

Request For Board Action

REFERRED TO BOARD: September 14, 2022

AGENDA ITEM NO: 14

ORIGINATING DEPARTMENT: Village Clerk's Office

SUBJECT: Approval of a Resolution Regarding the Release and non-release of Certain Minutes of Executive Session.

SUMMARY AND BACKGROUND OF SUBJECT MATTER:

The Open Meetings Act of the State of Illinois requires the Corporate Authorities to conduct a semi-annual review of closed session minutes which have not previously been released to the public.

At this time, the Village Board is asked to consider the release of executive session minutes that have not previously been approved, and which have been approved and not released. The attached Resolution and schedule indicate which minutes are recommended for release.

DOCUMENTS ATTACHED:

1. Resolution

RECOMMENDED MOTION:

Move to approve a Resolution Regarding the Release and Non-release of Certain Minutes of Executive Session.

RESOLUTION 22-xx

A RESOLUTION REGARDING THE RELEASE AND NON-RELEASE OF CERTAIN MINUTES OF EXECUTIVE SESSIONS

WHEREAS, the State of Illinois Open Meetings Act requires the Corporate Authorities of this Village to conduct a semi-annual review all minutes of executive sessions which have previously not been released to the public to determine which minutes should be released and which should still be held as confidential, and

WHEREAS, the Village Clerk has assembled all such minutes of executive sessions that currently exist, and

WHEREAS, the Village Attorney has counseled that the Open Meetings Act should be construed broadly in favor of the release of any minutes that are not determined by this Board to be subject to the confidentiality provisions of that Act or which involve issues which have been finally resolved in one manner or another, and

WHEREAS, the Open Meetings Act, as interpreted by the Courts and the Public Access Counselor of the Illinois Attorney General's Office, and as particularly applicable to the types of matters generally coming before the Village Board requires the release of concluded matters, but not where personal privacy interests remain, and

WHEREAS, the Mayor and Village Board have reviewed certain available previously-unreleased minutes of Executive Sessions, and has considered the requirements of the Open Meetings Act and the advice of counsel, and has determined to take appropriate action with respect to those minutes of meetings, and

NOW THEREFORE, BE IT RESOLVED by the Village of Antioch, Lake County, Illinois, as follows:

SECTION ONE: The chart attached hereto as Exhibit A, which sets forth a listing of executive session minutes, shows those minutes that should be released and those that should not be released at present, is hereby adopted in its entirety.

SECTION TWO: To the extent that any of the minutes in the Exhibit A chart have not yet been formally approved, the same be and are approved.

SECTION THREE: All executive session recordings of meetings in which minutes have been approved are authorized for destruction.

PASSED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF ANTIOCH, ILLINOIS, ON THIS 14th DAY OF SEPTEMBER, 2022.

ATTEST:

SCOTT J. GARTNER, MAYOR

LORI K. ROMINE, VILLAGE CLERK

**EXHIBIT A
CHART OF RELEASED AND NON-RELEASED MINUTES**

Current Minutes for Consideration:

Meeting Date	Topic #	Release?
2/9/2022	1 - Pending Litigation	No
	2 - Pending Litigation	No
	3 - Personnel	No
3/9/2022	1 - Property Acquisition	No
4/13/2022	1 - Personnel	No
4/27/2022	1 - Probable Litigation	No
6/22/2022	1 - Probable Litigation	No
7/27/2022	1 - Personnel	No
8/24/2022	1 - Property Sale	No
	2 - Pending Litigation	No
	3 - Personnel	No

Previously Approved - Non-Released minutes:

Meeting Date	Topic #	Release?
3/15/2004	3 - Personnel	No
5/24/2004	1 - Personnel	No
	2 - Personnel	No
	3 - Personnel	No
	4 - Personnel	No
7/19/2004	3 - Personnel/Litigation	No
8/16/2004	2 - Personnel/Litigation	No
10/18/2004	4 - Personnel	No
11/15/2004	3 - Personnel	No
3/21/2005	2 - Personnel	No
5/16/2005	1 - Personnel	No
	5 - Personnel	No
6/6/2005	1 - Personnel	No
	2 - Personnel	No
6/20/2005	1 - Personnel	No
	2 - Personnel	No
12/5/2005	1 - Personnel	No
11/16/2006	2 - Pending Litigation	No
12/18/2006	4 - Pending Litigation	No
11/20/2007	1 - Security Procedures	No
1/7/2008	2 - Personnel	No
1/11/2008	1 - Personnel	No
1/22/2008	1 - Personnel	No

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	3 - Personnel	No
2/4/2008	1 - Litigation	No
	4 - Personnel	No
3/3/2008	1 - Personnel	No
5/27/2008	2 - Personnel	No
6/10/2018	4 - Personnel	No
	5 - Personnel	No
	6 - Personnel	No
7/29/2008	4 - Personnel	No
	5 - Personnel	No
11/3/2008	3 - Personnel	No
3/2/2009	2 - Personnel	No
6/1/2009	3 - Pending Litigation	No
11/16/2009	1 - Pending Litigation	No
	3 - Personnel	No
3/7/2011	2 - Personnel	No
3/23/2011	1 - Personnel	No
4/13/2011	1 - Personnel	No
	2 - Personnel	No
4/18/2011	1 - Personnel	No
	2 - Personnel	No
5/16/2011	1 - Personnel	No
7/18/2011	1 - Pending Litigation	Yes
	2 - Personnel	
	3 - Lease of Village Property	
	4 - Lease of Village Property	Yes
11/16/2011	1 - Personnel	No
2/6/2012	1-Sale/Lease of Property	No
	3-Sale/Lease of Property	No
4/1/2013	1-Pending Litigation	No
4/10/2013	1-Pending Litigation	No
6/3/2013	1-Pending Litigation	No
6/12/2013	1-Pending Litigation	No
8/19/2013	1-Pending Litigation	No
11/18/2013	1-Pending Litigation	No
2/17/2014	1-Pending Litigation	No
4/7/2014	1-Pending Litigation	No
4/16/2014	1-Pending Litigation	No
	2-Personnel	No
	2-Pending Litigation	No
4/6/2015	1-Pending Litigation	No
4/15/2015	1-Pending Litigation	No
	2-Pending Litigation	No

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7/20/2015	1-Personnel	No
7/20/2015	1-Personnel	No
3/7/2016	2 - Personnel	No
	2 - Personnel	No
7/26/2017	1 - Personnel	No
	2 - Personnel	No
	2 - Pending Litigation	
8/13/2018	1 - Personnel	No
	2 - Pending Litigation	
	3 - Pending Litigation	No
	2 - Pending Litigation	
6/10/2019	1 - Pending Litigation	
	2 - Property Acquisition	
6/26/2019	1 - Pending Litigation	
7/8/2019	1 - Pending Litigation	
7/24/2019	1 - Personnel	No
9/25/2019	1 - Pending Litigation	No
	2 - Property Acquisition	
10/14/2019	1 - Pending Litigation	No
1/13/2020	1 - Pending Litigation	No
	2 - Pending Litigation	No
	3 - Pending Litigation	
	4 - Personnel	No
2/10/2020	2 - Property Acquisition	No
	3 - Property Acquisition	No
2/26/2020	1 - Property Acquisition	No
	2 - Pending Litigation	
5/11/2020	1 - Personnel	No
6/8/2020	2 - Pending Litigation	No
8/10/2020	2 - Probable Litigation	No
9/14/2020	1 - Pending Litigation	No
	3 - Property Acquisition	No
	4 - Probable Litigation	No
	5 - Pending Litigation	
11/9/2020	2 - Probable Litigation	No
2/8/2021	1 - Pending Litigation	No
	2 - Pending Litigation	No
3/8/2021	1 - Property Acquisition	No
5/26/2021	1 - Property Acquisition	No
	2 - Property Acquisition	No
6/14/2021	1 - Property Acquisition	No
	2 - Property Acquisition	No
	3 - Property Acquisition	No

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	4 - Property Acquisition	No
	5 - Pending Litigation	Yes
	6 - Pending Litigation	No
	7 - Pending Litigation	No
	8 - Pending Litigation	No
	9 - Pending Litigation	
	10 - Potential Litigation	No
	11 - Potential Litigation	No
	12 - Potential Litigation	No
6/23/2021	1 - Personnel	No
	2 - Pending Litigation	No
	3 - Property Acquisition	No
7/14/2021	1 - Pending Litigation	Yes
	2 - Property Acquisition	No
	3 - Property Acquisition	No
	4 - Property Acquisition	No
7/28/2021	1 - Pending Litigation	No
	2 - Pending Litigation	No
	3 - Pending Litigation	No
	4 - Property Acquisition	No
8/11/2021	1 - Personnel	No
8/25/2021	1 - Real Estate - Disposition of Property	No
	2 - Personnel	No
	3 - Pending Litigation	No
	4 - Property Acquisition	No
	5 - Property Acquisition	No
10/13/2021	1 - Personnel	No
	2 - Pending Litigation	No
	3 - Pending Litigation	No
	4 - Property Acquisition	No
	5 - Property Acquisition	No
	6 - Property Acquisition	No
	7 - Pending Litigation	No
12/8/2021	1 - Property Acquisition	No
	2 - Property Acquisition	No