

ETHICS POLICY

□ STATEMENT OF PURPOSE AND INTENT

The Board of Trustees believes that its members and all library employees hold their positions for the benefit of the citizens of Bloomington. They are bound to uphold the laws of the Nation, the State of Illinois, and the Village of Bloomington. They are obligated to faithfully discharge the duties of their office, acting independently and impartially for the public interest. They are expected to make and carry out decisions and policy within the proper channels of government structure without prejudice or favoritism; the opportunity for personal gain will not influence their actions or decisions. They are expected to observe a high standard of conduct in the discharge of their official duties and to avoid any actions that might, to a reasonable person, suggest even the APPEARANCE of impropriety.

□ REFERENCE FOR DEFINITIONS AND GUIDELINES

The Board of Trustees and employees of the Bloomington Public Library adopt The State Officials and Employees Ethics Act (5 ILCS 430/5-15), as detailed below. (See Resolution NO. 2004/05 – 2)

WHEREAS, the Illinois General Assembly has enacted the State Officials and Employees Ethics Act, 5 ILCS 430/1-1 *et seq.*, (“Act”) which is a comprehensive revision of the State statutes regulating ethical conduct, political activities and the solicitation and acceptance of gifts by State officials and employees; and

WHEREAS, pursuant to Section 70-5 of the Act (5 ILCS 430/70-5), all units of local government and school districts are required to adopt an ordinance or resolution regulating the political activities of, and the solicitation and acceptance of gifts by, their respective officers and employees, “in a manner no less restrictive” than the provisions of the Act, on or before May 19, 2004; and

WHEREAS, the Bloomingdale Public Library desires to come into compliance with the provisions of the Act;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF LIBRARY TRUSTEES OF THE VILLAGE OF BLOOMINGDALE, DUPAGE COUNTY, ILLINOIS AS FOLLOWS:

SECTION 1: That the following provisions are adopted and shall govern the actions of the officers and employees of the Bloomingdale Public Library:

A. The regulations of Sections 5-15 (5 ILCS 430/5-15) and Article 10 (5 ILCS 430/10-10 through 10-40) of the State Officials and Employees Ethics Act, 5 ILCS 430/1-1 *et seq.*, (hereinafter referred to as the “Act” in this Section) are hereby adopted by reference and made applicable to the officers and employees of the Library to the extent required by 5 ILCS 430/70-5.

B. The solicitation or acceptance of gifts prohibited to be solicited or accepted under the Act, by any officer or any employee of the Library, is hereby prohibited.

C. The offering or making of gifts prohibited to be offered or made to an officer or employee of the Library under the Act, is hereby prohibited.

D. The participation in political activities prohibited under the Act, by any officer or employee of the Library, is hereby prohibited.

E. For purposes of this Section, the terms “officer” and “employee” shall be defined as set forth in 5 ILCS 430/70-5(c).

F. The penalties for violations of this Section shall be the same as those penalties set forth in 5 ILCS 430/50-5 for similar violations of the Act.

G. This Section does not repeal or otherwise amend or modify any existing ordinances or policies which regulate the conduct of Library officers and employees. To the extent that any such existing ordinances or policies are less restrictive than this Section, however, the provisions of this Section shall prevail in accordance with the provisions of 5 ILCS 430/70-5(a).

H. Any amendment to the Act that becomes effective after the effective date of this Section shall be incorporated into this Section by reference and shall be applicable to the solicitation, acceptance, offering and making of gifts and to prohibited political activities. However, any amendment that

makes its provisions optional for adoption by local libraries shall not be incorporated into this Section by reference without formal action by the Board of Library Trustees.

I. If the Illinois Supreme Court declares the Act unconstitutional in its entirety, then this Section shall be repealed as of the date that the Illinois Supreme Court's decision becomes final and not subject to any further appeals or rehearings. This Section shall be deemed repealed without further action by the Board of Library Trustees if the Act is found unconstitutional by the Illinois Supreme Court.

J. If the Illinois Supreme Court declares part of the Act unconstitutional but upholds the constitutionality of the remainder of the Act, or does not address the remainder of the Act, then the remainder of the Act as adopted by this Section shall remain in full force and effect; however, that part of this Section relating to the part of the Act found unconstitutional shall be deemed repealed without further action by the Board of Library Trustees.

