

**ORDINANCE NO. O-24-10**

**AN ORDINANCE AMENDING THE CITY CODE, TITLE 9 CHAPTER 4 OF THE CITY CODE REGARDING ADMINISTRATIVE ADJUDICATION**

**WHEREAS**, the City of Prospect Heights (“City”) is an Illinois Municipal Corporation pursuant to the Illinois Constitution of 1970 and the Statutes of the State of Illinois; and

**WHEREAS**, the City has enacted a City Code for the purpose of improving and protecting the public health, safety, comfort, convenience and general welfare of the people; and

**WHEREAS**, Chapter 9-4 of the City Code sets forth the creation of Administrative Adjudication of the City; and

**WHEREAS**, the Mayor and City Council have determined that the amendment of the Code with respect to Administrative Adjudication is in the best interest of the employees of the City, and for the benefit of public health, safety, comfort, convenience and general welfare of the people;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PROSPECT HEIGHTS, COOK COUNTY, ILLINOIS** as follows:

**SECTION 1.** The City Council hereby finds and determines that the facts and statements set forth in the above recitals are true and correct, and do hereby, by reference, incorporate and make them a part of this ordinance.

**SECTION 2.** That the purpose of this ordinance shall include amending Chapter 9-4 of the City Code as provided herein.

**SECTION 3:** That Chapter 9-4 of the City Code, “Administrative Adjudication”, be amended as set forth below with deletions in strikethrough and additions in bold, underline text so that the same shall be read as follows:

9-4-4: ADMINISTRATIVE HEARINGS:

...

**E. Upon a plea or finding of liability that there will be a minimum hearing cost of \$50.00 assessed.**

9-4-5: ENFORCEMENT OF JUDGMENTS:

A. Debt Due ~~Village~~ **City**: Any fine, other sanction, or **hearing** costs imposed, or part of any fine, other sanction, or costs imposed, remaining unpaid after the exhaustion of, or the failure to exhaust, judicial review procedures under the administrative review law shall be a debt due and owing the city and, as such, may be collected in accordance with applicable law.

**SECTION 4:** That the City Clerk of the City of Prospect Heights be and is directed hereby to publish this Ordinance in pamphlet form, pursuant to the Statutes of the State of Illinois, made

and provided.

**SECTION 5:** If any provision of this Ordinance or application thereof to any person or circumstances is ruled unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this Ordinance is severable.

**SECTION 6:** This Ordinance shall be in full force and effect upon its passage and approval as required by law.

**PASSED and APPROVED** this 22nd day of April, 2024.



*[Signature]*  
Patrick Ludvigsen, Mayor

ATTEST:

*[Signature]*  
City Clerk

AYES: Cameron, Anderson, Morgan-Adams, Delick

NAYS: None

ABSENT: Dash

Published in pamphlet form:



**To:** Mayor Ludvigsen and City Council  
Joe Wade, City Administrator

**From:** Peter P. Falcone, Assistant City Administrator

PPF

**Subject:** O-24-10 Amending City Code Regarding Administrative Hearing Costs

**Background:**

The State of Illinois allows the City to hold administrative adjudication hearings to adjudicate violations of traffic regulations concerning the standing, parking, or condition of vehicles and automated traffic law violations. During the hearings, the Administrative Hearing Officer adjudicates violations of City Code and can impose fines and penalties to violators. At the Hearing Officer's request, Staff is amending the section of City Code regarding administrative hearings to broaden the scope of monetary sanctions the Hearing Officer can impose.

**Impact:**

Ordinance O-24-10 will allow the Administrative Hearing Officer the finding of liability of a minimum of \$50.00 for hearing costs on behalf of the City of Prospect Heights for City Code violations.

**Recommendation:**

Staff recommends passage of Ordinance O-24-10 per the recommendation of the City's Administrative Hearing Officer.