

AN ORDINANCE REVISING CHAPTER 30, PUBLIC SAFETY
ARTICLE 2 - POLICE DEPARTMENT
DIVISION II - AUXILIARY POLICE
SECTIONS 30-2-20, 30-2-21, 30-2-22, 30-2-23, 30-2-24, 30-2-25, 30-2-26 and 30-2-27
OF THE REVISED CODE OF ORDINANCES OF THE CITY OF NOKOMIS, ILLINOIS

Be it ordained by the City Council of the City of Nokomis, Illinois, that:

The Public Safety Code of the Revised Code of Ordinances of the City of Nokomis, Illinois, is hereby amended by adding thereto the following:

30-2-20 NAME - APPOINTMENT - MEMBERSHIP - MISSION

1. This organization shall be known by the corporate name of "Nokomis Auxiliary Police".
2. Prior to appointment, all proposed Nokomis Auxiliary Police members shall be fingerprinted and their fingerprints shall be checked with the Federal Bureau of Identification, Washington, D.C., for any possible criminal record. In addition the Montgomery County States' Attorney, Montgomery County Circuit Clerk, the Illinois Secretary of State, the Law Enforcement Agencies Data System (LEADS), the National Crime Information Center (NCIC), and any other investigative agency may be checked for background information.
3. No person will be appointed as a Nokomis Auxiliary Police member if he or she has been convicted, plead guilty to or pleaded nolo contendere to a forcible felony as described in 720 ILCS 5/2-8, a felony as described in 720 ILCS 5/2-7, a Class A misdemeanor or any other conduct (an act or series of acts and the accompanying mental state) considered contrary to community standards of honesty, integrity, justice, or good morals.
4. The Mayor or Police Commissioner is hereby authorized to appoint fifteen (15) Nokomis Auxiliary Police members, subject to the advice and consent of the City Council.
5. The Mayor, Police Commissioner or Chief of Police shall have the authority to withdraw, remove, or deprive any person of such person's appointment as a Nokomis Auxiliary Police member at any time with or without cause.
6. The City Clerk shall keep a record of all appointments made hereunder.
7. The mission of the organization shall be to provide support in the completion of daily tasks conducted by the Nokomis Police Department.

30-2-21 EMPLOYEE STATUS

1. Nokomis Auxiliary Police members **will not** be employees of the City of Nokomis Police Department nor of the City of Nokomis for any purpose.
2. Nokomis Auxiliary Police members **will not** be entitled to the terms and conditions of any Collective Bargaining Agreement established by the sworn, full-time members of the City of Nokomis Police Department.
3. Identification symbols worn by the Nokomis Auxiliary Police members shall be different and distinct from those used by members of the City of Nokomis Police Department and shall be selected and approved by the Chief of Police.
4. Nokomis Auxiliary Police members shall at all times during the performance of their duties be subject to the direction and control of the Chief of Police or his designee.
5. Nokomis Auxiliary Police members need not be residents of the City of Nokomis.

30-2-22 AUTHORITY

1. Nokomis Auxiliary Police members **are not** conservators of the peace as described under Section 3.1-15-25 of the Illinois Municipal Code.
2. Nokomis Auxiliary Police members **will not** exercise conservator of the peace powers.
3. Nokomis Auxiliary Police members shall only be assigned to perform the following duties:
 - 3a. to aid or direct traffic in the City;
 - 3b. to aid in control of natural or manmade disasters;
 - 3c. to aid in case of civil disorder as directed by the Chief of Police;
 - 3d. to aid a full-time or part-time police officer as directed.

30-2-23 FIREARMS PROHIBITED

Nokomis Auxiliary Police members **will not** carry firearms, except with the written permission of the Mayor and the Chief of Police and then only when in uniform and in the performance of their duties.

30-2-24 QUALIFICATIONS and APPOINTMENT of NEW MEMBERS

1. The qualifications for membership in the Nokomis Auxiliary Police includes but is not limited to:
 - 1a. Completed application form
 - 1b. Eighteen (18) years of age
 - 1c. Possess a high school diploma or GED
 - 1d. Have no known physical or mental defects
 - 1e. In good physical health
 - 1f. In good moral character

2. The following procedure shall be used for appointment of new members to the Nokomis Auxiliary Police:
 - 2a. New applicants must be sponsored by a sworn, full-time, Nokomis Police Officer.
 - 2b. A completed application shall be signed by the applicant and submitted to the Chief of Police by his or her sponsor.
 - 2c. The Chief of Police or his designee shall conduct a background check on the applicant within seven (7) working days of receipt of the application. Upon completion of the background check, the application will be forwarded to the Mayor or Police Commissioner and either be accepted or denied. The Mayor or Police Commissioner may, at his/her discretion, forward the application to the City Council for approval or denial.
 - 2d. Upon approval, the application will then be presented by the sponsor at the monthly meeting of the regular police department. The applicant must be approved by a unanimous vote of all department members present including sworn and civilian. An absentia vote shall be treated the same as a "yes" vote.
 - 2e. Upon approval by the members of the regular police department, the applicant becomes a member of the Nokomis Auxiliary Police.
 - 2f. There shall be a mandatory one (1) year waiting period before which an unsuccessful applicant or former member shall be eligible to reapply.

30-2-25 TRAINING

Prior to entering upon any of their duties, Nokomis Auxiliary Police members shall receive a course of training in the use of non-lethal, soft-impact, hard-impact, chemical weapons, electronic weapons, handcuffing techniques, and other police procedures authorized by the Chief of Police. Upon completion of a course of training, the Chief of Police shall file a certificate attesting to the Nokomis Auxiliary Police members' completion of the course with the City Clerk.

30-2-26 COMPENSATION

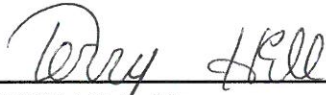
Nokomis Auxiliary Police members shall receive compensation as provided by the City Council.

30-2-27 CONCEALED CARRY PERMIT(S)

If a Nokomis Auxiliary Police member has been issued an Illinois Concealed Carry License under the authority of Public Act 98-63, the Firearm Concealed Carry Act, (430 ILCS 66) or a Concealed Carry License/Permit from any other State, these licenses or permits will be considered invalid while on duty and in the performance of their duties as a Nokomis Auxiliary Police member for the City of Nokomis. A Nokomis Auxiliary Police member found to be in possession of a firearm may be disciplined up to and including termination from the unit.

30-2-28 through 30-2-30 are RESERVED


Passed by the City Council and approved by the Mayor of the City of Nokomis, Illinois, this 10th day of NOVEMBER, 2014.



TERRY HILL, Mayor

(CORPORATE SEAL)

ATTEST:



City Clerk

STATE OF ILLINOIS)
) SS
MONTGOMERY COUNTY)


CERTIFICATION

I, PAMELA J. BURDZILAUSKAS, certify that I am the duly elected and acting City Clerk of the City of Nokomis, Montgomery County, Illinois.

I further certify that on NOVEMBER 10, 2014 the City Council of such municipality passed and approved Ordinance No. 1007 which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 1007, including the Ordinance and a cover sheet thereof, was prepared and posted in the Municipal Complex commencing on NOVEMBER 11, 2014, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request to the City Clerk.

Dated at Nokomis, Illinois, this 11TH day of NOVEMBER, 2014.


CITY CLERK