

ORDINANCE NO. F-1299

AN ORDINANCE AMENDING CHAPTER 2 SECTION 2-52 CONSENT AGENDA PROCEDURE, SECTION 2-57 VISITORS-RECOGNITION, SECTION 2-59 ADDRESSING COUNCIL AND SECTION 2-60 ADDRESSING COUNCIL WITHOUT CONSENT

WHEREAS, the City Council has determined that amendment of the City Code sections related to the Consent Agenda and the Citizens to be Heard is appropriate to facilitate receiving public comment while maintaining legislative efficiency and legislative decorum.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Wheaton, DuPage County, Illinois pursuant to its Home Rule Authority that Sub-Section 2-52 Consent Agenda Procedure, subsection (3) and (4) only, Section 2-57 Visitors-Recognition, Section 2-59 Addressing the Council, and 2-60 Addressing the Council without Consent, are hereby repealed and rescinded in their entirety and replaced with a new: sub-Section 2-52 (3) Consent Agenda Procedure; Section 2-57 Citizens To Be Heard; Section 2-59 Addressing the Council; and Section 2-60 Addressing the Council without Consent which shall read as follows:

SECTION 1:

Section 2-52 (3) Consent Agenda Procedure

Current Language:

(3) Any member of the public who wishes to comment on a consent agenda item can request that the item be removed from the consent agenda.

Proposed Language:

(3) During the Citizens to be Heard portion of the agenda, any member of the public may request that a Consent Agenda item be removed from the Consent Agenda. The Mayor may ask the person requesting removal to provide a brief explanation of the reason for the request. The item will be removed upon concurrence of any member of the City Council. If the item is not removed the member of the public may address the Consent Agenda item during "Citizens to be Heard."

Section 2-52 (4) Consent Agenda Procedure

Current Language:

(4) Any item removed from the consent agenda by a member of the council or a member of the public will be considered under the old business or new business section of the agenda. The consent agenda item will be added to the end of the subjects listed under old or new business.

Proposed Language:

(4) Any item removed from the Consent Agenda will be considered under the unfinished business or new business section of the agenda. The Consent Agenda item will be added to the end of the subjects listed under unfinished or new business.

Section 2-57 Citizens to be Heard

Current Language:

Visitors--Recognition

At the point in the order of business provided for citizens to be heard, the presiding officer shall recognize any citizen of the city or any other person who qualifies, in the opinion of the council, as an expert on any subject on the agenda wishing to address the council.

Proposed Language:

During the Citizens to be Heard portion of the agenda, the Mayor shall recognize any person requesting to be heard. Persons speaking during Citizens to be Heard shall not speak longer than five minutes and shall be permitted to speak during the Citizens to be Heard only once.

Section 2-59 Addressing Council

Current Language:

A visitor may address the city council by rising and addressing himself to the presiding officer, but shall not proceed with his remarks until recognized by such officer.

When recognized, the visitor shall state his name and address and proceed with his remarks. No visitor shall speak longer than five minutes at any time except by consent of the council. All remarks are to be addressed to the presiding officer. Cross floor discussions are prohibited.

Proposed Language:

Any person addressing the City Council shall address the Mayor only and shall not proceed with remarks until recognized. When recognized, the person shall state his or her name and address. Cross floor discussions are prohibited. Any person speaking on the Regular Agenda shall not speak longer than five minutes on any individual Regular Agenda item and shall only be permitted to address that Regular Agenda item once. If a member of the Council has questions of any person who has previously addressed the Council, that person may answer and address the specific question even though he or she has previously addressed the Council.

Section 2-60 Addressing the Council Without Consent

Current Language:

At any time in the order of business other than that provided for citizens to be heard, no person other than councilmembers, the city clerk, city manager or city attorney shall address the council except by consent of the council.

Proposed Language:

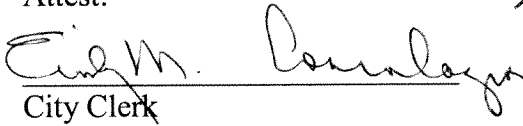
Other than as provided in this Ordinance no person other than a Council Member, City Clerk, City Manager or City Attorney shall address the Council during City Council Meeting.

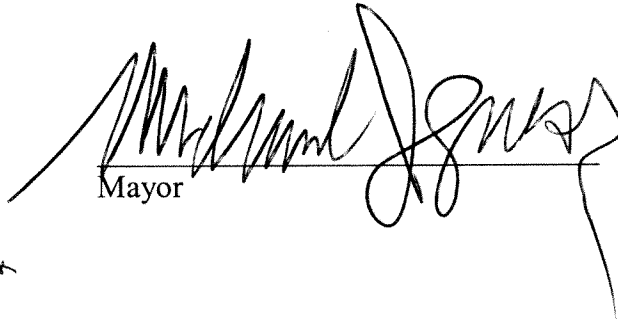
SECTION 2: That if any part of part or portion of this ordinance shall be declared invalid by a court of competent jurisdiction, such partial invalidity shall not affect the remainder of this ordinance.

SECTION 3: All ordinances and parts of ordinances in conflict with or inconsistent with the provisions of this Ordinance are hereby repealed to the extent of any such conflict or inconsistency.

SECTION 4: This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as is hereby authorized and directed to be done by the Mayor and City Council.

Attest:


City Clerk


Mayor

Ayes:

Roll Call Vote:

Councilwoman Corry
Councilman Johnson
Councilman Levine
Mayor Gresk
Councilman Mouhelis
Councilman Prendiville
Councilman Suess

Nays:

None

Absent:

None

Motion Carried Unanimously

Passed: September 4, 2007
Published: September 5, 2007