

**ORDINANCE NO. 2021-09-040**

**AN ORDINANCE AMENDING CITY CODE CHAPTER 19  
(Civilian Police Review Board Ordinance – Conformance with FOP Contract)**

**WHEREAS**, the City Council of the City of Urbana (“City Council”) approved the Collective Bargaining Agreement effective July 1, 2020 through June 30, 2023 between the City of Urbana and the Fraternal Order of Police (“FOP”) on September 13, 2021; and

**WHEREAS**, the Collective Bargaining Agreement eliminated language that affects the Urbana Civilian Police Review Board (“CPRB”) Ordinance; and

**WHEREAS**, the City Council desires to amend the CPRB Ordinance to bring it into conformance with the current Collective Bargaining Agreement with the FOP.

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

**Section 1.**

Urbana City Code Chapter 19, “Police,” Article III, Civilian Police Review Board, Division 2, “Complaint Procedures, Investigation and Mediation,” Section 19-28, “Definition of complaints; filing of complaints” is hereby amended as follows (deleted language is show in ~~strike through~~; added language is underlined):

Sec. 19-28. – Definition of complaints; filing of complaints.

For the purposes of this division, a “complaint” is a written allegation of misconduct lodged against a sworn police officer.

...

(c) ~~A complaint shall be a sworn statement attesting to the truthfulness of the allegations made. Complaint forms shall contain a written statement that anyone making willfully or intentionally false allegations within the sworn complaint may be subject to prosecution. An~~

~~explanatory statement shall state that a finding that the complaint is unfounded or not sustained shall not necessarily be construed as a false statement.~~

(d) ~~Complaints shall be based upon a first hand account either by the person involved in the incident or a witness to the incident, except that a~~ A minor shall be represented by a parent or guardian in all matters pertaining to the complaint.

### Section 2.

Those sections, paragraphs, and provisions of the Urbana City Code that are not expressly amended or repealed by this Ordinance are hereby re-enacted, and it is expressly declared to be the intention of this Ordinance not to repeal or amend any portions of the Urbana City Code other than those expressly set forth as amended or repealed in this Ordinance. The invalidity of any section or provision of this Ordinance hereby passed and approved shall not invalidate other sections or provisions thereof.

### Section 3.

This Ordinance shall not be construed to affect any suit or proceeding pending in any court, or any rights acquired, or a liability incurred, or any cause or causes or action required or existing prior to the effective date of this Ordinance; nor shall any right or remedy of any character be lost, impaired, or affected by this Ordinance.

### Section 4.

The City Clerk is directed to publish this Ordinance in pamphlet form by authority of the corporate authorities, and this Ordinance shall be in full force and effect from and after its passage and publication in accordance with Section 1-2-4 of the Illinois Municipal Code.

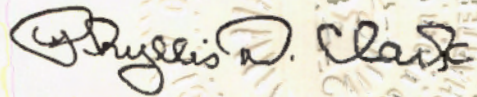
This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a meeting of said Council.

PASSED BY THE CITY COUNCIL this 27th day of September, 2021.

AYES: Wu, Evans, Hursey, Kolisetty, Bishop, Wilken, Quisenberry

NAYS: None

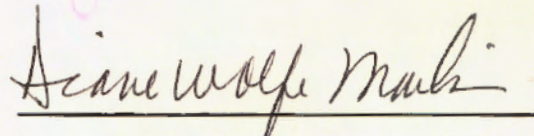
ABSTENTIONS: None



Phyllis D. Clark

Phyllis D. Clark, City Clerk

APPROVED BY THE MAYOR this 5<sup>th</sup> day of October, 2021.



Diane Wolfe Marlin

Diane Wolfe Marlin, Mayor