OF PUBLICATION IN PAMPHLET FORM

I, the undersigned, do hereby certify that I am the duly qualified and elected City Clerk of the City of Lincoln, Logan County, Illinois (the "City"), and as such official I am the keeper of the official journal of proceeding, books, records, minutes and files of the City and of the City Council thereof (the "Council").

I do further certify that on the 20th day of May, 2024 there was published in pamphlet form, by authority of the City Council, a true, correct and complete copy of Ordinance No. 2023-1026 of the City termed

ORDINANCE 1-28 OF THE LINCOLN CITY CODE TITLED "CODE ENFORCEMENT OFFICER"

And that said ordinance as so published was on said date readily available for public inspection and distribution, in sufficient number, at the office of the City Clerk located in the City.

IN WITNESS WHEREOF, I hereunto affix my official signature and seal of the City, this 20th day of May, 2024.

City Clerk

A handwritten signature in cursive script that reads "Peggy S. Bateman". The signature is written in dark ink and is positioned to the right of the printed title "City Clerk".

(SEAL)

ORDINANCE NO. 2024-1026
AN ORDINANCE 1-28 OF THE LINCOLN CITY CODE
TITLED “CODE ENFORCEMENT OFFICER”

THIS ORDINANCE is made and adopted by the CITY COUNCIL OF THE CITY OF LINCOLN, LOGAN COUNTY, ILLINOIS, at a regular meeting held in the City Council Chambers in said City on the 20th day of May, 2024, WITNESSETH:

WHEREAS, the CITY OF LINCOLN is a municipal corporation located in Logan County, Illinois; and

WHEREAS, the city code of the City of Lincoln believes they previously had a Code Enforcement Officer whose responsibilities were consolidated into the Building and Safety Official along with the City Inspector; and

WHEREAS, the CITY OF LINCOLN has budgeted money for fiscal year 2024 to hire a community code enforcement officer who will aid the Building and Safety Office in the enforcement of city code of Lincoln; and

WHEREAS, the City of Lincoln acknowledges that there was previously a code enforcement officer whose responsibilities were consolidated into the building safety official; and

WHEREAS, the City of Lincoln desires to re-establish this office whose responsibilities will supplement the Building and Safety Official, not supplant them; and

WHEREAS, the City of Lincoln will create Chapter 1-28 of the Lincoln City Code titled “Code Enforcement Officer” and amend 1-18-4;

NOW, THEREFORE, IT IS HEREBY ORDAINED by the CITY COUNCIL OF THE CITY OF LINCOLN, as follows:

1. That Title 1 Chapter 28 titled of the Lincoln City Code is hereby created. (See Exhibit A).
2. That Title 1 Chapter 18 Part 4 of the Lincoln City Code is hereby amended to remove references to former city code official and to ensure that the Building and Safety Official has the powers of the current code enforcement officer. (See Exhibit A)

3. Effective Date. That this Ordinance is effective immediately upon its passage.

The vote on the adoption of this Ordinance was as follows:

Alderman Parrott	<u>AYE</u>	Alderwoman McClallen	<u>AYE</u>
Alderman Eimer	<u>AYE</u>	Alderwoman Rohlfs	<u>AYE</u>
Alderwoman O'Donoghue	<u>AYE</u>	Alderman Bateman	<u>AYE</u>
Alderman Downs	<u>AYE</u>	Alderman Sanders	<u>AYE</u>

Ayes: 8- Ald. Parrott, Ald. Eimer, Ald. O'Donoghue, Ald. Downs, Ald. McClallen, Ald. Rohlfs, Ald. Bateman


Nays: 0

Abstain: 0

Absent: 0

Passed and approved this 20th day of May, 2024.

CITY OF LINCOLN,

BY: 
Tracy Welch, Mayor
City of Lincoln, Logan County, Illinois

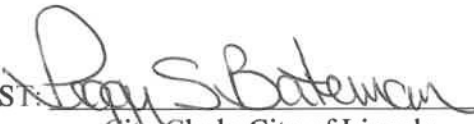
ATTEST:  (SEAL)
City Clerk, City of Lincoln,
Logan County, Illinois

EXHIBIT A

1-28 Code Enforcement Officer

1-28-1 Creation of Office, Appointment

There is hereby created the position of Code Enforcement Officer within the Police Department. The Code Enforcement Officer will be appointed by the Mayor, with the advice and consent of the City Council, after having been recommended to the Mayor, by the Chief of Police.

1-28-2 Term of Office

The term of the office of the Code Enforcement Officer shall be not shorter than for one year nor longer than the term of the Mayor appointing the Code Enforcement Officer. The Code Enforcement Officer may resign from office or may be removed therefrom only in such manner as is provided by the statutes of the state pertaining to the resignation or the removal of the appointed officers.

1-28-3 Bond and Oath

Before entering upon the duties of his office, the Code Enforcement Officer shall furnish a surety bond in the amount of \$5,000 to be approved by the City Council, said bond to be conditioned on the faithful performance of the Code Enforcement Officer's duties. The premium of the bond shall be paid by the City.

Before entering upon the duties of his office, the Code Enforcement Officer shall take and subscribe the oath of his office.

1-28-4 Compensation

The Code Enforcement Officer shall receive compensation in such amount and manner as the Council shall fix from time to time.

1-28-5 Authority and Duties

The Code Enforcement Officer, subject to the limitations defined in resolutions and ordinances of the City and state statutes, shall report directly to the Chief of Police, shall be responsible to the Chief of Police for the proper enforcement of ordinances within the City of Lincoln, pursuant to the statutes of the state, the ordinances of the City, and the

resolutions, motions, and directives of the corporate authorities with duties including, but not limited to, the following:

- A. Enforce the City Code and Ordinances of the City of Lincoln by issuing citations to offenders, and/or providing reports to the City Attorney.
- B. Assist the Building and Safety Officer with the enforcement of city code and ordinances.
- C. Provide testimony to the appropriate court to assist in the prosecution of violations of City Ordinances.

§ 1-18-4 **Responsibilities.**

[Ord. 406, 12-18-1995]

The Building and Safety Official will be responsible for all duties of the former office of the City inspector and the current code enforcement officer.