

**COUNTY OF UNION,
ILLINOIS**

**ORDINANCE AMENDING ARTICLE 2 OF CHAPTER
4 OF THE UNION COUNTY CODE OF ORDINANCES REGARDING THE SHERIFF'S
MERIT COMMISSION PURSUANT TO 55 ILCS 5/3-8002**

WHEREAS, pursuant to 55 ILCS 5/3-8002, a county board of a county having a merit commission for sheriff's personnel shall adopt and implement a merit system as provided by law and shall modify such merit system as necessary; and

WHEREAS, the Board of Commissioners of the County of Union, Illinois has determined that Article 2 of Chapter 4 of the Union County Code of Ordinances regarding the Sheriff's Merit Commission should be amended.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF UNION, ILLINOIS, AS FOLLOWS:

SECTION 1: The Union County Code of Ordinances is hereby amended by changing Section 2 Article 2 of Chapter 4 as follows:

4-2-2 **APPOINTMENT, TERM, APPROVAL.** The Sheriff shall appoint three (3) commissioners with the ~~advice and consent~~ approval of a majority of members of the County Board. The term of office shall be six (6) years with one term of office expiring every two (2) years. No more than two (2) commissioners shall be from the same political party. The members of the Merit Commission shall receive fifty dollars (\$50.00) per diem for compensation for their services and shall be reimbursed for reasonable and necessary expenses as provided by law. (See 55 ILCS 5/8003)

SECTION 2: The Union County Code of Ordinances is hereby amended by changing Section 6 Article 2 of Chapter 4 as follows:

4-2-6 **MEETINGS.** The Commission shall hold regular quarterly meetings and such other meetings as may be called. Other meetings of the Commission shall be held on call by the Chairman, or Sheriff, or upon the call of two (2) members of the Commission. The Chairman must notify each of the Commission members, specifying the time and place of such meetings, at least three (3) days prior to the meeting, except in cases of emergency and by waiver of notice by all members. All commission meetings shall be conducted under "Robert's Rules of Order" and the Open Meetings Act, as amended.

SECTION 3: The Union County Code of Ordinances is hereby amended by changing Section 13 Article 2 of Chapter 4 as follows:

4-2-13 **DEFINITION OF DEPUTY.** A Deputy under this Article is defined as such Commissioned Union County paid full-time Deputy Sheriffs who are engaged in patrol, law enforcement, ~~and~~ or criminal investigation duties and responsibilities of the Union County Sheriff's Office. Deputy shall also include full-time jailers and dispatchers. Deputy shall not include bailiffs and court security personnel. Deputy shall not include a Chief Deputy.

SECTION 4: The Union County Code of Ordinances is hereby amended by changing Section 16 Article 2 of Chapter 4 as follows:

4-2-16 **RANKS.** For the purposes of the administration and operation of the Merit System of the Union County Sheriff's Department, the ranks in the Sheriff's Department shall be:

Deputy Sheriff (Captain)

Deputy Sheriff (Lieutenant)

Deputy Sheriff (Sergeant)

Deputy Sheriff (Corporal)

Deputy Sheriff

SECTION 5: The Union County Code of Ordinances is hereby amended by changing Section 20 Article 2 of Chapter 4 as follows:

4-2-20 **APPOINTMENT TO DEPARTMENT.** Applicants for the appointment as Deputy Sheriff to the Sheriff's Department, in addition to meeting standards prescribed by the Illinois Compiled Statutes concerning Deputy Sheriff, must:

- (A) Be at least twenty-one (21) years of age at the time the person's application is received by the Commission. A birth certificate shall be furnished, if requested by the Commission. The Commission takes the position that the physical dexterity required of a Deputy Sheriff is reasonably related to age and will most likely be possessed by an employee in that age range, thus resulting in better job performance and fewer injuries to Deputy Sheriffs;
- (B) Be a high school graduate or have a certificate of equivalency;

- (C) ~~Be no less than 5'6" and no more than 6'6" in height if a male, and no less than 5'1" and no more than 5'11" in height if a female~~ [Reserved];
- (D) ~~Have weight in proportionate to height~~ [Reserved] ;
- (E) Possess a valid Illinois Driver's License at the time of written application;
- (F) Pass a physical examination by a physician acceptable to the Merit Commission, and, in addition:
- (1) Eye test, 20/30 with corrective lenses;
 - (2) Meet such other mental, medical and physical standards as may be prescribed from time to time by the Commission. Any physical examination shall be paid for by the applicant.
- (G) Be acceptable to the Commission following an investigation of background, reputation and character;
- (H) Be acceptable to the Commission after oral interview;
- (I) Be adjudged as qualified by the Commission and placed on a list of qualified applicants;
- (J) Be appointed from the qualified list, by the Sheriff when a vacancy or vacancies exist;
- (K) Serve successfully a one (1) year probationary period, during which time he is subject to removal by the Sheriff, at will. The Commission shall be notified by the Sheriff in writing of ~~the cause or causes~~ of removal;
- (L) ~~Be a resident of the State of Illinois for one (1) year, and the County of Union for thirty (30) days; proof of residency is required;~~ Establish residency within Union County, Illinois within thirty (30) days of hire;
- (M) Furnish a copy of military service discharge, draft status and/or lottery number. If necessary, sign a release for any information the Commission may request from applicant's military file;

- (N) Pass a pre-employment polygraph test, if requested;
- (O) Agree to attend an approved course or courses for law enforcement officers, as may be required by statute or by the Sheriff, and graduate from such course or courses.

SECTION 6: The Union County Code of Ordinances is hereby amended by changing Section 21 Article 2 of Chapter 4 as follows:

4-2-21 OTHER CONSIDERATIONS BY COMMISSION. Applicants for the appointment as Deputy Sheriff to the Sheriff's Department, in addition to meeting standards prescribed by the Illinois Compiled Statutes concerning Deputy Sheriff, must:

- (A) May give preference to persons who have honorably served in the military or naval services of the United States;
- (B) May certify for appointment as a Deputy Sheriff more persons than there are vacancies to be filled at the time of such certification. In such cases, the Sheriff may initially select from this group those to fill the existing vacancies and shall, from date of certification, as additional vacancies occur, appoint others from the remaining group;
- (C) Is authorized to waive one or more of the requirements set forth herein for applicants who have served in and been honorably discharged from any branch of the military service, or who have served with another Sheriff's Department, a police department, or any other law enforcement agency;
- (D) Shall ~~not consider an applicant's political affiliation, race, sex, or religion.~~ comply with all applicable federal and state nondiscrimination laws, orders and regulations.

SECTION 7: This ordinance shall be effective upon its passage and approval as provided by law.

PASSED AND APPROVED at a regular meeting of the Board of Commissioners of the County of Union, Illinois this 9th day of November, 2017.

Bobby Toler, Jr.
Bobby Toler, Jr., Chairman

ATTEST:

Terry Bartruff
Terry Bartruff
Union County Clerk

Commissioners voting aye: Toler, Miller, Hartline

Commissioners voting nay: _____

Abstention(s): _____

Absent: Russell, Foster