

TOWN OF ST. JOHN, LAKE COUNTY, INDIANA

ORDINANCE NO. 1533

AN ORDINANCE AMENDING TOWN ORDINANCE NO. 1526, BEING: "AN ORDINANCE AMENDING TOWN ORDINANCE NO. 1313, BEING: 'AN ORDINANCE ESTABLISHING AN ETHICS ORDINANCE FOR THE TOWN OF ST. JOHN' AND REPEALING ALL CODE SECTIONS AND ORDINANCES, OR PARTS THEREOF, IN CONFLICT HEREWITH", REPEALING ALL TOWN CODE SECTIONS AND ORDINANCES, OR PARTS THEREOF, IN CONFLICT HEREWITH, AND ALL MATTERS RELATED THERETO.

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana (hereinafter the "Town Council"), did, on the 11<sup>th</sup> day of November, 2003, at a Public Meeting of the Town Council, approve and adopt Town Ethics Ordinance No. 1313; and

WHEREAS, the Town Council thereafter reviewed the terms and provisions of Town Ethics Ordinance No. 1313, and did, on the 18<sup>th</sup> day of November, 2010, adopt an Amendatory Town Ethics Ordinance No. 1526 amending provisions of said Town Ethics Ordinance pertaining to APPLICABILITY, ETHICS OFFICER AND COMMITTEE, and PROCEDURE; and

WHEREAS, the Town Council recognizes the necessity and desirability of Ethics Regulations for the Town of St. John to provide a standard of excellence for the honesty, fairness, openness, conduct, and candor of Town Officials, Employees, and Appointees; and

WHEREAS, the Town Council, in furtherance of the implementation of the current Town Ethics Ordinance Regulations, has directed the establishment of the Ethics Committee consistent with the terms and requirements of Town Amendatory Ethics Regulations Ordinance No. 1526, but has been informed and advised that requirements and qualifications for same require amendment for same to be completed; and

WHEREAS, the Town Council, having reviewed the terms and provisions of Town Amendatory Ethics Regulations Ordinance No. 1526, the issues regarding membership appointment qualifications, and all related, now concurs that it is advisable, necessary, and in the best interests of the residents of the Town of St. John that Ethics Committee membership qualification amendments be adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA:

SECTION ONE: That SECTION FIVE of Town Ethics Ordinance No. 1313, entitled ETHICS OFFICER AND COMMITTEE, as amended by SECTION TWO of Town Amendatory Ethics Ordinance No. 1526 be, and the same is hereby replaced to read and provide as follows, namely:

**"SECTION TWO:** That **SECTION FIVE** of Town Ethics Ordinance No. 1313, entitled **ETHICS OFFICER AND COMMITTEE**, be, and the same is hereby replaced to read and provide as follows, namely:

**SECTION FIVE: ETHICS OFFICER AND COMMITTEE**

(A) The Town Council President shall be Ethics Officer, except when the Town Council President is the subject of a complaint. If the event that the Town Council President is the subject of a complaint, then the Town Council Vice-President shall be the Ethics Officer. The duties and responsibilities of the Ethics Officer shall be as set forth herein and any other duties and responsibilities given by the Town Council. The Ethics Officer shall serve with or without additional compensation, as determined from time to time by the Town Council, and shall be reimbursed for all reasonable costs and expenses incurred in the furtherance of the Ethics Officer's duties and responsibilities.

(B) The Ethics Committee shall consist of five (5) residents of the Town of St. John who are not Employees, Officials, or current appointees to any St. John Board or Commission, whose nominations shall be made as follows:

- (1) The President of Hyles-Anderson College, Crown Point, Indiana, shall nominate and appoint one (1) Member for an initial term of two (2) years. The Member appointed herein shall be a full-time or part-time Faculty Member of the College, Board Member of the College Administrative Board, or Administrative Staff Employee;
- (2) The President of the Hanover Community School Corporation Board of School Trustees shall nominate and appoint one (1) Member for an initial term of two (2) years. The Member appointed herein shall be a Member of the School Board of Trustees or a School Administrative Staff Member;
- (3) The Board of Directors of the St. John Chamber of Commerce shall nominate and appoint one (1) Member for an initial term of two (2) years;
- (4) The President of the Lake Central School Corporation Board of School Trustees shall nominate and appoint one (1) Member for an initial term of one (1) year. The Member appointed herein shall be a Member of the School Board of Trustees or a School Administrative Staff Member; and
- (5) The four (4) other appointed Ethics Committee Members shall nominate and appoint a fifth (5<sup>th</sup>) Member who shall serve for an initial term of one (1) year.

After the initial appointments, all appointments shall be made for terms of two (2) years. No Ethics Committee member may serve more than three (3) two (2) year terms. The St. John Town Council shall confirm and ratify the nominations made to the Ethics Committee."

**SECTION TWO:** That all terms and provisions of Town Ethics Regulations Ordinance No. 1313, and Amendatory Town Ethics Regulations Ordinance No. 1526, not amended or modified hereby, are hereby ratified and reaffirmed in all terms and provisions.

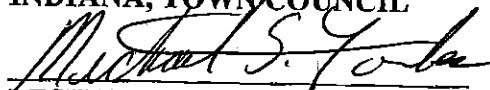
**SECTION THREE:** That all existing Town Code Sections and Ordinances, or parts thereof, in conflict with the provisions of this Ordinance, are hereby deemed null, void, and of no legal effect, and are specifically repealed.

**SECTION FOUR:** If any section, clause, provision or portion of this Ordinance shall be held to be invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Ordinance.

**SECTION FIVE:** That this Ordinance shall take effect, and be in full force and effect, from and after its passage by the Town Council of the Town of St. John, Lake County, Indiana.

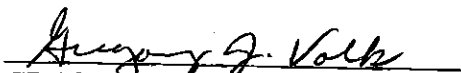
ALL OF WHICH IS PASSED AND ADOPTED THIS 37<sup>th</sup> DAY OF January, 2011, BY THE TOWN COUNCIL OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA.

TOWN OF ST. JOHN, LAKE COUNTY,  
INDIANA, TOWN COUNCIL

  
MICHAEL S. FORBES, President

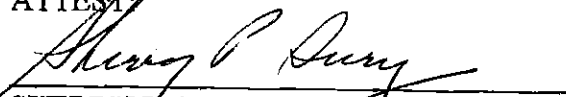
MARK BARENIE, Vice President

  
MICHAEL S. FRYZEL, Member

  
GREGORY J. VOLK, Member

KENNETH D. GEMBALA, Member

ATTEST

  
SHERRY P. SURY, IAMC, CMC,  
Clerk-Treasurer