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**VILLAGE OF MELROSE PARK
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 1088

**AN ORDINANCE AMENDING CERTAIN SECTION OF CHAPTER
2.60 OF THE VILLAGE OF MELROSE PARK MUNICIPAL CODE
REGARDING PART-TIME POLICE OFFICERS, FOR THE
VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF
ILLINOIS.**

**ADOPTED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE
VILLAGE OF MELROSE PARK**

THIS 10TH DAY OF SEPTEMBER 2007

**RONALD M. SERPICO, Village President
MARY ANN PAOLANTONIO SALEMI, Village Clerk**

Board Of Trustees

**JOHN S. CONTEDEUCA
CATHLEEN COSSIDENT ITALIA
THOMAS KLEIN
ARTURO J. MOTA
ANTHONY J. PRIGNANO
MARY RAMIREZ TACONI**

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**Published by authority of the
President and Board of Trustees
Of the Village of Melrose Park,
Cook County, Illinois on
This 11TH day of SEPTEMBER 2007**

ORDINANCE NO. 1088

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 2.60 OF THE VILLAGE OF MELROSE PARK MUNICIPAL CODE REGARDING PART-TIME POLICE OFFICERS, FOR THE VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS.

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WHEREAS, the Village of Melrose Park, Cook County, Illinois (the “Village”), is a duly organized and existing municipality and unit of local government created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Illinois Municipal Code, as supplemented and amended; and

WHEREAS, the Village President (the “President”), the Honorable Ronald M. Serpico, the Village Clerk, the Honorable Mary Ann Paolantonio Salemi, having taken office on May 2, 2005, and the Board of Trustees of the Village (the “Village Board”), the Honorable John S. Conteduca, Cathleen Cossident Italia, Thomas “TK” Klein, Arturo J. Mota, Anthony J. Prignano and Mary Ramirez Taconi, having taken office on May 14, 2007, constitute the duly elected, qualified and acting officials of the Village; and

WHEREAS, the President and Village Board (collectively, the “Corporate Authorities”) have determined that it is both advisable and in the best interests of the Village and its residents to adopt this Ordinance which, among other things, clarifies certain standards and regulations regarding part-time police officers of the Village; and

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Melrose Park, County of Cook, State of Illinois, as follows:

**ARTICLE I.
IN GENERAL**

Section 01. 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 02. Purpose.

The purpose of this Ordinance is to amend Chapter 2.60 of the Village Code to clarify certain standards and regulations regarding part-time police officers of the Village.

Section 03. Invocation of Authority.

This Ordinance is enacted pursuant to the authority granted to this Village by the Constitution of the State of Illinois and the Illinois Compiled Statutes.

Section 04. State Law Adopted.

All applicable provisions of the Illinois Compiled Statutes, including the Illinois Municipal Code, as may be amended from time to time, relating to the purposes of this Ordinance are hereby incorporated herein by reference.

Sections 05-09. Reserved.

**ARTICLE II.
AMENDMENT TO CHAPTER 2.60 OF THE
VILLAGE OF MELROSE PARK MUNICIPAL CODE**

Section 10.00 Amendment to Section 2.60.170, Part-Time Police Officers.

That Section 2.60.170 of the Village Code is hereby deleted in its entirety, and, notwithstanding anything to the contrary, replaced with the following language, which shall read as follows:

- A. Part-Time Police Officer, Defined. A "Part-Time Police Officer" means a

law enforcement officer of the Police Department of the Village who is employed not more than 1,560 hours per twelve month period beginning on the first of January of any calendar year. All part-time police officers must comply with the qualifications and training provisions as specified herein below, and including, but not limited to, the requirements set forth in Section 2.60.140.

B. All Part-Time Police Officers shall be trained, appointed, disciplined and discharged by the Village in accordance with the provisions of this Code, the Illinois Compiled Statutes and the Rules and Regulations of the Village Police Department as established from time to time by the Chief of Police. Part-Time Police Officers are appointed by the Village President, subject to the advice and consent of the Village Board. Part-Time Police Officers may be terminated or suspended by the Village President or his designee.

C. Part-Time Police Officers shall not be members of the regular Melrose Park Police Department and shall be subject to the direction and control of the Chief of Police of the Village.

D. Background Checks. All applicants to the position of Part-Time Police Officer shall submit to identification and criminal background checks through processes including fingerprint checks conducted by the United States Federal Bureau of Investigation. As one of various possible disqualifying factors, no applicant convicted of a felony or other crime involving moral turpitude shall qualify to be a Part-Time Police Officer.

E. Powers and Duties. Part-Time Police Officers shall have the following powers and duties, when properly assigned and on duty:

1. To aid or direct traffic in the Village;
2. To aid in control of natural or manmade disasters;
3. To aid in case of civil disorders;
4. To perform normal and regular police duties when assigned by the Chief of Police on occasions when it is impracticable for members of the regular Police Department to perform normal and regular police duties;
5. To arrest or cause to be arrested, with or without process, all persons who break the peace, or are found violating any Village ordinance or criminal law of the state;
6. To commit arrested persons for examinations;
7. If necessary, to detain arrested persons in custody overnight or Sunday in any safe place, or until they can be brought before the proper magistrate;
8. To exercise all other powers as conservators of the peace that the Corporate Authorities of the Village may prescribe;
9. To serve and execute all warrants for the violation of any Village ordinance or criminal law of the state, within the jurisdictional limits of the Village and for this purpose only to have all common law and

statutory power of sheriffs.

10. All the powers, duties and responsibilities of an Auxiliary Police Officer, as directed by the Chief of Police unless otherwise prohibited.

F. Right to Carry Firearms. No Part-Time Police Officer shall be allowed to carry a firearm unless he or she has satisfied the requirements of this Code, the Illinois Compiled Statutes, and the Rules and Regulations of the Illinois Law Enforcement Training and Standards Board. In addition, no Part-Time Police Officer shall be allowed to carry a firearm unless he or she has the express permission of the Chief of Police of the Village and then only when in official uniform and in the performance of his or her duties.

G. Training. Part-time Police Officers, prior to appointment, shall fulfill a course of training in the use of weapons, attend a minimum of four hundred (400) hours of training at an approved police academy, and satisfy all other rules, requirements and procedures as established by the Chief of Police of the Village. Said training shall be not less than four hundred (400) hours in duration, unless the Illinois Law Enforcement Training and Standards Board waives such training requirement. Upon completion of the course of training, the Chief of Police shall file with the Village Clerk a certificate attesting to completion of the training.

Section 11.00 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 including, without limitation, the execution and delivery of any and all documents required to be delivered in connection with this Ordinance. The Village Clerk or her designee shall cause a certified copy of this Ordinance to be filed with the Illinois Law Enforcement Training Standards Board.

Sections 12.00 – 15.00. Reserved.

**ARTICLE III.
SAVINGS CLAUSES,
PUBLICATION, EFFECTIVE DATE**

Section 16.00 Headings.

The headings for the articles, sections, paragraphs, and sub-paragraphs 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 provisions of this Ordinance.

Section 17.00 Severability.

The provisions of this Ordinance are hereby declared to be severable and should any provision, clause, sentence, paragraph, sub-paragraph, section, or part of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision, clause, sentence, paragraph, sub-paragraph, section, or part 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. It is hereby declared to be the legislative intent of the Corporate Authorities that this Ordinance would have been adopted had not such unconstitutional or invalid provision, clause, sentence, paragraph, sub-paragraph, section, or part thereof been included.

Section 18.00 Superseder.

All code provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

Section 19.00 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.

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Section 20.00 Effective Date. This Ordinance shall be in full force and effect upon passage, approval and publication, as provided by law.

On The Individual Poll And Voice Vote Of The Board Of Trustees:

AYE VOTES: Trustee Conteduca, Trustee Mota, Trustee Prignano,
Trustee Taconi

NAY VOTES:

ABSTAIN:

ABSENT: Trustee Italia, Trustee Klein

SO PASSED, ADOPTED, APPROVED AND ENACTED IN AND AT THE VILLAGE
OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS, THIS TENTH DAY OF
SEPTEMBER, 2007, A.D.

APPROVED:


RONALD M. SERPICO,
VILLAGE PRESIDENT

ATTEST:


Mary Ann Paolantonio Salemi
Village Clerk

(SEAL)

Recorded in the Municipal Records: September 10, 2007
Published in pamphlet form on: September 11, 2007