

## **ARTICLE 2-VI BOARDS AND COMMISSIONS**

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**Cross reference**— Organizational development department, § 2-284; municipal airport advisory board, § 5-16 et seq.; airport zoning board, § 5-44; airport zoning board of appeals, § 5-47 et seq.; electrical commission created, § 12-39; permanent housing code committee, § 12-111 et seq.; commission on human relations, § 22-16 et seq.; library board of directors, § 24-2; planning commission, § 34-16 et seq.; preservation commission, § 37-21 et seq.

### [DIVISION 2-VI-1 GENERALLY](#)

#### [Sec 2-411 Establishment ~~o~~Of Advisory Boards ~~a~~And Commissions](#)

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### [Sec 2-411 Establishment ~~o~~Of Advisory Boards ~~a~~And Commissions](#)

- a) In the exercise of the home rule authority conferred by the Illinois Constitution, the city council may from time-to-time by resolution or by ordinance create such advisory boards and commissions as it deems necessary or convenient to advise and assist the mayor and the city council in the performance of their duties.
- b) Advisory boards and commissions established by the authority of the city council shall possess only those powers and functions expressly set forth in the resolution or ordinance establishing them, those powers and functions expressly set forth elsewhere in this code, and those powers and functions which must be necessarily inferred therefrom.
- c) The provisions of this Division 2-VI-1 shall apply to all advisory boards and commissions established by resolution or ordinance of the city council except as specifically set forth herein. To the extent that the provisions of a resolution or ordinance establishing or providing for the operations of an advisory board or commission conflict with the provisions of this Division, those provisions are expressly repealed.
- d) Advisory boards and commissions constitute public bodies as the term is defined in the Open Meetings Act.
- e) The provisions of this division do not apply public bodies established by law, by an intergovernmental agreement, or which have a corporate existence distinct from the city. The provisions of this division do not apply to not-for-profit corporations to which the mayor or city council, as the case may be, appoints members.

## HISTORY

Adopted by Ord. [021-029](#) on 6/22/2021

### **Sec 2-412 Composition of Advisory Boards and Commissions**

- a) Appointments of Members. The mayor shall, with the advice and consent of the city council appoint the members of each advisory commission. When a vacancy occurs with fewer than ninety (90) days prior to the conclusion of a member's term the mayor may appoint any qualified person to complete the term without the approval of the city council. All members of advisory boards of commissions, including those for whom the city council has authorized a per diem, shall be regarded as volunteers at-will. Appointment to an advisory board or commission shall not confer any property rights, employment contract, or other contractual rights with respect to membership thereto.
- b) Number of Members. Unless otherwise provided by ordinance, each advisory board or commission shall consist of nine (9) members.
- c) Terms of Membership. Unless otherwise provided by ordinance, each member of an advisory board or commission shall serve a fixed term of three (3) years and until the appointment of his successor. Unless otherwise provided, a member of an advisory board or commission may serve as many terms as he may be appointed to. The terms of the membership of an advisory board or commission shall be staggered so that, as nearly as possible, the terms of one-third (1/3) of its members expire each year.
- d) Qualifications of Members. All members of an advisory board or commission must be residents of the city, owners or employees of business within the city, board members or employees of a not-for-profit corporation located within the city, or otherwise demonstrate an affinity with the city. The city council may for specific advisory boards or commissions require additional qualifications for membership including, but not limited to, status as an elector or resident of the city or a specific portion thereof and professional or educational expertise, certification, or licensure.
- e) Vacancies. A vacancy shall occur on an advisory board or commission whenever a member submits a written letter of resignation to the mayor, dies or becomes permanently unable to perform his duties, fails to meet a qualification for membership, or is removed.
- f) City Staff Liaisons. The mayor shall from time-to-time designate a member of the administrative service to serve as a liaison to each advisory board or commission to assist it in the performance of its duties. Unless otherwise provided, the staff liaison shall not be a member of an advisory board or commission.
- g) Advisory Board or Commission Leadership. Unless otherwise provided, the mayor shall annually designate one member of each advisory board or commission to serve as its chairperson who shall preside at each of its meetings and assist with the preparation of meetings agendas. Unless otherwise provided, each advisory board or commission shall select from its membership a vice-chairperson to perform the duties of the chairperson in his absence and a secretary to record the minutes of its meetings. Advisory boards or commissions which administer or disburse any public funds shall select from its membership a treasurer with the approval of the city staff liaison. Upon appointment or selection, the chairperson, vice-chairperson, secretary, and treasurer of each advisory board or commission shall participate in a training session and orientation with the mayor's office.

## HISTORY

Adopted by Ord. [021-029](#) on 6/22/2021

### **Sec 2-413 Meetings**

(a) General. All meetings of all advisory boards and commissions shall be public meetings noticed and conducted in accordance with the Open Meeting Act.

(b) Quorum. For the purpose of conducting business, a quorum shall be a majority of the members appointed to an advisory board or commission, excluding vacancies.

(c) Agenda Required. The secretary of each advisory board or commission, with reasonable assistance of the city staff liaison, is responsible for the preparation and posting of the final agenda that conforms to the requirements of the Open Meetings Act. An advisory board or commission shall not take final action on any matter not set forth on a meeting agenda. Each agenda shall include the following items:

- (1) Call to order and roll call;
- (2) Approval of the minutes of the previous meeting;
- (3) Public comment;
- (4) Items on which the board or commission will take action upon; and
- (5) Adjournment.

(d) Meeting Schedule and Frequency. Each advisory board or commission shall determine and provide public notice of the schedule of its regular meetings at the beginning of each calendar year and shall state the regular dates, times, and places of such meetings. An advisory board or commission shall meet at least quarterly, but no more frequently than is reasonably required for the board or commission to conduct its business.

(e) Public Comment. Each advisory board or commission shall permit public comment at each of its meetings in accordance with the rules adopted and recorded by the city council for public comments at its meetings, provided that the subject matter of public comment before an advisory board or commission shall be further limited to matters within the scope of its duties.

(f) Attendance by Means Other than Physical Presence.

(1) If a quorum of Commission members is physically present at the location of a duly-noticed meeting as required by the Open Meetings Act, the quorum may allow members physically absent to participate in the meeting via audio or video conference, provided the member is prevented from physically attending the meeting due to either: (A) a personal health issue or disability; or (B) the health or disability of an immediate family or household member; or (C) a family or other emergency.

(2) If a member wishes to attend the board or commission meeting by means other than a physical presence, the member should notify the City staff liaison member at least 24 hours in advance of the meeting, unless such notice is impractical.

(3) If a member attends a meeting by audio or video conference, it shall be reflected in the meeting minutes.

(g) Meetings without the Physical Presence of a Quorum. An advisory board or commission shall not meet without the physical presence of a quorum unless the meeting satisfies all of the

requirements of the Open Meetings Act and the mayor determines that the meeting of the advisory board or commission is in the best interest of the city and necessary to accomplish an essential governmental function.

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#### HISTORY

Adopted by Ord. [O21-029](#) on 6/22/2021

#### **Sec 2-414 Policies and Procedures**

1. Attendance at meetings. All members shall make a diligent, good faith effort to attend all meetings of their board or commission. If a member is absent from three (3) successive regular meetings without notification, such member shall be deemed to have forfeited his membership. If a member is absent for fifty percent (50%) or more of meetings in a six (6) month period, the secretary of the advisory board or commission shall notify the mayor's office.
2. Bylaws and Rules. An advisory board or commission may adopt its own bylaws and rules as it deems necessary or convenient to conduct its business, as long as they do not conflict with any provision of law or this code.
3. Code of Conduct. Each member of an advisory board or commission shall be subject to and abide by the requirements of chapter 15 of this code, titled the "City of Aurora Ethics Ordinance." Prior to submitting a nomination to an advisory board or commission to the city council for its advice and consent, the mayor shall require the nominee to complete a statement that the nominee will adhere to the tenants of a code of conduct that substantially conforms to the following: By accepting an appointment to an advisory board or commission, the appointee agrees to abide by the following code of conduct:
  1. Act in the best interest of the residents of the city;
  2. Comply with all applicable statutes, ordinances, bylaws and rules applicable to the advisory board or commission;
  3. Disclose conflicts or any potential conflicts; abstain if necessary;
  4. Respect the chairperson and the chairperson's role in maintaining order;
  5. Treat other members of the board or commission and the public with courtesy and respect; and
  6. Have a teamwork attitude and problem-solving mentality.
4. Duty to Cooperate. All members of advisory boards and commissions and the boards and commissions collectively, shall cooperate with all members of their own and other boards, commissions and committees; city departments, agencies, and employees; local groups, residents and members of the public; and governmental agencies.
5. Financial Policies. All advisory boards and commissions, and the members thereof, which are entrusted with the management of public funds or funds raised from outside sources shall exercise that responsibility appropriately and in compliance with the city's financial policies as the city treasurer may from time-to-time establish. All funds raised and or utilized must be used for a public purpose related to the advisory board or commission's primary function or mission. In the

case of advisory boards or commissions established to support or enhance the efforts of community organizations and to which the city council appropriates funds for such purposes, said board or commissions shall contribute a portion of those funds to promote and support events that are related to its mission or purpose, but that are not hosted or planned by the advisory board or commission.

6. Removal of Members. A member of any advisory board or commission may be removed in the same manner as provided by law for the removal of appointed officers of the city, as otherwise provided by law, or by resolution of the city council.
7. Social Media. An advisory board or commission which maintains any presence on social media shall abide by the social media policies applicable to city departments and employees. The content of social media accounts created by or for the use of an advisory boards and commissions shall remain confined to the business of the advisory board or commission and shall not be used for the expression of personal opinions or opinions outside of the scope of the responsibilities of the advisory board or commission. Members shall refrain from posting anything personal in nature on official social media pages. The city staff liaison shall at all times have access to all social media accounts created by or for the use of an advisory board or commission.
8. Student Membership and Volunteers. In order to encourage civic responsibility and to provide for hands-on learning experiences, the city council may authorize the appointment of students to serve as members or representatives on advisory boards and commissions. Unless otherwise provided by ordinance, a student member or representative of an advisory board or commission must be a junior or senior in high school and a resident of the city, provided that the mayor and city council may waive this requirement in the absence of otherwise qualified applicants. A student appointed as a member of an advisory board or commission shall have full voting rights, a student appointed as a representative to an advisory board or commission shall not vote nor be counted for the purposes of determining quorum.

#### HISTORY

Adopted by Ord. [021-029](#) on 6/22/2021

### **Sec 2-415 Established Advisory Boards ~~a~~And Commissions**

(a) Administrative Boards and Commissions. Terms commence July 1 unless otherwise provided.

Block Grant Working Committee  
Civilian Review Board  
Civil Service Commission  
Ethics Commission  
Fox Walk Overlay District Design Review Committee  
Human Relations Commission  
Planning and Zoning Commission  
Public Arts Commission  
Preservation Commission

(b) Advisory Boards. Terms commence January 1, unless otherwise provided.

Advisory Commission for Disabilities  
Airport Advisory Board  
Assault Weapons Advisory Commission  
Bicycle, Pedestrian, and Transit Advisory Board  
Economic Development Commission  
Education Commission  
Neighborhood Council

Sustainable Aurora  
Tree Board  
Veterans' Advisory Council  
Youth Council

(c) Cultural and Historical Heritage Boards. Terms commence October 1, unless otherwise provided.

African American Advisory Board  
Grand Army of the Republic Memorial Commission  
Hispanic Heritage Board  
Indian American Community Outreach Advisory Board

(d) Technical Boards and Commissions (established by model ordinance or code adopted by the city).  
Terms commence April 1, unless otherwise provided.

Building Code Board of Appeals  
Electrical Commission  
Fire Code Board of Appeals  
Permanent Building and Fire Code Committee  
Permanent Housing Code Committee

#### HISTORY

Adopted by Ord. [021-029](#) on 6/22/2021

### **DIVISION 2-VI-2 ADMINISTRATIVE BOARDS AND COMMISSIONS**

[Sec 2-416 Repealed and Reserved](#)

[Sec 2-417 Repealed and Reserved](#)

[Sec 2-418 Repealed and Reserved](#)

[Sec 2-419 Repealed and Reserved](#)

[Sec 2-420 Block Grant Working Committee](#)

[Sec 2-421 Repealed and Reserved](#)

[Sec 2-422 Repealed and Reserved](#)

[Sec 2-423 Repealed and Reserved](#)

[Sec 2-424 Repealed and Reserved](#)

[Sec 2-425 Civilian Review Board](#)

[Sec 2-426 – 2-429 Reserved](#)

[Sec 2-430 Civil Service Commission](#)

[Sec 2-431 – 2-434 Reserved](#)

~~[Sec 2-432 Reserved](#)~~

[Sec 2-435 Ethics Commission](#)

[Sec 2-436 Repealed and Reserved](#)

~~[Sec 2-437 Repealed and Reserved](#)~~

~~[Sec 2-438 Repealed and Reserved](#)~~

~~[Sec 2-439 Repealed and Reserved](#)~~

~~[Sec 2-440 Fox Walk Overlay District Design Review Committee](#)~~

~~[Sec 2-441 Repealed and Reserved](#)~~

~~[Sec 2-442 Repealed and Reserved](#)~~

~~[Sec 2-443 Repealed and Reserved](#)~~

~~[Sec 2-444 Repealed and Reserved](#)~~

~~[Sec 2-445 Human Relations Commission](#)~~

~~[Sec 2-446 – 2- 449 Reserved](#)~~

~~[Sec 2-450 Planning and Zoning Commission](#)~~

~~[Sec 2-451 – 2-454 Reserved](#)~~

~~[Sec 2-455 Public Arts Commission](#)~~

~~[Sec 2-456 Repealed and Reserved](#)~~

[Sec 2-457 Repealed and Reserved](#)  
[Sec 2-458 Repealed and Reserved](#)  
[Sec 2-459 Repealed and Reserved](#)  
[Sec 2-460 Preservation Commission](#)

**Sec 2-416 Repealed and Reserved**

HISTORY

*Repealed by Ord. [021-039](#) on 7/27/2021*

**Sec 2-417 Repealed and Reserved**

(Code 1969, §§ 2-312—2-314; Ord. No. O88-151, § 1, 12-27-88; Ord. No. O97-14, § 1, 3-11-97)

HISTORY

*Repealed by Ord. [021-039](#) on 7/27/2021*

**Sec 2-418 Repealed and Reserved**

(Code 1969, § 2-320)

HISTORY

*Repealed by Ord. [021-039](#) on 7/27/2021*

**Sec 2-419 Repealed and Reserved**

(Code 1969, § 2-317; Ord. No. 86-5611, § 1, 12-30-86; Ord. No. O88-71, Exh. A, 6-21-88; Ord. No. O99-96, § 3, 11-9-99)

HISTORY

*Repealed by Ord. [021-039](#) on 7/27/2021*

**Sec 2-420 Block Grant Working Committee**

1. Creation and Purpose. The block grant working committee is hereby created to provide citizen participation in the identification of housing and community development needs.
2. Duties. The committee shall assess the City's needs, goals and strategies regarding housing and community development; to help identify potential partners and sources of funding; and to review grant applications; and make recommendations to City Council on how funds for public services, public infrastructure improvements in low-income neighborhoods should best be utilized and awarded.
3. Membership. The committee shall be made up of up to thirteen (13) members. When possible, one member shall be appointed from each ward throughout the City, plus three members at-large.
4. Chair. Each year, members shall vote to appoint the Chair of the Committee.

(Code 1969, §§ 2-316, 2-318)

HISTORY

*Amended by Ord. [021-039](#) on 7/27/2021*

**Sec 2-421 Repealed and Reserved**

(Code 1969, § 2-319)

HISTORY

*Repealed by Ord. [021-039](#) on 7/27/2021*

**Sec 2-422 Repealed and Reserved**



(Code 1969, § 2-321)

HISTORY

Repealed by Ord. [021-039](#) on 7/27/2021

**Sec 2-423 Repealed and Reserved**

(Code 1969, § 2-322)

HISTORY

Repealed by Ord. [021-039](#) on 7/27/2021

**Sec 2-424 Repealed and Reserved**

(Code 1969, § 2-323)

HISTORY

Repealed by Ord. [021-039](#) on 7/27/2021

**Sec 2-425 Civilian Review Board**

1. Creation and Purpose. A civilian review board is hereby created to:
  1. Review, evaluate, and make recommendations concerning the police department's activities and efforts in promoting and achieving equity with respect to racial, gender, and cultural diversity in officer recruitment and training;
  2. Review, evaluate and make recommendations concerning the department's overall relationship with the public;
  3. Add an outside perspective to the evaluation of civilian complaints;
  4. Review and evaluate the administration and consistency in the imposition of discipline within the department with respect to civilian complaints;
  5. Provide a timely, fair, and objective review of civilian complaints, the manner which they are investigated and a recommendation to the chief as to proposed discipline prior to imposition; and
  6. Provide a systematic means to achieve continuous improvement in the interactions between the public and police.
2. Definitions. As used in this division, the following terms are defined as follows:
  1. "Board" means the civilian review board created under this section;
  2. "Chief" means the chief of police;
  3. "civilian complaint" shall mean a formal complaint submitted to any officer or employee of the city by a member of the public regarding any member of the department or any complaint received by the board in accordance with sec. 2-822(a);
  4. "Crime of dishonesty" means any offense defined as a felony by federal or state law or an offense that involves dishonesty or false statements. As used in this article, a crime of dishonesty does not include the mere possession of cannabis or a controlled substance or related paraphernalia, or the unlawful purchase or possession of alcohol or tobacco by a person under the age of 21.
  5. "Department" means the police department;
  6. "Disciplinary Act" means the Uniform Peace Officers' Disciplinary Act, 50 ILCS 725/1 et. seq.
  7. "Ethics ordinance" means chapter 15 of this code;
  8. "Forcible felony" means an offense defined by section 2-8 of the Criminal Code of 2012, 720 ILCS 5/2-8, and includes any felony offense which involves the use or threat of physical force or violence against any individual;

9. "Formal complaint" means a verified complaint that complies with the requirements of section 3.9(b) of the Disciplinary Act;
  10. "Formal investigation" shall have the same meaning as defined by the Disciplinary Act;
  11. "Informal inquiry" shall have the same meaning as defined by the Disciplinary Act;
  12. "Open Meetings Act" means the Open Meetings Act, 5 ILCS 120/ et. seq.
3. General Duties
1. In conjunction with city staff, to compile statistics concerning department interactions with the public;
  2. To provide periodic written reports and recommendations to the city council, the department, and the public regarding matters within the board's scope of authority;
  3. To provide written recommendations to the department as to changes in policies, practices, and procedures aimed at developing a stronger relationship between the department and the public;
  4. To provide written recommendations as to methods of recruiting underrepresented persons to become members of the department;
  5. To conduct its duties in accordance with all provisions of applicable law and ordinance, including but not limited to the Open Meetings Act, and the ethics ordinance; and
  6. To develop rules and procedures necessary to carry the forgoing duties into execution. Upon approval, the board secretary shall forward a copy of the board's rules and procedures to the mayor who shall then refer them to the city council, or any committee thereof, for presentation as an informational item.
4. Duties With Respect To Complaints The board shall:
1. Receive complaints from members of the public as to allegations of misconduct by members of the department and shall refer the same to the department for review;
  2. Receive information as to disposition of civilian complaints that did not result in the commencement of a formal investigation received by the board;
  3. Review the written findings and recommendations of formal investigations arising from civilian complaints for the purpose of determining whether the investigation was complete, thorough, objective, and fair, based on the following factors:
    1. The thoroughness with which each allegation has been investigated;
    2. The extent to which witnesses or persons known to have information, knowledge, or evidence pertaining to the allegation(s) were contacted or interviewed;
    3. The extent to which appropriate interviews were conducted with the complainant, witnesses, involved officers or employees, and any other persons having knowledge relating to the allegations;
    4. The process of seeking, collecting, and maintaining evidence pertaining to the investigation; and
    5. The appropriateness of any recommended sanctions;
  4. Prior to the imposition of any discipline resulting from a formal investigation of a civilian complaint, prepare a written report to the chief as to the board's findings and recommendations as to discipline;
  5. Receive a timely report from the chief as to the ultimate disposition of the formal investigation, including the discipline imposed and whether the disciplined member of the department has sought review of the decision as may be provided in a collective bargaining agreement.
  6. Conduct its deliberations in closed session as allowed by the Open Meetings Act.
  7. In the exercise of its duties under this section:
    1. Review the written report of the department's informal inquiry or formal investigation of the civilian complaint;

2. Review any documentary evidence in the possession of the department of the incident that is the subject matter of the civilian complaint, including but not limited to incident reports, interview transcripts, and audio and video evidence; and
3. Review all formal recommendations made to the chief by department personnel or bodies with respect to discipline to be imposed as a result of a civilian complaint prior to the making of its recommendation.

5. Composition

1. The board shall consist of nine (9) members appointed by the mayor with the advice and consent of the city council.
2. At its first meeting following the commencement of the terms of board members in July, the board shall elect from its membership a chairperson and such other officers as it deems necessary who shall serve a term of one (1) year. The chairperson shall preside at all meetings of the boards.
3. In making appointments under this section, the mayor shall give due consideration to candidates who reflect the diversity of the community, whether through their race, ethnicity, age, gender, sex, education, socio-economic status, professional experience, or other relevant traits.
4. In making appointments under this section, the mayor shall make reasonable efforts to ensure an appropriate geographic representation of the entire city. At least two (2), but no more than four (4) members of the board shall be appointed from each of the following areas:
  1. That portion of the city located in Kane County west of the Fox River;
  2. That portion of the city located in Kane County east of the Fox River or in Kendall County; and
  3. That portion of the city located in DuPage County or in Will County.

6. Qualifications ~~a~~And Training

1. Prior to taking office, every person appointed to the board shall meet the qualifications and complete the training herein required. All applicants and members shall attest, and will be subject to a background check to verify, that they satisfy the qualifications for office.
2. Qualifications for office.
  1. All members of the board, at the time of their appointment and during their service, shall be qualified electors of the city;
  2. No person shall serve more than two full terms as a member of the board;
  3. No person presently serving as an elected officer or employee of the city shall serve on the board;
  4. No person presently employed as a peace officer shall serve on the board;
  5. No attorney actively engaged in the practice of criminal law or in the prosecution or defense of litigation brought pursuant to 42 USC 1983 and involving governmental entities shall serve on the board;
  6. No person convicted of a forcible felony shall serve on the board;
  7. No person convicted of a crime of dishonesty shall serve on the board within the last ten (10) years shall serve on the board;
  8. No person who has failed to complete the training required by paragraph (c) of this section shall serve on the board;
  9. No person who is ineligible by federal or state law or rule to have access to law enforcement data required for use by the board shall serve on the board.
3. Required training.

1. All persons appointed to the board shall, prior to taking office, complete a training curriculum consisting of the following:
  1. An overview of the organization and operation of the department;
  2. A “ride-along” with a police officer to acquaint the member with the geography of the city and the real-world application of departmental policies;
  3. An overview of departmental policies regarding the use of force by police officers, including authorized compliance and de-escalation techniques and the circumstances where their use is appropriate;
  4. An overview of the equipment and weapons carried police officers and their purpose and methods of use, which may include practical training in the operation and use of firearms;
  5. An overview of laws governing the interaction between peace officers and members of the public;
  6. An overview of this ordinance and the ethics ordinance; and
  7. Completion of the Open Meetings Act training required by law.
2. The board shall adopt rules requiring continuing training for its members at such intervals it deems appropriate.
4. Upon appointment and qualification, which shall include the completion of the training set forth in paragraph (c)(1) above, the appointee shall take the oath of office required by the constitution of the state and commence his or her membership on the board.
7. Board Secretary; Records
  1. The mayor shall assign an employee of the city who is not a member of the department to serve as secretary to the board.
  2. The secretary shall make a permanent record of all the acts and doings of the board and keep the same in the secretary’s custody and control.
  3. The secretary shall keep the minutes of all proceedings of the board which shall reflect the vote of each member upon each question, or if absent or failing to vote, indicating such fact. The secretary shall in a similar fashion maintain records of board meetings and other official actions. A copy of every recommendation or determination of the board shall be maintained by the secretary and shall constitute a public record on the same terms of any other record created pursuant to a formal investigation.
8. Additional Administrative Support
  1. The chief and the corporation counsel shall provide such support to the board as it may require, including the designation of an official liaison to the board who shall attend its meetings whenever the board is conducting a review of a civilian complaint and at other times when the circumstances so require. The liaison designated by the corporation counsel shall draft the board’s written findings and recommendations at the conclusion of its review of the disposition of a civilian complaint.
  2. The department shall make available to the board all materials and records as it may reasonably require in the performance of its duties. The department shall redact information regarding the identity of complainants, witnesses, and involved officers as well as any other information that could compromise a criminal investigation.
  3. The public information officers in the mayor’s office and the department shall provide such support as the board may require in performing its duties under this article.
  4. The information technology division shall provide such support as the board may require in performing its duties under this article.

5. The city council shall appropriate funds sufficient to provide the administrative support contemplated by this section and sec. 2-825 as well as for the board to perform the duties set forth in this article.
9. Dissemination ~~o~~of Information

1. Public Information.

1. General information. The board, in consultation with the public information officers of the mayor's office and the department and the information technology division, shall cause the creation of a page on the city's official website describing the board, its duties, membership, and the complaint review process. The page shall also provide the following information:
    1. Who may file a complaint;
    2. When a complaint should be filed;
    3. How a complaint is to be filed;
    4. What the complainant can expect in connection with the processing of a complaint; and
    5. The manner and the extent to which the complainant will be advised as to the results of the investigation of the citizen's complaint.
  2. Requests for information by the media or the public regarding complaints or investigations. The board shall direct any media requests regarding complainants or on-going investigations to the department's public information officer. The department's public information officer, in consultation with the corporation counsel, will respond to public information requests as permitted by city and department policy and any applicable laws or regulations on behalf of the board.
  3. Public education. The board will be responsible for addressing and educating members of the public about the board's mission, responsibilities, and operations, including how a person can file a complaint against a member of the department. In addition, the board shall have the responsibility to work with the public information officer from the department and the public information officers from the mayor's office to engage in programs and opportunities to engage the public about the police department and the board.
2. Non-public information.
    1. Members shall refrain from making any comments outside of the board meetings regarding any complaint or investigation.
    2. No member shall communicate nor otherwise divulge any non-public information obtained by virtue of membership on the board, including, but not limited to information disclosed in properly closed sessions of the board or in the materials reviewed by the board related to civilian complaints. A person who knowingly violates the provisions of this paragraph is, in addition to any other penalties provided by law, guilty of a misdemeanor I offense and, shall, in addition to the imposition of any fine, shall forfeit membership on the board.

10. Active Investigations By Law Enforcement ~~o~~or Prosecutorial Entities; Litigation

1. Upon the written request of the chief, the corporation counsel, or of any law enforcement or prosecuting authority, the board shall suspend any action with respect to a civilian complaint whenever the action could compromise an ongoing criminal investigation or an investigation into an officer-involved shooting.

2. Upon the written request of the corporation counsel, the board shall suspend any action with respect to a civilian complaint, when in the opinion of the corporation counsel, the incident which gave rise to the complaint has resulted in, or is reasonably likely to result in, litigation against the city, its officers, or employees.

#### HISTORY

Adopted by Ord. [021-039](#) on 7/27/2021

#### **Sec 2-426 – 2-429 Reserved**

#### **Sec 2-427 Reserved**

#### **Sec 2-428 Reserved**

#### **Sec 2-429 Reserved**

#### **Sec 2-430 Civil Service Commission**

See Chapter 13.5.

#### HISTORY

Adopted by Ord. [021-039](#) on 7/27/2021

#### **Sec 2-431 – 2-434 Reserved**

#### **Sec 2-432 Reserved**

#### **Sec 2-433 Reserved**

#### **Sec 2-434 Reserved**

#### **Sec 2-435 Ethics Commission**

See Chapter 15, Sec 15-220 and 15-221.

#### HISTORY

Adopted by Ord. [021-039](#) on 7/27/2021

#### **Sec 2-436 Repealed ~~A~~and Reserved**

#### **Sec 2-437 Repealed ~~a~~Aand Reserved**

#### **Sec 2-438 Repealed ~~a~~Aand Reserved**

#### **Sec 2-439 Repealed ~~a~~Aand Reserved**

#### **Sec 2-440 Fox Walk Overlay District Design Review Committee**

1. Creation and Purpose. The Foxwalk Design Review Committee is hereby established to guide the revitalization of downtown Aurora by providing a flexible framework that melds private and public sector efforts under a unifying design concept, respecting Aurora's significant architectural history, ensuring that new development projects meet the highest design, imagination, and execution, and recognize that the Fox River is the downtown's greatest asset by guiding development of the FoxWalk public walkway per the approved Master Plan.
2. Duties.

1. Promote and guide redevelopment of the downtown while protecting its character as a historic center city; and
  2. Reviews changes to building exteriors and sites in the district using the FoxWalk Overlay District Design Guidelines; and
  3. Promote, encourage and guide the development and use of the Riverwalk, while maximizing awareness of the Fox River's potential as the city's greatest natural asset, and
  4. Advance implementation of the Revised FoxWalk/Riverwalk Master Plan, Aurora Riverfront Vision Plan, and Downtown Master Plan; and
  5. Establish a pedestrian friendly, commercially-viable destination district; and
  6. Honoring Aurora's architectural history while encouraging innovative and imaginative redevelopment projects; and
  7. Collaborate among developers, citizen volunteers, elected officials, Aurora Downtown, and staff to guide restoration projects and new developments that reflect the highest standards of design and execution.
3. Membership.
1. The design review committee shall be comprised of: The zoning and planning director and/or designee of the city as an ex officio member; and nine (9) other members.
  2. The general members shall at all times include one (1) representative from each of the following five (5) entities: Aurora Downtown, Aurora Public Art Commission, Bicycle, Pedestrian and Transit Advisory Board, Fox Valley Park District Historic Preservation, and four (4) members to be appointed by the mayor subject to the approval of city council.
  3. All general members appointed shall be residents of the city or shall be owners of property within the FoxWalk Overlay District, or executive or managerial employees of businesses in the Foxwalk Overlay District.
  4. City elected officials shall not be appointed as members of the commission during their time in office.
  5. With the exception of the ex officio member, City staff shall not be appointed as members of the commission during their time of employment with the city.
4. Executive Secretary, Ex Officio Member. The zoning and planning director and/or designee shall be considered an ex officio member with non-voting authority on all issues, and shall be the executive secretary of the design review committee. The executive secretary shall record and maintain the minutes of all meetings of the design review committee, and keep the same in his or her custody and control. The zoning and planning director and staff shall provide support to the design review committee as needed.

#### HISTORY

Adopted by Ord. [021-039](#) on 7/27/2021

**Sec 2-441 Repealed ~~a~~And Reserved**

**Sec 2-442 Repealed ~~a~~And Reserved**

**Sec 2-443 Repealed and Reserved**

**Sec 2-444 Repealed and Reserved**

**Sec 2-445 Human Relations Commission**

See Chapter 22, Article II



## HISTORY

Adopted by Ord. [021-039](#) on 7/27/2021

### **Sec 2-446 – 2-449 Reserved**

### **Sec 2-447 Reserved**

### **Sec 2-448 Reserved**

### **Sec 2-449 Reserved**

### **Sec 2-450 Planning and Zoning Commission**

See Chapter 34, Article II.

## HISTORY

Adopted by Ord. [021-039](#) on 7/27/2021

### **Sec 2-451 – 2-454 Reserved**

### **Sec 2-452 Reserved**

### **Sec 2-453 Reserved**

### **Sec 2-454 Reserved**

### **Sec 2-455 Public Arts Commission**

1. Creation and Purpose: The Public Arts Commission is hereby created to encourage creativity, cultural expression, diversity, and inspiration through promoting public art throughout the City.
2. Definitions:
  1. *Outdoor Art and Outdoor Art Installation.* Any work of art including, but not limited to directly-painted murals, mosaics, 2d artwork on removable substrates, 3d sculpture, temporary installation, and other materials designed with the intent as art that is visible by members of the general public without entering a building or privately-owned outdoor space.
  2. *Publicly-funded.* Funded in part by City or displayed on City-owned property. City staff hours and administrative costs are not considered City funding for the purposes of this ordinance.
  3. *Privately-initiated.* Installed on a privately-owned structure or property with the permission of the property owner using private funding.
3. Duties.
  1. Make professional recommendations to the Executive Director and City Council regarding publicly-funded outdoor art installations throughout the City.
  2. Make professional recommendations on site selection, materials, artist selection process, artistic merit, and cultural appropriateness of proposed public art works.
  3. Provide suggestions and feedback regarding the budget and maintenance for proposed public art works.
  4. Assist the Executive Director in liaising with the private sector to promote engagement and seek financial support for the public art program.
  5. Consider the following factors in making recommendations:
    1. Development of master plan inclusive of best practices for artistic and design standards.



2. Preservation, enhancement, embellishment, and commemoration of the historic, cultural, developmental and architectural characteristics of the City, its people and neighborhoods.
  3. Affirmation of pride and strength in the identity of the City and its neighborhoods.
  4. Commitment to Diversity, Equity, Accessibility, and Inclusion.
  5. Ensure the provision of artistic opportunities to local artists within the Public Art Master Plan.
4. Executive Director. The mayor shall appoint an executive director of the commission, who shall be salaried and provided with office space. The executive director shall provide staff support to the public art commission. The executive director shall:
  1. Maintain a city-wide inventory for potential sites for art projects and a directory of potential artists and art works.
  2. Provide assistance to the Public Art Commission in the development of site-specific community profiles.
  3. Establish and maintain contact with artists, contractors, and other relevant persons, in the development and installation of art works.
  4. Within the budget for the purchase of each specific public art work, establish a provision for the purchase, to cover all expenses associated with the artist selection process, contract negotiations, fabrication of the art work, transportation, insurance, installation, commission for the artist, and any other such expenses required or reasonably foreseen.
  5. Negotiate contracts with the artists.
  6. Authorize payments for the purchase of art works, exhibitions, and other expenditures required to fulfill the purposes and objectives of this division.
  7. Serve as a liaison with other relevant City departments, including but not limited to: Economic Development, Public Works, Zoning, Urban Planning, and Downtown Maintenance.
  8. Oversee a permanent exhibition space centrally located and available to the public pursuant to paragraph (b) of this section.
  9. Oversee collaboration and liaison between artists, property owners, relevant City departments, and other stakeholders project architects, and panels in the development and installation of authorized art projects.
  10. Document fabrication and installation of art works.
  11. Maintain files on each commissioned artist with maintenance and repair information, maquettes and drawings, photographs, press clippings, and other relevant items.
  12. Coordinate the preparation of publicity materials on the program, artists, works in progress and other related information.
  13. Coordinate opportunities for community members to provide suggestions and feedback to ensure that the Public Art program serves the community.
  14. Provide guidance for private entities seeking to install a public art work, regarding best practices and current city regulations.
5. Guidelines for Privately-funded outdoor art.
  1. Property owner is responsible for the maintenance of mural.
  2. Property owner shall have an anti-vandalism/graffiti plan in place when the outdoor art is installed. Said plan shall include measures to prevent and discourage vandalism or graffiti, and a remedy if it occurs. Said remedy shall take place within 48 hours of the occurrence.
  3. Property owner shall be responsible for the preparation of the wall or surface for the outdoor art installation.

4. Property owner shall select materials and protective coatings that ensure longevity of the outdoor art installation.
5. Property owner is responsible for the content of the Artwork.
6. Property owner is responsible for maintaining the condition of the installation. If a community complaint is received, the condition will be reviewed by the Public Art Director and members of the Public Art Commission, who will make recommendations to BZE.
7. Pre-approval is not required. Property owners are encouraged to contact the Public Art department regarding best practices and city guidelines.
8. Artwork appearing to discriminate against a protected class, or which appears to promote imminent lawless action and/or obscenity, the latter of which is defined by 720 ILCS 5/11-20, will not be permitted.
9. If a piece of privately-initiated outdoor art is deemed by the Director of Public Art, in consultation with the Public Art Commission, to contain obscenity or hate speech, the property owner will be cited. Fines for violations shall be set by City Council resolution.
6. Membership: The Public Art Commission shall consist of nine (9) members. All members of the commission shall be appointed on the basis of demonstrated interest in and knowledge of the arts, community affairs and civic activities. Members must be able to speak to the cultural appropriateness and/or the artistic merit of public projects. Membership must be composed of at least five arts professionals (practitioners, designers, curators, and/or educators). Membership should include representation of Aurora's citizenry reflecting the city's broad cultural, ethnic, geographic, and economic diversity.

#### HISTORY

Adopted by Ord. [021-039](#) on 7/27/2021

#### **Sec 2-456 Repealed and Reserved**

#### **Sec 2-457 Repealed and Reserved**

#### **Sec 2-458 Repealed and Reserved**

#### **Sec 2-459 Repealed and Reserved**

#### **Sec 2-460 Preservation Commission**

See Chapter 37, Article II.

#### HISTORY

Adopted by Ord. [021-039](#) on 7/27/2021

#### **DIVISION 2-VI-3 ADVISORY BOARDS (456-515)**

Sec 2-436 Created

Sec 2-437 Members

Sec 2-438 Officers

Sec 2-439 Meetings

Sec 2-440 Purpose

Sec 2-441 Functions

Sec 2-442 Appointment Of Operating Custodian

Sec 2-456 – 2-264 Repealed And Reserved (Currently In Division 2-VI-4)

Sec 2-461 Repealed and Reserved

Sec 2-462 Repealed and Reserved

Sec 2-463 Repealed and Reserved

[Sec 2-464 Repealed and Reserved](#)  
[Sec 2-465 Advisory Commission for Disabilities](#)  
[Sec 2-466 - 2-469 Reserved](#)  
[Sec 2-470 Airport Advisory Board](#)  
[Sec 2-471 - 2-472 Reserved](#)  
[Sec 2-473 ~~2-2-479~~ Repealed and Reserved](#)  
[Sec 2-474 Repealed and Reserved](#)  
[Sec 2-475 Repealed and Reserved](#)  
[Sec 2-476 Repealed and Reserved](#)  
[Sec 2-477 Repealed and Reserved](#)  
[Sec 2-478 Repealed and Reserved](#)  
[Sec 2-479 Repealed and Reserved](#)  
[Sec 2-480 Bicycle, Pedestrian, and Transit Advisory Board](#)  
[Sec 2-481 Repealed and Reserved](#)  
[Sec 2-482 Repealed and Reserved](#)  
[Sec 2-483 Repealed and Reserved](#)  
[Sec 2-484 Repealed and Reserved](#)  
[Sec 2-485 Repealed and Reserved](#)  
[Sec 2-486 Repealed and Reserved](#)  
[Sec 2-487 Repealed and Reserved](#)  
[Sec 2-488 Repealed and Reserved](#)  
[Sec 2-489 Repealed and Reserved](#)  
[Sec 2-490 Education Commission](#)  
[Sec 2-491 - 2-499 ~~See 2-499~~ Reserved](#)

[Sec 2-500 Sustainable Aurora](#)  
[Sec 2-501 ~~2-504~~ Repealed and Reserved](#)  
[Sec 2-502 Repealed and Reserved](#)  
[Sec 2-503 Repealed and Reserved](#)  
[Sec 2-504 Repealed and Reserved](#)  
[Sec 2-505 Tree Board](#)  
[Sec 2-506 ~~2-509~~ Repealed and Reserved](#)  
[Sec 2-507 Repealed and Reserved](#)  
[Sec 2-508 Repealed and Reserved](#)  
[Sec 2-509 Repealed and Reserved](#)  
[Sec 2-510 Veterans' Advisory Council](#)  
[Sec 2-511 Repealed and Reserved](#)  
[Sec 2-512 Repealed and Reserved](#)  
[Sec 2-513 Repealed and Reserved](#)  
[Sec 2-514 Repealed and Reserved](#)  
[Sec 2-515 Youth Council](#)  
[Sec 2-516 - 2-519 Reserved](#)

**[Sec 2-436 Created](#)**

~~There is created a commission to be known as the grand army of the republic memorial commission.~~  
~~(Code 1969, § 2-331)~~

**[Sec 2-437 Members](#)**

1. ~~The grand army of the republic memorial commission shall consist of not more than nine (9) members, all of whom either live in the city, work in the city, volunteer in the city, or are employed by a business that serves city residents. Of the nine (9) members, there shall be no more than twenty five percent (25) who are not residents of the city. Each veteran association shall have the option of recommending a representative to the mayor for membership on the commission but in no event shall membership of veteran associations exceed five (5) members on the commission.~~
2. ~~The members of the commission shall be appointed by the mayor with the advice and consent of the city council, and they shall serve without compensation. At the first meeting of the commission, the commissioners shall draw lots to determine the three (3) to serve for one (1) year, the three (3) to serve two (2) years and the three (3) to serve three (3) years. As the term of each commissioner expires, his successor shall be appointed for a three year term, provided that each commissioner shall serve until his successor is so appointed.~~
3. ~~The mayor in his discretion, may remove any member for incompetence, neglect of duty, malfeasance in office or whenever the best interests of the city and its citizens will be served by such removal. The mayor shall, within ten (10) days, report such removal, in writing, to the city council with the reasons therefor.~~
4. ~~Any vacancy in the commission, whether caused by the death, disability or removal of any member, or otherwise, shall be filled by the mayor with the advice and consent of the city council for the balance of the unexpired term.~~

~~(Code 1969, §§ 2-333—2-336; Ord. No. O16-045, § 1, 7-12-16)~~

#### **Sec 2-438 Officers**

~~One (1) of the members of the grand army of the republic memorial commission shall be designated by the mayor at the time of appointment to be chairman of the commission. The chairman shall preside over meetings of the commission. The mayor shall at the time of appointment designate one (1) of the members as vice chairman.~~

~~(Code 1969, § 2-337)~~

~~**Cross reference**—Organizational development department, § 2-284.~~

#### **Sec 2-439 Meetings**

1. ~~The grand army of the republic memorial commission shall prepare and adopt rules for the conduct of its meetings and its work. A copy of the rules shall be filed with the city council.~~
2. ~~Meetings shall be held at regularly scheduled times or at the call of the chairman. A record of all procedures and actions shall be kept and maintained by the commission. All meetings shall be open to the public.~~
3. ~~A quorum shall consist of six (6) members. Transaction of business shall be made by a majority vote of those members in attendance while a quorum is present, except in the case where rules are being adopted, modified or rescinded, and then an affirmative vote of six (6) members shall be required.~~
4. ~~Members shall be automatically dismissed from the commission upon failing to attend at least two-thirds of all meetings held during a one year period.~~

~~(Code 1969, § 2-338)~~

#### **Sec 2-440 Purpose**

~~The purpose of the grand army of the republic memorial commission will be to preserve, maintain and improve the grand army of the republic memorial building and premises located in the city.~~

(Code 1969, § 2-332)

**Sec 2-441 Functions**

The grand army of the republic memorial commission may:

1. ~~Perform any and all functions which will foster the preservation and maintenance of the G.A.R. building and museum and the curatorial care of the contents therein.~~
2. ~~Solicit and receive funds from federal, state and private sources for deposit in a separate account of the city to be referred to as the G.A.R. fund, which funds shall only be loaned or expended by the commission with approval of the city purchasing agent subject to all of the applicable city ordinances and the statutes. In the event the commission shall be dissolved, then any amounts remaining in the fund shall be applied by the city council to further the purposes of this division.~~
3. ~~Engage in mutual cooperation with other city departments and commissions or with any other group or association on matters affecting the improvement, curatorial care, maintenance or preservation of the premises and the contents therein.~~
4. ~~Make the premises open to the public and, so far as possible, to provide meeting space for the various veteran and historical groups or associations.~~
5. ~~Make recommendations and suggestions to the mayor and city council for that which is important for the proper preservation and maintenance of the premises.~~

(Code 1969, § 2-339)

**Sec 2-442 Appointment Of Operating Custodian**

The mayor, with the advice and consent of the city council may also appoint a part time custodian whose duties will include general maintenance of the premises. The custodian is entitled to the salary established by resolution. He is also entitled to hospitalization and insurance benefits. The operating custodian shall report to the mayor.

(Code 1969, § 2-340)

**Sec 2-456 – 2-264 Repealed And Reserved (Currently In Division 2-VI-4)**

**HISTORY**

*Repealed by Ord. 021-056 on 10/26/2021*

**Sec 2-461 Repealed and Reserved**

**Sec 2-462 Repealed and Reserved**

**Sec 2-463 Repealed and Reserved**

**Sec 2-464 Repealed and Reserved**

**Sec 2-465 Advisory Commission ~~f~~For Disabilities**

1. Creation and Purpose. There is hereby established an advisory commission on disabilities. The commission shall commit itself to ensuring that every city resident is afforded an equal opportunity to access and participate in city programs, services, facilities and communications. This commission is established in part to assist the city in fulfilling its obligations under the Americans With Disabilities Act (ADA), regulations promulgated in connection therewith and any other applicable law or ordinance concerning the rights of disabled persons.
2. Membership. The commission shall be comprised of nine (9) members. At least two (2) members shall have professional expertise in the various facets of the duties of the commission, by virtue of their training and/or employment. These areas of expertise may include, but are not necessarily

limited to: the disabled, community development, architecture, transportation, communications, employment, the law environmental management and safety.

3. Duties.

1. Promote events, plans and/or policies as deemed necessary based on adopted goals and strategies of the ADA and regulations promulgated to carry out the ADA. The commission shall submit written recommendations concerning said policies and/or plans to the mayor and city council. Said plans and/or policies shall be consistent with previously adopted or proposed land use plans as well as other social or economic goals as directed by the city council where not inconsistent with the ADA or other applicable law.
2. Receive and/or solicit "technical assistance" as provided in the ADA in understanding the responsibility of the city under the ADA where deemed necessary by the commission or the city council.

HISTORY

Amended by Ord. [021-056 Amended former Sec 2-801 through Sec 2-813](#) on 10/26/2021

**Sec 2-466 – 2-469 Reserved**

**Sec 2-470 Airport Advisory Board**

See Chapter 5, Article II

HISTORY

Amended by Ord. [021-056](#) on 10/26/2021

**Sec 2-471 - 2-472 Reserved**

HISTORY

Amended by Ord. [021-056](#) on 10/26/2021

**Sec 2-4732 Repealed and Reserved**

**Sec 2-474 Repealed and Reserved**

**Sec 2-475 Repealed and Reserved**

**Sec 2-476 Repealed and Reserved**

**Sec 2-477 Repealed and Reserved**

**Sec 2-478 Repealed and Reserved**

**Sec 2-479 Repealed and Reserved**

HISTORY

Repealed by Ord. [021-056](#) on 10/26/2021

**Sec 2-480 Bicycle, Pedestrian, and Transit Advisory Board**

1. Creation and Purpose. The bicycle, pedestrian and transit advisory board is hereby established to analyze bicycle, pedestrian and transit related policies, issues and significant problems in a multi-disciplinary setting in order to develop viable and comprehensive solutions.
2. Membership. The board shall be comprised of seven (7) members.
3. Executive secretary, ex-officio member. The city ~~p~~Planning and ~~z~~Zoning ~~d~~Director and/or designee shall be considered ex-officio member with non-voting authority on all issues, and shall be executive secretary of the bicycle, pedestrian and transit advisory board. The executive secretary shall make a permanent record of all the acts and doings of the bicycle, pedestrian and transit advisory board and keep the same in his/her custody and control. The ~~P~~Planning and ~~z~~Zoning ~~d~~Director and staff shall provide support to the bicycle, pedestrian and transit advisory board as needed.

4. Duties. The Boards shall serve in an advisory capacity to the city and in connection wherewith shall:
  1. Support and advise the planning process, as well as guide and encourage the development of projects, programs and infrastructure.
  2. Increase the visibility of the issues among staff, elected officials, and the general public.
  3. Assist the city council and mayor's office in balancing community priorities and resources and implementing best practices.
  4. Research and assist in the application for funding opportunities that will enhance the bicycle, pedestrian, and transit opportunities within the community.

#### HISTORY

Amended by Ord. [021-056 Amended previous DIV. 10, Sec 2-701 through 2-713.](#) on 10/26/2021

**Sec 2-481 Repealed and Reserved**  
**Sec 2-482 Repealed and Reserved**  
**Sec 2-483 Repealed and Reserved**  
**Sec 2-484 Repealed and Reserved**  
**Sec 2-485 Repealed and Reserved**  
**Sec 2-486 Repealed and Reserved**  
**Sec 2-487 Repealed and Reserved**  
**Sec 2-488 Repealed and Reserved--**  
**Sec 2-4894 Repealed and Reserved**

#### HISTORY

Repealed by Ord. [021-056](#) on 10/26/2021

**Sec 2-485 Reserved**

#### **Sec 2-490 Education Commission**

1. Creation and Purpose. The education commission is hereby established to promote and encourage an effective educational system throughout the city through cooperation and collaboration.
2. Duties. The education commission will work together to identify opportunities within our city and its academic institutions and identify effective, efficient and innovative approaches which can be implemented throughout the city and its education system.
3. Membership. The commission shall consist of twenty (20) members who serve educational and workforce development throughout the city.

#### HISTORY

Adopted by Ord. [021-056](#) on 10/26/2021

#### **Sec 2-491 - Sec 2-499 Reserved**

#### HISTORY

Amended by Ord. [021-056](#) on 10/26/2021

#### **Sec 2-500 Sustainable Aurora**

1. Creation and Purpose. Sustainable Aurora is hereby created (The Mayor's Sustainable Aurora Advisory Board) is hereby established to anticipate and analyze sustainability and other environmental issues and policies in a multi-disciplinary setting in order to develop viable and comprehensive solutions.
2. Membership. Sustainable Aurora shall consist of seven members.



3. Duties. Sustainable Aurora shall:
  1. Make recommendations to the city council and the mayor's office for programs or actions designed to implement the recommendations contained in a city sustainability plan.
  2. Provide a forum for addressing public concerns related to sustainable and environmental policies and practices.
  3. Promote a local movement, partnering with motivated stakeholders, establishing implementation priorities, identifying financing opportunities, and engaging local residents.
  4. Provide input on sustainability policies and practices that reflect the values of the community.
  5. Assist the city council and the mayor's office in balancing community priorities and resources by advising them on sustainability issues.

#### HISTORY

Adopted by Ord. [021-056 Replaces former Sec 2-601 through 2-614.](#) on 10/26/2021

#### **Sec 2-501– Repealed and Reserved**

#### **Sec 2-502 Repealed and Reserved**

#### **Sec 2-503 Repealed and Reserved**

#### **Sec 2-504 Repealed and Reserved**

#### HISTORY

Repealed by Ord. [021-056](#) on 10/26/2021

#### **Sec 2-505 Tree Board**

See Chapter 47, Section ~~47~~6-6

#### HISTORY

Amended by Ord. [021-056](#) on 10/26/2021

#### **Sec 2-506 Repealed and Reserved**

#### **Sec 2-507 Repealed and Reserved**

#### **Sec 2-508 Repealed and Reserved**

#### **Sec 2-509 Repealed and Reserved**

#### HISTORY

Repealed by Ord. [021-056](#) on 10/26/2021

#### **Sec 2-510 Veterans' Advisory Council**

1. Creation and Purpose. The Veterans' Advisory Council is hereby created to gather veterans from within the city to:
  1. Help assess the challenges Veterans face.
  2. Encourage dialogue among Veterans.
  3. Propose solutions for Veterans.
  4. Recognize the contributions of Veterans.
  5. Establish partnerships for the benefit of all Veterans.
2. Duties.
  1. To aid in the planning, development and implementation of veteran-related special events, activities and programs in the city.
  2. Aid in the solicitation of special events, activities, programs and/or funding related to veterans which may be available from time-to-time.
  3. Serve as liaison between veterans, veterans' organizations, the mayor, the city council and the community-at-large.



3. Membership. The Veterans' Advisory Council shall consist of thirteen (13) members. At least ten (10) members shall be Veterans who have been honorably discharged. Up to three (3) members may be immediate family members of a veteran, deceased or living who was honorably discharged. An effort shall be made for the council to be composed of representatives from among all branches of military service and all age, ethnic and gender groups. Insofar as possible, members shall be residents of the city. Individuals applying for appointment to the council shall provide proof of their applicable qualification, which may include a copy of a DD Form 214, 215, 256, NGB Form 22, discharge document or a US Department of Veterans Affairs photo ID card.

#### HISTORY

Adopted by Ord. [021-056](#) on 10/26/2021

#### **Sec 2-511 Repealed and Reserved**

#### **Sec 2-512 Repealed and Reserved**

#### **Sec 2-513 Repealed and Reserved**

#### **Sec 2-514 Repealed and Reserved**

#### HISTORY

Repealed by Ord. [021-056](#) on 10/26/2021

#### **Sec 2-515 Youth Council**

1. Creation and Purpose. The Youth Council is hereby created to provide opportunities and empower the city's youth to become young leaders and encourage involvement in their local government and community.
2. Duties. The youth council shall serve as a liaison between the Mayor, City Council and the youth of the community on issues affecting youth. Members shall be responsible for developing, executing, supporting and participating in activities that encourage civic and community engagement among city youth. The youth council shall make efforts to seek broad youth participation in city-wide events as well as build and promote programs that promote youth civic and community awareness and participation.
3. Membership. The youth council shall consist of seventeen (17) members as follows:
  1. The following high schools shall each have two members appointed:
    1. East Aurora
    2. West Aurora
    3. Metea Valley
    4. Waubonsie Valley
  2. The following high schools shall each have one member appointed:
    1. Oswego East
    2. Batavia
    3. Kaneland
    4. Illinois Math and Science Academy
  3. One (1) appointment is designated as an at large seat, open to any student.
  4. Four (4) appointments are designated for local private high school students: Marmion, Aurora Christian School, Aurora Central Catholic, Rosary.

#### HISTORY

Adopted by Ord. [021-056](#) on 10/26/2021

#### **Sec 2-516 - 2-519 Reserved**

#### **DIVISION 2-VI-4 CULTURAL AND HISTORICAL HERITAGE BOARDS**

~~Sec 2-456 Definitions~~

~~Sec 2-457 Created~~

~~Sec 2-458 Members~~

~~Sec 2-459 Officers~~

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~~Sec 2-530 Hispanic Heritage Advisory Board~~

~~Sec 2-531 – 2-534 Reserved~~

~~Sec 2-535 Indian American Community Outreach Advisory Board~~

~~Sec 2-536 – 2-539 Reserved~~

**Sec 2-456 Definitions**

~~The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:~~

~~*Art work* means any work of art including, but not limited to murals, paintings, sculptures, mobiles, mosaics, statutes, photography, drawings, fountains, banners, ceramics, tilework, bas-relief, structures, glasswork, metalwork, woodwork, textiles.~~

~~*Panel* means the project advisory panel.~~

~~*Program* means the Aurora public art program; the plan hereunder of providing public art in the city through and initiated by mandatory pro rata contributions from public projects and other voluntary sources.~~

~~*Public project* means any capital improvement project funded wholly or in part with public moneys of or administered by the city, including, but not limited to, construction or remodeling of any building, decorative or commemorative structure, park, street, sidewalk, parking facility or utility, or any portion thereof.~~

~~(Code 1969, § 2-361; Ord. No. 002-72, § 1, 6-25-02)~~

**Sec 2-457 Created**

~~There is created the Aurora Public Art Commission.~~

~~(Code 1969, § 2-363(a))~~

**Sec 2-458 Members**

- ~~1. The public art commission shall consist of nine (9) members to be appointed by the mayor with the advice and consent of the city council. The initial commission members shall serve staggered terms as determined by lots drawn at the first regular meeting of the commission: Three (3) to serve for one (1) year; three (3) to serve for two (2) years; and three (3) to serve for three (3) years. As each of these initial terms expires, appointments shall be made for full terms of three (3) years or until the respective successor of each member is appointed. Vacancies shall be filled by appointment for the remainder of any unexpired term. Members shall serve without compensation.~~

- ~~2. All members of the commission shall be appointed on the basis of demonstrated interest in and knowledge of the arts, community affairs and civic activities. Membership must be composed of at least one (1) person from each of the following categories: Educators, representatives of the professional and business community, and at large representatives of Aurora's citizenry reflecting the city's broad cultural, ethnic, geographic and economic diversity, and shall include two (2) artists. The commission membership may also include the following: Financier, attorney, representative of the media, literary artist, urban designer or architect.~~
- ~~3. The mayor may remove any member for incompetence, neglect of duty or malfeasance in office. The mayor shall, within ten (10) days, report in writing such removal to the city council including the reasons therefor. Members shall be automatically dismissed from the commission upon failing to attend at least four (4) consecutive regularly scheduled meetings of the commission.~~

~~(Code 1969, § 2-363(a); Ord. No. O94-142, § 1, 12-20-94; Ord. No. O98-80, § 1, 9-8-98; Ord. No. O99-85, § 1, 10-12-99)~~

#### **Sec 2-459 Officers**

~~The mayor shall, on an annual basis, appoint a chairman and vice chairman from amongst the membership of the public art commission. In the absence of the chairman, the vice chairman shall perform the duties of the chairman.~~

~~(Code 1969, § 2-363(a))~~

~~**Cross reference**—Human services department to provide staffing and liaison for boards, etc., § 2-284.~~

#### **Sec 2-460 Meetings**

- ~~1. The public art commission shall adopt rules and guidelines necessary for the conduct of its business. Meetings of the commission shall be held in accordance with the Open Meetings Act [Ill. Rev. Stat. Ch. 102, ¶ 42 et seq.] and shall be held at regularly scheduled times and at the call of the chairman.~~
- ~~2. A quorum shall consist of five (5) members. The transaction of business shall be made by a majority vote of those members in attendance while a quorum is present, except that modification or rescission of any rule or part thereof shall require the affirmative vote of five (5) members.~~

~~(Code 1969, § 2-363(a))~~

#### **Sec 2-461 General Functions**

~~The public art commission shall:~~

- ~~1. Oversee the program, including the budgeting for the purchase, maintenance and insurance of public art owned by the city, and exhibitions and administrative costs as may be required to carry out the purposes of this division.~~
- ~~2. Establish guidelines for selection of artists, art works and sites based on the intent of this division, including, but not limited to, provision of artistic opportunities to local artists; preservation, enhancement, embellishment and commemoration of the historic, cultural, developmental and architectural characteristics of the city, its people and neighborhoods; affirmation of pride and strength in the identity of the city and its neighborhoods; provision of cultural opportunities for the handicapped; creation of new environments which will warrant future preservation; promotion of both physical and emotional care and investment in the community; and promotion of interaction between artists, architects, planners and constituents.~~
- ~~3. Determine whether or not a public project site is suitable for the location of an art work and, if not, determine that funds to be generated by that project be pooled either for future art~~

acquisitions at an alternative site or sites, for maintenance, or for other program expenditures, pursuant to paragraph (b) of this section.

4. ~~Determine whether the amount of funds generated for the art fund by a specific public project is sufficient to purchase or commission an art work at the site of that public project and to determine an appropriate amount for the purchase of said art work, and the remaining amount, if any, to be used for maintenance and other program expenditures.~~
5. ~~Within the budget for the purchase of each specific public art work, establish a provision for the purchase, to cover all expenses associated with the artist selection process, contract negotiations, fabrication of the art work, transportation, insurance, installation, commission for the artist, and any other such expenses required or reasonably foreseen.~~
6. ~~Authorize payments for the purchase of art works, exhibitions, and other expenditures required to fulfill the purposes and objectives of this division.~~
7. ~~Establish a plan for a permanent exhibition space centrally located and available to the public pursuant to paragraph (b) of this section.~~
8. ~~Establish a program for providing art educational opportunities for all Aurorans pursuant to paragraph (b) of this section.~~
9. ~~Appoint the members of each project advisory panel pursuant to section 2-462.~~
10. ~~Be authorized to seek private donations to the program, in order to augment public funds for acquisition, installation, insurance and maintenance of public art.~~
11. ~~Form a committee to act as liaison to the private sector and to promote corporate support through donations to the program.~~

(Code 1969, § 2-363 (b); Ord. No. O99-96, § 3, 11-9-99; Ord. No. O02-72, § 1, 6-25-02)

#### **Sec 2-462 Panels**

1. ~~*Creation.* In every instance where the commission determines that an art work is to be purchased or commissioned and installed at any particular site, whether on the site of a public project or at a site chosen by the public art commission pursuant to section 2-461, the commission shall be required to establish a panel to oversee the purchase and installation of the art work.~~
2. ~~*Membership.* Panel membership shall consist of nine (9) members who shall be selected by the commission to include three (3) members from the commission, three (3) members representing the neighborhood of the proposed site, the project architect or project designer where applicable, the director of the city department responsible for the proposed site, and one (1) additional member appointed specifically as the panel chairman. One (1) panel member shall be an artist. The panel chairman shall not be a member of the commission nor an employee of the city.~~
3. ~~*Powers and duties.* Each panel shall:~~
  1. ~~Establish the process or method whereby an artist will be commissioned for an art work or whereby an art work will be purchased, including, but not limited to: Juries, open competition, limited entry competition, and direct selection, which shall be governed by the guidelines established by the public art commission pursuant to section 2-461, paragraph (b);~~
  2. ~~Establish the process, criteria and method whereby an art work shall be selected, an artist shall be selected, and the location for the art work's installation on the site shall be determined, which shall be governed by the guidelines established by the public art commission pursuant to section 2-461, paragraph (b);~~
  3. ~~Base its decision on art work, artist, and location installation issues pursuant to guidelines established by the commission pursuant to section 2-461, paragraph (b), and submit its recommendation to the public art commission for its consideration;~~

- ~~4. Designate one (1) panel member as a temporary liaison to the public art commission's committee for solicitation of private funding in order to promote private investments in the site specific art work.~~

~~(Code 1969, § 2-364)~~

#### **Sec 2-463 Executive Director**

- ~~1. The mayor shall appoint an executive director of the commission, who shall be salaried contingent upon city receipt of a grant therefor, and provided with office space. The executive director shall provide staff support to the public art commission.~~
- ~~2. The executive director shall:~~
  - ~~1. Develop a city wide inventory for potential sites for art projects and a directory of potential artists and art works.~~
  - ~~2. Provide assistance to panels in the development of site specific community profiles.~~
  - ~~3. Establish and maintain contact with artists, contractors, and other relevant persons, in the development and installation of art works.~~
  - ~~4. Negotiate contracts with the artists.~~
  - ~~5. Oversee collaboration and liaison between artists, project architects, and panels in the development and installation of authorized art projects.~~
  - ~~6. Document fabrication and installation of art works.~~
  - ~~7. Maintain files on each commissioned artist with maintenance and repair information, maquettes and drawings, photographs, press clippings, and other relevant items.~~
  - ~~8. Monitor and administer the maintenance and repair of public art works.~~
  - ~~9. Collaborate with the civic activities coordinator in the preparation of publicity materials on the program, artists, works in progress and other related information.~~
  - ~~10. Provide assistance to the public art commission in other activities as may be deemed necessary to carry out the provisions of this division.~~

~~(Code 1969, § 2-365)~~

#### **Sec 2-464 Funding Sources**

~~The total budget for the program under this section shall not be less than one hundred fifty thousand dollars (\$150,000.00) annually.~~

~~(Code 1969, § 2-362; Ord. No. 099-96, § 3, 11-9-99; Ord. No. 002-72, § 1, 6-25-02)~~

#### **Sec 2-520 African American Heritage Advisory Board**

1. Creation and Purpose. The African American Advisory Board is hereby created for encouraging the education and preservation of African/Black culture and history, the empowerment and upliftment of the African/Black community through advocacy, education, and engagement, to serve as a bridge between the African American/Black community and all other communities within the City, and to encourage civil engagement within the African American/Black Community.
2. Powers and Duties. The Board shall serve in an advisory capacity to the city and in connection therewith shall:
  1. Organize or promote events recognizing African American Heritage Month.
  2. Encourage the education, advocacy, and community involvement of the City's Black/African American youth.
  3. Help promote a greater awareness and ongoing cross-cultural understanding.

4. To build higher levels of civic engagement between local government entities and the Black/African American Community.
5. To encourage or help provide opportunities for our current Black/African American residents and businesses.
6. To embrace the Black/African American community through Board's/City's cultural and Socio-economic outreach efforts.
7. Help raise funds and/or promote scholarship to financially assist Black/African American college-bound high school seniors.
3. Membership. The African American Advisory Board shall consist of thirteen (13) members.

#### HISTORY

Adopted by Ord. [021-041](#) on 8/10/2021

#### **Sec 2-521 – 2-524 Reserved**

#### **Sec 2-525 Grand Army of the Republic Memorial Commission**

1. Creation and Purpose. The Grand Army of the Republic (G.A.R.) Memorial Commission is hereby created to preserve, maintain and improve the Grand Army of the Republic Memorial Building and premises located in the city and to maintain the traditions of the former Grand Army of the Republic Organization and its members who served and defended the Union cause during the Civil War.
2. Members. The Grand Army of the Republic Memorial Commission shall consist of not more than nine (9) members, all of whom either live in the city, work in the city, volunteer in the city, or are employed by a business that serves city residents. Of the nine (9) members, there shall be no more than twenty five percent (25) who are not residents of the city. Each veteran association shall have the option of recommending a representative to the mayor for membership on the commission but in no event shall membership of veteran associations exceed five (5) members on the commission.
3. Meetings. A quorum shall consist of six (6) members. Transaction of business shall be made by a majority vote of those members in attendance while a quorum is present, except in the case where rules are being adopted, modified or rescinded, and then an affirmative vote of six (6) members shall be required.
4. Functions. The Grand Army of the Republic Memorial Commission may:
  1. Perform any and all functions which will foster the preservation and maintenance of the G.A.R. building and museum and the curatorial care of the contents therein.
  2. Solicit and receive funds from federal, state and private sources for deposit in a separate account of the city to be referred to as the G.A.R. fund, which funds shall only be loaned or expended by the commission with approval of the city purchasing agent subject to all of the applicable city ordinances and the statutes. In the event the commission shall be dissolved, then any amounts remaining in the fund shall be applied by the city council to further the purposes of this division.
  3. Engage in mutual cooperation with other city departments and commissions or with any other group or association on matters affecting the improvement, curatorial care, maintenance or preservation of the premises and the contents therein.
  4. Make the premises open to the public and, so far as possible, to provide meeting space for the various veteran and historical groups or associations.
  5. Make recommendations and suggestions to the mayor and city council for that which is important for the proper preservation and maintenance of the premises.

5. Appointment of Operating Custodian. The mayor, with the advice and consent of the city council may also appoint a part-time custodian whose duties will include general maintenance of the premises. The custodian is entitled to the salary established by resolution. He is also entitled to hospitalization and insurance benefits. The operating custodian shall report to the mayor.

#### HISTORY

Adopted by Ord. [O21-041](#) on 8/10/2021

### **Sec 2-526 – 2-529 Reserved**

#### **Sec 2-530 Hispanic Heritage Advisory Board**

1. Creation and Purpose. The Hispanic Heritage Board is hereby created to encourage the education and preservation of Hispanic culture and history, to serve as a bridge between the Hispanic community and all other communities within the City, and to encourage civil engagement within the Hispanic Community.
2. Duties. The Board shall serve in an advisory capacity to the city and in connection therewith shall:
  1. Organize or promote events recognizing Hispanic Heritage Month.
  2. Encourage the education, advocacy, and community involvement of the City's Hispanic youth.
  3. Help promote a greater awareness and ongoing cross-cultural understanding.
  4. To build higher levels of civic engagement between local government entities and the Hispanic Community.
  5. To encourage or help provide opportunities for our current Hispanic residents and businesses.
  6. To embrace the Hispanic American community through Board's/City's cultural and Socio-economic outreach efforts.
  7. Help raise funds and/or promote scholarship to financially assist Hispanic college-bound high school seniors.
3. Membership. The Hispanic Heritage Board shall consist of thirteen (13) members.

#### HISTORY

Adopted by Ord. [O21-041](#) on 8/10/2021

### **Sec 2-531 – 2-534 Reserved**

#### **Sec 2-535 Indian American Community Outreach Advisory Board**

1. Creation and Purpose. The Indian American Heritage Board is hereby created to promote, encourage, educate and preserve Indian culture and history, to serve as a bridge between the Indian community and all other communities within the City, and to encourage civil engagement within the Indian American Community.
2. Duties. The Board shall serve in an advisory capacity to the city and in connection therewith shall:
  1. Organize or promote Diwali events or other events/activities related to Indian American Heritage.
  2. Encourage the education, advocacy, and community involvement of the City's Indian American youth.
  3. Help promote a greater awareness and ongoing cross-cultural understanding through Arts and cultural events/activities.



4. To build higher levels of civic engagement between local government entities and the Indian American Community.
  5. To encourage or help provide opportunities for our current Indian American residents and businesses in local and international economic development efforts.
  6. To embrace the Indian American community through Board's/City's cultural and Socio-economic outreach efforts (including welcoming exchange students, visiting dignitaries, cultural events, Public Awareness Civic Education, etc.).
  7. Help raise funds and/or promote scholarship to financially assist Asian-Indian American college-bound high school seniors who have demonstrated exemplary community service to further their education in a field of their choice through Swami Vivekananda Scholarship Fund.
3. Membership. The Indian American Advisory Board shall consist of thirteen (13) members.

#### HISTORY

Adopted by Ord. [021-041](#) on 8/10/2021

#### **Sec 2-536 – 2-539 Reserved**

#### **DIVISION 2-VI-5 TECHNICAL BOARDS AND COMMISSIONS**

[Sec 2-473 Created](#)

[Sec 2-474 Purpose](#)

[Sec 2-475 Membership](#)

[Sec 2-476 Chairman](#)

[Sec 2-477 Terms Of Members](#)

[Sec 2-478 Successors](#)

[Sec 2-479 Vacancies In Office](#)

[Sec 2-480 Executive Secretary, Ex Officio Member](#)

[Sec 2-481 Functions](#)

[Sec 2-482 Meetings](#)

[Sec 2-483 Quorum](#)

[Sec 2-484 Attendance](#)

[Sec 2-485 By Laws/Rules And Regulations](#)

[Sec 2-540 Building Code Board of Appeals](#)

[Sec 2-541 – 2-444 Reserved](#)

[Sec 2-545 Electrical Commission](#)

[Sec 2-546 – 2-249 Reserved](#)

[Sec 2-550 Fire Code Board of Appeals](#)

[Sec 2-551 Repealed and Reserved](#)

[Sec 2-552 Repealed and Reserved](#)

[Sec 2-553 Repealed and Reserved](#)

[Sec 2- 254 Repealed and Reserved](#)

[Sec 2-555 Permanent Building and Fire Code Committee](#)

[Sec 2-556 – Repealed and Reserved](#)

[Sec 2-557 - 2-559 Reserved](#)

[Sec 2-560 Permanent Housing Code Committee](#)

In the event a conflict regarding the composition of board membership of the technical boards contained herein and the provisions contained in the adopted sections of the model codes, the terms of this Code will control.



**Editor's note**— Ord. No. O18-082, §§ 1, 2(Exh. A), adopted October 23, 2018, repealed the former Div. 5, §§ 2-476—2-482, and enacted a new Div. 5 as set out herein. The former Div. 5 pertained to Riverwalk Commission and derived from Ord. No. O87-5641, §§ 1, 3—6, adopted March 17, 1987; Ord. No. O94-046, § 1, adopted May 17, 1994; Ord. No. O99-96, § 3, adopted November 9, 1999.

#### HISTORY

*Amended by Ord. [021-043](#) on 8/24/2021*

#### **Sec 2-473 Created**

~~There is created the Aurora FoxWalk Overlay District Design Review Committee, herein after referred to as the "Design Review Committee".~~

~~(Ord. No. O18-082, § 2(Exh. A), 10-23-18)~~

#### **Sec 2-474 Purpose**

~~The design review committee shall guide the revitalization of downtown Aurora by providing a flexible framework that melds private and public sector efforts under a unifying design concept, respecting Aurora's significant architectural history, ensuring that new development projects meet the highest design, imagination, and execution, and recognize that the Fox River is the downtown's greatest asset by guiding development of the FoxWalk public walkway per the approved Master Plan.~~

~~(Ord. No. O18-082, § 2(Exh. A), 10-23-18)~~

#### **Sec 2-475 Membership**

~~The design review committee shall be comprised of:~~

- ~~1. The zoning and planning director and/or designee of the city as an ex-officio member; nine (9) general members to include one (1) chairman, all to be appointed by the mayor and subject to approval of the city council.~~
- ~~2. The general members shall at all times include one (1) representative from each of the following five (5) entities: Aurora Downtown, Aurora Public Art Commission, Bicycle, Pedestrian and Transit Advisory Board, Fox Valley Park District Historic Preservation, and four (4) members to be appointed by the mayor subject to the approval of city council.~~
- ~~3. All general members appointed shall be residents of the city or shall be owners of property within the FoxWalk Overlay District, or executive or managerial employees of businesses in the Foxwalk Overlay District.~~
- ~~4. City of Aurora elected officials shall not be appointed as members of the commission during their time in office.~~
- ~~5. With the exception of the ex-officio member, City of Aurora staff shall not be appointed as members of the commission during their time of employment with the city.~~

~~(Ord. No. O18-082, § 2(Exh. A), 10-23-18)~~

#### **Sec 2-476 Chairman**

~~The chairman of the design review committee shall be appointed by the mayor for a term of one (1) year or until his/her successor has been duly appointed.~~

~~(Ord. No. O18-082, § 2(Exh. A), 10-23-18)~~

#### **Sec 2-477 Terms Of Members**

~~The nine (9) general members of the design review committee shall be appointed for the following terms: Three (3) members, including the chairman, for a term of one (1) year, three (3) members for a term of~~

two (2) years and three (3) members for a term of three (3) years from the time of their appointments and each and every year thereafter.

(Ord. No. O18-082, § 2(Exh. A), 10-23-18)

#### **Sec 2-478 Successors**

All persons appointed as members of the design review committee shall serve in their official capacities, respectively, until their successors have been appointed and qualified as provided in this article.

(Ord. No. O18-082, § 2(Exh. A), 10-23-18)

#### **Sec 2-479 Vacancies In Office**

In the event of the death, resignation, removal, or incapacity of any member of the design review committee, or if a vacancy occurs for any reason, a member shall be appointed by the mayor subject to approval of the city council to hold the office for the duration of the unexpired term. Any general member may be removed for cause by the mayor, subject to approval of the city council.

(Ord. No. O18-082, § 2(Exh. A), 10-23-18)

#### **Sec 2-480 Executive Secretary, Ex Officio Member**

The zoning and planning director and/or designee shall be considered an ex-officio member with non-voting authority on all issues, and shall be the executive secretary of the design review committee. The executive secretary shall record and maintain the minutes of all meetings of the design review committee, and keep the same in his or her custody and control. The zoning and planning director and staff shall provide support to the design review committee as needed.

(Ord. No. O18-082, § 2(Exh. A), 10-23-18)

#### **Sec 2-481 Functions**

The design review committee shall:

1. Promote and guide redevelopment of the downtown while protecting its character as a historic center city; and
2. Reviews changes to building exteriors and sites in the district using the FoxWalk Overlay District Design Guidelines; and
3. Promote, encourage and guide the development and use of the Riverwalk, while maximizing awareness of the Fox River's potential as the city's greatest natural asset; and
4. Advance implementation of the Revised FoxWalk/Riverwalk Master Plan, Aurora Riverfront Vision Plan, and Downtown Master Plan; and
5. Establish a pedestrian friendly, commercially viable destination district; and
6. Honoring Aurora's architectural history while encouraging innovative and imaginative redevelopment projects; and
7. Collaborate among developers, citizen volunteers, elected officials, Aurora Downtown, and staff to guide restoration projects and new developments that reflect the highest standards of design and execution.

(Ord. No. O18-082, § 2(Exh. A), 10-23-18)

#### **Sec 2-482 Meetings**

Meetings of the design review committee shall comply with the Open Meetings Act, shall be held at regularly scheduled times and at the call of the chairman and by a properly posted agenda. Special meetings may be called at any time by the chairman or any member that submits a request in writing to the chairman, and shall be held after the proper posting of an agenda in accordance with the Open Meetings Act. All meetings shall be conducted pursuant to applicable state and local requirements.

~~(Ord. No. 018-082, § 2(Exh. A), 10-23-18)~~

**Sec 2-483 Quorum**

~~Five (5) members of the design review committee shall constitute a quorum. No business of the design review committee shall transpire without a meeting that has a quorum present.~~

~~(Ord. No. 018-082, § 2(Exh. A), 10-23-18)~~

**Sec 2-484 Attendance**

~~All members shall attend the meetings of the design review committee. If a member is absent from three (3) consecutive regular meetings, it may be considered a voluntary resignation of office. A majority vote of the design review committee members present at a properly posted meeting may declare the position vacant and request that the mayor appoint a new member to fill the vacancy.~~

~~(Ord. No. 018-082, § 2(Exh. A), 10-23-18)~~

**Sec 2-485 By-Laws/Rules And Regulations**

~~The design review committee shall adopt and promulgate its own by laws and any other rules and regulations as may be necessary and proper to govern its structure and operations, as well as the conduct of its meetings and the business to be performed, subject to approval by the city council.~~

~~(Ord. No. 018-082, § 2(Exh. A), 10-23-18)~~

**Sec 2-540 Building Code Board ~~Of~~ Appeals**

1. Creation and Purpose. The building code board of appeals is hereby created to review any appeals of decisions made by the building code official.
2. Duties.
  1. Members shall meet within ten (10) business days of the filing of an appeal of a decision made by the building code official.
  2. The board shall modify or reverse the decision of the building code official by a concurring vote of two-thirds of its members.
  3. The decision of the board shall be by resolution. Certified copies shall be furnished to the appellant and the building code official.
3. Membership.
  1. The building code board of appeals shall consist of five individuals, one from each of the following professions or disciplines whenever possible:
    1. Registered design professional with architectural experience or builder or superintendent of building construction with at least ten (10) years of experience, five (5) of which they shall have been in responsible charge of work.
    2. Registered design professional with structural engineering experience.
    3. Registered design professional with mechanical and plumbing engineering experience or a mechanical contractor with at least ten (10) years of experience.
    4. Registered design professional with electrical engineering experience or an electrical contractor with at least 10 years of experience, five (5) of which they shall have been in responsible charge of work.
    5. Registered design professional with fire protection engineering experience or a fire protection contractor with at least ten (10) years of experience, five (5) of which they shall have been in responsible charge of work.
  2. Each member shall serve a term of five (5) years or until a successor can be appointed.
  3. Term limits shall not apply.
4. Chairperson. The board shall annually select one of its members to serve as chairperson.

5. Rules and Procedures. This board is authorized to establish policies and procedures necessary to carry out its duties.

#### HISTORY

Adopted by Ord. [021-043](#) on 8/24/2021

### **Sec 2-541 – 2-544 Reserved**

### **Sec 2-545 Electrical Commission**

See Chapter 12, Section 16.2.

#### HISTORY

Adopted by Ord. [021-043](#) on 8/24/2021

### **Sec 2-546 – 2-549 Reserved**

### **Sec 2-550 Fire Code Board of Appeals**

1. Creation and Purpose. The fire code board of appeals is hereby created to hear applications for modifications of the requirements of the International Fire Code pursuant to the provisions of Section 108 of the International Fire Code. The board is authorized to hear evidence from appellants and the fire code official pertaining to the application and intent of the Fire Code.
2. Duties. Members shall meet within ten (10) business days of the filing of an appeal.
3. Membership.
  1. The fire code board of appeals shall consist of five (5) individuals nominated by the fire code Official.
  2. Members shall consist of one of each of the following professions or disciplines whenever possible:
    1. Practicing design professional registered in the practice of engineering or architecture in the State of Illinois.
    2. Qualified engineer, technologist, technician or safety professional trained in fire protection engineering, fire science or fire technology. Qualified representatives in this category shall include fire protection contractors and certified technicians engaged in fire protection system design.
    3. Registered industrial or chemical engineer, certified hygienists, certified safety professional, certified hazardous materials manager or comparably qualified specialist experienced in chemical process safety or industrial safety.
    4. Contractor regularly engaged in the construction, alteration, maintenance, repair or remodeling of buildings or building services and systems regulated by the code.
    5. Representative of the business industry not represented by a member from one of the other categories of boards members described above.
  3. Each member shall serve a term of four (4) years or until a successor can be appointed.
  4. Members may serve successive terms; term limits shall not apply.
4. Secretary. The fire code official shall act as secretary of the boards and shall keep a detailed record of all its proceedings, which shall set forth the reasons for its decisions, the vote of each member, the absence of a member and any failure of a member to vote.
5. Decisions. Every decision shall be promptly filed in writing in the office of the fire code official and shall be open to public inspection. A certified copy shall be sent by mail or otherwise to the appellant, and a copy shall be kept publicly posted in the office of the fire code official for two (2) weeks after filing.

6. Procedures. The board shall be operated in accordance with the Administrative Procedures Act of the State of Illinois and shall establish its own rules and regulations for procedures which are consistent with the Fire Code and the State of Illinois.

#### HISTORY

Adopted by Ord. [021-043](#) on 8/24/2021

**Sec 2-551 Repealed and Reserved**

**Sec 2-552 Repealed and Reserved**

**Sec 2-553 Repealed and Reserved**

**Sec 2-554 Repealed and Reserved**

#### **Sec 2-555 Permanent Building and Fire Code Committee**

See Chapter 12, Section 16.1.

#### HISTORY

Adopted by Ord. [021-043](#) on 8/24/2021

**Sec 2-556 – Repealed and Reserved**

**Sec 2-557 - 2-559 Reserved**

#### **Sec 2-560 Permanent Housing Code Committee**

1. Creation and Purpose. The permanent housing code committee is hereby created to review local adoption and housing related amendments of the International Property Maintenance Code.
2. Duties.
  1. Members shall meet to review staff recommendations of revisions to the International Property Maintenance code prior to presentation to City Council.
  2. The decision of the board shall be by resolution. Certified copies shall be furnished to the appellant and the code official.
3. Membership.
  1. The permanent housing code committee shall consist of nine (9) individuals, from each of the following professions or disciplines:
    1. As many as four (4) landlords and property managers representing a cross section of property types and sizes.
    2. One to two (1-2) housing or housing agency advocates.
    3. Three to four (3-4) neighborhood group agency advocates.
  2. Each member shall serve a term of five (5) years or until a successor can be appointed.
  3. Term limits shall not apply.
4. Chairperson. The board shall annually select one of its members to serve as chairperson.
5. Rules and Procedures. This board is authorized to establish policies and procedures necessary to carry out its duties.

#### HISTORY

Adopted by Ord. [021-043](#) on 8/24/2021

**Sec 2-560 – 2-599 Reserved**

**Sec 2-600 Repeal and Reserved**

**Sec 2-601 Repeal and Reserved**

**Sec 2-602 Repeal and Reserved**

**Sec 2-603 Repeal and Reserved**

**Sec 2-604 Repeal and Reserved**

Sec 2-605 Repeal and Reserved

Sec 2-606 Repeal and Reserved

Sec 2-607 Repeal and Reserved

Sec 2-608 Repeal and Reserved

Sec 2-609 Repeal and Reserved

Sec 2-610 Repeal and Reserved

Sec 2-611 Repeal and Reserved

Sec 2-612 Repeal and Reserved

Sec 2-613 Repeal and Reserved

Sec 2-614 Repeal and Reserved

Sec 2-615 – 2-700 Reserved

Sec 2-701 Repeal and Reserve

Sec 2-702 Repeal and Reserve

Sec 2-703 Repeal and Reserve

Sec 2-704 Repeal and Reserve

Sec 2-705 Repeal and Reserve

Sec 2-706 Repeal and Reserve

Sec 2-707 Repeal and Reserve

Sec 2-708 Repeal and Reserve

Sec 2-709 Repeal and Reserve

Sec 2-710 Repeal and Reserve

Sec 2-711 Repeal and Reserve

Sec 2-712 Repeal and Reserve

Sec 2-713 Repeal and Reserve

Sec 2-714 – 2-800 Reserved

Sec 2-801 Repeal and Reserve

Sec 2-802 Repeal and Reserve

Sec 2-803 Repeal and Reserve

Sec 2-804 Repeal and Reserve

Sec 2-805 Repeal and Reserve

Sec 2-806 Repeal and Reserve

Sec 2-807 Repeal and Reserve

Sec 2-808 Repeal and Reserve

Sec 2-809 Repeal and Reserve

Sec 2-810 Repeal and Reserve

Sec 2-811 Repeal and Reserve

Sec 2-812 Repeal and Reserve

Sec 2-813 Repeal and Reserve

Sec 2-814 – 2-819 Reserved

Sec 2-820 Repeal and Reserve

Sec 2-821 Repeal and Reserve

Sec 2-822 Repeal and Reserve

Sec 2-823 Repeal and Reserve

Sec 2-824 Repeal and Reserve

Sec 2-825 Repeal and Reserve

Sec 2-826 Repeal and Reserve

Sec 2-827 Repeal and Reserve

Sec 2-828 Repeal and Reserve

Sec 2-829 Repeal and Reserve

DIVISION 2-VI-6 ASSAULT WEAPON ADVISORY COMMISSION

Sec 2-486 Created

Sec 2-487 Membership

Sec 2-488 Functions

Sec 2-489 Meetings

**Sec 2-486 Created**

There is created the Aurora Assault Weapons Advisory Commission.

(Ord. No. 094-47, § 2, 5-71-94)

**Sec 2-487 Membership**

1. ~~The assault weapons advisory commission shall consist of five (5) members as follows:~~
  1. ~~The chief of the Aurora Police Department, who shall serve as chairman.~~
  2. ~~The City of Aurora Corporation Counsel.~~
  3. ~~Three (3) members of the general public, who are residents of the City of Aurora, two (2) of which must have extensive knowledge of firearms.~~
2. ~~General public appointments to the commission shall be for a term of three (3) years, and shall in each instance terminate on May 1 of the appropriate year or when a successor is appointed and qualifies. Any general public member may be reappointed at any time. Vacancies shall be filled by appointment for the remainder of the unexpired term. All members shall serve without compensation.~~

(Ord. No. 094-47, § 2, 5-17-94)

**Sec 2-488 Functions**

The commission shall:

1. ~~Interpret and issue written advisory opinions as to whether section 29-49(g)(1) and (h)(2) of this Code applies to a specific firearm.~~
2. ~~Advise the mayor and city council on issues pertaining to assault weapons.~~

(Ord. No. 094-47, § 2, 5-17-94)

**Sec 2-489 Meetings**

~~Meetings of the commission shall be held at the call of the chairman and shall be open to the public. Three (3) members of the commission shall constitute a quorum for the conduct of business of the commission.~~

(Ord. No. 094-47, § 2, 5-17-94)

**DIVISION 2-VI-7 AURORA NEIGHBORHOOD COUNCIL**

Sec 2-501 Creation

Sec 2-502 Purpose

Sec 2-503 Membership

Sec 2-504 Chairman

Sec 2-505 Term Of Members

Sec 2-506 Successors

Sec 2-507 Vacancies In Office

Sec 2-508 Executive Secretary, Ex-Officio Member

Sec 2-509 Functions

Sec 2-510 Meetings

Sec 2-511 Quorum



Sec 2-512 Attendance

Sec 2-513 Committees

Sec 2-514 Rules And Regulations

Sec 2-515 Additional City Staff

**Editor's note**—Ord. No. 014-028, § 1, adopted June 10, 2014, amended Div. 7 in its entirety to read as herein set out. Former Div. 7, §§ 2-501—2-508, pertained to similar subject matter, and derived from Ord. No. 006-81, § 1, adopted Aug. 8, 2006.

**Sec 2-501 Creation**

There is created the Aurora Neighborhood Council hereinafter "ANC".

(Ord. No. 014-028, § 1, 6-10-14)

**Sec 2-502 Purpose**

The ANC shall be a regularly scheduled forum that is open to the public and comprised of community representatives, in which neighborhood related policies, issues and significant problems can be analyzed in a multi-disciplinary setting in order to develop viable and comprehensive solutions.

(Ord. No. 014-028, § 1, 6-10-14)

**Sec 2-503 Membership**

The ANC shall be comprised of:

1. The mayor shall be an ex-officio member, a chairman and additional members (hereinafter "members") to be appointed by the mayor subject to the approval of the city council;
2. Members shall at all times include one (1) representative from every neighborhood which has completed the Aurora Neighborhood Planning Initiative (herein after "ANPI") process and has an action plan approved or accepted by city council;
3. Members shall reside within the City of Aurora.
4. City of Aurora elected officials shall not be permitted membership during their time in office.
5. City of Aurora staff shall not be permitted membership during their time of employment.

(Ord. No. 014-028, § 1, 6-10-14)

**Sec 2-504 Chairman**

The chairman of the ANC shall be appointed by the mayor for a period of one (1) year or until his/her successor has been duly appointed.

(Ord. No. 014-028, § 1, 6-10-14)

**Sec 2-505 Term Of Members**

Members of the ANC shall be appointed for terms of no less than one (1) year and no more than three (3) years from the time of their appointment.

(Ord. No. 014-028, § 1, 6-10-14)

**Sec 2-506 Successors**

All persons appointed as members of the ANC shall serve in their official capacities, respectively, until their successors have been appointed and qualified as provided in this article.

(Ord. No. 014-028, § 1, 6-10-14)

**Sec 2-507 Vacancies In Office**



~~In the event of the death, resignation, removal or incapacity of any member of the ANC, or if a vacancy occurs for any reason, a new member shall be appointed in the same manner to fill the unexpired term.~~

~~(Ord. No. 014-028, § 1, 6-10-14)~~

#### **Sec 2-508 Executive Secretary, Ex-Officio Member**

~~The City of Aurora's planning and zoning director and/or designee shall be considered an ex-officio member with non-voting authority on all issues, and shall be executive secretary of the ANC. The executive secretary shall make a permanent record of all the acts and doings of the ANC and keep the same in his/her custody and control. The planning and zoning director and staff shall provide support to the ANC as needed.~~

~~(Ord. No. 014-028, § 1, 6-10-14)~~

#### **Sec 2-509 Functions**

~~The ANC shall:~~

- ~~1. Receive and review input from neighborhood groups and individuals that may be directed to (and also referred from) individual departments, the alderman's office or the mayor's office, as applicable.~~
- ~~2. Develop solutions within the multi-disciplinary group to assure these solutions are thoroughly investigated and well thought.~~
- ~~3. Encourage active and regular input from neighborhood residents or organizations to assure that resident/neighborhood input will shape priorities, plans and developed solutions.~~
- ~~4. Encourage collective appraisal of which issues or problems are widespread or frequently occurring, and thus, should become priorities.~~
- ~~5. Attempt to recognize which problems or issues may actually be symptoms of a larger problem that requires a comprehensive, rather than a simple approach.~~
- ~~6. Recommend to the city council, as this council from time to time deems appropriate, amendments to the code or policies resulting from the cumulative efforts of this council.~~
- ~~7. Keep notes of the proceedings and actions of this council, which shall be maintained by the city through a department/division so designated.~~
- ~~8. Present on regular basis notes and/or reports to the mayor and city council, concerning the progress, status and activities of this council.~~
- ~~9. Develop a mailing list of council members and other appropriate individuals/organizations interested in receiving agendas, notes, and proceedings of the council.~~

~~(Ord. No. 014-028, § 1, 6-10-14)~~

#### **Sec 2-510 Meetings**

~~Regular meetings shall generally be held once a month on the first Thursday following the first committee of the whole meeting of each month; and shall comply with the Open Meetings Act. Special meetings may be called at any time by the chairman or any member that submits a request in writing to the chairman, and held at such place as fixed in the call. Meeting notices shall be pursuant to applicable state and local requirements.~~

~~(Ord. No. 014-028, § 1, 6-10-14)~~

#### **Sec 2-511 Quorum**

~~Seven (7) members of the ANC shall be necessary to constitute a quorum. No official business of the ANC shall transpire without a quorum present.~~

~~(Ord. No. 014-028, § 1, 6-10-14)~~

### **Sec 2-512 Attendance**

ANC members are required to attend the meetings referenced in section 2-510 above. If a member is absent from three (3) successive regular meetings without notification, it shall be considered a voluntary resignation. A simple majority vote of the ANC may declare the position vacant and request that the mayor appoint a new member to fill the term.

(Ord. No. 014-028, § 1, 6-10-14)

### **Sec 2-513 Committees**

There shall be one (1) standing committee of the ANC for every neighborhood which has completed the "ANPI" process and has an action plan approved or accepted by city council. There may be such other committees as deemed necessary by the ANC. Appointment to these other committees shall be by the chairman on an as needed basis for one (1) year terms.

(Ord. No. 014-028, § 1, 6-10-14)

### **Sec 2-514 Rules And Regulations**

The ANC shall adopt and promulgate such rules and regulations as may be necessary and proper to govern the conduct of the meetings and the business to be performed subject to approval by the city council.

(Ord. No. 014-028, § 1, 6-10-14)

### **Sec 2-515 Additional City Staff**

On occasion, the ANC may require additional information, advice or knowledge on a particular topic. At these times, the ANC shall submit a request for additional information to the executive secretary.

1. The executive secretary may determine that another city staff may be able to better answer the questions posed by the ANC and therefore, may send an alternate in his or her place.
2. City staff shall be allotted a minimum of two (2) weeks' notice of the next ANC meeting in which they are to issue a response to inquiries or for information and attendance requests.

(Ord. No. 014-028, § 1, 6-10-14)

## **DIVISION 2-VI-8 VETERANS ADVISORY COUNCIL**

### **Sec 2-551 Definitions**

### **Sec 2-552 Funding Sources**

### **Sec 2-553 Council; Creation And Composition**

### **Sec 2-554 Powers And Duties Of The Council**

### **Sec 2-555 Committees; Creation And Composition**

### **Sec 2-556 Administration**

### **Sec 2-551 Definitions**

The following words, terms or phrases, as used in this division, shall have their given meanings:

*Council:* means the Aurora Veterans Advisory Council.

*Committee:* means a special event or program advisory committee.

(Ord. No. 097-12, § 1, 3-11-97)

### **Sec 2-552 Funding Sources**

Funds to support the Aurora Veterans Advisory Council's meetings and communications shall be provided from the general fund of the city, upon approval by the city council.

(Ord. No. O97-12, § 1, 3-11-97; Ord. No. O99-96, § 3, 11-9-99; Ord. No. O12-001, § 1, 1-24-12)

### **Sec 2-553 Council; Creation And Composition**

1. ~~There is hereby created the Aurora Veterans Advisory Council which shall consist of fifteen (15) members to be appointed by the mayor with the advice and consent of the city council. The initial advisory council members shall serve staggered terms as determined by lots drawn at the first regular meeting of the council; five (5) to serve for three (3) years; five (5) to serve for two (2) years; and five (5) to serve for one (1) year. As each of these initial terms expires, appointments shall be made for full terms of three (3) years or until the respective successor is duly appointed and qualified. Vacancies shall be filled by appointment for the remainder of any unexpired term. Members shall be appointed to no more than two (2) full consecutive terms and shall serve without compensation.~~
2. ~~At least eight (8) members of the council shall also be members in good standing of a veterans organization headquartered or historically active within the community, an additional five (5) members may be veterans honorably discharged and may or may not be (or have been) a member of a veterans organization, and up to two (2) members may be immediate family members of a veteran, deceased or living who was honorably discharged and may or may not be (or have been) a member of a veterans organization. An effort shall be made for the council to be composed of representatives from among all branches of military service and all age, ethnic and gender groups. Insofar as possible, members shall be residents of the city.~~
3. ~~The council shall adopt rules and regulations necessary for the conduct of its business. The mayor shall, on an annual basis, appoint a chairman and vice chairman from amongst the council membership. The chairman shall preside over the meetings of the council. In the absence of the chairman, the vice chairman shall perform the duties of the chairman. Meetings of the council shall be held in accordance with the Illinois Open Meetings Act and shall be held at regularly scheduled times and at the call of the chairman. The council shall operate in accordance with the current edition of Roberts Rules of Order.~~
4. ~~A quorum shall consist of eight (8) members. The transaction of business shall be made by a majority vote of those members in attendance while a quorum is present, except that modification or rescission of any rule or part thereof shall require the affirmative vote of eight (8) or more members.~~
5. ~~The mayor may, at his discretion, remove any member for incompetence, neglect of duty or malfeasance in office. The mayor shall, within ten (10) days, report in writing such removal to the city council, including reasons therefor. Members shall be automatically dismissed from the council upon failing to attend four (4) consecutive regularly scheduled meetings of the council.~~

(Ord. No. O97-12, § 1, 3-11-97; Ord. No. O98-115, § 1, 12-8-98; Ord. No. O12-001, § 1, 1-24-12)

### **Sec 2-554 Powers And Duties Of The Council**

The council shall:

1. ~~Aid in the planning, development and implementation of veteran related special events, activities and programs in the city. Such events, activities or programs may be annual, such as the Memorial Day and Veteran's Day Parades, or may be one time only events;~~
2. ~~Seek to keep the mayor, city council, veterans and the community at large well informed as to veterans activities and programs;~~
3. ~~Aid in the solicitation of special events, activities, programs and/or funding related to veterans which may be available from time to time;~~
4. ~~Serve as liaison between veterans, veterans organizations, the mayor, the city council and the community at large.~~

(Ord. No. 097-12, § 1, 3-11-97)

**Sec 2-555 Committees; Creation And Composition**

1. ~~As deemed necessary by the council, mayor or city council, the council may establish committees to coordinate a specific event, activity or program. Committee membership shall include no less than two (2) members of the council and may include any number of veterans and residents from the city who have shown an interest in the scope of work for that committee.~~
2. ~~Each committee shall:~~
  1. ~~Establish a chairman from the general committee membership;~~
  2. ~~Establish the goals, process and method of work for the committee.~~
  3. ~~Designate one (1) committee member to serve as temporary liaison to the council and report activities of the committee to the council on a regular basis.~~

(Ord. No. 097-12, § 1, 3-11-97)

**Sec 2-556 Administration**

~~The mayor shall appoint a city liaison from the executive staff who shall serve as liaison between the council, the mayor, and the city council.~~

(Ord. No. 097-12, § 1, 3-11-97)

**DIVISION 2-VI-9 SUSTAINABLE AURORA**

Sec 2-601 Creation

Sec 2-602 Purpose

Sec 2-603 Membership

Sec 2-604 Chairman

Sec 2-605 Terms Of Members

Sec 2-606 Successors

Sec 2-607 Vacancies In Office

Sec 2-608 Executive Secretary, Ex Officio Member

Sec 2-609 Functions

Sec 2-610 Meetings

Sec 2-611 Quorum

Sec 2-612 Attendance

Sec 2-613 Committees

Sec 2-614 Rules And Regulations

**Sec 2-601 Creation**

~~There is created "Sustainable Aurora" (The Mayor's Sustainable Aurora Advisory Board).~~

(Ord. No. 014-020, § 2, 5-13-14)

**Sec 2-602 Purpose**

~~Sustainable Aurora shall be a regularly scheduled forum that is open to the public and comprised of community representatives, in which sustainability and other environmental related policies, issues and significant problems can be analyzed in a multi-disciplinary setting in order to develop viable and comprehensive solutions.~~

(Ord. No. 014-020, § 2, 5-13-14)

**Sec 2-603 Membership**

~~Sustainable Aurora shall be comprised of:~~

- ~~1. The mayor as ex-officio member, a chairman and six (6) additional members (hereinafter "members") to be appointed by the mayor subject to the approval of the city council.~~
- ~~2. All members shall reside within the city.~~
- ~~3. City of Aurora elected officials shall not be permitted membership during their time in office.~~
- ~~4. City of Aurora staff shall not be permitted membership during their time of employment.~~

~~(Ord. No. 014-020, § 2, 5-13-14; Ord. No. 018-076, (Exh. A), 9-25-18)~~

#### **Sec 2-604 Chairman**

~~The chairman of Sustainable Aurora shall be appointed by the mayor for a period of one (1) year or until his/her successor has been duly appointed.~~

~~(Ord. No. 014-020, § 2, 5-13-14)~~

#### **Sec 2-605 Terms Of Members**

~~The seven (7) members of Sustainable Aurora may be appointed for a term of one (1) year, two (2) years, or three (3) years from the time of their appointment and each and every year thereafter.~~

~~(Ord. No. 014-020, § 2, 5-13-14; Ord. No. 018-076, (Exh. A), 9-25-18)~~

#### **Sec 2-606 Successors**

~~All persons appointed as members of Sustainable Aurora shall serve in their official capacities, respectively, until their successors have been appointed and qualified as provided in this article.~~

~~(Ord. No. 014-020, § 2, 5-13-14)~~

#### **Sec 2-607 Vacancies In Office**

~~In the event of the death, resignation, removal or incapacity of any member of Sustainable Aurora, or if a vacancy occurs for any reason, a new member shall be appointed in the same manner to fill the unexpired term.~~

~~(Ord. No. 014-020, § 2, 5-13-14)~~

#### **Sec 2-608 Executive Secretary, Ex-Officio Member**

~~The planning and zoning director and/or designee shall be considered an ex-officio member with non-voting authority on all issues, and shall be the executive secretary of Sustainable Aurora. The executive secretary shall make a permanent record of all the acts and doings of Sustainable Aurora and keep the same in his custody and control. The planning and zoning director and staff shall provide support to Sustainable Aurora as needed.~~

~~(Ord. No. 014-020, § 2, 5-13-14)~~

#### **Sec 2-609 Functions**

~~Sustainable Aurora shall:~~

- ~~1. Make recommendations to the city council and the mayor's office for programs or actions designed to implement the recommendations contained in a city sustainability plan.~~
- ~~2. Provide a forum for addressing public concerns related to sustainable and environmental policies and practices.~~
- ~~3. Promote a local movement, partnering with motivated stakeholders, establishing implementation priorities, identifying financing opportunities, and engaging local residents.~~
- ~~4. Provide input on sustainability policies and practices that reflect the values of the community.~~
- ~~5. Assist the city council and the mayor's office in balancing community priorities and resources by advising them on sustainability issues.~~

(Ord. No. 014-020, § 2, 5-13-14)

**Sec 2-610 Meetings**

~~Regular meetings shall generally be held once a month on the third Thursday following the first committee of the whole meeting of the month; and shall comply with the Open Meetings Act. Special meetings may be called at any time by the chairman or any member that submits a request in writing to the chairman, and held at such place as fixed in the call. Meeting notices shall be pursuant to applicable state and local requirements.~~

(Ord. No. 014-020, § 2, 5-13-14)

**Sec 2-611 Quorum**

~~Four (4) members of Sustainable Aurora shall be necessary to constitute a quorum. No official business of Sustainable Aurora shall transpire without a quorum present.~~

(Ord. No. 014-020, § 2, 5-13-14; Ord. No. 018-076, (Exh. A), 9-25-18)

**Sec 2-612 Attendance**

~~Sustainable Aurora members are required to attend the meetings referenced in section 2-610 above. If a member is absent from three (3) successive regular meetings without notification, it shall be considered a voluntary resignation. A simple majority vote of the Sustainable Aurora may declare the position vacant and request that the mayor appoint a new member to fill the vacancy.~~

(Ord. No. 014-020, § 2, 5-13-14)

**Sec 2-613 Committees**

~~There shall be four (4) standing committees of Sustainable Aurora: Citizen Advisory; Green Events; Grant and Award Research; and Youth Outreach. There may be such other committees as deemed necessary by Sustainable Aurora. Appointment to committees shall be by the chairman on an as-needed basis for a one (1) year term.~~

(Ord. No. 014-020, § 2, 5-13-14)

**Sec 2-614 Rules And Regulations**

~~Sustainable Aurora shall adopt and promulgate such rules and regulations as may be necessary and proper to govern the conduct of the meetings and the business to be performed subject to approval by the city council.~~

(Ord. No. 014-020, § 2, 5-13-14)

**DIVISION 2-VI-10 BICYCLE, PEDESTRIAN AND TRANSIT ADVISORY BOARD**

Sec 2-701 Creation

Sec 2-702 Purpose

Sec 2-703 Membership

Sec 2-704 Chairman

Sec 2-705 Terms Of Members

Sec 2-706 Successors

Sec 2-707 Vacancies In Office

Sec 2-708 Executive Secretary, Ex-Officio Member

Sec 2-709 Functions

Sec 2-710 Meetings

Sec 2-711 Quorum

Sec 2-712 Attendance

Sec 2-713 Rules And Regulations

**Editor's note**—Ord. No. O16-053, § 1, adopted July 26, 2016, set out provisions intended for use as §§ 2-601—2-613. For purposes of classification, and at the editor's discretion, these provisions have been included as 2-701—2-713.

#### **Sec 2-701 Creation**

There is created the bicycle, pedestrian and transit advisory board.

(Ord. No. O16-053, § 1, 7-26-16)

#### **Sec 2-702 Purpose**

The bicycle, pedestrian and transit advisory board shall be a regularly scheduled forum that is open to the public and comprised of community representatives, in which bicycle, pedestrian and transit related policies, issues and significant problems can be analyzed in a multi-disciplinary setting in order to develop viable and comprehensive solutions.

(Ord. No. O16-053, § 1, 7-26-16)

#### **Sec 2-703 Membership**

The bicycle, pedestrian and transit advisory board shall be comprised of:

1. The mayor of the city as ex-officio member, a chairman and six (6) additional members (herein after "members") to be appointed by the mayor subject to the approval of the city council.
2. All members shall reside within the city.
3. City of Aurora elected officials shall not be permitted membership during their time in office.
4. City of Aurora staff shall not be permitted membership during their time of employment.

(Ord. No. O16-053, § 1, 7-26-16)

#### **Sec 2-704 Chairman**

The chairman of the bicycle, pedestrian and transit advisory board shall be appointed by the mayor for a period of one (1) year or until his/her successor has been duly appointed.

(Ord. No. O16-053, § 1, 7-26-16)

#### **Sec 2-705 Terms Of Members**

The seven (7) members of the bicycle, pedestrian and transit advisory board may be appointed for a term of one (1) year, two (2) years, or three (3) years from the time of their appointment and each and every year thereafter.

(Ord. No. O16-053, § 1, 7-26-16)

#### **Sec 2-706 Successors**

All persons appointed as members of the bicycle, pedestrian and transit advisory board shall serve in their official capacities, respectively, until their successors have been appointed and qualified as provided in this article.

(Ord. No. O16-053, § 1, 7-26-16)

#### **Sec 2-707 Vacancies In Office**

In the event of the death, resignation, removal or incapacity of any member of the bicycle, pedestrian and transit advisory board, or if a vacancy occurs for any reason, a new member shall be appointed in the same manner to fill the unexpired term.

(Ord. No. O16-053, § 1, 7-26-16)



### **Sec 2-708 Executive Secretary, Ex-Officio Member**

The City of Aurora's Planning and Zoning Director and/or designee shall be considered ex-officio member with non-voting authority on all issues, and shall be executive secretary of the bicycle, pedestrian and transit advisory board. The executive secretary shall make a permanent record of all the acts and doings of the bicycle, pedestrian and transit advisory board and keep the same in his/her custody and control. The Planning and Zoning Director and staff shall provide support to the bicycle, pedestrian and transit advisory board as needed.

(Ord. No. O16-053, § 1, 7-26-16)

### **Sec 2-709 Functions**

The bicycle, pedestrian and transit advisory board shall:

1. Support and advise the planning process, as well as guide and encourage the development of projects, programs and infrastructure.
2. Increase the visibility of the issues among staff, elected officials, and the general public.
3. Assist the city council and the mayor's office in balancing community priorities and resources and implementing best practices.
4. Research and assist in the application for funding opportunities that will enhance the bicycle, pedestrian, and transit opportunities within the community.

(Ord. No. O16-053, § 1, 7-26-16)

### **Sec 2-710 Meetings**

Regular meetings shall generally be held once a month on the third Thursdays' following the first committee of the whole meeting of the month; and shall comply with the Open Meetings Act. Special meetings may be called at any time by the chairman or any member that submits a request in writing to the chairman, and held at such place as fixed in the call. Meeting notices shall be pursuant to applicable state and local requirements.

(Ord. No. O16-053, § 1, 7-26-16)

### **Sec 2-711 Quorum**

Three (3) members of the bicycle, pedestrian and transit advisory board shall be necessary to constitute a quorum. No official business of the bicycle, pedestrian and transit advisory board shall transpire without a meeting that has a quorum.

(Ord. No. O16-053, § 1, 7-26-16)

### **Sec 2-712 Attendance**

Bicycle, pedestrian and transit advisory board members are required to attend the meetings referenced in section 2-710 above. If a member is absent from three (3) successive regular meetings without notification, it shall be considered a voluntary resignation. A simple majority vote of the bicycle, pedestrian and transit advisory board may declare the position vacant and request that the mayor appoint a new member to fill the term.

(Ord. No. O16-053, § 1, 7-26-16)

### **Sec 2-713 Rules And Regulations**

The bicycle, pedestrian and transit advisory board shall adopt and promulgate such rules and regulations as may be necessary and proper to govern the conduct of the meetings and the business to be performed subject to approval by the city council.

(Ord. No. O16-053, § 1, 7-26-16)

## **DIVISION 2-VI-11 ADVISORY COMMISSION ON DISABILITIES**

### **Sec 2-801 Purpose And Creation**

### **Sec 2-802 Membership**

### **Sec 2-803 Chairman**

### **Sec 2-804 Terms Of Members**

### **Sec 2-805 Successors**

### **Sec 2-806 Vacancies In Office**

### **Sec 2-807 Powers And Duties**

### **Sec 2-808 Assistance And Cooperation From City Officers**

### **Sec 2-809 Meetings**

### **Sec 2-810 Quorum**

### **Sec 2-811 Attendance**

### **Sec 2-812 Rules And Regulations**

### **Sec 2-813 Jurisdiction**

### **Sec 2-801 Purpose And Creation**

There is hereby established an advisory commission on disabilities. The commission shall commit itself to ensuring that every Aurora resident is afforded an equal opportunity to access and participate in city programs, services, facilities and communications. This commission is established in part to assist the city in fulfilling its obligations under the Americans With Disabilities Act (ADA), regulations promulgated in connection therewith and any other applicable law or ordinance concerning the rights of disabled persons.

(Ord. No. 018-079, § Exh. A, 10-23-18)

### **Sec 2-802 Membership**

1. ~~The mayor or designee as ex-officio member, a chairman and eight (8) additional members (hereinafter "members") to be appointed by the mayor subject to the advice and consent the city council.~~
2. ~~All members shall reside within the City.~~
3. ~~Except as provided for in (1) above, no officer or employee of the city may serve as a member of the Commission during the time they hold office or are employed by the city.~~
4. ~~At least two (2) of said members shall have professional expertise in the various facets of the duties of the commission, by virtue of their training and/or employment. These areas of expertise may include, but are not necessarily limited to: the disabled, community development, architecture, transportation, communications, employment, the law, environmental management and safety.~~

(Ord. No. 018-079, § Exh. A, 10-23-18)

### **Sec 2-803 Chairman**

The chairman of the advisory commission on disabilities shall be designated by the mayor for a period of one (1) year or until his/her successor has been duly appointed.

(Ord. No. 018-079, § Exh. A, 10-23-18)

### **Sec 2-804 Terms Of Members**

The nine (9) members of the advisory commission on disabilities may be appointed for a term of one (1) year, two (2) years, or three (3) years from the time of their appointment and each and every year thereafter.

(Ord. No. 018-079, § Exh. A, 10-23-18)

### **Sec 2-805 Successors**

~~All persons appointed as members of advisory commission on disabilities shall serve in their official capacities, respectively, until their successors have been appointed and qualified as provided in this article.~~

~~(Ord. No. O18-079, § Exh. A, 10-23-18)~~

### **Sec 2-806 Vacancies In Office**

~~In the event of the death, resignation, removal or incapacity of any member of advisory commission on disabilities or if a vacancy occurs for any reason, a new member shall be appointed in the same manner to fill the unexpired term.~~

~~(Ord. No. O18-079, § Exh. A, 10-23-18)~~

### **Sec 2-807 Powers And Duties**

~~The advisory commission on disabilities shall serve in an advisory capacity to the city and in connection therewith shall:~~

- ~~1. Promote events, plans and/or policies as deemed necessary based on adopted goals and strategies of the ADA and regulations promulgated to carry out the ADA. The commission shall submit written recommendations concerning said policies and/or plans to the mayor and city council. Said plans and/or policies shall be consistent with previously adopted or proposed land use plans as well as other social or economic goals as directed by the city council where not inconsistent with the ADA or other applicable law.~~
- ~~2. Receive and/or solicit "technical assistance" as provided in the ADA in understanding the responsibility of the city under the ADA where deemed necessary by the commission or the city council.~~

~~(Ord. No. O18-079, § Exh. A, 10-23-18)~~

### **Sec 2-808 Assistance And Cooperation From City Officers**

- ~~1. At the direction of the mayor, any officer or department of the city shall assist and cooperate with the commission and shall at the mayor's direction attend commission meetings, furnish information, advice, and access to facilities respecting subject matters as the commission may reasonably require in order to carry out its purposes and fulfill its duties as set forth herein. The city shall provide clerical services to the commission where possible.~~
- ~~2. Expenses for the operation and conduct of the affairs of the commission shall be paid from public works through the central services fund of the city's budget or where appropriate, because of a special program, from a separate city fund where monies are budgeted for said purpose.~~

~~(Ord. No. O18-079, § Exh. A, 10-23-18)~~

### **Sec 2-809 Meetings**

~~Regular meetings shall generally be held once a month and shall comply with the Open Meetings Act. Special meetings may be called at any time by the chairman or any member that submits a request in writing to the chairman, and held at such place as fixed in the call. Meeting notices shall be pursuant to applicable state and local requirements.~~

~~(Ord. No. O18-079, § Exh. A, 10-23-18)~~

### **Sec 2-810 Quorum**

~~Four (4) members of the commission shall be necessary to constitute a quorum. No official business of the commission shall transpire without a meeting that has a quorum.~~

(Ord. No. O18-079, § Exh. A, 10-23-18)

### **Sec 2-811 Attendance**

Commission members are required to attend the meetings referenced in section 2-809 above. If a member is absent from three (3) successive regular meetings without notification, it shall be considered a voluntary resignation. A simple majority vote of the commission may declare the position vacant and request that the mayor appoint a new member to fill the term.

(Ord. No. O18-079, § Exh. A, 10-23-18)

### **Sec 2-812 Rules And Regulations**

The advisory commission on disabilities shall adopt and promulgate such rules and regulations as may be necessary and proper to govern the conduct of the meetings and the business to be performed subject to approval by the city council.

(Ord. No. O18-079, § Exh. A, 10-23-18)

### **Sec 2-813 Jurisdiction**

This chapter shall be construed according to the fair import of its terms and shall be liberally construed to further the purposes stated in of this chapter and the special purposes of the particular provision involved.

(Ord. No. O18-079, § Exh. A, 10-23-18)

## **DIVISION 2-VI-12 CIVILIAN REVIEW BOARD**

Sec 2-820 General Provisions

Sec 2-821 General Duties

Sec 2-822 Duties With Respect To Complaints

Sec 2-823 Composition

Sec 2-824 Qualifications And Training

Sec 2-825 Board Secretary; Records

Sec 2-826 Additional Administrative Support

Sec 2-827 Meetings

Sec 2-828 Dissemination Of Information

Sec 2-829 Active Investigations By Law Enforcement Or Prosecutorial Entities; Litigation

**HISTORY**

*Adopted by Ord. 020-091 on 11/24/2020*

### **Sec 2-820 General Provisions**

1. ~~Creation and Purpose. A civilian review board is hereby created to:~~

- ~~1. Review, evaluate, and make recommendations concerning the police department's activities and efforts in promoting and achieving equity with respect to racial, gender, and cultural diversity in officer recruitment and training;~~
- ~~2. Review, evaluate and make recommendations concerning the department's overall relationship with the public;~~
- ~~3. Add an outside perspective to the evaluation of civilian complaints;~~
- ~~4. Review and evaluate the administration and consistency in the imposition of discipline within the department with respect to civilian complaints;~~
- ~~5. Provide a timely, fair, and objective review of civilian complaints, the manner which they are investigated and a recommendation to the chief as to proposed discipline prior to imposition; and~~
- ~~6. Provide a systematic means to achieve continuous improvement in the interactions between the public and police.~~

2. ~~Definitions. As used in this division, the following terms are defined as follows:~~
1. ~~“Board” means the civilian review board created under this section;~~
  2. ~~“Chief” means the chief of police;~~
  3. ~~“Civilian complaint” shall mean a formal complaint submitted to any officer or employee of the city by a member of the public regarding any member of the department or any complaint received by the board in accordance with sec. 2-822(a);~~
  4. ~~“Crime of dishonesty” means any offense defined as a felony by federal or state law or an offense that involves dishonesty or false statements. As used in this article, a crime of dishonesty does not include the mere possession of cannabis or a controlled substance or related paraphernalia, or the unlawful purchase or possession of alcohol or tobacco by a person under the age of 21.~~
  5. ~~“Department” means the police department;~~
  6. ~~“Disciplinary Act” means the Uniform Peace Officers’ Disciplinary Act, 50 ILCS 725/1 et. seq.~~
  7. ~~“Ethics ordinance” means chapter 15 of this code;~~
  8. ~~“Forcible felony” means an offense defined by section 2-8 of the Criminal Code of 2012, 720 ILCS 5/2-8, and includes any felony offense which involves the use or threat of physical force or violence against any individual;~~
  9. ~~“Formal complaint” means a verified complaint that complies with the requirements of section 3.9(b) of the Disciplinary Act;~~
  10. ~~“Formal investigation” shall have the same meaning as defined by the Disciplinary Act;~~
  11. ~~“Informal inquiry” shall have the same meaning as defined by the Disciplinary Act;“~~
  12. ~~Open Meetings Act” means the Open Meetings Act, 5 ILCS 120/ et. seq.~~

#### **HISTORY**

*Adopted by Ord. 020-091 on 11/24/2020*

#### **Sec 2-821 General Duties**

1. ~~In conjunction with city staff, to compile statistics concerning department interactions with the public;~~
2. ~~To provide periodic written reports and recommendations to the city council, the department, and the public regarding matters within the board's scope of authority;~~
3. ~~To provide written recommendations to the department as to changes in policies, practices, and procedures aimed at developing a stronger relationship between the department and the public;~~
4. ~~To provide written recommendations as to methods of recruiting underrepresented persons to become members of the department;~~
5. ~~To conduct its duties in accordance with all provisions of applicable law and ordinance, including but not limited to the Open Meetings Act, and the ethics ordinance; and~~
6. ~~To develop rules and procedures necessary to carry the forgoing duties into execution. Upon approval, the board secretary shall forward a copy of the board’s rules and procedures to the mayor who shall then refer them to the city council, or any committee thereof, for presentation as an informational item.~~

#### **HISTORY**

*Adopted by Ord. 020-091 on 11/24/2020*

#### **Sec 2-822 Duties With Respect To Complaints**

The board shall:

1. ~~Receive complaints from members of the public as to allegations of misconduct by members of the department and shall refer the same to the department for review;~~
2. ~~Receive information as to disposition of civilian complaints that did not result in the commencement of a formal investigation received by the board;~~
3. ~~Review the written findings and recommendations of formal investigations arising from civilian complaints for the purpose of determining whether the investigation was complete, thorough, objective, and fair, based on the following factors:~~
  1. ~~The thoroughness with which each allegation has been investigated;~~
  2. ~~The extent to which witnesses or persons known to have information, knowledge, or evidence pertaining to the allegation(s) were contacted or interviewed;~~
  3. ~~The extent to which appropriate interviews were conducted with the complainant, witnesses, involved officers or employees, and any other persons having knowledge relating to the allegations;~~
  4. ~~The process of seeking, collecting, and maintaining evidence pertaining to the investigation; and~~
  5. ~~The appropriateness of any recommended sanctions;~~
4. ~~Prior the imposition of any discipline resulting from a formal investigation of a civilian complaint, prepare a written report to the chief as to the board's findings and recommendations as to discipline;~~
5. ~~Receive a timely report from the chief as to the ultimate disposition of the formal investigation, including the discipline imposed and whether the disciplined member of the department has sought review of the decision as may be provided in a collective bargaining agreement.~~
6. ~~Conduct its deliberations in closed session as allowed by the Open Meetings Act.~~
7. ~~In the exercise of its duties under this section:~~
  1. ~~Review the written report of the department's informal inquiry or formal investigation of the civilian complaint;~~
  2. ~~Review any documentary evidence in the possession of the department of the incident that is the subject matter of the civilian complaint, including but not limited to incident reports, interview transcripts, and audio and video evidence; and~~
  3. ~~Review all formal recommendations made to the chief by department personnel or bodies with respect to discipline to be imposed as a result of a civilian complaint prior to the making of its recommendation.~~

#### **HISTORY**

*Adopted by Ord. 020-091 on 11/24/2020*

#### **Sec 2-823 Composition**

1. ~~The board shall consist of nine (9) members appointed by the mayor with the advice and consent of the city council.~~
2. ~~At its first meeting following the commencement of the terms of board members in July, the board shall elect from its membership a chairperson and such other officers as it deems necessary who shall serve a term of one (1) year. The chairperson shall preside at all meetings of the boards.~~
3. ~~In making appointments under this section, the mayor shall give due consideration to candidates who reflect the diversity of the community, whether through their race, ethnicity, age, gender, sex, education, socio-economic status, professional experience, or other relevant traits.~~
4. ~~In making appointments under this section, the mayor shall make reasonable efforts to ensure an appropriate geographic representation of the entire city. At least two (2), but no more than four (4) members of the board shall be appointed from each of the following areas:~~
  1. ~~That portion of the city located in Kane County west of the Fox River;~~

- ~~2.— That portion of the city located in Kane County east of the Fox River or in Kendall County; and~~
- ~~3.— That portion of the city located in DuPage County or in Will County.~~
- ~~5.— Term of office.~~
  - ~~1.— The mayor shall appoint each member of the board to a term of three (3) years to commence on July 1 and until a successor has been appointed and qualified as provided under this article.~~
  - ~~2.— In the event of the death, resignation, removal, or incapacity of any member of the board, or if a vacancy occurs for any reason, the mayor shall with the advice and consent of the city council appoint a successor to complete the unexpired term.~~
  - ~~3.— Members shall attend all regularly scheduled board meetings. If a member is absent for three (3) successive meetings or a cumulative of three (3) meetings during any twelve (12) month period without notification or good cause, the mayor may determine that the members has constructively resigned from office and proceed to appoint some other person to complete the unexpired term as provided in paragraph (b) of this section.~~
- ~~6.— The mayor may remove any member on a written charge whenever the mayor is of the opinion that the interests of the city demand the removal. The mayor shall report the reasons for the removal to the city council at its next meeting held more than two (2) full business days following the removal. If the mayor fails or refuses to report to the city council the reasons for the removal, or if the city council by a two-thirds vote of all aldermen elected disapprove of the removal, the member thereupon shall be restored to the office. Upon restoration, the member shall take a new oath of office. No member shall be removed a second time for the same offense.~~
- ~~7.— Notwithstanding the provisions of paragraph (a) of this section, in 2021 the mayor shall appoint three (3) members for a term expiring on June 30, 2022, three (3) members for a term expiring on June 30, 2023, and three (3) members for a term expiring on June 30, 2024. The successors of each member appointed under this paragraph shall serve terms in accordance with paragraph (a) of this section.~~

#### **HISTORY**

*Adopted by Ord. 020-091 on 11/24/2020*

#### **Sec 2-824 Qualifications And Training**

- ~~1.— Prior to taking office, every person appointed to the board shall meet the qualifications and complete the training herein required. All applicants and members shall attest, and will be subject to a background check to verify, that they satisfy the qualifications for office.~~
- ~~2.— Qualifications for office.~~
  - ~~1.— All members of the board, at the time of their appointment and during their service, shall be qualified electors of the city;~~
  - ~~2.— No person shall serve more than two full terms as a member of the board;~~
  - ~~3.— No person presently serving as an elected officer or employee of the city shall serve on the board;~~
  - ~~4.— No person presently employed as a peace officer shall serve on the board;~~
  - ~~5.— No attorney actively engaged in the practice of criminal law or in the prosecution or defense of litigation brought pursuant to 42 USC 1983 and involving governmental entities shall serve on the board;~~
  - ~~6.— No person convicted of a forcible felony shall serve on the board;~~
  - ~~7.— No person convicted of a crime of dishonesty shall serve on the board within the last ten (10) years shall serve on the board;~~
  - ~~8.— No person who has failed to complete the training required by paragraph (c) of this section shall serve on the board;~~



9. ~~No person who is ineligible by federal or state law or rule to have access to law enforcement data required for use by the board shall serve on the board.~~
3. ~~Required training:~~
  1. ~~All persons appointed to the board shall, prior to taking office, complete a training curriculum consisting of the following:~~
    1. ~~An overview of the organization and operation of the department;~~
    2. ~~A “ride-along” with a police officer to acquaint the member with the geography of the city and the real-world application of departmental policies;~~
    3. ~~An overview of departmental policies regarding the use of force by police officers, including authorized compliance and de-escalation techniques and the circumstances where their use is appropriate;~~
    4. ~~An overview of the equipment and weapons carried police officers and their purpose and methods of use, which may include practical training in the operation and use of firearms;~~
    5. ~~An overview of laws governing the interaction between peace officers and members of the public;~~
    6. ~~An overview of this ordinance and the ethics ordinance; and~~
    7. ~~Completion of the Open Meetings Act training required by law.~~
  2. ~~The board shall adopt rules requiring continuing training for its members at such intervals it deems appropriate.~~
4. ~~Upon appointment and qualification, which shall include the completion of the training set forth in paragraph (c)(1) above, the appointee shall take the oath of office required by the constitution of the state and commence his or her membership on the board.~~

#### HISTORY

*Adopted by Ord. 020-091 on 11/24/2020*

#### **Sec 2-825 Board Secretary; Records**

1. ~~The mayor shall assign an employee of the city who is not a member of the department to serve as secretary to the board.~~
2. ~~The secretary shall make a permanent record of all the acts and doings of the board and keep the same in the secretary's custody and control.~~
3. ~~The secretary shall keep the minutes of all proceedings of the board which shall reflect the vote of each member upon each question, or if absent or failing to vote, indicating such fact. The secretary shall in a similar fashion maintain records of board meetings and other official actions. A copy of every recommendation or determination of the board shall be maintained by the secretary and shall constitute a public record on the same terms of any other record created pursuant to a formal investigation.~~

#### HISTORY

*Adopted by Ord. 020-091 on 11/24/2020*

#### **Sec 2-826 Additional Administrative Support**

1. ~~The chief and the corporation counsel shall provide such support to the board as it may require, including the designation of an official liaison to the board who shall attend its meetings whenever the board is conducting a review of a civilian complaint and at other times when the circumstances so require. The liaison designated by the corporation counsel shall draft the board's written findings and recommendations at the conclusion of its review of the disposition of a civilian complaint.~~

- ~~2.—The department shall make available to the board all materials and records as it may reasonably require in the performance of its duties. The department shall redact information regarding the identity of complainants, witnesses, and involved officers as well as any other information that could compromise a criminal investigation.~~
- ~~3.—The public information officers in the mayor's office and the department shall provide such support as the board may require in performing its duties under this article.~~
- ~~4.—The information technology division shall provide such support as the board may require in performing its duties under this article.~~
- ~~5.—The city council shall appropriate funds sufficient to provide the administrative support contemplated by this section and sec. 2-825 as well as for the board to perform the duties set forth in this article.~~

#### **HISTORY**

*Adopted by Ord. 020-091 on 11/24/2020*

#### **Sec 2-827 Meetings**

- ~~1.—Regular meetings. The board shall conduct its regular meetings in accordance with the Open Meetings Act.~~
- ~~2.—Special meetings. The chairperson, or such other person or persons authorized by the rules of the board, may call a special meeting of the board to be held at the date, time, and location specified in the call in the manner required by the Open Meetings Act.~~
- ~~3.—Applicability of the Open Meetings Act. The provisions of the Open Meetings Act shall apply to every meeting conducted and notice of every meeting issued by the board.~~
  - ~~1.—For the purposes of Sec. 2.06(g) of the Open Meetings Act, members of the public shall have the opportunity to address the board under the rules established and recorded by the city council applicable to its own meetings, as if said rules were established by the board itself. The board may, but is not required to, adopt and record rules requiring members of the public to limit their remarks to subjects within the scope of the board's jurisdiction, which shall broadly include matters involving the department. The board shall not consider public comment to constitute any part of the record as to a civilian complaint upon which they may be called to review.~~
  - ~~2.—For the purposes of Sec. 7(c) of the Open Meeting Act, the remote attendance rules applicable to the city council and its committees as set forth in section 2-80 of this code shall be construed as to apply to the board as if adopted by the board itself.~~
- ~~4.—Quorum. A majority of the members appointed to the board shall constitute quorum for any of its meetings. No meeting may occur, nor business conducted without the establishment and maintenance of quorum.~~

#### **HISTORY**

*Adopted by Ord. 020-091 on 11/24/2020*

#### **Sec 2-828 Dissemination Of Information**

- ~~1.—Public Information:~~
  - ~~1.—General information. The board, in consultation with the public information officers of the mayor's office and the department and the information technology division, shall cause the creation of a page on the city's official website describing the board, its duties, membership, and the complaint review process. The page shall also provide the following information:~~
    - ~~1.—Who may file a complaint;~~

- ~~2. When a complaint should be filed;~~
- ~~3. How a complaint is to be filed;~~
- ~~4. What the complainant can expect in connection with the processing of a complaint; and~~
- ~~5. The manner and the extent to which the complainant will be advised as to the results of the investigation of the citizen's complaint.~~
- ~~2. Requests for information by the media or the public regarding complaints or investigations. The board shall direct any media requests regarding complainants or on-going investigations to the department's public information officer. The department's public information officer, in consultation with the corporation counsel, will respond to public information requests as permitted by city and department policy and any applicable laws or regulations on behalf of the board.~~
- ~~3. Public education. The board will be responsible for addressing and educating members of the public about the board's mission, responsibilities, and operations, including how a person can file a complaint against a member of the department. In addition, the board shall have the responsibility to work with the public information officer from the department and the public information officers from the mayor's office to engage in programs and opportunities to engage the public about the police department and the board.~~
- ~~2. Non-public information.~~
  - ~~1. Members shall refrain from making any comments outside of the board meetings regarding any complaint or investigation.~~
  - ~~2. No member shall communicate nor otherwise divulge any non-public information obtained by virtue of membership on the board, including, but not limited to information disclosed in properly closed sessions of the board or in the materials reviewed by the board related to civilian complaints. A person who knowingly violates the provisions of this paragraph is, in addition to any other penalties provided by law, guilty of a misdemeanor 1 offense and, shall, in addition to the imposition of any fine, shall forfeit membership on the board.~~

#### **HISTORY**

*Adopted by Ord. 020-091 on 11/24/2020*

#### **Sec 2-829 Active Investigations By Law Enforcement Or Prosecutorial Entities; Litigation**

- ~~1. Upon the written request of the chief, the corporation counsel, or of any law enforcement or prosecuting authority, the board shall suspend any action with respect to a civilian complaint whenever the action could compromise an ongoing criminal investigation or an investigation into an officer involved shooting.~~
- ~~2. Upon the written request of the corporation counsel, the board shall suspend any action with respect to a civilian complaint, when in the opinion of the corporation counsel, the incident which gave rise to the complaint has resulted in, or is reasonably likely to result in, litigation against the city, its officers, or employees.~~

#### **HISTORY**

*Adopted by Ord. 020-091 on 11/24/2020*