



LEGAL DIVISION
400 S. Vine St., Urbana, IL 61801
P.O. Box 219, Urbana, IL 61803-0219
(217) 384-2464
Fax: (217) 384-2460

DATE: January 7, 2015
TO: Mayor Prussing, City Council
CC:
FROM: James L. Simon

RE: Membership on the Civilian Police Review Board – Amendment to Urbana City Code Section 19-22 – Qualifications for Membership.

At its May 16, 2011 meeting, the City Council adopted Ordinance No. 2011-05-034 which authorized the creation of a Civilian Police Review Board (“CPRB”). Urbana City Code Sec. 19-20 *et seq.* The CPRB was established to:

- (a) Provide a systematic means by which to achieve continuous improvement in police community interactions.
- (b) Provide oversight of internal police investigations through review of such investigations.
- (c) Provide an independent process for review of citizen complaints.
- (d) Oversee a monitoring system for tracking receipt of complaints lodged against sworn officers.
- (e) Add a citizen perspective to the evaluation of these complaints.
- (f) Contribute to timely, fair and objective review of citizen complaints.
- (g) Provide fair treatment to and protect the rights of police officers.

Urbana City Code Sec. 19-20. The CPRB is comprised of seven (7) members who are to be appointed by the Mayor with approval of the City Council. Urbana City Code Sec. 19-21. Currently, qualifications for membership on the CPRB include that “Members of the CPRB shall reside in the City of Urbana, and shall possess a reputation for fairness, integrity and a sense of public service.” Urbana City Code Sec. 19-22(a).

There are highly qualified individuals who have met the current residency requirement and have served on the CPRB but no longer are qualified due only to having moved from the City of Urbana. One or more of these individuals remain desirous of serving on the CPRB. Given that former residents of the City of Urbana are highly qualified to serve and are desirous of serving on the CPRB, it appears reasonable to amend the current residency requirement to include former residents of the City of Urbana.

The attached draft ordinance proposes to amend Urbana City Code Section 19-22(a) to allow for the appointment of former City of Urbana residents who are highly qualified to serve on the CPRB. By adopting the proposed ordinance, the pool of qualified candidates for service on and who are willing to serve on the CPRB will expand

Options:

- Approve the proposed ordinance which, if approved, would allow for former residents of the City of Urbana to serve on the CPRB thereby increasing the number of qualified candidates for appointment; or
- Reject the proposed ordinance thereby leaving the residency requirement for service on the CPRB to persons who reside in the City of Urbana.

ORDINANCE NO. 2015-01-006

AN ORDINANCE TO AMEND URBANA CITY CODE CHAPTER 19, ARTICLE III, DIVISION 1, SECTION 19-22(a) CONCERNING QUALIFICATIONS FOR SERVICE ON CITY OF URBANA CIVILIAN POLICE REVIEW BOARD

(Civilian Police Review Board Qualifications)

WHEREAS, the City of Urbana, an Illinois municipal corporation (hereinafter, the “City”), is a home rule unit of local government pursuant to Article 7, § 6 of the Constitution of the State of Illinois and 65 ILCS 5/1-1-10; and

WHEREAS, at its May 16, 2011 meeting, the City Council adopted Ordinance No. 2011-05-034 which established the Civilian Police Review Board (hereinafter, the “CPRB”) and the same was incorporated into Chapter 19 (Police) of the Urbana City Code as Article III, Section 19-20 *et seq.*); and

WHEREAS, Urbana City Code Section 19-22(a) (Qualifications for membership) provides that “Members of the CPRB shall reside in the City of Urbana, and shall possess a reputation for fairness, integrity and a sense of public service”; and

WHEREAS, the City Council deems it appropriate to amend Urbana City Code Section 19-22(a) to allow persons who once lived in but no longer live in the City of Urbana and who possess the qualifications and commitment to serve on the CPRB in order to continue attracting such qualified individuals for service on the CPRB.

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Urbana, Illinois as follows:

Section 1. Chapter 19, Article III, Division 1, Section 19-22(a) shall be and hereby is amended by adding the language noted through underline as follows:

Members of the CPRB shall reside in or shall have resided in the City of Urbana, and shall possess a reputation for fairness, integrity and a sense of public service.

Section 2. This Ordinance shall be in full force and effect from and after its passage and publication in accordance with the terms of Chapter 65, Section 1-2-4 of the Illinois Compiled Statutes (65 ILCS 5/1-2-4).

Section 3. The City Clerk is directed to publish this Ordinance and cause the appropriate sections of Chapter 19, Police, of the Urbana City Code to reflect the amendments as hereinabove stated and set forth.

This Ordinance is hereby passed by the affirmative vote, the “ayes” and “nays” being called, of a majority of the members of the City Council of the City of Urbana, at a regular

meeting of said Council on the ____ of _____, 2015 at which a proper quorum was present.

PASSED by the City Council of and for the City of Urbana, Illinois this ____ Day of _____, 2015 with the “ayes” and “nays” being recorded as follows:

AYES: _____.

NAYS: _____.

ABSTENTIONS: _____.