

REPORT OF THE COMMITTEE ON RULES & ADMINISTRATION

February 28, 2011

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Suffredin, Vice Chairman Gorman, Commissioners Daley, Fritchey, Gainer, Schneider, Silvestri, Sims and Steele (9)

Absent: None (0)

Also

Present: Commissioners Beavers, Collins and Garcia; Patrick Driscoll, Jr. – Deputy State's Attorney, Chief, Civil Actions Bureau; Sara Hynes – State's Attorney's Office.

Ladies and Gentlemen:

Your Committee on Rules & Administration of the Board of Commissioners of Cook County met pursuant to notice on Monday, February 28, 2011 at the hour of 11:00 A.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Your Committee has considered the following item(s) and upon adoption of this report, the recommendations are as follows:

310759 AN AMENDMENT TO CHAPTER 2. - ADMINISTRATION, ARTICLE VII. - ETHICS, DIVISION 2. - CODE OF ETHICAL CONDUCT (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Earlean Collins, County Commissioner.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Cook County Board of Commissioners that, Chapter 2 Administration, Article VII Ethics, Division 2 Code of Ethical Conduct, Section 2-578 of the Cook County Code is hereby amended as follows:

Sec. 2-578. Conflict of Interest.

(c) Any official who has a conflict of interest as described by Subsection (a) of this section shall verbally disclose the conflict of interest, and shall not take any action or make any decisions regarding that particular matter. After disclosing the conflict the official may state how they are going to vote. No Commissioner shall vote in violation of Section 2-582 (f) Employment of relatives.

(d) Any elected official or employee believed to be in violation of this section shall be reported to the office of the Inspector General and the Office of the State's Attorney for further investigation.

Effective Date: This Ordinance Amendment shall be effective upon adoption.

***Referred to the Committee on Rules & Administration on 1/19/11.**

Commissioner Daley, seconded by Commissioner Silvestri, moved to Receive and File Communication No. 310759. The motion carried.

310760 AN AMENDMENT TO CHAPTER 2. - ADMINISTRATION, ARTICLE VII. - ETHICS, DIVISION 2. - CODE OF ETHICAL CONDUCT, SECTION 2-582 EMPLOYMENT OF RELATIVES (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Earlean Collins, County Commissioner.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Cook County Board of Commissioners that, Chapter 2 Administration, Article VII Ethics, Division 2 Code of Ethical Conduct, Section 2-582 of the Cook County Code is hereby amended as follows:

Sec. 2-582. Employment of relatives.

(a) No official or employee shall participate in a hiring decision, or advocate for employment, in any agency over which such official or employee either serves or exercises immediate supervision with respect to any person who is a relative of the official or employee.

(b) No official or employee, on behalf of any County agency, shall participate in a decision whether to contract with any person with whom or in which the official or employee knows that a relative of that official or employee has a financial interest. No official or employee shall exercise contract management authority where any relative of the official or employee is employed by or has contracts with persons doing County work over which the County official or employee has or exercises contract management authority.

(c) Any person or persons doing business with the County shall be required, upon execution of a contract with the County of Cook, to disclose to the Board of Ethics, the existence of familial relationships they may have with all persons, as defined in subsection (e), holding elective office in the State of Illinois, the County of Cook, or in any municipality within the County of Cook. In the event that a business entity is contracted to do business with the County of Cook, the disclosure shall apply to the following persons who are employed by the business entity or who were employed by the business entity during the twelve month period immediately preceding the date of the contract:

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- (1) All persons who are designated as the entity's board of directors;
- (2) All officers of the business entity;
- (3) All persons who are responsible for the general administration of the entity;
- (4) All agents who are duly authorized to execute documents on behalf of the business entity;
- (5) All employees who are directly engaged in contractual work with the County on behalf of the business entity.

(d) For purposes of subsection (c), doing business means any one or any combination of leases, contracts or purchases to or with the County or any County agency in excess of \$25,000 in any calendar year.

(e) All persons registered as a lobbyist with the County of Cook shall be required, upon filing with the Cook County Clerk, to disclose to the Board of Ethics the existence of familial relationships they may have with all persons, as defined in subsection (f), holding elective office in the State of Illinois, the County of Cook, or in any municipality in the County of Cook.

(f) For purposes of this section, relative or familial relationship shall mean a person who is related to an official or employee as spouse or any of the following, whether by blood, marriage or adoption: domestic partner, parent, child, brother, sister, aunt, uncle, niece, nephew, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother or half-sister.

(g) The disclosure required by this section shall be filed by January 1 of each calendar year or within 30 days of the execution of any contract or lease.

(h) Any person or business entity who is doing business with the county in accordance with sub-section (d), at the time this ordinance is passed shall be required to file such disclosure no later than 60 days after the effective date of this section.

(i) In addition to other penalties provided in this division, any person filing a late disclosure statement under this section shall be assessed a late filing fee as set out in Section 32-1 per day the disclosure is late, payable to the Cook County Board of Ethics upon filing. Any person filing a late disclosure statement after January 31 shall be subject to a penalty of \$100 per day per day after January 31 that the disclosure is late, payable to the Cook County Board of Ethics upon filing.

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(j) In addition to the penalties provided for in subsection (h) of this section, any person or business entity convicted of a violation of any provision of this division is prohibited for a period of three years from the date of the conviction from engaging, directly or indirectly, in any business with the County of Cook. Any person or business entity who is found guilty of knowingly or willfully filing a false, misleading or incomplete disclosure shall be prohibited for a period of three years from the date of the conviction from engaging, directly or indirectly, in any business with the County of Cook.

(k) The Cook County Board of Ethics is hereby authorized to promulgate rules and procedures for the reporting and enforcement of this section, including the designation of a disclosure form to be used by all persons required to file under this section.

(l) No elected official or agencies under the jurisdiction of the Cook County Board of Commissioners shall attempt to influence the Commissioners' vote on any item on the Board agenda in exchange for jobs, contracts or political contributions.

Effective Date: This Ordinance Amendment shall be effective upon adoption.

***Referred to the Committee on Rules & Administration on 1/19/11.**

Commissioner Daley, seconded by Commissioner Silvestri moved to Receive and File Communication No. 310760. The motion carried.

310763 AN AMENDMENT TO CHAPTER 2. - ADMINISTRATION, ARTICLE II. - COUNTY BOARD, DIVISION 2. - RULES OF ORGANIZATION AND PROCEDURE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Earlean Collins, Cook County Commissioner.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 2, Administration, Article III County Board, Division 2 Rules of Organization and Procedure, Section 2-107 of the Cook County Code is hereby amended as follows:

Sec. 2-107. Parliamentary rules.

- (h) Prior notice to public; agendas
- (1) No less than three full business days before any meeting of the Board or a committee or subcommittee, notice and an agenda for such meeting shall be provided to the President, all Commissioners and all news media that have requested notice of meetings, shall be posted in the Office of the County Clerk and at the locations where the meeting is to be held, and shall be made available to the public in the office of the Secretary. In addition, notices and

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agendas of all meetings shall be posted on the County's website. All notices of committee and subcommittee meetings shall state that public testimony is allowed in accordance with Cook County Board rules, Chapter 2, Administration, Article III County Board., Division 2. Rules of Organization and Procedure Sec. 2-107 (dd) Public testimony.

Effective Date: This Ordinance Amendment shall be effective upon adoption.

***Referred to the Committee on Rules & Administration on 1/19/11.**

Commissioner Daley, seconded by Commissioner Silvestri, moved to Receive and File of Communication No. 310763. The motion carried.

310963 AMENDMENT TO THE ETHICS ORDINANCE INTEREST IN COUNTY BUSINESS, CHAPTER 2 ADMINISTRATION, ARTICLE VII, SECTION 2-581 OF THE COOK COUNTY CODE (PROPOSED SUBSTITUTE ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Robert B. Steele and Edwin Reyes, County Commissioners; Co-Sponsored by William M. Beavers, Jerry Butler, John A. Fritchey, Jesus G. Garcia, Joan Patricia Murphy, Deborah Sims, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

PROPOSED SUBSTITUTE ORDINANCE AMENDMENT

AMENDMENT TO THE ETHICS ORDINANCE INTEREST IN COUNTY BUSINESS

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 2 Administration, Article VII Ethics, Section 2-581 of the Cook County Code is hereby amended as follows:

Sec. 2-581. Interest in County business.

(a) No elected official or employee shall have a financial interest in his or her own name or in the name of any other person in any contract, work or business of the County or in the sale of any article, whenever the expense, price or consideration of the contract, work, business or sale is paid with funds belonging to or administered by the County. Compensation for property taken pursuant to the County's eminent domain power shall not constitute a financial interest within the meaning of this section. Unless sold pursuant to a process of competitive bidding following public notice, no elected official or employee shall have a financial interest in the purchase of any property that:

- (1) Belongs to the County;
- (2) Is sold for taxes or assessments; or
- (3) Is sold by virtue of legal process at the suit of the County.

- (b) No appointed official shall engage in a transaction described in Subsection (a) of this section unless the matter is wholly unrelated to the appointed official's County duties and responsibilities.

(c) Any person who is not a County employee who has a financial interest in his or her own name or in the name of any other person in any contract, work or business of the County or in the sale of any article, whenever the expense, price or consideration of the contract, work, business or sale is paid with funds belonging to or administered by the County, shall be ineligible from being hired by the County for employment for a period of one year from the termination of their engagement in the transaction. Compensation for property taken pursuant to the County's eminent domain power shall not constitute a financial interest within the meaning of this section.

(ed) For purposes of this section, the term "financial interest" shall not include the interest of the spouse of an official or employee which interest is related to the independent occupation, profession or employment of the spouse.

Effective Date: This Ordinance Amendment shall be in effect ~~immediately upon adoption~~ on June 1, 2011.

***Referred to the Committee on Rules & Administration on 02/1/11.**

Commissioner Steele, seconded by Vice Chairman Gorman, moved to Defer Communication No. 310963. The motion carried.

310977 **AN ORDINANCE ESTABLISHING A PROHIBITION ON THE HIRING OF ANY PERSON WHO RECEIVES PUBLICLY FUNDED PENSION PAYMENTS IN EXCESS OF \$39,999 PER YEAR (PROPOSED ORDINANCE).** Submitting a Proposed Ordinance sponsored by Elizabeth "Liz" Doody Gorman, County Commissioner.

PROPOSED ORDINANCE

AN AN ORDINANCE ESTABLISHING A PROHIBITION ON THE HIRING OF ANY PERSON WHO RECEIVES PUBLICLY FUNDED PENSION PAYMENTS IN EXCESS OF \$39,999 PER YEAR

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 44 Human Resources, Section 44-57 of the Cook County Code is hereby enacted as follows:

Sec. 44-57. Prohibition on employment.

(a) Notwithstanding the provisions of section 44-53 of the Cook County Code with regards to "source of income", no person shall be employed by the County of Cook who is a current retiree of another unit of government and receiving publicly funded pension payments in excess of \$39,999 per year. The

provisions of this section apply to retirees of all of the following governmental agencies:

- (1) United States Federal Government;
- (2) Any State or territory of the United States;
- (3) Any political sub-division of any State or territory of the United States.

(b) For the purposes of the provisions of this section, employment shall not be construed to include any elected official of Cook County Government.

(c) This Ordinance shall be retroactive to January 1, 2010. Any person falling within the scope of subsection (a) of this section who was hired as of January 1, 2010 shall be terminated upon passage of this ordinance.

Effective date: This Ordinance shall be in effect immediately upon adoption.

Commissioner Silvestri, seconded by Commissioner Daley, moved to Defer Communication No. 310977. The motion carried.

310979 AN ORDINANCE ESTABLISHING THE COOK COUNTY AFFIRMATIVE ACTION PROGRAM (PROPOSED ORDINANCE). Submitting Proposed Ordinance by William M. Beavers, County Commissioner.

PROPOSED ORDINANCE

**AN ORDINANCE ESTABLISHING THE COOK COUNTY
AFFIRMATIVE ACTION PROGRAM**

BE IT ORDAINED, Pursuant to Cook County's home rule authority under Article VII, Section 6(a) of the 1970 Constitution of the State of Illinois, by the Cook County Board of Commissioners ("County Board") that Chapter 44, Human Resources, Article V, Section 44-140 through 44-145 are hereby inserted into a newly created Article V, entitled the "Cook County Affirmative Action Program" and are thereafter amended and renumbered as follows:

ARTICLE V. COOK COUNTY AFFIRMATIVE ACTION PROGRAM.

44-140. DECLARATION OF POLICY.

It is the policy of the County of Cook (the "County") to provide equal employment opportunities to all qualified persons without regard to their race, religion, color, age, disability, sex, national origin, sexual orientation, marital status, membership in the military reserves, creed, ancestry, arrest or conviction record, or use or nonuse of lawful products away from work. In adhering to this

policy, the County complies with the Illinois Human Rights Act, Title VII of the Civil Rights Act of 1964, as amended, the Americans with Disabilities Act of 1990, and other applicable statutes and regulations relating to equal employment opportunities. This policy represents the County's commitment to a nondiscriminatory work environment for all qualified applicants and employees. The County is an employer that values the diversity of its employees and as such seeks to achieve the goal of hiring and maintaining an overall County workforce of 50% minority, 25% woman and 5% disabled in every County bureau including the following elected officials or otherwise (as hereinafter defined): the Assessor, the Clerk of the Circuit Court, the County Clerk, the Board of Review, the Recorder of Deeds, the Sheriff, the State's Attorney, the Public Defender, the Cook County Health and Hospitals System and the Treasurer.

44-141. DEFINITIONS.

In this Article V entitled "Cook County Affirmative Action Program" --

a. "*Affirmative action*" means, in employment, the screening of position descriptions and selection criteria to ensure the use of appropriate, job-related requirements; comprehensive and inclusive advertising and recruiting efforts; special or targeted recruiting in addition to traditional methods; training plans and programs, including on-the-job training; and gender-neutral and culturally bias-free criteria to be used when making employment decisions relating to recruitment, hiring, performance evaluation, promotion, transfers, training opportunities, compensation and other terms and conditions of employment and termination.

b. "*Diversity*" means, in addition to differences based on ethnicity, gender, age, religion, disability, national origin and sexual orientation, an infinite range of individuals' unique characteristics and experiences, such as communication styles, career, work, life experience, educational backgrounds and other variables. Diversity focuses on tapping the talents of people of different backgrounds, experiences and perspectives as a means of improving the workplace environment and productivity. Diversity awareness works to create an environment that recognizes values and utilizes the unique skills and abilities of all employees. The goal of diversity awareness is to create an inclusive, respectful and equitable work environment.

c. "*Equal employment opportunity*" means the equal and fair treatment of all qualified applicants and employees with regard to county employment practices, including, but not limited to, recruitment, selection, hiring, training, promotion, compensation, benefits, transfers, discipline, terms and conditions of employment, and layoffs.

d. "*Elected Officials or Elected Offices*" means the Assessor, the Clerk of the Circuit Court, the County Clerk, the Board of Review, the Recorder of Deeds, the Sheriff, the State's Attorney, the Public Defender, the Cook County Health and Hospitals System and the Treasurer.

- e. *"Minority"* means any person who is one of the following:
- (1) African-American or Black (persons with origins in any of the Black racial groups of Africa);
 - (2) Hispanic American (persons of Spanish culture with origins from Puerto Rico, Mexico, Cuba, South or Central America, Spain, Portugal, or the Caribbean Islands regardless of race);
 - (3) Native American (American Indian);
 - (4) Asian-Pacific American (persons with origins from Japan, China, the Philippines, Vietnam, Korea, Samoa, Guam, the U.S. Trust Territories of the Pacific, Northern Marianas, Laos, Cambodia, Taiwan, or the Indian subcontinent) or
 - (5) Any other ethnically or racially identifiable group found by the Contract Compliance Administrator to have suffered actual racial or ethnic discrimination resulting in a competitive disadvantage or decreased opportunities to do business with the County.

f. *"Disabled"* means that same meaning found under the Americans with Disabilities Act of 1990, as amended.

44-142. OFFICE OF DIVERSITY AND OUTREACH OFFICE.

There is established an Office of Diversity and Outreach that shall be budgeted as a department under the Bureau of Human Resources and shall maintain at least five (5) full time equivalents ("FTE") for the purpose of promoting the importance, benefit and necessity of maintaining diversity within the County's workforce and ensuring compliance with applicable policies, ordinances, statutes, laws and executive orders. With the express goal of achieving an overall County workforce of 50% minority, 25% woman and 5% disabled, this Office shall have the following authority and duties pertinent thereto, including but not limited to:

a. Reviewing and assisting the development of diversity, equal employment opportunity, affirmative action plans of the various County bureaus and Elected Officials to ensure that each plan is consistent with the overall County plan.

b. Maintaining and reporting to the County Board on a quarterly basis statistics, which include, but are not limited to, the proportion of underrepresented group members at all levels and job classifications in the County's workforce and the availability of qualified underrepresented group members in the labor force of the relevant labor areas. The statistics shall indicate how each group has been affected by new hires, training opportunities, promotions, discipline and terminations.

c. Counseling employees, managers and others about diversity, equal employment opportunity and affirmative action issues in the workplace.

d. Facilitating diversity related training programs and workplace mediation.

e. Receiving and investigating complaints of discriminatory employment practices, workplace violence, or of harassment in the workplace from County employees. If an investigation discloses a violation has occurred, the Diversity and Outreach Officer as defined in Section 44-143 of this Ordinance shall work with bureau chiefs, department heads, managers and Elected Officials to implement corrective action and resolve the situation.

f. Receiving and filing investigating complaints with the County's Inspector General regarding any employee or applicant who believes that he or she has been discriminated against by the County.

g. Identifying and maintaining comprehensive and effective recruitment methods that promote a diverse workforce.

h. Monitoring results of all training, with emphasis on minority, female and disabled recruits.

i. Participating in performance examinations, job fairs, and recruitment activities at high schools, universities, law schools, chambers of commerce and other locations.

j. Reviewing all State of Illinois and federal laws, rules and regulations concerning equal employment opportunities to ensure compliance.

k. Direct participation in the hiring, termination and promotion of each employee of the County including employees of each Elected Official to determine whether such hiring, termination or promotion is promoting this Ordinance's goal of achieving an overall County workforce of 50% minority, 25% woman and 5% disabled.

44-143. DIVERSITY AND OUTREACH OFFICER.

The President of the Cook County Board with the advice and consent of a majority of the County Board shall appoint the Diversity and Outreach Officer to a term of six (6) years. The Diversity and Outreach Officer may be removed by a majority vote of the County Board. The Diversity and Outreach Officer shall manage the day-to-day operations of the Office of Diversity and Outreach; perform complaint intake functions; investigate complaints; serve as the County's Americans with Disabilities Act coordinator; directly participate in the hiring, termination and promotion of each employee of the County including employees of each Elected Official; ensure compliance with applicable ordinances, statutes, laws and executive orders; have responsibility and authority for the development and implementation of a comprehensive diversity, equal employment opportunity and affirmative action plan for the County; and function as the liaison between the County and the media and the community.

44-144. DEPARTMENT DIVERSITY, EQUAL EMPLOYMENT OPPORTUNITY AND AFFIRMATIVE ACTION PLANS.

Beginning thirty (30) days after the effective date of this Ordinance, each County bureau and each Elected Official shall submit and present to the County Board and the Diversity and Outreach Officer its present racial, gender and disabled employment make-up and its diversity, equal employment opportunity and affirmative action plan to achieve in their bureau or elected offices a workforce of 50% minority, 25% woman and 5% disabled. Thereafter, each County bureau and each Elected Official shall submit and present every year to the County Board and the Diversity and Outreach Officer its racial, gender and disabled make-up for that fiscal year and its diversity, equal employment opportunity and affirmative action plan to achieve in their bureau or Elected Offices a workforce of 50% minority, 25% woman and 5% disabled.

44-145. IMPLEMENTATION.

a. *Recruitment.* In collaboration with the Diversity and Outreach Officer, the Director of Human Resources and all Elected Officials shall practice comprehensive and inclusive advertising and recruiting efforts, which may include special recruiting targeting previously underrepresented groups in addition to traditional recruiting methods, and report such recruitment findings to the County Board every year.

b. *Training.* In collaboration with the Diversity and Outreach Officer, the Director of Human Resources and all Elected Officials shall develop training plans and programs, including on-the-job training, designed to develop the knowledge, skills and abilities essential for developing each employee's fullest potential. The Diversity and Outreach Officer shall develop and provide relevant training to each County bureau and Elected Officials to increase employees' knowledge and awareness of laws and regulations, as well as the County's policies relating to diversity, equal employment opportunity, affirmative action and respecting diversity in the workplace. The Director of Human Resources and each Elected Official shall report their training findings to the County Board each year.

c. *Testing, Selection, Placement and Promotion.* The Diversity and Outreach Officer shall review the County testing, selection, placement and promotion policies of each bureau and each Elected Official to ensure that they comply with applicable laws and regulations relating to the goal achieving a workforce consisting of 50% minority, 25% woman and 5% disabled.

*Referred to the Committee on Rules & Administration on 2/1/11.

Commissioner Silvestri, seconded by Commissioner Daley, moved to Defer Communication No. 310979. The motion carried.

311132 AN AMENDMENT TO CHAPTER 2. - ADMINISTRATION, ARTICLE VII. - ETHICS, DIVISION 2. - CODE OF ETHICAL CONDUCT, SECTION 2-578 (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Earlean Collins, John A. Fritchey, Bridget Gainer, Peter N. Silvestri, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Cook County Board of Commissioners that, Chapter 2 Administration, Article VII Ethics, Division 2 Code of Ethical Conduct, Section 2-578 is hereby amended as follows:

Sec. 2-578. Conflicts of Interest.

(a) No official or employee shall make, or participate in making, any County governmental decision with respect to any matter in which the official or employee, or the spouse, or dependent, or domestic partner of the official or employee, has any economic interest distinguishable from that of the general public. For purposes of this section, the term "dependent" shall have the same meaning as provided in the U.S. Internal Revenue Code, as amended.

(b) Any employee who has a conflict of interest as described by Subsection (a) of this section shall advise his or her supervisor of the conflict or potential conflict. The immediate supervisor shall either:

- (1) Assign the matter to another employee; or
- (2) Require the employee to eliminate the economic interest giving rise to the conflict and only thereafter shall the employee continue to participate in the matter.

(c) Any official or employee, who has a conflict of interest as described by Subsection (a) of this section shall disclose the conflict of interest in writing the nature and extent of the interest to the Cook County Board of Ethics as soon as the employee or official becomes aware of such potential conflict and shall not take any action or make any decisions regarding that particular matter. A Cook County Board Commissioner, shall publicly disclose the nature and interest of such interest on the report of proceedings of the Cook County Board of Commissioners, and shall also notify the Cook County Board of Ethics of such interest within 72 hours of introduction of any ordinance, resolution, contract, order or other matter before the Cook County Board of Commissioners, or as soon thereafter as the Commissioner is or should be aware of such potential conflict of interest. A Cook County Board Commissioner shall abstain from voting on the matter but shall be counted present for purposes of a quorum. The Board of Ethics shall make all disclosures available for public inspection and copying immediately upon request.

Effective Date: This Amended Ordinance shall be in effect immediately upon adoption.

*Referred to the Committee on Rules & Administration on 2/15/11.

SUBSTITUTE FOR COMMUNICATION NO. 311132

PROPOSED ORDINANCE AMENDMENT

Sponsored by

**THE HONORABLE EARLEAN COLLINS, JOHN A. FRITCHEY, BRIDGET GAINER,
PETER N. SILVESTRI, LARRY SUFFREDIN AND JEFFREY R. TOBOLSKI,
COUNTY COMMISSIONERS**

BE IT ORDAINED, by the Cook County Board of Commissioners that, Chapter 2 Administration, Article VII. Ethics, Division 2. Code of Ethical Conduct, is hereby amended as follows:

Sec. 2-578. Conflicts of Interest.

- (a) No official or employee shall make, or participate in making, any County governmental decision with respect to any matter in which the official or employee, ~~or the spouse, or dependent, or domestic partner, or civil union partner~~ of the official or employee, has any economic interest distinguishable from that of the general public. For purposes of this section, the term "dependent" shall have the same meaning as provided in the U.S. Internal Revenue Code, as amended.
- (b) Any employee who has a conflict of interest as described by Subsection (a) of this section shall advise his or her supervisor of the conflict or potential conflict. The immediate supervisor shall either:
 - (1) Assign the matter to another employee; or
 - (2) Require the employee to eliminate the economic interest giving rise to the conflict and only thereafter shall the employee continue to participate in the matter.
- (c) Any official or employee, who has a conflict of interest as described by Subsection (a) of this section shall disclose the conflict of interest in writing the nature and extent of the interest to the Cook County Board of Ethics as soon as the employee or official becomes aware of such potential conflict and shall not take any action or make any decisions regarding that particular matter. A Cook County Board Commissioner, shall publicly disclose the nature interest of such conflict on the report of proceedings of the Cook County Board of Commissioners, and shall also notify the Cook County Board of Ethics of such interest conflict within 72 hours of introduction of any ordinance, resolution, contract, order or other matter before the Cook County Board of Commissioners, or as soon thereafter as the Commissioner is or should be aware of such potential conflict of interest. A Cook County Board Commissioner shall abstain from voting

on the matter but shall be counted present for purposes of a quorum. The Board of Ethics shall make all disclosures available for public inspection and copying immediately upon request.

Effective Date: This amended ordinance shall be in effect immediately upon adoption.

Commissioner Daley, seconded by Commissioner Gorman, moved to Accept the Substitute Proposed Ordinance Amendment (Communication No. 311132). The motion carried.

Commissioner Silvestri, seconded by Commissioner Daley, moved to amend Communication No. 311132 striking "interest" and replacing it with "conflict" in Section 2-578, Subsection C lines 7 and 9.

Commissioner Daley moved approval of (Communication No. 311132) as amended, seconded by Commissioner Silvestri. Commissioner Daley called for a Roll Call, the vote of yeas and nays being as follows:

**ROLL CALL ON MOTION TO APPROVE
SUBSTITUTE PROPOSED ORDINANCE AMENDMENT
COMMUNICATION NO. 311132**

Yeas: Chairman Suffredin, Commissioners Daley, Gainer, Schneider, Silvestri, Sims and Steele (7)

Nay None (0)

Absent: Vice Chairman Gorman and Commissioner Fritchey (2)

THE MOTION TO APPROVE THE SUBSTITUTE PROPOSED ORDINANCE AMENDMENT (COMMUNICATION. NO. 311132) CARRIED.

311133 AN AMENDMENT TO CHAPTER 2. - ADMINISTRATION, ARTICLE VII. - ETHICS, DIVISION 2. - CODE OF ETHICAL CONDUCT, SECTION 2-581 (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Earlean Collins, John A. Fritchey, Bridget Gainer, Peter N. Silvestri, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Cook County Board of Commissioners that, Chapter 2 Administration, Article VII Ethics, Division 2 Code of Ethical Conduct, Section 2-581 is hereby amended as follows:

Sec. 2-581. Interest in County Business.

(a) No elected official or employee shall have a financial interest in his or her own name or in the name of any other person in any contract, work or business of the County or in the sale of any article, whenever the expense, price or consideration of the contract, work, business or sale is paid with funds belonging to or administered by the County. Compensation for property taken pursuant to the County's eminent domain power shall not constitute a financial interest within the meaning of this section. Unless sold pursuant to a process of competitive bidding following public notice, no elected official or employee shall have a financial interest in the purchase of any property that:

- (1) Belongs to the County;
- (2) Is sold for taxes or assessments; or
- (3) Is sold by virtue of legal process at the suit of the County.

(b) No appointed official shall engage in a transaction described in Subsection (a) of this section unless the matter is wholly unrelated to the appointed official's County duties and responsibilities.

(c) For purposes of this section, the term "financial interest" shall not include the interest of the spouse or domestic partner of an official or employee which interest is related to the independent occupation, profession or employment of the spouse.

Effective Date: This Amended Ordinance shall be in effect immediately upon adoption.

*Referred to the Committee on Rules & Administration on 2/15/11.

SUBSTITUTE FOR COMMUNICATION NO. 311133

PROPOSED ORDINANCE AMENDMENT

Sponsored by

**THE HONORABLE EARLEAN COLLINS, JOHN A. FRITCHEY, BRIDGET GAINER,
PETER N. SILVESTRI, LARRY SUFFREDIN AND JEFFERY R. TOBOLSKI,
COOK COUNTY COMMISSIONER**

BE IT ORDAINED, by the Cook County Board of Commissioners that, Chapter 2 Administration, Article VII. Ethics, Division 2. Code of Ethical Conduct, is hereby amended as follows:

Sec. 2-581. Interest in County Business

- (a) No elected official or employee shall have a financial interest in his or her own name or in the name of any other person in any contract, work or business of the County or in the sale of any article, whenever the expense, price or consideration of the contract, work, business or sale is paid with funds belonging to or administered by the County. Compensation for property taken pursuant to the County's eminent domain power shall not constitute a financial interest within the meaning of this section. Unless sold pursuant to a process of competitive bidding following public notice, no elected official or employee shall have a financial interest in the purchase of any property that:
- (1) Belongs to the County;
 - (2) Is sold for taxes or assessments; or
 - (3) Is sold by virtue of legal process at the suit of the County.
- (b) No appointed official shall engage in a transaction described in Subsection (a) of this section unless the matter is wholly unrelated to the appointed official's County duties and responsibilities.
- (c) For purposes of this section, the term "financial interest" shall not include the interest of the spouse, ~~or domestic partner, or civil union partner~~ of an official or employee which interest is related to the independent occupation, profession or employment of the spouse.

Effective Date: This amended ordinance shall be in effect immediately upon adoption.

Commissioner Daley, seconded by Commissioner Silvestri, moved to Accept the Substitute Proposed Ordinance Amendment (Communication No. 311133). The motion carried.

Commissioner Daley, seconded by Commissioner Fritchey, moved Approval of Communication No. 311133 as amended. The motion carried.

311134 AN AMENDMENT TO CHAPTER 2. - ADMINISTRATION, ARTICLE VII. - ETHICS, DIVISION 2. - CODE OF ETHICAL CONDUCT, SECTION 2-582 (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Earlean Collins, John A. Fritchey, Bridget Gainer, Peter N. Silvestri, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Cook County Board of Commissioners that, Chapter 2 Administration, Article VII Ethics, Division 2 Code of Ethical Conduct, Section 2-582 is hereby amended as follows:

Sec. 2-582. Employment of Relatives.

(a) No official or employee shall participate in a hiring decision, or shall employ or advocate for employment, in any agency over which such official or employee either serves or over which he or she exercises authority, supervision or control, any person who is a relative or domestic partner of said official or employee, or in exchange for or in consideration of the employment of any said official's or employee's relatives or domestic partners, by any other official or employee.

(b) No official or employee, on behalf of any County agency, shall participate in a decision whether to contract with any person with whom or in which the official or employee knows that a relative or domestic partner of that official or employee has a financial interest. No official or employee shall exercise contract management authority where any relative or domestic partner of the official or employee is employed by or has contracts with persons doing County work over which the County official or employee has or exercises contract management authority.

(c) Any person or persons doing business with the County shall be required, upon execution of a contract with the County of Cook, to disclose to the Board of Ethics, the existence of familial relationships or domestic partnership they may have with all persons, as defined in subsection (e), holding elective office in the State of Illinois, the County of Cook, or in any municipality within the County of Cook. In the event that a business entity is contracted to do business with the County of Cook, the disclosure shall apply to the following persons who are employed by the business entity or who were employed by the business entity during the twelve month period immediately preceding the date of the contract:

- (1) All persons who are designated as the entity's board of directors;
- (2) All officers of the business entity;
- (3) All persons who are responsible for the general administration of the entity;
- (4) All agents who are duly authorized to execute documents on behalf of the business entity;
- (5) All employees who are directly engaged in contractual work with the County on behalf of the business entity.

(d) For purposes of subsection (c), doing business means any one or any combination of leases, contracts or purchases to or with the County or any County agency in excess of \$25,000 in any calendar year.

(e) All persons registered as a lobbyist with the County of Cook shall be required, upon filing with the Cook County Clerk, to disclose to the Board of Ethics the existence of familial relationships they may have with all persons, as defined in subsection (f), holding elective office in the State of Illinois, the County

of Cook, or in any municipality in the County of Cook.

(f) For purposes of this section, relative or familial relationship shall mean a person who is related to an official or employee as spouse or any of the following, whether by blood, marriage or adoption: domestic partner, parent, child, brother, sister, aunt, uncle, niece, nephew, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother or half-sister.

(g) The disclosure required by this section shall be filed by January 1 of each calendar year or within 30 days of the execution of any contract or lease.

(h) Any person or business entity who is doing business with the county in accordance with sub-section (d), at the time this ordinance is passed shall be required to file such disclosure no later than 60 days after the effective date of this section.

(i) In addition to other penalties provided in this division, any person filing a late disclosure statement under this section shall be assessed a late filing fee as set out in Section 32-1 per day the disclosure is late, payable to the Cook County Board of Ethics upon filing. Any person filing a late disclosure statement after January 31 shall be subject to a penalty of \$100 per day per day after January 31 that the disclosure is late, payable to the Cook County Board of Ethics upon filing.

(j) In addition to the penalties provided for in subsection (h) of this section, any person or business entity convicted of a violation of any provision of this division is prohibited for a period of three years from the date of the conviction from engaging, directly or indirectly, in any business with the County of Cook. Any person or business entity who is found guilty of knowingly or willfully filing a false, misleading or incomplete disclosure shall be prohibited for a period of three years from the date of the conviction from engaging, directly or indirectly, in any business with the County of Cook.

(k) The Cook County Board of Ethics is hereby authorized to promulgate rules and procedures for the reporting and enforcement of this section, including the designation of a disclosure form to be used by all persons required to file under this section.

Effective Date: This Amended Ordinance shall be in effect immediately upon adoption.

***Referred to the Committee on Rules & Administration on 2/15/11.**

Commissioner Silvestri, seconded by Commissioner Sims, moved to Accept the Substitute Proposed Ordinance Amendment (Communication No. 311134). The motion carried.

SUBSTITUTE FOR COMMUNICATION NO. 311134

PROPOSED ORDINANCE AMENDMENT

Sponsored by

THE HONORABLE EARLEAN COLLINS, JOHN A. FRITCHEY, BRIDGET GAINER,
PETER N. SILVESTRI, LARRY SUFFREDIN AND JEFFERY R. TOBOLSKI,
COUNTY COMMISSIONERS

BE IT ORDAINED, by the Cook County Board of Commissioners that, Chapter 2 Administration, Article VII. Ethics, Division 2. Code of Ethical Conduct, is hereby amended as follows:

Sec. 2-582. Employment of Relatives.

(a) No official or employee shall participate in a hiring decision, or shall employ or advocate for employment, in any agency over which such official or employee either serves or over which he or she exercises authority, supervision or control, any person who is a relative or domestic partner of said official or employee, or in exchange for or in consideration of the employment of any said official's or employee's relatives or domestic partners, by any other official or employee.

(b) No official or employee, on behalf of any County agency, shall participate in a decision whether to contract with any person with whom or in which the official or employee knows that a relative, or domestic partner or civil union partner of that official or employee has a financial interest. No official or employee shall exercise contract management authority where any relative or domestic partner of the official or employee is employed by or has contracts with persons doing County work over which the County official or employee has or exercises contract management authority.

(c) Any person or persons doing business with the County shall be required, upon execution of a contract with the County of Cook, to disclose to the Board of Ethics, the existence of familial relationships or domestic partner they may have with all persons, as defined in subsection (e), holding elective office in the State of Illinois, the County of Cook, or in any municipality within the County of Cook. In the event that a business entity is contracted to do business with the County of Cook, the disclosure shall apply to the following persons who are employed by the business entity or who were employed by the business entity during the twelve month period immediately preceding the date of the contract:

- (1) All persons who are designated as the entity's board of directors;
- (2) All officers of the business entity;
- (3) All persons who are responsible for the general administration of the entity;
- (4) All agents who are duly authorized to execute documents on behalf of the business entity;

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(5) All employees who are directly engaged in contractual work with the County on behalf of the business entity.

(d) For purposes of subsection (c), doing business means any one or any combination of leases, contracts or purchases to or with the County or any County agency in excess of \$25,000 in any calendar year.

(e) All persons registered as a lobbyist with the County of Cook shall be required, upon filing with the Cook County Clerk, to disclose to the Board of Ethics the existence of familial relationships they may have with all persons, as defined in subsection (f), holding elective office in the State of Illinois, the County of Cook, or in any municipality in the County of Cook.

(f) For purposes of this section, relative or familial relationship shall mean a person who is related to an official or employee as spouse or any of the following, whether by blood, marriage or adoption: domestic partner, civil union partner, parent, child, brother, sister, aunt, uncle, niece, nephew, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother or half-sister.

(g) The disclosure required by this section shall be filed by January 1 of each calendar year or within 30 days of the execution of any contract or lease.

(h) Any person or business entity who is doing business with the county in accordance with sub-section (d), at the time this ordinance is passed shall be required to file such disclosure no later than 60 days after the effective date of this section.

(i) In addition to other penalties provided in this division, any person filing a late disclosure statement under this section shall be assessed a late filing fee as set out in Section 32-1 per day the disclosure is late, payable to the Cook County Board of Ethics upon filing. Any person filing a late disclosure statement after January 31 shall be subject to a penalty of \$100 per day per day after January 31 that the disclosure is late, payable to the Cook County Board of Ethics upon filing.

(j) In addition to the penalties provided for in subsection (h) of this section, any person or business entity convicted of a violation of any provision of this division is prohibited for a period of three years from the date of the conviction from engaging, directly or indirectly, in any business with the County of Cook. Any person or business entity who is found guilty of knowingly or willfully filing a false, misleading or incomplete disclosure shall be prohibited for a period of three years from the date of the conviction from engaging, directly or indirectly, in any business with the County of Cook.

(k) The Cook County Board of Ethics is hereby authorized to promulgate rules and procedures for the reporting and enforcement of this section, including the designation of a disclosure form to be used by all persons required to file under this section.

Effective Date: This amended ordinance shall be in effect immediately upon adoption.

REVISED SUBSTITUTE FOR COMMUNICATION NO. 311134

PROPOSED ORDINANCE AMENDMENT

Sponsored by

THE HONORABLE EARLEAN COLLINS, JOHN A. FRITCHEY, BRIDGET GAINER,
PETER N. SILVESTRI, LARRY SUFFREDIN AND JEFFERY R. TOBOLSKI,
COUNTY COMMISSIONERS

BE IT ORDAINED, by the Cook County Board of Commissioners that, Chapter 2 Administration, Article VII. Ethics, Division 2. Code of Ethical Conduct, is hereby amended as follows:

Sec. 2-582. Employment of Relatives.

(a) No official or employee shall participate in a hiring decision, or shall employ or advocate for employment, in any agency over which such official or employee either serves or exercises immediate supervision with respect to any person who is a relative of the official or employee over which he or she exercises authority, supervision or control, any person who is a relative or domestic partner of said official or employee, or shall do so in exchange for or in consideration of the employment of any said official's or employee's relatives or domestic partners, by any other official or employee.

(b) No official or employee, on behalf of any County agency, shall participate in a decision whether to contract with any person with whom or in which the official or employee knows that a relative, or domestic partner or civil union partner of that official or employee has a financial interest. No official or employee shall exercise contract management authority where any relative or domestic partner of the official or employee is employed by or has contracts with persons doing County work over which the County official or employee has or exercises contract management authority.

(c) Any person or persons doing business with the County shall be required, upon execution of a contract with the County of Cook, to disclose to the Board of Ethics, the existence of familial relationships or domestic partner they may have with all persons, as defined in subsection (e), holding elective office in the State of Illinois, the County of Cook, or in any municipality within the County of Cook. In the event that a business entity is contracted to do business with the County of Cook, the disclosure shall apply to the following persons who are employed by the business entity or who were employed by the business entity during the twelve month period immediately preceding the date of the contract:

- (1) All persons who are designated as the entity's board of directors;
- (2) All officers of the business entity;
- (3) All persons who are responsible for the general administration of the entity;
- (4) All agents who are duly authorized to execute documents on behalf of the business entity;

(5) All employees who are directly engaged in contractual work with the County on behalf of the business entity.

(d) For purposes of subsection (c), doing business means any one or any combination of leases, contracts or purchases to or with the County or any County agency in excess of \$25,000 in any calendar year.

(e) All persons registered as a lobbyist with the County of Cook shall be required, upon filing with the Cook County Clerk, to disclose to the Board of Ethics the existence of familial relationships they may have with all persons, as defined in subsection (f), holding elective office in the State of Illinois, the County of Cook, or in any municipality in the County of Cook.

(f) For purposes of this section, relative or familial relationship shall mean a person who is related to an official or employee as spouse or any of the following, whether by blood, marriage or adoption: domestic partner, civil union partner, parent, child, brother, sister, aunt, uncle, niece, nephew, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother or half-sister.

(g) The disclosure required by this section shall be filed by January 1 of each calendar year or within 30 days of the execution of any contract or lease.

(h) Any person or business entity who is doing business with the county in accordance with sub-section (d), at the time this ordinance is passed shall be required to file such disclosure no later than 60 days after the effective date of this section.

(i) In addition to other penalties provided in this division, any person filing a late disclosure statement under this section shall be assessed a late filing fee as set out in Section 32-1 per day the disclosure is late, payable to the Cook County Board of Ethics upon filing. Any person filing a late disclosure statement after January 31 shall be subject to a penalty of \$100 per day per day after January 31 that the disclosure is late, payable to the Cook County Board of Ethics upon filing.

(j) In addition to the penalties provided for in subsection (h) of this section, any person or business entity convicted of a violation of any provision of this division is prohibited for a period of three years from the date of the conviction from engaging, directly or indirectly, in any business with the County of Cook. Any person or business entity who is found guilty of knowingly or willfully filing a false, misleading or incomplete disclosure shall be prohibited for a period of three years from the date of the conviction from engaging, directly or indirectly, in any business with the County of Cook.

(k) The Cook County Board of Ethics is hereby authorized to promulgate rules and procedures for the reporting and enforcement of this section, including the designation of a disclosure form to be used by all persons required to file under this section.

Effective Date: This amended ordinance shall be in effect immediately upon adoption.

Commissioner Silvestri, seconded by Commissioner Daley, moved to Accept the Revised Substitute Proposed Ordinance Amendment (Communication No. 311134). The motion carried.

Commissioner Silvestri, seconded by Commissioner Daley, moved to Approve Communication No. 311134 As Amended. The motion carried.

311135 AN AMENDMENT TO CHAPTER 2. - ADMINISTRATION, ARTICLE VII. - ETHICS, DIVISION 2. - CODE OF ETHICAL CONDUCT, SECTION 2-583 (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Earlean Collins, John A. Fritchey, Bridget Gainer, Peter N. Silvestri, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Cook County Board of Commissioners that, Chapter 2 Administration, Article VII Ethics, Division 2 Code of Ethical Conduct, Section 2-583 is hereby amended as follows:

Sec. 2-583. Political Activity.

(a) No official or employee shall compel, coerce or intimidate any County official or employee to make or refrain from making any political contribution. No official shall directly solicit any political contribution from his or her employees or the spouses or domestic partners of or immediate family living with his or her employees. Nothing in this subsection shall be construed to prevent any official or employee from voluntarily making a contribution or from receiving a voluntary contribution.

(b) No employee with contract management authority shall serve on the political fundraising committee of any elected official or candidate for County office.

(c) County employees shall not intentionally perform any prohibited political activity during any compensated time (other than vacation, personal, or compensatory time off). County employees or officials shall not intentionally misappropriate any County property or resources by engaging in any prohibited political activity for the benefit of any campaign for elective office or any political organization.

(d) At no time shall any official or employee intentionally misappropriate the services of any County employee by requiring that employee to perform any prohibited political activity:

- (1) As part of that employee's County duties;
- (2) As a condition of County employment; or
- (3) During any time off that is compensated by the County (such as

vacation, personal, or compensatory time off).

(e) A County employee shall not be required at any time to participate in any prohibited political activity in consideration for that employee being awarded any additional compensation or employee benefit, in the form of a salary adjustment, bonus, compensatory time off, continued employment, or otherwise.

(f) A County employee shall not be awarded any additional compensation or employee benefit, in the form of a salary adjustment, bonus, compensatory time off, continued employment, or otherwise, in consideration for the employee's participation in any prohibited political activity.

(g) Nothing in this section prohibits activities that are otherwise appropriate for a County employee to engage in as a part of his or her official County employment duties or activities that are undertaken by an employee on a voluntary basis as permitted by law.

Effective Date: This Amended Ordinance shall be in effect immediately upon adoption.

***Referred to the Committee on Rules & Administration on 2/15/11.**

SUBSTITUTE FOR COMMUNICATION NO. 311135

PROPOSED ORDINANCE AMENDMENT

Sponsored by

**THE HONORABLE EARLEAN COLLINS, JOHN A. FRITCHEY, BRIDGET GAINER,
PETER N. SILVESTRI, LARRY SUFFREDIN AND JEFFREY R. TOBOLSKI,
COUNTY COMMISSIONERS**

BE IT ORDAINED, by the Cook County Board of Commissioners that, Chapter 2 Administration, Article VII. Ethics, Division 2. Code of Ethical Conduct, is hereby amended as follows:

Sec. 2-583. Political Activity

- (a) No official or employee shall compel, coerce or intimidate any County official or employee to make or refrain from making any political contribution. No official shall directly solicit any political contribution from his or her employees, or the spouses, or domestic partners or civil union partners of or immediate family living with his or her employees. Nothing in this subsection shall be construed to prevent any official or employee from voluntarily making a contribution or from receiving a voluntary contribution.
- (b) No employee with contract management authority shall serve on the political fundraising committee of any elected official or candidate for County office.

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- (c) County employees shall not intentionally perform any prohibited political activity during any compensated time (other than vacation, personal, or compensatory time off). County employees or officials shall not intentionally misappropriate any County property or resources by engaging in any prohibited political activity for the benefit of any campaign for elective office or any political organization.
- (d) At no time shall any official or employee intentionally misappropriate the services of any County employee by requiring that employee to perform any prohibited political activity:
 - (1) As part of that employee's County duties;
 - (2) As a condition of County employment; or
 - (3) During any time off that is compensated by the County (such as vacation, personal, or compensatory time off).
- (e) A County employee shall not be required at any time to participate in any prohibited political activity in consideration for that employee being awarded any additional compensation or employee benefit, in the form of a salary adjustment, bonus, compensatory time off, continued employment, or otherwise.
- (f) A County employee shall not be awarded any additional compensation or employee benefit, in the form of a salary adjustment, bonus, compensatory time off, continued employment, or otherwise, in consideration for the employee's participation in any prohibited political activity.
- (g) Nothing in this section prohibits activities that are otherwise appropriate for a County employee to engage in as a part of his or her official County employment duties or activities that are undertaken by an employee on a voluntary basis as permitted by law.

Effective Date: This amended ordinance shall be in effect immediately upon adoption.

Commissioner Silvestri, seconded by Commissioner Fritchey, moved to Accept the Substitute Proposed Ordinance Amendment (Communication No. 311135). The motion carried.

Commissioner Daley, seconded by Commissioner Daley, moved Approval of Communication No. 311135 as amended. The motion carried.

311136 AN AMENDMENT TO CHAPTER 2. - ADMINISTRATION, ARTICLE VII. - ETHICS, DIVISION 2. - CODE OF ETHICAL CONDUCT, SECTION 2-579 (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Earlean Collins, John A. Fritchey, Bridget Gainer, Peter N. Silvestri, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Cook County Board of Commissioners that, Chapter 2 Administration, Article VII Ethics, Division 2 Code of Ethical Conduct, Section 2-579 is hereby amended as follows:

Sec. 2-579. Representation of other persons.

(a) No elected official or employee may represent, or have an economic interest in the representation of any person other than the County in a formal or informal proceeding or transaction before any County agency in which the agency's action or nonaction is of a nonministerial nature.

(b) No elected official or employee may have an economic interest in the representation of any person in any judicial or quasi-judicial proceeding before any administrative agency or court in which the County is a party and that person's interest is directly adverse to that of the County.

(c) No appointed official may represent any person in the circumstances described in Subsection (a) or (b) of this section unless the matter is wholly unrelated to the appointed official's County duties and responsibilities.

(d) For purposes of this section, the term "economic interest" shall not include the interest of the spouse or domestic partner of an official or employee which interest is related to the independent occupation, profession or employment of the spouse.

Effective Date: This Amended Ordinance shall be in effect immediately upon adoption.

***Referred to the Committee on Rules and Administration on 2/15/11.**

SUBSTITUTE FOR COMMUNICATION NO. 311136

PROPOSED ORDINANCE AMENDMENT

Sponsored by

THE HONORABLE EARLEAN COLLINS, JOHN A. FRITCHEY, BRIDGET GAINER, PETER
N. SILVESTRI, LARRY SUFFREDIN AND JEFFREY R. TOBOLSKI, COUNTY
COMMISSIONERS

BE IT ORDAINED, by the Cook County Board of Commissioners that, Chapter 2 Administration, Article VII. Ethics, Division 2. Code of Ethical Conduct, is hereby amended as follows:

Sec. 2-579. Representation of other persons

- (a) No elected official or employee may represent, or have an economic interest in the representation of any person other than the County in a formal or informal proceeding or transaction before any County agency in which the agency's action or nonaction is of a nonministerial nature.
- (b) No elected official or employee may have an economic interest in the representation of any person in any judicial or quasi-judicial proceeding before any administrative agency or court in which the County is a party and that person's interest is directly adverse to that of the County.
- (c) No appointed official may represent any person in the circumstances described in Subsection (a) or (b) of this section unless the matter is wholly unrelated to the appointed official's County duties and responsibilities.
- (d) For purposes of this section, the term "economic interest" shall not include the interest of the spouse, or domestic partner or civil union partner of an official or employee which interest is related to the independent occupation, profession or employment of the spouse.

Effective Date: This amended ordinance shall be in effect immediately upon adoption.

Commissioner Silvestri, seconded by Commissioner Fritchey, moved to Accept the Substitute Proposed Ordinance Amendment (Communication No. 311136). The motion carried.

Commissioner Silvestri, seconded by Commissioner Daley, moved Approval of Communication No. 311136 as amended. The motion carried.

311137 AN AMENDMENT TO CHAPTER 2. - ADMINISTRATION, ARTICLE VII. - ETHICS, DIVISION 2. - CODE OF ETHICAL CONDUCT, SECTION 2-572 (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Earlean Collins, John A. Fritchey, Bridget Gainer, Peter N. Silvestri, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Cook County Board of Commissioners that, Chapter 2 Administration, Article VII Ethics, Division 2 Code of Ethical Conduct, Section 2-572 is hereby amended as follows:

Section 2-572. Improper Influence.

(a) No official or employee shall make, participate in making or in any way attempt to use the official position to influence any County governmental decision or action in which the official or employee knows, has reason to know or should know that the official or employee has any economic interest distinguishable from that of the general public of the County.

(b) No official or employee shall make, participate in making, or in any way attempt to use their official position to influence any County governmental decision or action, including decisions or actions on any Cook County Board Agenda Item, in exchange for or in consideration of the employment of said official's or employee's relatives or his domestic partner, by any other official or employee.

Effective Date: This Amended Ordinance shall be in effect immediately upon adoption.

*Referred to the Committee on Rules and Administration on 2/15/11.

PROPOSED ORDINANCE AMENDMENT

Sponsored by

**THE HONORABLE EARLEAN COLLINS, JOHN A. FRITCHEY, BRIDGET GAINER,
PETER N. SILVESTRI, LARRY SUFFREDIN AND JEFFERY R. TOBOLSKI,
COUNTY COMMISSIONERS**

BE IT ORDAINED, by the Cook County Board of Commissioners that, Chapter 2 Administration, Article VII. Ethics, Division 2. Code of Ethical Conduct, is hereby amended as follows

Section 2-572 Improper Influence.

(a) No official or employee shall make, participate in making or in any way attempt to use the official position to influence any County governmental decision or action in which the official or employee knows, has reason to know or should know that the official or employee has any economic interest distinguishable from that of the general public of the County.

(b) No official or employee shall make, participate in making, or in any way attempt to use their official position to influence any County governmental decision or action, including decisions or actions on any Cook County Board Agenda Item, in exchange for or in consideration of the employment of said official's or employee's relatives, or his domestic partner, or civil union partner by any other official or employee.

Effective Date: This amended ordinance shall be in effect immediately upon adoption.

Commissioner Silvestri, seconded by Commissioner Fritchey, moved to Accept the Substitute Proposed Ordinance Amendment (Communication No. 311137). The motion carried.

Commissioner Silvestri, seconded by Commissioner Fritchey, moved Approval of Communication No. 311137 as amended. The motion carried.

Chairman Suffredin asked the Secretary to the Board to call upon the registered public speaker, in accordance with Cook County Code, Sec. 2-107(dd):

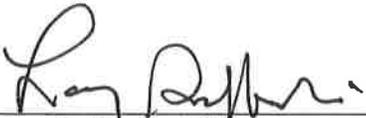
1. George Blakemore – Concerned Citizen

Commissioner Sims moved to adjourn the meeting, seconded by Commissioner Steele. The motion carried and the meeting was adjourned.

**YOUR COMMITTEE RECOMMENDS THE FOLLOWING ACTION
WITH REGARD TO THE MATTER NAMED HEREIN:**

Communication Number 310759	Receive and File
Communication Number 310760	Receive and File
Communication Number 310763	Receive and File
Communication Number 310963	Deferred
Communication Number 310977	Deferred
Communication Number 310979	Deferred
Communication Number 311132	Approved As Amended
Communication Number 311133	Approved As Amended
Communication Number 311134	Approved As Amended
Communication Number 311135	Approved As Amended
Communication Number 311136	Approved As Amended
Communication Number 311137	Approved As Amended

Respectfully submitted,
Committee on Rules & Administration



Larry Suffredin, Chairman

Attest:



Matthew B. DeLeon, Secretary

** The audio recording for this meeting is available from the Office of the Secretary to the Board,
118 North Clark Street, Room 567, Chicago, IL 60602.