

ORIGINAL

**RESOLUTION NO. R-2016-02**

**A RESOLUTION APPROVING THE CONTENT OF  
AND/OR RELEASE OF CERTAIN EXECUTIVE SESSION MEETING MINUTES  
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MAYWOOD  
(2012 FULL YEAR REVIEW)**

**WHEREAS**, the Corporate Authorities of the Village of Maywood, Cook County, Illinois ("Corporate Authorities"), have, on occasion, believed it to be necessary to meet in "Executive Session" (also referred to as "Closed Session") and have entered and conducted such meetings in accordance with the requirements of the Open Meetings Act (5 ILCS 120/1, *et seq.*) ("OMA"); and

**WHEREAS**, the minutes of the Executive Session meetings have been duly recorded by the Village Clerk pursuant to the requirements of the OMA. In addition, since 2004 as required by the OMA, the Village Clerk has prepared a verbatim record of all Executive Session meetings in the form of audio recordings, which recordings are subject to destruction or release for public inspection, as directed by the Corporate Authorities, once the written minutes of the Executive Session meetings are prepared and approved by the Corporate Authorities. The recordings are to be destroyed only after the written minutes are approved and the mandatory 18 month waiting period has expired; and

**WHEREAS**, the OMA also requires the Corporate Authorities to meet, at least semi-annually, to review the minutes of Executive Session meetings in order to approve their content and to determine whether such minutes, or any portions thereof, can be released for public review or remain closed to public review; and

**WHEREAS**, the Corporate Authorities have reviewed the minutes of all duly recorded Executive Session meetings, as identified below, and have made the following determinations about: (1) the approval of the content and the advisability of the release of the Executive Session meeting minutes or the retention of such minutes; (2) the destruction of certain verbatim audio recordings of the Executive Session meetings as permitted by the OMA; and (3) the need to maintain the confidentiality of certain verbatim audio recordings of the Executive Session meetings until such future time as the Corporate Authorities decide to either release or destroy the audio recordings in accordance with the OMA.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MAYWOOD, COOK COUNTY, ILLINOIS, AS FOLLOWS:**

**SECTION 1:** Each of the recitals in the Whereas paragraphs set forth above are incorporated into Section 1 of this Resolution.

**SECTION 2:** The content of the following Executive Session meeting minutes are approved and may be released for public inspection, except for those parts of the minutes that still need to remain confidential as noted below in Section 3:

**January: January 17, 2012 (Item #1B)**

**February: None**

**March: None**

**April: April 3, 2012 (Item #3 Only)**

**May: None**

**June: June 5, 2012 (Item #1) and June 19, 2012 (Item #1F)**

**July: None**

**August: August 21, 2012 (Item #1 Only)**

**September: None**

**October: October 16, 2012 (Item #1 Only)**

**November: None**

**December: None**

**SECTION 3:** The content of the following Executive Session meeting minutes are approved but the need for confidentiality still exists as to all or part of these minutes as noted below:

**January: January 17, 2012 (Items #1A, #1C, #1D and #1E Only)**

**February: February 7, 2012 and February 21, 2012**

**March: March 6, 2012**

**April: April 3, 2012 (Items #1, #2, #4 and #5 Only), April 17, 2012, and April 30, 2012 (Special Board Meeting)**

**May: May 22, 2012**

**June: June 5, 2012 (Item #2 Only) and June 19, 2012 (All Items except Item #1F)**

**July: July 17, 2012**

**August: August 21, 2012 (Item #2 Only)**

**September: September 18, 2012**

**October: October 2, 2012 and October 16, 2012 (Items #2, #3, #4 and #5 Only)**

**November: November 5, 2012 and November 20, 2012**

**December: December 18, 2012**

**SECTION 4:** The Corporate Authorities further make the following determination: All other Executive Session meeting minutes from prior years and those that have not been included in this Resolution or previously adopted Resolutions, and their related audio recordings, which minutes have not already been approved for release for public inspection, and which audio recordings have not already been approved for destruction per the OMA, shall remain confidential and closed from public inspection until, at least, the next periodic review by the Corporate Authorities, or as directed by the Corporate Authorities in accordance with an adopted Resolution that supersedes the determinations of the Corporate Authorities as set forth in this Resolution or any previously adopted Resolutions.

**SECTION 5:** Beginning January 1, 2004, the Act requires that a verbatim record of all Executive Session meetings be kept in the form of an audio or video recording and that such recordings can be destroyed but only after the Corporate Authorities (a) approve the written meeting minutes for each completed Executive Session meeting and (b) authorize the destruction of such recordings, provided at least 18 months has passed since the date of the last such approval or authorization. The Village has elected to maintain a verbatim record of all Executive Session meetings in the form of audio recordings. The Corporate Authorities make the following determinations as follows:

A. In regard to the Executive Session meetings where the written minutes have not be prepared at this time, there is still a need for confidential treatment of the audio recordings of those Executive Session meetings until such time as the written minutes are prepared and approved by the Corporate Authorities and a final decision is made by the Corporate Authorities as to the destruction of the audio recordings or the release of such audio recordings for public inspection.

B. Each of the audio recordings of Executive Session meetings, which were completed more than 18 months ago and for which written minutes have been prepared and approved by the Corporate Authorities more than 18 months ago, shall be destroyed by the Village Clerk on the next business day following the approval date of this Resolution.

**SECTION 6:** The Village President is authorized and directed to sign and the Village Clerk is authorized and directed to attest to this Resolution.

**ADOPTED** this 13<sup>th</sup> day of January, 2016, pursuant to a roll call vote as follows:

**AYES:** Mayor E. Perkins, Trustee(s) H. Yarbrough, A. Dorris, and  
M. Rogers

**NAYS:** None

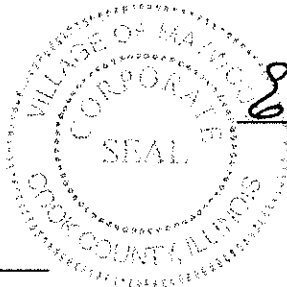
**ABSTAIN:** Trustee(s) I. Brandon and R. Rivers

**ABSENT:** Trustee M. Lightford

**APPROVED** by me, and attested by the Village Clerk, on this 19<sup>th</sup> day of January, 2016.

**ATTEST:**

  
\_\_\_\_\_  
VILLAGE CLERK



  
\_\_\_\_\_  
VILLAGE PRESIDENT

STATE OF ILLINOIS )  
                                  ) SS  
COUNTY OF COOK )

**CLERK'S CERTIFICATE**

I, Viola Mims, Clerk of the Village of Maywood, in the County of Cook and State of Illinois, certify that the annexed and foregoing is a true and correct copy of that certain Resolution now on file in my Office, entitled:

**RESOLUTION NO. R-2016-02**

**A RESOLUTION APPROVING THE CONTENT OF AND/OR RELEASE OF CERTAIN EXECUTIVE SESSION MEETING MINUTES OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MAYWOOD (2012 FULL YEAR REVIEW)**

which Resolution was passed by the Board of Trustees of the Village of Maywood at a Regular Village Board Meeting on the 13<sup>th</sup> day of January, 2016, at which meeting a quorum was present, and approved by the President of the Village of Maywood on the 19<sup>th</sup> day of January, 2016.

I further certify that the vote on the question of the passage of said Resolution by the Board of Trustees of the Village of Maywood was taken by Ayes and Nays and recorded in the minutes of the Board of Trustees of the Village of Maywood, and that the result of said vote was as follows, to-wit:

**AYES:** Mayor E. Perkins, Trustee(s) H. Yarbrough, A. Dorris, and M. Rogers

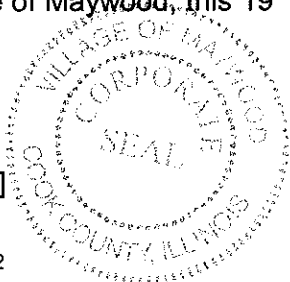
**NAYS:** None

**ABSTAIN:** Trustee(s) I. Brandon and R. Rivers

**ABSENT:** Trustee M. Lightford

I do further certify that the original Resolution, of which the foregoing is a true copy, is entrusted to my care for safekeeping, and that I am the lawful keeper of the same.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Village of Maywood, this 19<sup>th</sup> day of January, 2016.



[SEAL]

Village Clerk