



**CITY OF YPSILANTI
NOTICE OF ADOPTED ORDINANCE
Ordinance No. 1372**

An ordinance to Amend Section 46-34 of the Ypsilanti City Code to provide that Ethics Complaints be filed with the City Clerk

1. **THE CITY OF YPSILANTI HEREBY ORDAINS** That Sec. 46-34 of the Ypsilanti City Code is amended to provide for filing an ethics complaint with the city clerk and a copy to be forwarded to the city attorney and board of ethics and that section 46-34 of the Ypsilanti City Code is hereby amended to read as follows:

Sec. 46-34. - Hearings.

(a)

Filing of complaint. Any person may file a written, sworn, and signed complaint with the city clerk attorney alleging a violation of ethics by any officer or employee of the city. The city clerk shall forward a copy of the complaint to the board of ethics and the city attorney. The city attorney shall review the complaint as to proper form, determine whether the complaint falls under the scope of the board of ethics as defined throughout this article, determine whether the complaint alleges a prima facie case, and make a nonbinding recommendation to the board of ethics for action (e.g. order a hearing, forward to another agency for investigation, dismiss the case, etc.).

2. Severability. If any clause, sentence, section, paragraph, or part of this ordinance, or the application thereof to any person, firm, corporation, legal entity, or circumstances, shall be for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not effect, impair, or invalidate the remainder of this Ordinance and the application of such provision to other persons, firms, corporations, legal entities, or circumstances by such judgment shall be confined in its operation to the clause, sentence, section, paragraph, or part of this Ordinance thereof directly involved in the case or controversy in which such judgment shall have been rendered and to the person, firm, corporation, legal entity, or circumstances then and there involved. It is hereby declared to be the legislative intent of this body that the Ordinance would have been adopted had such invalid or unconstitutional provisions not have been included in this Ordinance.

3. Repeal. All other Ordinances inconsistent with the provisions of this Ordinance are, to the extent of such inconsistencies, hereby repealed.

4. Savings Clause. The balance of the Code of Ordinances, City of Ypsilanti, Michigan, except as herein or previously amended, shall remain in full force and effect.

The repeal provided herein shall not abrogate or affect any offense or act committed or done, or any penalty or forfeiture incurred, or any pending fee, assessments, litigation, or prosecution of any right established, occurring prior to the effective date hereof.

5. Copies to be available. Copies of the Ordinance are available at the office of the city clerk for inspection by, and distribution to, the public during normal office hours. A complete copy of the ordinance is also available for inspection on the City's website, www.cityofypsilanti.com.

6. Publication and Effective Date. The City Clerk shall cause this Ordinance, or a summary of this Ordinance, to be published by printing the same in the publication of record. This Ordinance shall become effective after publication at the expiration of 30 days after adoption.

MADE, PASSED AND ADOPTED BY THE YPSILANTI CITY COUNCIL THIS 17th DAY OF November 2020.

Andrew Hellenga, City Clerk

Attest

I do hereby confirm that the above Ordinance No. 1372 was published in The Washtenaw County Legal News on the 26th day of November 2020.

Andrew Hellenga, City Clerk

CERTIFICATE OF ADOPTING

I hereby certify that the foregoing is a true copy of the Ordinance passed at the regular meeting of the City Council held on the 17th day of November, 2020.

Andrew Hellenga, City Clerk

Notice Published: October 27, 2020

First Reading: November 10, 2020

Second Reading: November 17, 2020

Published: November 26, 2020

Effective Date: December 10, 2020

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE: