

RESOLUTION R-76-09

A RESOLUTION AUTHORIZING THE RELEASE OF CLOSED SESSION MINUTES

WHEREAS, 5ILCS/120 2.06 provides that minutes of closed sessions should be made public once a public body determines that it is no longer necessary to protect the public interests or the privacy of an individual by keeping the minutes confidential; and

WHEREAS, the Wheaton City Council, in closed session, reviewed and approved the minutes of past closed sessions currently kept in a closed file; and

WHEREAS, the Wheaton City Council has determined that a need for confidentiality still exists as to the minutes from the closed session meetings listed on Attachment "A" to this resolution; and

WHEREAS, the Wheaton City Council has further determined that the need for confidentiality no longer exists as to the minutes from the closed session meetings listed on Attachment "B" to this resolution and that these minutes should be made available for public inspection; and

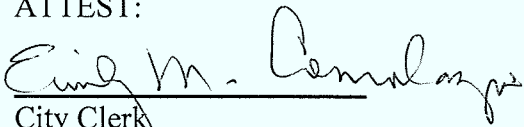
WHEREAS, the Open Meetings Act permits governmental bodies to destroy the verbatim record of closed meetings without notification to or the approval of the Local Records Commission or the State Archivist not less than eighteen (18) months after the completion of the meeting recorded as long as the governmental body has approved the written minutes of the closed meetings; and

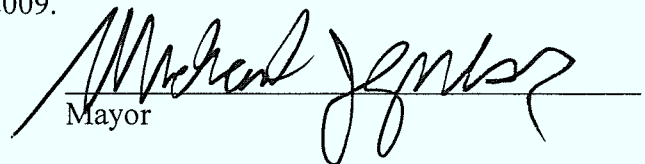
WHEREAS, the Wheaton City Council may order the destruction of the verbatim record after the required eighteen (18) month period even if it continues to withhold the approved written minutes of the closed session until some later period of time.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Wheaton, Illinois, that the City Clerk is hereby directed to place the closed session minutes and verbatim/audio record, as applicable, in an open file as listed on Attachment "B" to this resolution. The verbatim records will be destroyed after the applicable eighteen (18) month period lapses upon approval by the Wheaton City Council through adoption of the appropriate resolution.

ADOPTED this 7th day of December, 2009.

ATTEST:


 City Clerk


 Mayor

Ayes: Roll Call Vote:
Councilman Mouhelis
Mayor Gresk
Councilman Prendiville
Councilman Scalzo
Councilman Sues
Councilwoman Corry
Councilman Levine

Nays: None
Absent: None

Motion Carried Unanimously

ATTACHMENT "A" – RESOLUTION R- 76-09
 (Minutes & Verbatim Record Not to be Released)

Monday, February 3, 1997, 8:14 P.M. (partial-paragraphs 3 & 4)
 Monday, December 20, 2004, 8:09 P.M. *
 Monday, April 3, 2006, 8:27 P.M.*
 Monday, April 17, 2006, 8:02 P.M. (partial-topic 2)*
 Monday, May 22, 2006, 7:08 P.M. (partial-topic 2)*
 Monday, March 19, 2007, 9:10 P.M.*
 Monday, May 21, 2007, 9:20 P.M. (partial-topic 1)*
 Monday, July 16, 2007, 7:11 P.M. (partial-topic 2)*
 Monday, November 19, 2007, 7:50 P.M. (partial-topic 1)*
 Monday, January 7, 2008, 7:22 P.M. (partial-topic 2)*
 Monday, January 14, 2008, 7:06 P.M.*
 Monday, March 17, 2008, 7:50 P.M. (partial-topic 1)*
 Monday, July 7, 2008, 7:42 P.M.*
 Monday, September 29, 2008, 8:40 P.M.*
 Monday, October 13, 2008, 8:28 P.M.*
 Monday, November 17, 2008, 8:05 P.M. (partial-topic 2)*
 Monday, November 24, 2008, 8:04 P.M.*
 Monday, December 8, 2008, 7:00 P.M.*
 Monday, March 9, 2009, 7:09 P.M.*
 Monday, April 13, 2009, 8:17 P.M. (partial-topic 1)*
 Monday, May 11, 2009, 8:02 P.M. (partial-topic 2)*
 Monday, June 15, 2009, 7:37 P.M.*
 Monday, July 20, 2009, 7:25 P.M. (partial-topic 2)*
 Monday, August 24, 2009, 7:45 P.M.*

ATTACHMENT "B" - RESOLUTION R-76-09

(Minutes to be Released/Verbatim Record to be Destroyed Upon Lapse of 18 mo. Period & Approval)

Monday, May 17, 2004, 8:59 P.M.*
Monday, April 10, 2006, 7:15 P.M.*
Monday, April 17, 2006, 8:02 P.M. (partial-topic 1)*
Monday, May 1, 2006, 7:45 P.M.*
Monday, May 22, 2006, 7:08 P.M. (partial-topic 1)*
Monday, January 7, 2008, 7:22 P.M. (partial-topic 1)*
Monday, March 17, 2008, 7:50 P.M. (partial-topic 2)*
Monday, November 17, 2008, 8:05 P.M. (partial-topic 1)*
Monday, April 13, 2009, 8:17 P.M. (partial-topic 2)*
Monday, May 11, 2009, 8:02 P.M. (partial-topic 1)*
Monday, July 20, 2009, 7:25 P.M. (partial-topic 1)*