

**RESOLUTION NO. 23 - \_\_\_\_\_**

**A RESOLUTION  
OF THE CITY OF NAPERVILLE  
PROVIDING FOR THE APPROVAL OF AND  
THE SEMI-ANNUAL REVIEW OF  
CLOSED SESSION MINUTES**

**Recitals**

1. **WHEREAS**, Section 2.06 of the Open Meetings Act (5 ILCS 120/2.06) requires all public bodies to keep written minutes of all of their meetings, whether open or closed, and specifies the minimum contents thereof; and
2. **WHEREAS**, the City of Naperville has kept written minutes of all open and closed session meetings in accordance with the requirements of Section 2.06(a) of said Act; and
3. **WHEREAS**, in accord with said Act, the City Council of the City of Naperville (Council) has routinely reviewed the minutes of their closed session meetings and have approved the same; and
4. **WHEREAS**, the Council has not taken final action in open session to approve the minutes of certain closed session meetings; and
5. **WHEREAS**, the Council has determined that it is the best interests of the City of Naperville and its residents to take final action in open session to approve those closed session meeting minutes that have not been so previously approved; and
6. **WHEREAS**, pursuant to the semi-annual review, the Council have made certain findings as set forth below; and
7. **WHEREAS**, said Act allows verbatim records of closed meetings or closed sessions of open meetings ("Closed Session Meetings") to be destroyed without notification to, or the approval of, a records commission under the Local Records Act, no less than 18 months after the completion of the meeting recorded, but only after:
  - a. The Council approves the destruction of a particular recording; and
  - b. The Council approves minutes of the closed session meeting that meet the written minutes requirements of subsection 2.06 (a) of the Act.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of Naperville, DuPage and Will Counties, Illinois, in exercise of its home rule authority and pursuant to the Illinois Open Meetings Act as follows:

**SECTION 1:** The foregoing Recitals are official findings, which are substantive and are hereby adopted and incorporated by reference as Section 1 of this Resolution as if set fully set forth verbatim herein.

**SECTION 2:** The closed session meeting minutes of the City Council of the City of Naperville that precede December 19, 2023, and that have not been the subject of final action in open session to be approved, are hereby approved in the form as presented to the respective City Council of the City of Naperville.

**SECTION 3:** The City Council of the City of Naperville hereby finds that the confidentiality of the following closed session meeting minutes is no longer necessary, and they are hereby designated and released as non-restricted.

<b>Date</b>	<b>Item</b>	<b>Date</b>	<b>Item</b>
11/9/2022	3a	7/18/2023	1a 2a
12/6/2022	3a	8/15/2023	1a 2a
3/7/2023	2a 2b 2c	10/3/2023	1a 2b
3/21/2023	2a	10/17/2023	1a
4/18/2023	1a 2a	11/21/2023	1a
5/16/2023	1a		

**SECTION 4:** The City Council of the City of Naperville determines that the need for confidentiality still exists as to all closed session minutes not previously released and the same shall not be released for public inspection.

**SECTION 5:** The City Council of the City of Naperville hereby authorizes the destruction of all verbatim recordings of the Closed Session Meetings no less than 18 months after the completion of the meeting recorded and hereby direct City of Naperville staff to destroy the verbatim audio recordings in compliance with the Open Meeting Act.

**SECTION 6:** Repeal of Conflicting Provisions. All ordinances, resolutions, and policies or parts thereof, in conflict with the provisions of this Resolution are, to the extent of the conflict, expressly repealed on the effective date of this Resolution.

**SECTION 7:** Severability. If any provision of this Resolution or application thereof to any person or circumstance is ruled unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this Resolution is severable.

**SECTION 8:** This Resolution shall be in full force and effect from and after its adoption and approval.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

AYES:

NAYS:

ABSENT:

APPROVAL this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

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Scott A. Wehrli  
Mayor

ATTEST:

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City Clerk