

ORDINANCE NO. O-2021-37

**AN ORDINANCE AMENDING SECTION 2-293 "RULES AND REGULATIONS ADOPTED," OF DIVISION 3,  
"BOARD OF FIRE AND POLICE COMMISSIONERS," ARTICLE IV "DEPARTMENTS," CHAPTER 2  
"ADMINISTRATION" OF THE CODE OF ORDINANCES OF THE CITY OF WHEATON**

**WHEREAS**, the City of Wheaton is an Illinois Home Rule Municipality; and

**WHEREAS**, the City of Wheaton has a Board of Fire and Police Commissioners ("Commission,") Chapter 2. "Administration," Article IV, Division 3 (City Code); and

**WHEREAS**, Section 2-293 of the Code of Ordinances of the City titled "Rules and Regulations Adopted," of Division 3, "Board of Fire and Police Commissioners," adopts by reference, the Rules and Regulations of the Commission, in order that those rules and regulations have the same legal effect as the City's home rule ordinances; and

**WHEREAS**, the Commission has requested that the City Council approve an amendment of Section 2-293 of the Commission's Eligibility Register and Appointment Rules and Regulations to provide preference points for Wheaton Police Department interns and community service officers as follows:

2. Wheaton Police Department "Interns and Community Service Officers Preference Points": Applicants who successfully complete the Wheaton Police Department's internship program or have completed probation and currently serving in good standing as a Wheaton Police Department Community Service Officer (full or part time) shall receive three preference points. Proof of successful completion of the internship program, or proof of completion of a probationary period in good standing as a community service officer shall accompany the claim for preference points. Applicants who have completed the internship program, as well as who hold a position as a community service officer may only be eligible for points for one of these categories in any testing process.

**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 the request of the Wheaton Fire and Police Commission to allow amendment of the "Eligible Register and Appointment" subsection of the Commission's Rules and Regulations adopted by Section 2-293 of the Wheaton City Code is hereby granted:

**SECTION 1:** By the addition to Section 2, (Intern and CSO Preference Points) referenced, in the last recital above, as a substantive provision of Section 2-293 of the Ordinance.

**SECTION 2:** That the duration of the use of the "Intern and CSO preference points" as criteria in the eligibility and appointment process for Wheaton police officer candidates shall be determined by the Board of Fire and Police Commissioners without further amendment by the Corporate Authorities of the City of Wheaton of Section 2-293.

**SECTION 3:** That this amendment of Section 2-293 of the Code of Ordinances of the City of Wheaton shall not be codified.

**SECTION 4:** If a court of competent jurisdiction sets aside any portion of this Ordinance as unconstitutional or unlawful, it shall not affect the validity of the remainder of the Ordinance; and

**SECTION 5:** Any ordinance which is inconsistent with this Ordinance is repealed to the extent of such inconsistency; and

**SECTION 6:** This Ordinance shall become effective upon passage, execution by the Mayor and publication as required by law.

  
Philip Suess  
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Mayor

ATTEST:

  
Shaw Bennett Hagan  
City Clerk

Roll Call Vote:

Ayes: Councilwoman Bray-Parker  
Councilman Brown  
Mayor Suess  
Councilwoman Robbins  
Councilman Weller  
Councilman Barbier

Nays: None  
Absent: Councilwoman Fitch  
Motion Carried Unanimously

Passed: July 19, 2021

Published: July 20, 2021