

MEH



February 10, 1988

City of Chicago
Eugene Sawyer, Acting Mayor

[REDACTED]

Board of Ethics
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Executive Director

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Suite 1320
205 West Randolph Street
Chicago, Illinois 60606
(312) 744-9660

Case Number 88014.E

Dear [REDACTED]

The Board of Ethics has received your request for an advisory opinion to determine whether members of the Chicago Public Library Board are required to file an annual Statement of Financial Interests with the Board of Ethics.

Section 26.2-15 (a) (ii) requires every appointed official, except a member of an agency ^{1/} that is "solely advisory in nature" to file an annual Statement of Financial Interests. An agency is classified as "solely advisory in nature" only if it has no authority to (1) make binding decisions, (2) enter into contracts, or (3) make expenditures, other than expenditures incurred for research purposes.

The Board of Ethics has reviewed the legal authorities which created the Library Board (i.e. Il. Rev. Stat., Chapter 81 and Chapter 23-1 of the Municipal Code of Chicago), and has concluded that Chapter 81, Section 4-7 of the Illinois Revised Statutes empowers the Library Board to make nonresearch related expenditures, binding decisions, and to enter into contracts. We therefore conclude that the Library Board is not "solely advisory in nature" and accordingly every member of this board must file a Statement of Financial Interests.

Insofar as Section 26.2-18(b) requires the Board of Ethics to notify all persons required to file

^{1/} Please note that the Corporation Counsel's Office has determined that the Library Board is a City "agency" for purposes of the Governmental Ethics Ordinance.



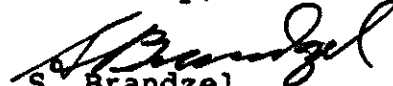
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Statements of Financial Interests no later than March 1 of each year, we request that you submit to our office a list of the names and addresses of all Library Board members no later than February 16, 1988.

Your prompt attention to this matter will be appreciated.

Sincerely,


S. Brandzel
Chairman

JS\LIB