

Chapter 3

**ADDITIONAL ORDINANCES PERTAINING TO
VILLAGE GOVERNMENT**

Article 1. CONTEST OF ELECTION

Sec. 1. WHO MAY CONTEST

Whenever any candidate for elective office or any otherwise qualified elector of the Village of Gridley shall believe an election for Village officers, or any part thereof, is irregular in any respect, he may contest the same in the manner provided herein or under the laws of the State of Illinois, where applicable, should they differ from these provisions.

Sec. 2. CONTEST, WHERE HEARD

The President and Board of Trustees shall be the tribunal before which such contest shall be heard, and their decision shall be final.

Sec. 3. VERIFIED STATEMENT REQUIRED

When any person shall desire to contest an election, or any part thereof, he shall within thirty days after such election, present to the Village Clerk a written statement describing the nature of the irregularity and the point on which he plans to contest the same. Such written statement shall be verified by affidavit.

Sec. 4. NOTICE TO OPPONENT

Upon filing such a statement, said contestant shall serve a copy thereof upon the person whose election he intends to contest, and in case he is absent or cannot be found, then by leaving a copy of said statement at the usual place of residence of such person whose election is so contested.

Sec. 5. DEPOSITIONS

Whenever said statement shall have been filed, and served as aforesaid, it shall be the duty of the trustees upon application of either party, to fix the time and place for taking the depositions of the witnesses, when either party may proceed to take the testimony of any witness, in the manner as provided for by law in taking depositions to be used in actions at law or in equity, before a notary public, at the time and place so fixed and continue the same from day to day thereafter, until all the testimony shall have been taken. Any person desiring to have a transcript of said depositions shall employ and pay a court reporter to take same.

Sec. 6. TESTIMONY LIMITED

No testimony shall be taken or produced on the hearing before the trustees except upon the points set forth in the said statement required to be filed with the Village Clerk and served upon the respondent.

Sec. 7. PROCEEDINGS IN BOARD

When all the evidence shall have been taken, as aforesaid, the same shall be forthwith filed in the office of the Village Clerk, who shall, without delay, lay the same before the trustees and the trustees shall immediately refer the same to the appropriate committees to investigate and report upon the same; which report shall be made by the said committee to the trustees not later than the next regular meeting thereafter, and upon the report of such committee being made, the trustees shall decide the same according to the rights of the matter, and shall declare as elected the person, who shall appear by the evidence to have been elected. The trustees may require all the testimony and proof taken to be read in open meeting of the trustees.

Sec. 8. ELECTION, WHEN VOID

Whenever it shall appear in any case that the person receiving the highest number of votes, is ineligible to the office, by reason of any legal disability, it shall be the duty of the trustees to declare such election to be null and void, and immediately call a special election to fill the contested office.

Sec. 9. RECOUNT OF BALLOTS

In all cases of contested elections, either party shall have the right to have the package or packages of ballots which have been returned to the Village Clerk, as required by law, opened in the presence of the committee of the trustees and of the person having custody thereof, and to have the said ballots counted; or the same may be brought in to be opened by the trustees, and then and there, counted by a committee of three persons appointed for that purpose.

Sec. 10. BALLOTS TO BE DESTROYED, WHEN

The Village Clerk shall carefully preserve all the ballots returned to him by the judge of any Village election, for six months thereafter, and at the expiration of that time he shall destroy the same by burning, under the direction of the Village trustees provided, that if any contest of election shall be pending at such time, in which such ballots may become material as evidence, such ballots shall not be destroyed until such contest is finally determined.

Article 2. OFFICERS

Sec. 1. APPOINTED VILLAGE OFFICER

- a. The President and the trustees shall meet on the first Monday in the month of May in each year, at 7:00 p.m., and shall then, or as soon thereafter as is practicable, make the appointments for the following offices:
 - 1. Village Treasurer
 - 2. Street Commissioner
 - 3. Village Law Enforcement Agency
 - 4. Such other officers as the trustees shall, from time to time, by ordinance designate, or which may by law thereafter be required.

- b. At the same meeting or as soon thereafter as is practicable the President, and the trustees, shall appoint such other subordinate Village officers as the trustees shall, from time to time, deem necessary.
- c. Each and every officer, so chosen, shall hold his respective office from the date of his appointment until the first Monday in the month of May succeeding his appointment, or until his successor is appointed, unless sooner removed.

Sec. 2. APPOINTEES OF PRESIDENT, TERM OF OFFICE

All officers appointed by the President, and the Board of Trustees, whose terms of office are not otherwise expressly provided for by law, or ordinance, shall hold their respective offices for the term of one year, from the first Monday in May immediately preceding their appointment and until their successors are appointed and qualified.

Sec. 3. BONDS OF VILLAGE OFFICERS

The bonds of all officers shall be executed with two or more reliable sureties, conditioned on the faithful performance of the duties of their respective offices, as prescribed by the laws of the state of Illinois, and the ordinances of the Village of Gridley, and the rules and regulations pertaining to their respective offices.

Sec. 4. SALARIES FIXED ANNUALLY

The salaries or compensation of all officers, clerks, and employees of the Village, except trustees and President, shall be determined and fixed by ordinance annually adopted by the trustees.

Sec. 5 SALARIES PAYABLE BI-MONTHLY

The salaries or compensation of all Village officers, clerks, and employees, except the President and members of the Board of Trustees, shall be paid bi-monthly to each person entitled thereto and, in the manner, to be prescribed by the trustees, and the salary of the President and members of the Board of Trustees shall be paid bi-annually, as provided by appropriate ordinance.

Sec. 6. SOCIAL SECURITY

- a. It is hereby declared to be the policy and purpose of the Village of Gridley, Illinois, to extend to the eligible employees thereof, effective as of January 1, 1959, the benefits of the Federal Old Age and Survivors Insurance System as pursuant of that policy, and for that purpose, the President of the Village of Gridley shall take such action as may be required by the state and federal laws or regulations.
- b. The President of the Village of Gridley, Illinois, is hereby authorized and directed to execute an agreement with the State Employees Retirement System of the State of Illinois (Social Security Unit) to secure coverage of eligible employees as provided in sub-paragraph (a) hereof.
- c. Withholdings from salaries or wages of employees for the purpose provided in paragraph (a) above, are hereby authorized to be made in the amounts and in such times as may be required by the applicable state and

federal laws or regulations, and shall be paid over to the state agency in such amounts and in such times as are designated by the laws of the State of Illinois or its regulations.

- d. Employer contributions and administrative expense shall be paid to the state agency in accordance with applicable state laws and regulations from amounts appropriated for such purposes.
- e. The Treasurer shall maintain such records and submit such reports as may be required by applicable state and federal laws and regulations.

Article 3. BOARD OF LOCAL IMPROVEMENTS

Sec. 1. COMPOSITION. TIME OF MEETING

The President and the members of the Board of Trustees shall constitute and be the Board of Local Improvements of the Village. The said Board shall meet at such times and in such places as it shall from time to time determine.

Sec. 2. DUTIES

The said Board is authorized and empowered to investigate, propose and adopt such measures as it deems necessary for the improvement of all public and municipal property; and such Board shall conduct itself in the manner prescribed by statute and in conformity with the Ordinances of the Village of Gridley.

Article 4. ORDINANCES

Sec. 1. RECORD OF PROOF OF

All ordinances passed by the President and the Board of Trustees shall be recorded as the Clerk, in a book or books with index, the originals to be filed in the Clerk's office, and due proof of publication of all ordinances requiring publication by the certificate of the printer or publisher, shall be procured by the Clerk and attached thereto, or written and attested thereon the face of such ordinance.

Sec. 2. REPEAL OF REPEALING ORDINANCE OR NONREVIVER

When any ordinance repealing a former ordinance, clause or provision, shall be itself repealed such repeal shall not be construed to revise such former ordinance, clause or provision; unless it shall be therein so expressly provided.

Sec. 3. WORDS, HOW CONSTRUED

Whenever any words in any ordinance importing the plural number shall be used in describing or referring to any matters, parties, or persons, any single matter, party, or person shall be deemed to be included, although distributive words shall not be used. And, when subject matter, party, or persons shall be referred to in any ordinance by words importing the singular only, or the masculine gender, several matters, parties, or persons, and females as well as males and bodies corporate shall be included; provided, that these rules and constructions shall not be applied to any ordinance which shall contain any expressed provisions excluding such construction, or where the subject matter or context of such ordinance may be repugnant thereto.

Sec. 4. REVISED ORDINANCES, CUSTODY AND DISTRIBUTION OF

All the printed books containing the revised ordinances shall be in the custody and keeping of the Village Clerk. He shall deliver one copy thereof to each officer of the Village and to such other persons as the board may direct.

Sec. 5. AMENDMENTS

This code may be amended as the Board of Trustees, from time to time, deems necessary.

Sec. 6. RECORDS OF AMENDMENTS

The Village Clerk shall keep a separate book containing every amendment or addition passed to this Code, with a reference on each copy of such amendment or addition as to the place in the record or ordinances where the original ordinance may be found.