
**NILES TOWNSHIP
COOK COUNTY, ILLINOIS**

**RESOLUTION
NUMBER 2023-02**

**A RESOLUTION
REPORTING THE DETERMINATION OF THE NILES TOWNSHIP BOARD
REGARDING THE REVIEW OF CLOSED SESSION MINUTES PURSUANT TO
SECTION 2.06 OF THE ILLINOIS OPEN MEETINGS ACT
(for the period ending February 27, 2023)**

**BONNIE KAHN OGNISANTI, Supervisor
CHARLES LEVY, Clerk**

**DONALD GELFUND
MARK COLLINS
PEGGY TOLLESON
KITTY KENDRICK
Trustees**

Published in pamphlet form by authority of the Supervisor and Board of Trustees of Niles Township on February 27, 2023

**Prepared by ODELSON, STERK, MURPHEY, FRAZIER & McGRATH, LTD. - Township Attorneys -
3318 West 95th Street - Evergreen Park, Illinois 60805**

**NILES TOWNSHIP
RESOLUTION NO 2023-02**

**A RESOLUTION REPORTING THE DETERMINATION OF THE NILES
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OPEN MEETINGS ACT
(For the period ending February 27, 2023)**

WHEREAS, Niles Township, Cook County, State of Illinois (the “Township”) is a duly organized and existing township and a unit of local government organized under the laws of the State of Illinois and is operating under the provisions of the Illinois Township Code, 60 ILCS 1/1-1, *et. seq.*, and all laws amendatory thereto; and

WHEREAS, Township has met from time to time in closed session for purposes authorized by the Illinois Open Meetings Act, 5 ILCS 120/1, *et seq.*, (the “OMA”);

WHEREAS, the Township has kept written minutes of all such meetings held in closed session, as required by the OMA; and

WHEREAS, Section 2.06 of the OMA requires public bodies to periodically, but no less than semi-annually, meet to review the minutes of closed sessions; and

WHEREAS, the Township has met to review all closed session minutes for the period ending February 27, 2023, and is now prepared to report its determinations in open session pursuant to Section 2.06 of the OMA; and

WHEREAS, the Township Board has determined that the minutes of the meetings listed on Schedule A, attached hereto, no longer require confidential treatment, in whole or in part, and should be made available for public inspection; and

WHEREAS, the Township Board has further determined that a need for confidentiality still exists as to the closed session minutes from the meetings set forth on Schedule B, attached hereto; and

WHEREAS, Section 2.06 of the OMA, requires all public bodies to keep verbatim records of all closed session meetings in the form of audio or video recordings; and

WHEREAS, the Township Clerk has kept such verbatim recordings as required by the Act; and

WHEREAS, Subsection (c) of Section 2.06 of the OMA, authorizes a public body to destroy such verbatim records without notification to or the approval of a local records commission or the State Archivist no less than 18 months after the completion of the meeting recorded, but only after the public body approves the destruction of a particular recording and approves written minutes of the closed meeting, *see* 5 ILCS 120/2.06(c); and

WHEREAS, no less than 18 months have passed after the completion of the closed session meetings listed in Schedule C of this Resolution, and all said written meeting minutes have been approved by the Township Board; and

WHEREAS, the Township Board has determined that the verbatim records of the closed session meetings listed in Schedule C of this Resolution no longer need to be retained and are authorized for destruction.

NOW, THEREFORE, BE IT RESOLVED by the Supervisor and Board of Trustees of Niles Township, Cook County, Illinois, as follows:

SECTION 1: That all of the recitals contained in the preambles to this Resolution are true and correct and are hereby incorporated into this Resolution by reference.

SECTION 2: The Township Board has determined that the closed session minutes from those meetings set forth on Schedule A, attached hereto and incorporated herein, no longer require confidential treatment, in whole or in part, as indicated within said Schedule A, which is attached hereto and incorporated herein.

SECTION 3: The Township Clerk is hereby authorized and directed to make said minutes listed in **Schedule A** available for public inspection in accordance with the standing procedures of the Township Clerk's office and any applicable legal requirements.

SECTION 4: The closed session minutes from those meetings set forth on **Schedule B**, attached hereto and incorporated herein, shall be and hereby are retained as confidential, pending further review in the future to determine their eligibility for release.

SECTION 5: Pursuant to Section 2.06(c) of the Open Meetings Act, the verbatim records of the closed session meetings set forth in **Schedule C**, attached hereto and incorporated herein, are hereby approved for destruction.

SECTION 6. The provisions of this Resolution are hereby declared to be severable, and should any provision of this Resolution be determined to be in conflict with any law, statute, or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable, and as though not provided for herein, but such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid application or provision, and all other provisions shall remain unaffected, unimpaired, valid, and in full force and effect.

SECTION 7. All resolutions, rules, and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded and repealed.

SECTION 8: This resolution shall be in full force and effect from and after its passage and approval according to law.

PASSED by the Supervisor and Board of Trustees of Niles Township, Cook County, Illinois this 27th day of February, 2023, pursuant to a roll call vote, as follows:

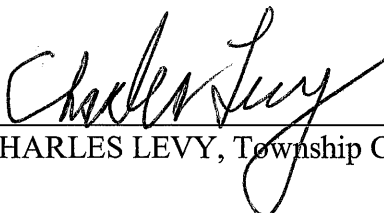
	YES	NO	ABSENT	PRESENT
Trustee Gelfund	✓			
Trustee Collins	✓			
Trustee Tolleson	✓			
Trustee Kendrick	✓			
Supervisor Kahn Ognisanti	✓			
TOTAL	5	- 0 -	- 0 -	

APPROVED at a Regular Meeting of the Board of Trustees of Niles Township, on September February 27, 2023.



 BONNIE KAHN OGNISANTI, Supervisor

ATTEST:



 CHARLES LEVY, Township Clerk

STATE OF ILLINOIS)
) ss.
COUNTY OF COOK)

I, the undersigned, do hereby certify that I am the duly qualified and acting Township Clerk of Niles Township, Cook County, Illinois, and as such I am the keeper of the records and files of the Board of Trustees of said Township.

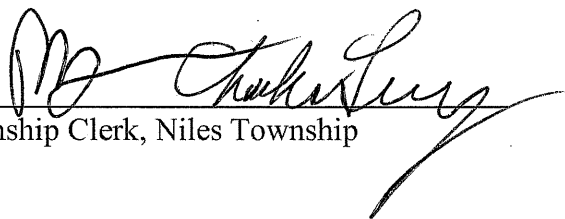
I further certify that the foregoing is a full, true and complete copy of Resolution No. 2023-02 titled,

A RESOLUTION REPORTING THE DETERMINATION OF THE NILES TOWNSHIP BOARD REGARDING THE REVIEW OF CLOSED SESSION MINUTES PURSUANT TO SECTION 2.06 OF THE ILLINOIS OPEN MEETINGS ACT

adopted at a duly called Regular Meeting of the Board of Trustees of Niles Township, held at 7:00 p.m. on the 27th day of February, 2023.

I do further certify that the deliberations of the Board on the adoption of said Resolution were conducted openly, that the vote on the adoption of said Resolution was taken openly, that said meeting was called and held at a specified time and place convenient to the public, that notice of said meeting was duly given to all of the news media requesting such notice, that said meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and with the provisions of the Township Code of the State of Illinois, as amended, and that the Board has complied with all the provisions of said Act and said Code and with all the procedural rules of the Board.

IN WITNESS WHEREOF I hereunto affix my official signature at Niles, Illinois, this 27th day of February, 2023.



Township Clerk, Niles Township

CLOSED SESSION MINUTES DETERMINATION SCHEDULES

RESOLUTION NO. 2023-02

SCHEDULE "A"

Closed Session Minutes Recommended for Release in Whole or in Part (as indicated)

MEETING MINUTES DATE	RELEASE COMMENTS
May 21, 2007	Previously released in full (December 3, 2007)
May 5, 2008	Previously released in full (March 2, 2009)
May 19, 2008	Previously released in full (March 2, 2009)
June 2, 2008	Previously released in full (March 2, 2009)
November 17, 2008	Previously released in full (March 2, 2009)
December 1, 2008	Previously released in full (March 2, 2009)
December 15, 2008	Previously released in full (June 15, 2009)
May 24, 2010	Previously released in full (September 13, 2022)
September 13, 2010	Previously released in full (September 27, 2010)
September 27, 2010	Previously released in full (November 14, 2011)
March 24, 2014	Released in full (February 27, 2023)
February 9, 2015	Released in full (February 27, 2023)
March 14, 2016	Released in full (February 27, 2023)
March 13, 2017	Previously released in full (April 13, 2017)
January 22, 2018	Previously released in full (February 13, 2018)
March 12, 2018	Previously released in full (September 28, 2022)
August 27, 2018	Previously released in full (September 28, 2022)
March 11, 2019	Partial release only; continuing need for confidentiality with respect to Paragraph 6 of the minutes (February 27, 2023)
June 27, 2022	Released in full (February 27, 2023)
September 12, 2022	Released in full (February 27, 2023)

SCHEDULE "B"

Closed Session Minutes Not Eligible for Release Due to a Need for Continued Confidentiality

MEETING MINUTES DATE	FURTHER COMMENTS
November 14, 2011	No Release
August 24, 2015	No Release
June 11, 2018	No Release
August 27, 2018	No Release
March 11, 2019	Paragraph 6 of the minutes to remain confidential; remainder of minutes released
January 27, 2020	No Release
June 28, 2021	No Release
November 22, 2021	No Release
January 10, 2022	No Release

SCHEDULE "C"

Verbatim Recording of Closed Session Meetings Approved for Destruction

MEETING MINUTES DATE	FURTHER COMMENTS
March 24, 2014	Written minutes approved February 27, 2023
February 9, 2015	Written minutes approved February 27, 2023
August 24, 2015	Written minutes approved February 27, 2023
March 14, 2016	Written minutes approved February 27, 2023
June 11, 2018	Written minutes approved February 27, 2023
March 11, 2019	Written minutes approved February 27, 2023