

Current Ordinance. Proposed additions. ~~Proposed deletions.~~
Disputed.

Chapter 15: Ethics

Sec 15-120 Application Of Ordinance

This chapter applies to the following entities and persons upon its effective date:

(a) The mayor and city council.

(b) All governmental boards, commissions, committees or other entities created by the city council.

(c) All governmental boards, commissions, committees or other entities for which the city council may by law define powers and duties, or to which ordinances adopted by the city council are generally applicable.

(d) All officers and employees of any of the above entities.

Nothing in this chapter is meant to contradict Illinois Public Act 104-0443.

Sec 15-130(b) Definitions

For purposes of this ordinance, the following terms are defined as follows:

(b) ~~Candidate means an individual who has filed nominating papers or petitions for nomination or election to an elected office, or who has been appointed to fill a vacancy in nomination, and who remains eligible for~~

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~~placement on the ballot at a regular election, as defined
in Section 13 of the Election Code (10 ILCS 5/13-1).
"Candidate" is defined the same as in the Illinois
Election Code, 10 ILCS 5/9-1.3, or as subsequently
amended.~~

~~"Doing business" means any one or any combination of
sales, purchases, leases or contracts to, from or with
the city or any city department in an amount in excess
of \$5,000 in any 12 consecutive months; and "seeking to
do business" means (1) taking any action within the past
six months to obtain a contract or business from the
city when, if such action were successful, it would
result in the person's doing business with the city; and
(2) having any matter pending before the city council or
any city council committee in the three months prior to
the date of the contribution or any matter that will be
pending before the city council or any city council
committee in the three months after the date of the
contribution, if that matter involved the award of loan
funds, grant funds or bond proceeds, bond inducement
ordinances, leases, land sales, zoning matters, the~~

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creation of tax increment financing districts,
concession agreements or establishing or changing
property tax classifications.~~Reserved.~~

~~(w) Does business or seeks to do business with the city or
in the case of an employee, by the employee, or by the
officer, or another employee directing the employee;~~

~~1. Conducts activities regulated by the officer or in
the case of an employee, by the employee, by the
city, or by the officer, or another employee
directing the employee;~~

~~2. Has interests that may be substantially affected by
the performance or nonperformance of the official
duties of the city officer or employee;~~

~~3. Is registered or required to be registered with the
Secretary of State under the Lobbyist Registration
Act or ordinance pertaining to the registration of
lobbyists enacted by the city, except that an
entity not otherwise a prohibited source does not
become a prohibited source merely because a
registered lobbyist is one (1) of its members or
serves on its board of directors; or~~

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~~4.1. Is an agent of, a spouse or civil union partner of,
or a family member who is living with a "prohibited
source."~~

Sec 15-320 Political Contributions.

(a) All officers and employees who hold elective city office or become candidates for election to any public office of this State or any of its subdivisions shall comply with the applicable limitations on campaign contributions as set forth in Article 9 of the Election Code of Illinois and as may be adjusted by the State Board of Elections as provided by State law.

(b) No officer or employee, individually or through a political committee acting at his or her behest, shall knowingly accept a campaign contribution or contributions in excess of the amounts authorized by law.

(c) No public official, city employee, candidate for an elective office, lobbyist, officer, employee, or agent of any political organization shall intentionally solicit, accept, offer or make contributions on city property. Nothing in this paragraph shall prohibit fundraising events at city parks for political campaigns

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provided that the fundraiser pays the same park fees
charged to the public.

(d) No person shall offer or make, and no candidate for city
office, such candidate's political committee, or PAC, or
person acting on behalf of either of them shall solicit
or accept, any contribution that is (a) anonymously
given in violation of state law; or (b) made or to be
made other than in the name of the true donor.

Sec 15-321 Contribution Limits for Entities Doing Business with
the City of Aurora.

(a) No entity who has done business with the city during the
preceding twenty-four (24) months/two (2) calendar years
or who is seeking to do business with the city shall
make contributions in an aggregate amount exceeding
\$1500.00:

1. To any candidate for city office during a calendar
year; or

2. To an elected official of the government of the
city during any calendar year of the official's
term; or

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3. During a calendar year, to any official or employee
of the city who is seeking election to any other
office.

(b) For purposes of subsection (a), an entity and its
subsidiaries, parent company or otherwise affiliated
companies, and any of their employees, officers,
directors and partners who make a political contribution
for which they are reimbursed by the entity or its
affiliates shall be considered a single person. An
employee, officer, director or partner of an entity
subject to these restrictions is also subject to these
campaign contribution limits if they are:

1. A general partner, managing member, executive
officer, or any individual with a similar status or
function; or

2. They are materially involved in bidding for,
negotiating the terms of, or managing
implementation of any agreement to do business with
the city.

The contribution limits apply separately to any entity
or person subject to these restrictions except as set
forth in this subsection (b).

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(c) For purposes of subsection (a) above, a contribution to
(i) any political fund-raising committee of a candidate
for city office or elected official ; or (ii) any
political fundraising committee which, during the
reporting year in which the contribution is to be made,
has itself made contributions or given financial support
in excess of 33 percent of that committee's total
receipts for the reporting year to a particular
candidate for city office, elected official, or the
authorized fundraising committee of that candidate or
elected official, shall be considered a contribution to
that candidate or elected official.

(d) Except as otherwise provided in this subsection, any
person who solicits, accepts, offers or makes a
financial contribution that violates the limits set
forth in this section shall be subject to the penalties
provided in this Article; provided, however, such person
shall not be deemed in violation of this section if such
person returns or requests in writing the return of such
financial contribution within 30 calendar days of the
recipient's or contributor's knowledge of the violation.
No person or entity who has been found in violation of

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Section 15-321 may do business with the city for a period
of four years.

Sec 15-322 Contribution Limits for Lobbyists

(a) No lobbyist or government relations specialist who lobby
the city or any elected official of the city shall make
a direct or in-kind contribution to any elected official
or their authorized political committee or PAC, or to
any candidate for elected office or that candidate's
authorized political committee or PAC.

(b) Any person who solicits, accepts, offers or makes a
financial contribution that violates the limits set
forth in this section shall be subject to the penalties
provided in this Article; provided, however, such person
shall not be deemed in violation of this section if such
person returns or requests in writing the return of such
financial contribution within 30 calendar days of the
recipient's or contributor's knowledge of the violation.
Notwithstanding the foregoing, any lobbyist shall be
subject to a penalty equal to the amount of the
contribution.