

**CLOSED SESSION
(EXECUTIVE SESSION)
INFORMATION**

Closed or Executive Session Meetings

Please consult the Illinois Open Meetings Act, the IML Handbook, and your attorney for a complete listing of all requirements – this guide is not comprehensive

While the Open Meetings Act (OMA) declares that “...that the people have a right to be informed as to the conduct of their business. In order that the people shall be informed, the General Assembly finds and declares that it is the intent of this Act to ensure that the actions of public bodies be taken openly and that their deliberations be conducted openly...”, they do recognize that there are specific instances when the public body may need to deliberate in Closed or Executive Session (terms which are used interchangeably herein).

Public Bodies may enter into Executive Session regardless if such disclosure is on the regular agenda; however, the body must specify under which exception(s) they will be separately convening to discuss. Those specific exemptions, as of August 2018, are as follows:

5 ILCS 120/2(c)

- (1) The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee of the public body or against legal counsel for the public body to determine its validity. However, a meeting to consider an increase in compensation to a specific employee of a public body that is subject to the Local Government Wage Increase Transparency Act may not be closed and shall be open to the public and posted and held in accordance with this Act.
- (2) Collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees.
- (3) The selection of a person to fill a public office, as defined in this Act, including a vacancy in a public office, when the public body is given power to appoint under law or ordinance, or the discipline, performance or removal of the occupant of a public office, when the public body is given power to remove the occupant under law or ordinance.
- (4) Evidence or testimony presented in open hearing, or in closed hearing where specifically authorized by law, to a quasi-adjudicative body, as defined in this Act, provided that the body prepares and makes available for public inspection a written decision setting forth its determinative reasoning.
- (5) The purchase or lease of real property for the use of the public body, including meetings held for the purpose of discussing whether a particular parcel should be acquired.
- (6) The setting of a price for sale or lease of property owned by the public body.

(7) The sale or purchase of securities, investments, or investment contracts. This exception shall not apply to the investment of assets or income of funds deposited into the Illinois Prepaid Tuition Trust Fund.

(8) Security procedures, school building safety and security, and the use of personnel and equipment to respond to an actual, a threatened, or a reasonably potential danger to the safety of employees, students, staff, the public, or public property.

(9) Student disciplinary cases.

(10) The placement of individual students in special education programs and other matters relating to individual students.

(11) Litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that an action is probable or imminent, in which case the basis for the finding shall be recorded and entered into the minutes of the closed meeting.

(12) The establishment of reserves or settlement of claims as provided in the Local Governmental and Governmental Employees Tort Immunity Act, if otherwise the disposition of a claim or potential claim might be prejudiced, or the review or discussion of claims, loss or risk management information, records, data, advice or communications from or with respect to any insurer of the public body or any intergovernmental risk management association or self insurance pool of which the public body is a member.

(13) Conciliation of complaints of discrimination in the sale or rental of housing, when closed meetings are authorized by the law or ordinance prescribing fair housing practices and creating a commission or administrative agency for their enforcement.

(14) Informant sources, the hiring or assignment of undercover personnel or equipment, or ongoing, prior or future criminal investigations, when discussed by a public body with criminal investigatory responsibilities.

(15) Professional ethics or performance when considered by an advisory body appointed to advise a licensing or regulatory agency on matters germane to the advisory body's field of competence.

(16) Self evaluation, practices and procedures or professional ethics, when meeting with a representative of a statewide association of which the public body is a member.

(17) The recruitment, credentialing, discipline or formal peer review of physicians or other health care professionals, or for the discussion of matters protected under the federal Patient Safety and Quality Improvement Act of 2005, and the regulations promulgated thereunder, including 42 C.F.R. Part 3 (73 FR 70732), or the federal Health Insurance Portability and Accountability Act of 1996, and the regulations promulgated thereunder, including 45 C.F.R. Parts 160, 162, and 164, by a hospital, or other institution providing medical care, that is operated by the public body.

(18) Deliberations for decisions of the Prisoner Review Board.

(19) Review or discussion of applications received under the Experimental Organ Transplantation Procedures Act.

(20) The classification and discussion of matters classified as confidential or continued confidential by the State Government Suggestion Award Board.

(21) Discussion of minutes of meetings lawfully closed under this Act, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06.

(22) Deliberations for decisions of the State Emergency Medical Services Disciplinary Review Board.

(23) The operation by a municipality of a municipal utility or the operation of a municipal power agency or municipal natural gas agency when the discussion involves (i) contracts relating to the purchase, sale, or delivery of electricity or natural gas or (ii) the results or conclusions of load forecast studies.

(24) Meetings of a residential health care facility resident sexual assault and death review team or the Executive Council under the Abuse Prevention Review Team Act.

(25) Meetings of an independent team of experts under Brian's Law.

(26) Meetings of a mortality review team appointed under the Department of Juvenile Justice Mortality Review Team Act.

(27) (Blank).

(28) Correspondence and records (i) that may not be disclosed under Section 11-9 of the Illinois Public Aid Code or (ii) that pertain to appeals under Section 11-8 of the Illinois Public Aid Code.

(29) Meetings between internal or external auditors and governmental audit committees, finance committees, and their equivalents, when the discussion involves internal control weaknesses, identification of potential fraud risk areas, known or suspected frauds, and fraud interviews conducted in accordance with generally accepted auditing standards of the United States of America.

(30) Those meetings or portions of meetings of a fatality review team or the Illinois Fatality Review Team Advisory Council during which a review of the death of an eligible adult in which abuse or neglect is suspected, alleged, or substantiated is conducted pursuant to Section 15 of the Adult Protective Services Act.

(31) Meetings and deliberations for decisions of the Concealed Carry Licensing Review Board under the Firearm Concealed Carry Act.

(32) Meetings between the Regional Transportation Authority Board and its Service Boards when the discussion involves review by the Regional Transportation Authority Board of employment contracts under Section 28d of the Metropolitan Transit Authority Act and Sections 3A.18 and 3B.26 of the Regional Transportation Authority Act.

(33) Those meetings or portions of meetings of the advisory committee and peer review subcommittee created under Section 320 of the Illinois Controlled Substances Act during which specific controlled substance prescriber, dispenser, or patient information is discussed.

(34) Meetings of the Tax Increment Financing Reform Task Force under Section 2505-800 of the Department of Revenue Law of the Civil Administrative Code of Illinois.

(35) Meetings of the group established to discuss Medicaid capitation rates under Section 5-30.8 of the Illinois Public Aid Code.

If the body votes to enter into the closed session, upon the recital of the matter(s) being discussed, the Clerk should record, utilizing either a separate recording device or by otherwise isolating such recording, the full audio of the meeting. A roll call should occur and there should be a notation of WHO, WHAT, WHEN, AND WHERE – who was present, what was being discussed, when was the closed session held (date and time), and where was it held.

The Municipal Clerk attends all Closed/Executive Sessions, unless they are the topic being discussed under 5 ILCS 120/2(c)(1) or (c)(3). The only other individuals attending are the public body and others directly involved in the matter, such as a City Manager or City Attorney.

The Board cannot take any binding action during executive session, unless it is to approve executive session meeting minutes.

The Board must also review all Closed Meeting minutes semi-annually to determine if the content of those minutes must remain confidential. If they determine that there no longer exists a reason to keep specific sets of minutes confidential, those specific minutes must be released to the public.

Additionally, the audio or video recording of the Executive Session may be destroyed, but only under the following conditions:

(c) The verbatim record may be destroyed without notification to or the approval of a records commission or the State Archivist under the Local Records Act or the State Records Act **no less than 18 months** after the completion of the meeting recorded but only after:

(1) the public body approves the destruction of a particular recording; and

(2) the public body approves minutes of the closed meeting that meet the written minutes requirements of subsection (a) of this Section.

The minutes from Executive Session are more general in nature than those of regular sessions. There is enough information included that during the semi-annual review, the Board can determine what was being discussed during said session and the general consensus of the Board. *Note that the term “consensus” is utilized when referring to the Board or Council’s direction on the given matter. There can be no official action taken during the meeting. Action can only occur upon return to Open Session and should be prefaced by a recital of facts sufficient to inform any members of the public as to what action is being taken.

Special Notes about Closed Sessions

- Once the pressure of the camera and public is off of the elected officials, there is a tendency to relax into conversational style. The Mayor and/or Open Meetings Act Officer should keep everyone on topic; remember, your Board cited a specific exemption to enter into this session...and that is what should be discussed. If you give them an inch, they will take a mile. Further, the Mayor should be responsible to enforce the meeting decorum, wherein only one person speaks at a time.
- From time to time, you may find that your Executive Sessions develop “leaks”; there is not much to be done about such leaks other than to strongly remind members about the importance of confidentiality. You should always exemplify the behavior you would expect the other officials to embody. Do not ever discuss what occurs in Closed sessions.
- Check your recording device several times before and during the meetings; it is imperative that every word is recorded. If you have a backup available, bring that, too.
- In order to prevent a “lost recording” (speaking from experience here...), be sure to save your audio to CD or flashdrive and mark the date on the media. Sooner is always better than later.
- Be cautious of any materials being projected or handed out to Council members – they can fall into the wrong hands or may be visible to members of the public through windows.
- Keep apprised of the Public Access Counselor’s binding opinions on OMA violations by visiting the website from time-to-time.

Most generally those items discussed in Closed Session are:

The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee of the public body or against legal counsel for the public body to determine its validity. (Definition of an employee means a person employed by a public body whose relationship with the public body constitutes an employer employee relationship under the usual common law rules, and who is not an independent contractor.)

- Collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees.
- The selection of a person to fill a public office, as defined in this Act, including a vacancy in a public office, when the public body is given power to appoint under law or ordinance, or the discipline, performance or removal of the occupant of a public office, when the public body is given power to remove the occupant under law or ordinance.
- The purchase or lease of real property for the use of the public body, including meetings held for the purpose of discussing whether a particular parcel should be acquired.
- The setting of a price for sale or lease of property owned by the public body.
- The sale or purchase of securities, investments, or investment contracts.
- Security procedures and the use of personnel and equipment to respond to an actual, a threatened, or a reasonably potential danger to the safety of employees, students, staff or public property.
- Litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that an action is probable or imminent, in which case the basis for the finding shall be recorded and entered into the minutes of the closed meeting.
- The establishment of reserves or settlement of claims as provided in the Local Governmental and Governmental Employees Tort Immunity Act, if otherwise the disposition of a claim or potential claim might be prejudiced, or the review or discussion of claims, loss or risk management information, records, data, advice or communications from or with respect to any insurer of the public body or any intergovernmental risk management association or self insurance pool of which the public body is a member.
- Self evaluation, practices and procedures or professional ethics, when meeting with

a representative of a statewide association of which the public body is a member.

- Discussion of minutes of meetings lawfully closed under this Act, whether for purposes of approval by the body of the minutes or semiannual review of the minutes as mandated by the Open Meetings Act.

MINUTES OF CLOSED MEETING

PUBLIC BODY:

DATE: TIME:

PLACE OF MEETING: List here the name of the building, the room number, the address

MEMBERS PRESENT: MEMBERS ABSENT:

NON-MEMBERS IN ATTENDANCE:

SUBJECT MATTER DISCUSSED:

List the exception in full – see chart

There must be a basis for finding that litigation is probable or imminent listed in your minutes, if the litigation has not yet been filed. There must be a price set in the meeting and entered in your minutes if you go into closed session on 2(c)6. The exception here must match the exception in the motion that was taken in open session and entered in the open meeting minutes.

BASIS FOR FINDINGS: Enter the reason why you suspect that litigation is probable or imminent. Enter N/A if the exception is not 2(c)11 or is pending litigation under 2(c)11.

DESCRIPTION OF ALL MATTERS PROPOSED, DISCUSSED OR DECIDED:

Note: Closed session minutes can be more of a general summary than your minutes of open session. They should briefly describe what occurred so that a court can determine whether action or a violation occurred. The minutes should provide the Public Body with enough information to understand what was proposed, discussed or decided if there is a reason to check something about the issue at a later date.

A second page heading looks like this:

EXECUTIVE SESSION MINUTES (Date) (Time) PAGE 2

NOTE TAKEN: A vote cannot be taken in closed session to assist in determining what was agreed to. There is diversity in the way the AG office interprets this at this time. A suggestion: Sometimes the Chair might ask, "Is there any objection?" The Clerk would then write "No objection was heard regarding" and outline the consensus. No final action like paying out money) can be taken by the Public Body until this matter is fully explained in open session and a public vote taken.

SIGNED:

TITLE:

Note: Closed Session Meetings must be recorded by audio or video. The Clerk or the Chair should verbally recite on the tape at the beginning of the meeting the name of the public body, the date, the time, the place (giving the name of the building, the room and the address), all members of the Public Body present and absent, the non-members present, the exception (reason for holding the closed session) and the basis for finding, if appropriate. The time the meeting adjourned should be noted, and if anyone comes in or leaves the meeting at different times, that should be verbally recited on the tape.

EXECUTIVE SESSION MINUTES
OF THE BOARD OF TRUSTEES
VILLAGE OF ROSELLE
APRIL 13, 2015
Meeting Held at Roselle Village Hall
Council Chambers
31 S. Prospect Street
Roselle, IL 60172

PRESENT: Mayor Smolinski, Trustees Baker, Dahlstrom, Devitt, Domke, Hochstadt and Maglio

ALSO PRESENT: Jeff O'Dell, Jason Bielawski, Brad Pollock, and Village Clerk Patty Burns

1. EXECUTIVE SESSION

Motion by Trustee Maglio, second by Trustee Devitt, to convene to Executive Session at 8:27 p.m. pursuant to the requirements of the Illinois Open Meetings Act under Exemptions 5 ILCS 120/2 (c) to discuss 3 Collective Bargaining and Personnel, 21 Executive Session Minutes, 5 Real Property, 12 Risk Management, and 11 Litigation.

ROLL CALL:

AYES: Maglio, Hochstadt, Baker, Dahlstrom, Devitt, Domke

NAYS: None

MOTION CARRIED.

2. EXECUTIVE SESSION MINUTES (Exemption 21)

Approve and Release the E.S. Minutes of January 26, 2015

Approve and Hold the E.S. Minutes of March 9, 2015

Upon Voice Vote: **MOTION CARRIED.**

Hold the Reviewed E.S. Minutes of:

April 16, August 13, Nov. 12, Nov. 26, Dec. 10 and Dec. 17, all in 2012.

Jan. 14A, Feb. 25A, March 11B, March 18, March 25, April 22, June 10, Sept 9, Sept. 23, Oct. 14, Nov. 4, Nov. 11, Nov. 25, Dec. 9, Dec. 16, Dec. 17, all in 2013.

Upon Voice Vote: **MOTION CARRIED.**

3. ADJOURN EXECUTIVE SESSION

Motion by Trustee Maglio, second by Trustee Domke to Adjourn the Executive Session at 8:37 p.m.

Upon Voice Vote. **MOTION CARRIED.**

Submitted by Patty Burns, Village Clerk

EXECUTIVE SESSION MINUTES
OF THE BOARD OF TRUSTEES
VILLAGE OF ROSELLE
MARCH 9, 2015
Meeting Held at Roselle Village Hall
Council Chambers
31 S. Prospect Street
Roselle, IL 60172

PRESENT: Trustees Baker, Dahlstrom, Devitt, Domke, Hochstadt and Maglio
ABSENT: Mayor Smolinski

ALSO PRESENT: Jeff O'Dell, Jason Bielawski, Phil Cotter, Public Works Director and
Village Clerk Patty Burns

1. EXECUTIVE SESSION

Motion by Trustee Baker, second by Trustee Hochstadt, to convene to Executive Session at 8:20 p.m. pursuant to the requirements of the Illinois Open Meetings Act under Exemptions 5 ILCS 120/2 (c) to discuss 3 Collective Bargaining and Personnel, 21 Executive Session Minutes, 5 Real Property, 12 Risk Management, and 11 Litigation.

ROLL CALL:

AYES: Baker, Hochstadt, Dahlstrom, Devitt, Domke, Maglio

NAYS: None

ABSENT: None

MOTION CARRIED.

2. COLLECTIVE BARGAINING (Exemption 3)

Staff provided an update on the negotiations with the Public Works Supervisors union.

After negotiations between the Village and union attorney were unsuccessful, both parties agreed to participate in mediation with an appointed federal mediator. The Village and the union completed the mediation session on Thursday, March 5.

The status of the open items following the mediation session, along with staff's recommendations were discussed.

Motion by Trustee Dahlstrom, second by Trustee Hochstadt, to recommend approval of a new four year collective bargaining agreement with the Public Works Supervisors union.

3. ADJOURN EXECUTIVE SESSION
Motion by Trustee Hochstadt, second by Trustee Domke to Adjourn the Executive Session at 8:37 p.m.
Upon Voice Vote. **MOTION CARRIED.**

Submitted by Patty Burns, Village Clerk

CITY OF O'FALLON, ILLINOIS
RESOLUTION 2017 - 54

**A RESOLUTION
APPROVING THE RELEASE OF EXECUTIVE SESSION MINUTES**

WHEREAS, the Mayor and City Council of the City of O'Fallon have met from time to time in closed session for purposes authorized by the Illinois Open Meetings Act;

WHEREAS, as required by the Act, the Council has kept written minutes of all such closed sessions; and

WHEREAS, pursuant to the requirements of Public Act 85-1355, the Mayor and City Council have determined that the minutes of the meetings listed on Schedule "A" attached hereto no longer require confidential treatment and should be made available for public inspection, as well the release of some in part, as the need for confidentiality still exists; and

NOW, THEREFORE, be it resolved by the Mayor and City Council of the City of O'Fallon, Illinois that the closed session minutes from those meetings set forth on Schedule "A" attached are hereby released;

Be it further resolved that City Clerk is hereby authorized and directed to make said minutes available for inspection and copying in accordance with the standing procedures of the Clerk's office.

This Resolution shall become effective immediately upon its adoption by City Council.



Jerry Mouser, City Clerk

Adopted this 3rd day of July 2017.

Herb Roach, Mayor

CITY OF O'FALLON, ILLINOIS
RESOLUTION 2017 - 55

**A RESOLUTION RECOMMENDING SCHEDULE B OF THE EXECUTIVE SESSION
MINUTES REMAIN CLOSED BECAUSE THE NEED FOR CONFIDENTIALITY
STILL EXISTS**

WHEREAS, the Mayor and City Council of the City of O'Fallon have met from time to time in closed session for purposes authorized by the Illinois Open Meetings Act; and

WHEREAS, as required by the Act the Council has kept written minutes of all such closed sessions; and

WHEREAS, the Mayor and City Council have further determined a need for confidentiality still exists as to the closed session minutes from the meetings set forth on Schedule "B" attached hereto;

NOW, THEREFORE, be it resolved by the Mayor and City Council of the City of O'Fallon, Illinois that the closed session minutes from those meetings set forth on Schedule "B" attached are to remain closed and remain confidential.

This Resolution shall become effective immediately upon its adoption by City Council.



Jerry Mouser, City Clerk

Adopted this 3rd day of July 2017.

Herb Roach, Mayor

Key:
 Per=Personnel
 Lit = Litigation
 Pro=Property

SCHEDULE "B"
CLOSED EXECUTIVE SESSION MINUTES

| | | |
|-------------------------|--------------------------|-------------------------|
| July 1, 1985 – Per. | September 18, 1990 – | March 21, 1994 – Per. |
| May 5, 1986 – Per. | Per./Lit. | March 28, 1994 – Per. |
| May 5, 1986 – | October 29, 1990 – Per. | April 18, 1994 – Per. |
| Transcript – Per. | November 5, 1990 – | June 20, 1994 – Per. |
| June 30, 1986 – Per. | Per./Lit. | August 15, 1994 – Per. |
| April 6, 1987 – Per. | December 17, 1990 – | September 19, 1994 – |
| April 20, 1987 – Per. | Per. | Per./Lit. |
| May 4, 1987 – Per. | January 7, 1991 – Per. | October 3, 1994 – |
| June 1, 1987 – Per. | March 4, 1991 – Per. | Per./Lit. |
| June 8, 1987 – Per. | April 1, 1991 – Per. | March 20, 1995 – Per. |
| June 15, 1987 – Per. | June 17, 1991 – Per. | May 1, 1995 – Per. |
| June 29, 1987 – Per. | July 1, 1991 – Per. | July 31, 1995 – Per. |
| July 6, 1987 – Per. | August 19, 1991 – Per. | August 7, 1995 – Per. |
| August 3, 1987 – Per. | October 7, 1991 – Per. | January 29, 1996 – Per. |
| October 5, 1987 – Per. | January 21, 1992 – Per. | June 3, 1996 – Per. |
| October 19, 1987 – Per. | March 2, 1992 – Per. | July 29, 1996 – Per. |
| November 16, 1987 – | March 30, 1992 – Per. | September 3, 1996 – |
| Per. | December 7, 1992 – Per. | Per. |
| May 2, 1988 – Per. | March 1, 1993 – Per. | September 30, 1996 – |
| July 18, 1988 – Per. | April 5, 1993 – Per. | Per. |
| August 1, 1988 – Per. | April 19, 1993 – Per. | May 5, 1997 – Per./Lit. |
| September 19, 1988 – | May 3, 1993 – Per. | June 16, 1997 – Per. |
| Per. | May 17, 1993 – Per. | August 4, 1997 – Per. |
| May 15, 1989 – Per. | August 16, 1993 – Per. | August 18, 1997 – Per. |
| May 30, 1989 – Per. | November 1, 1993 – | November 3, 1997 – |
| July 31, 1989 – Per. | Per. | Per. |
| August 21, 1989 – Per. | January 31, 1994 – Per. | November 17, 1997 – |
| October 2, 1989 – Per. | February 7, 1994 – Per. | Per./Lit. |
| April 30, 1990 – Per. | February 22, 1994 – Per. | December 1, 1997 – |
| | March 7, 1994 – Per. | Per./Lit. |

RESOLUTION NO. 2009-82

A RESOLUTION RELEASING CERTAIN CLOSED SESSION MINUTES

BE IT RESOLVED BY THE CITY COUNCIL of the City of Danville, Illinois, that Minutes of Closed Sessions, as listed below by date and subject matter, inclusive, no longer require confidential treatment and are available for public inspection:

| <u>DATE</u> | <u>SUBJECT</u> |
|-------------------|---|
| JANUARY 31, 2009 | Certain Employees Collective Negotiating Matters Salary Schedules |
| FEBRUARY 17, 2009 | Certain Employees Salary Schedules |
| MAY 5, 2009 | Collective Negotiating Matters |

BE IT FURTHER RESOLVED that Minutes of the Closed Sessions, as listed below by date and subject matter, inclusive, will remain confidential at this time:

| <u>DATE</u> | <u>SUBJECT</u> |
|-------------------|---|
| NOVEMBER 20, 2007 | Collective Negotiating Matters Purchase of Real Estate |
| FEBRUARY 19, 2008 | Collective Negotiating Matters |
| AUGUST 5, 2008 | Discipline, Performance or Dismissal of Employees or Legal Counsel Collective Negotiating Matters Pending Litigation |
| JANUARY 6, 2009 | Collective Negotiating Matters Salary Schedules Setting of Price for Sale or Lease of Public Property Semi-Annual Review of Closed Session Minutes |
| MARCH 17, 2009 | Certain Employees Collective Negotiating Matters Pending Litigation |

PASSED this 7th day of July 2009, by 11 Ayes, 0 Nays, 3 Absent

APPROVED:

BY: Scott Eisenhauer
Mayor

ATTEST:


City Clerk

POSTED
PUBLICLY JUL 10 2009

A RESOLUTION AUTHORIZING THE DESTRUCTION
OF CERTAIN CLOSED SESSION TAPES

WHEREAS, provisions of the Open Meetings Act requires the verbatim record in the form of an audio or video recording of all Closed Sessions of all governmental bodies; and

WHEREAS, the Open Meetings Act permits governmental bodies to destroy the verbatim record of closed meetings without notification to or the approval of a Records Commission or the State Archivist not less than eighteen (18) months after the completion of the meeting recorded, but only after it approves the destruction of a particular recording and approves written minutes of the closed meeting; and

WHEREAS, the written Minutes of the following Closed Sessions of the City Council have met the requirements of the Open Meetings Act and the audio recordings are now ready for destruction, as follows:

August 4, 2009
September 1, 2009
November 17, 2009
December 15, 2009
January 19, 2010

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Danville, that the audio recording of the Closed Sessions of the City Council of August 4, 2008, September 1, 2009, November 17, 2009, December 15, 2009, and January 19, 2010, be hereby destroyed.

Passed this 19th day of July 2011, by 10 Ayes, 0 Nays, 0 Absent

with 4 not voting.

APPROVED

BY: Scott E. Siskawater
Mayor

ATTEST:


City Clerk

POSTED
PUBLICLY JUL 22 2011

