

VILLAGE OF WINNEBAGO

ORDINANCE NO. 2023 - 11

AN ORDINANCE REGARDING THE ILLINOIS PAID LEAVE FOR ALL WORKERS
ACT FOR THE VILLAGE OF WINNEBAGO

ADOPTED BY THE BOARD OF TRUSTEES

VILLAGE OF WINNEBAGO

THIS 13th DAY OF NOVEMBER, 2023

Published in pamphlet form by authority of the Village Board of Trustees of the
Village of Winnebago, Illinois, this 14th day of NOVEMBER, 2023

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AN ORDINANCE REGARDING THE ILLINOIS PAID LEAVE FOR ALL WORKERS

ACT FOR THE VILLAGE OF WINNEBAGO

WHEREAS, the Illinois Municipal Code, 65 ILCS 5/1-2-1, provides that the corporate authorities of each municipality may pass all ordinances and make all rules and regulations proper or necessary, to carry into effect the powers granted to municipalities, with such fines or penalties as may be deemed proper; and

WHEREAS, the **Village of Winnebago** (hereinafter “**The Village**”) is a non-home rule Illinois municipality; and

WHEREAS, on or about March 12, 2023, Governor JB Pritzker signed into law the Paid Leave for All Workers Act (820 ILCS 192/1 *et seq.*) (the “Act”); and

WHEREAS, the State of Illinois did not make the necessary appropriations or include statutory language exempting the Act from the Illinois State Mandates Act (30 ILCS 805/1 *et seq.*); and

WHEREAS, effective January 1, 2024, the Act requires an employer to provide certain paid leave to their employees, unless the employer is subject to an existing municipal or county ordinance that requires the employer to provide any form of paid leave to their employees; and

WHEREAS, the **Village** recognizes the importance of paid leave and currently provides reasonable paid leave benefits to its employees; and

WHEREAS, the **Village** has determined that applying the Act to its own employees will negatively impact the **Village** and place an undue financial and operational burden on the **Village’s** ability to provide uninterrupted services to its residents; and

WHEREAS, the **Village** believes and hereby declares that it is in the best interests of the **Village** to clearly define the paid leave benefits that **Village** employees shall receive.

NOW, THEREFORE, be it ordained, by the **President and Board of Trustees of the Village of Winnebago** as follows:

SECTION 1

The foregoing recitals shall be and are hereby incorporated as findings of fact as if said recitals were fully set forth herein.

SECTION 2

Pursuant to Section 15(p) of the Act, the **Village** hereby adopts its current paid leave policy for all **Village** employees as set forth in the **Village's** Code of Ordinances, Employee Handbook, Annual Salary Ordinances, any collective bargaining agreements to which the **Village** is a party and all other binding legislative actions governing paid leave adopted by the **President and Board of Trustees of the Village**, as the same may be amended from time to time. However, in no event shall the **Village**, as an employer, provide less than one (1) day of paid leave per year to any **Village** employee.

SECTION 3

Pursuant to a review of the **Village's** Personnel Policies Manual (Employee Handbook), the accrual rate for vacation time for Part-Time Employees who are in the category of "Years Worked – Up to 2 years" shall change from the current .019250 hour per hour worked to .025 hour per hour worked , (based on 60 hour maximum) for maximum 1.50 hours per pay period. All other accrual rates for Part-Time Employees in that section shall remain the same.

SECTION 4

Repeal of Conflicting Provisions. All ordinances, resolutions, and policies or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of the conflict, expressly repealed on the effective date of this Ordinance.

SECTION 5

Severability. If any provision of this Ordinance or application thereof to any person or circumstance 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.

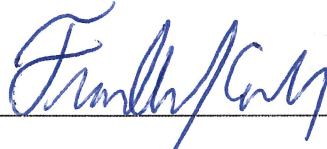
SECTION 6

The clerk is directed by the corporate authorities to publish this Ordinance in pamphlet form. This Ordinance shall be in full force and effect after its passage and publication in accordance with 65 ILCS 5/1-2-4.

PASSED THIS 13th day of November, 20 23.

AYES:	<u>5</u>
NAYS:	<u>0</u>
ABSTNTIONS:	<u>0</u>
ABSENT:	<u>1</u>

APPROVED THIS 13th day of November, 20 23.



Franklin J. Eubank, Jr., President of Board of
Trustees of the Village of Winnebago, Illinois, a
municipal corporation

ATTEST:



Sally Jo Huggins, Village Clerk