

**AUTHORIZING THE APPROVAL OF CERTAIN EXECUTIVE SESSION MEETING MINUTES AND THE DESTRUCTION OF CERTAIN VERBATIM RECORDINGS.**

**WHEREAS**, the Illinois Open Meetings Act, 5 ILCS 120/1, *et seq.* (the “OMA”) requires all public bodies to periodically meet to review minutes of all closed meetings, make a determination as to whether said minutes still require confidential treatment, and report said determination in an open session; and

**WHEREAS**, the corporate authorities of the City of DeKalb (the “City”) met to review the minutes of their closed meetings, made a determination as to need for confidentiality of said minutes, and now report said determination pursuant to the provisions of this resolution; and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DEKALB, ILLINOIS:**

**SECTION 1:** The City’s corporate authorities approve the minutes of the executive session meetings as indicated on the attached and incorporated Exhibit A (the “Executive Session Meetings Index”). Additionally, the City’s corporate authorities find that the need for confidentiality still exists as to all or part of those minutes indicated as not being recommended for release on the Executive Session Meetings Index. Furthermore, the City’s corporate authorities approve the destruction of the verbatim recordings of the executive session meetings which are older than 18 months and which the City’s corporate authorities have approved the written minutes thereof. Finally, the City’s corporate authorities authorize and direct the Executive Assistant/Recording Secretary to take all necessary actions to effectuate this resolution.

**SECTION 2:** This resolution shall be in full force and effect from and after its passage and approval as provided by law.

**PASSED BY THE CITY COUNCIL** of the City of DeKalb, Illinois, at a Regular meeting thereof held on the 27<sup>th</sup> day of March 2023 and approved by me as Mayor on the same day. Passed by a roll call vote as follows:

5-0-3	Aye	Nay
Morris	Absent	
Larson	X	
Smith	Absent	
Perkins	X	
McAdams	Absent	
Verbic	X	
Faivre	X	
Barnes	X	



*Cohen Barnes*  
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 COHEN BARNES, Mayor

ATTEST:  
  
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 Ruth A. Scott, Executive Assistant



164 East Lincoln Highway  
 DeKalb, Illinois 60115  
 815.748.2000 • cityofdekalb.com

**DATE:** March 22, 2023

**TO:** Mayor Cohen Barnes  
 City Council  
 City Manager Bill Nicklas

**FROM:** Matt Rose, City Attorney  
 Ruth Scott, Executive Assistant/Recording Secretary

**SUBJECT:** Approval of Executive Session Minutes.

**PART 1:** The chart below represents Executive Session minutes that require approval by Council. The City Attorney's recommendation for approving, releasing or not releasing the following items is indicated. Audio from Executive Session meetings will be destroyed 18 months following the approval date of the Executive Session minutes. All Executive Session minutes are on file and available for Council's review at any time.

Date of Executive Session Meeting	Item(s) of Discussion	Recommendation		
		Approve	Release	
			Yes	No
<b>August 8, 2022 (Regular)</b> Approved: Pending Scheduled Audio Destruction: Pending	Pending Litigation	X		X
<b>September 12, 2022 (Regular)</b> Approved: Pending Scheduled Audio Destruction: Pending	Sale or Lease of Real Property	X		X
<b>September 26, 2022 (Regular)</b> Approved: Pending Scheduled Audio Destruction: Pending	Personnel	X		X
<b>October 10, 2022 (Regular)</b> Approved: Pending Scheduled Audio Destruction: Pending	Purchase or Lease of Real Property	X		X
<b>October 24, 2022 (Regular)</b> Approved: Pending Scheduled Audio Destruction: Pending	Sale or Lease of Real Property	X		X
<b>December 12, 2022 (Regular)</b> Approved: Pending Scheduled Audio Destruction: Pending	Purchase or Lease of Real Property	X		X
	Sale or Lease of Real Property	X		X
<b>January 23, 2023 (Regular)</b> Approved: Pending Scheduled Audio Destruction: Pending	Purchase or Lease of Real Property	X		X

**PART 2:** The charts on the following pages represent Executive Session Minutes that have been approved by Council but not released. Executive Session Minutes require review by Council on a bi-annual basis as provided for in 5 ILCS 120/2(c)(21). The City Attorney's recommendation for releasing or not releasing the following items is indicated. Audio from Executive Session meetings will be destroyed 18 months following the approval date of the Executive Session minutes. All Executive Session minutes are on file and available for Council's review at any time.



## Executive-Closed Session Minutes Index

2018		Recommendation for Release	
		Yes	No
<b>January 8, 2018 (Regular)</b> Approved: May 29, 2018 Audio Destroyed: February 2, 2022	Personnel	Released: March 22, 2021	
	Purchase or Lease of Real Property		
<b>March 20, 2018 (Special COW)</b> Approved: July 9, 2018 Audio Destroyed: February 2, 2022	Personnel	Released: March 22, 2021	
<b>April 4, 2018 (Special)</b> Approved: July 9, 2018 Audio Destroyed: February 2, 2022	Personnel	Released: March 22, 2021	
	Selection of a Person to Fill a Public Office		
<b>April 17, 2018 (Special COW)</b> Approved: July 9, 2018 Audio Destroyed: February 2, 2022	Personnel	Released: March 22, 2021	
<b>May 14, 2018 (Regular)</b> Approved: July 9, 2018 Audio Destroyed: February 2, 2022	Collective Bargaining	Released: August 8, 2022	
	Executive Session Minutes	Released: March 22, 2021	
	Personnel		
	Selection of a Person to Fill a Public Office		
<b>June 11, 2018 (Regular)</b> Approved: July 9, 2018 Audio Destroyed: February 2, 2022	Executive Session Minutes	Released: March 22, 2021	
	Pending or Imminent Litigation		
<b>July 9, 2018 (COW)</b> Approved: January 14, 2019 Audio Destroyed: February 2, 2022	Purchase or Lease of Real Property	Released: March 22, 2021	
<b>July 23, 2018 (Regular)</b> Approved: January 14, 2019 Audio Destroyed: February 2, 2022	Purchase or Lease of Real Property	Released: March 22, 2021	
<b>September 10, 2018 (Regular)</b> Approved: January 14, 2019 Audio Destroyed: February 2, 2022	Pending or Imminent Litigation		X
<b>November 13, 2018 (Regular)</b> Approved: January 14, 2019 Audio Destroyed: February 2, 2022	Collective Bargaining		X
	Pending or Imminent Litigation		X
	Selection of a Person to Fill a Public Office		X
<b>November 16, 2018 (Special)</b> Approved: January 14, 2019 Audio Destroyed: February 2, 2022	Personnel	Released: March 22, 2021	
	Selection of a Person to Fill a Public Office		
<b>November 26, 2018 (COW)</b> Approved: January 14, 2019 Audio Destroyed: February 2, 2022	Pending or Imminent Litigation		X
	Personnel		X
<b>December 6, 2018 (Special)</b> Approved: January 14, 2019 Audio Destroyed: February 2, 2022	Personnel	Released: March 22, 2021	
	Selection of a Person to Fill a Public Office		
<b>December 10, 2018 (COW)</b> Approved: January 14, 2019 Audio Destroyed: February 2, 2022	Personnel	Released: March 22, 2021	
	Selection of a Person to Fill a Public Office		



## Executive-Closed Session Minutes Index

2019		Recommendation for Release	
		Yes	No
<b>February 11, 2019 (Regular)</b> Approved: June 10, 2019 Audio Destroyed: February 2, 2022	Collective Bargaining		X
<b>March 11, 2019 (Regular)</b> Approved: June 10, 2019 Audio Destroyed: February 2, 2022	Collective Bargaining		X
<b>March 25, 2019 (Regular)</b> Approved: June 10, 2019 Audio Destroyed: February 2, 2022	Pending or Imminent Litigation	Released: March 22, 2021	
	Personnel		
<b>April 3, 2019 (Special)</b> Approved: June 10, 2019 Audio Destroyed: February 2, 2022	Personnel	Released: March 22, 2021	
<b>April 8, 2019 (Regular)</b> Approved: June 10, 2019 Audio Destroyed: February 2, 2022	Pending or Imminent Litigation (Not acted on; included for transparency purposes)	N/A	
	Personnel	Released: March 22, 2021	
	Security Procedure		X
<b>May 13, 2019 (Regular)</b> Approved: June 10, 2019 Audio Destroyed: February 2, 2022	Pending or Imminent Litigation	Released: March 22, 2021	
	Personnel		
	Purchase or Lease of Real Property		
	Sale or Lease of Real Property		
<b>May 28, 2019 (Regular)</b> Approved: June 22, 2020 Audio Destroyed: February 2, 2022	Personnel	Released: March 22, 2021	
	Executive Session Minutes		
<b>June 24, 2019 (Regular)</b> Approved: June 22, 2020 Audio Destroyed: February 2, 2022	Executive Session Minutes	Released: March 22, 2021	
<b>July 8, 2019 (Regular)</b> Approved: June 22, 2020 Audio Destroyed: February 2, 2022	Purchase or Lease of Real Property	Released: March 22, 2021	
<b>July 22, 2019 (Regular)</b> Approved: June 22, 2020 Audio Destroyed: February 2, 2022	Pending or Imminent Litigation		X
	Personnel	Released: September 23, 2019	
<b>August 12, 2019 (Regular)</b> Approved: June 22, 2020 Audio Destroyed: February 2, 2022	Pending or Imminent Litigation	Released: March 22, 2021	
	Personnel		
<b>August 26, 2019 (Regular)</b> Approved: June 22, 2020 Audio Destroyed: February 2, 2022	Pending or Imminent Litigation		X
<b>September 9, 2019 (Regular)</b> Approved: June 22, 2020 Audio Destroyed: February 2, 2022	Executive Session Minutes	Released: March 22, 2021	
	Pending or Imminent Litigation		
	Personnel		
<b>October 14, 2019 (Regular)</b> Approved: June 22, 2020 Audio Destroyed: February 2, 2022	Pending or Imminent Litigation	Released: March 22, 2021	
	Purchase or Lease of Real Property		



### Executive Session Minutes Listing

2019		Recommendation for Release	
		Yes	No
<b>November 12, 2019 (Regular)</b> Approved: June 22, 2020 Audio Destroyed: February 2, 2022	Purchase or Lease of Real Property	Released: March 22, 2021	
<b>November 25, 2019 (Regular)</b> Approved: June 22, 2020 Audio Destroyed: February 2, 2022	Personnel	Released: March 22, 2021	
	Purchase or Lease of Real Property		



## Executive-Closed Session Minutes Index

2020		Recommendation for Release	
		Yes	No
<b>January 13, 2020 (Regular)</b> Approved: June 22, 2020 Audio Destroyed: February 2, 2022	Collective Bargaining		X
	Pending or Imminent Litigation	Released: August 8, 2022	
<b>January 27, 2020 (Regular)</b> Approved: June 22, 2020 Audio Destroyed: February 2, 2022	Pending or Imminent Litigation	Released: August 8, 2022	
	Personnel		
<b>February 10, 2020 (Regular)</b> Approved: March 22, 2021 Audio Destroyed: October 13, 2022	Collective Bargaining		X
	Personnel	Released: August 8, 2022	
<b>March 9, 2020 (Regular)</b> Approved: March 22, 2021 Audio Destroyed: October 13, 2022	Pending or Imminent Litigation		X
<b>May 11, 2020 (Regular)</b> Approved: March 22, 2021 Audio Destroyed: October 13, 2022	Personnel		X
<b>May 26, 2020 (Regular)</b> Approved: March 22, 2021 Audio Destroyed: October 13, 2022	Personnel		X
<b>June 8, 2020 (Regular)</b> Approved: March 22, 2021 Audio Destroyed: October 13, 2022	Pending or Imminent Litigation		X
	Executive Session Minutes	Released: August 8, 2022	
<b>July 13, 2020 (Regular)</b> Approved: March 22, 2021 Audio Destroyed: October 13, 2022	Collective Bargaining		X
<b>July 27, 2020 (Regular)</b> Approved: March 22, 2021 Audio Destroyed: October 13, 2022	Pending or Imminent Litigation		X
	Purchase or Lease of Real Property		X
	Real Estate		X
<b>September 28, 2020 (Regular)</b> Approved: March 22, 2021 Audio Destroyed: October 13, 2022	Personnel		X
	Pending or Imminent Litigation		X
<b>November 9, 2020 (Regular)</b> Approved: March 22, 2021 Audio Destroyed: October 13, 2022	Personnel		X
	Pending or Imminent Litigation		X
<b>November 23, 2020 (Regular)</b> Approved: March 22, 2021 Audio Destroyed: October 13, 2022	Collective Bargaining		X
<b>December 14, 2020 (Regular)</b> Approved: March 22, 2021 Audio Destroyed: October 13, 2022	Collective Bargaining		X



## Executive-Closed Session Minutes Index

2021		Recommendation for Release	
		Yes	No
<b>January 11, 2021 (Regular)</b> Approved: March 22, 2021 Audio Destroyed: October 13, 2022	Pending or Imminent Litigation		X
<b>February 22, 2021 (Regular)</b> Approved: December 13, 2021	Purchase or Lease of Real Property		X
	Pending or Imminent Litigation		X
<b>March 8, 2021 (Regular)</b> Approved: December 13, 2021	Executive Session Minutes	Released: December 13, 2021	
<b>April 12, 2021 (Regular)</b> Approved: December 13, 2021	Pending or Imminent Litigation	Released: August 8, 2022	
<b>May 10, 2021 (Regular)</b> Approved: December 13, 2021	Purchase or Lease of Real Property		X
	Real Estate		X
<b>June 28, 2021 (Regular)</b> Approved: December 13, 2021	Personnel		X
<b>July 26, 2021 (Regular)</b> Approved: December 13, 2021	Purchase or Lease of Real Property		X
<b>August 9, 2021 (Regular)</b> Approved: December 13, 2021	Purchase or Lease of Real Property	Released: December 13, 2021	
<b>October 11, 2021 (Regular)</b> Approved: December 13, 2021	Purchase or Lease of Real Property		X
<b>October 25, 2021</b> Approved: December 13, 2021	Purchase or Lease of Real Property	Released: August 8, 2022	
	Appointment, Discipline, Performance		
<b>November 8, 2021</b> Approved: August 8, 2022	Workers Compensation		X
<b>November 22, 2021</b> Approved: August 8, 2022	Purchase or Lease of Real Property		X
	Executive Session Minutes	Released: August 8, 2022	





## Executive-Closed Session Minutes Index

2022		Recommendation for Release	
		Yes	No
<b>January 24, 2022 (Regular)</b> Approved: August 8, 2022	Appointment, Discipline, Performance or Removal of a Public Officer		X
	Personnel		X
	Workers Compensation		X
<b>March 14, 2022 (Regular)</b> Approved: August 8, 2022	Personnel		X
<b>March 28, 2022 (Regular)</b> Approved: August 8, 2022	Personnel		X
<b>May 23, 2022 (Regular)</b> Approved: August 8, 2022	Sale or Lease of Real Property		X
	Pending Litigation		X
<b>July 11, 2022 (Regular)</b> Approved: August 8, 2022 : February 8, 2024	Sale or Lease of Real Property		X
<b>July 25, 2022 (Regular)</b> Approved: August 8, 2022	Collective Bargaining		X
	Executive Session Minutes		X
	Sale or Lease of Real Property		X