

PREPARED BY:

VILLAGE OF CHANNAHON  
24555 S. NAVAJO DRIVE  
CHANNAHON, IL 60410

MAIL TO:

VILLAGE OF CHANNAHON  
24555 S. NAVAJO DRIVE  
CHANNAHON, IL 60410

RECORDER'S STAMP

ORDINANCE NO. 1605

**AN ORDINANCE AMENDING THE TITLE III; CHAPTER 38:  
PUBLIC POLICIES OF THE VILLAGE OF CHANNAHON,  
WILL AND GRUNDY COUNTIES, STATE OF ILLINOIS**

**ADOPTED BY THE  
BOARD OF TRUSTEES  
VILLAGE OF CHANNAHON**

THIS 21<sup>st</sup> DAY OF December, 2009

**PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE BOARD OF TRUSTEES OF THE  
VILLAGE OF CHANNAHON, WILL AND GRUNDY COUNTIES, ILLINOIS**

THIS 21<sup>st</sup> DAY OF December, 2009

ORDINANCE NO. 1605

AN ORDINANCE AMENDING THE TITLE III;  
CHAPTER 38: PUBLIC POLICIES  
OF THE VILLAGE OF CHANNAHON,  
WILL AND GRUNDY COUNTIES, STATE OF ILLINOIS

WHEREAS, the Village of Channahon is a home rule municipal corporation; and

WHEREAS, in 2009 the State of Illinois adopted amendments to Open Meetings Act, the Freedom of Information Act and the Attorney Generals Act.; and

WHEREAS, it is in the best interest of the Village of Channahon that this amendment be made to Title III; Chapter 38: Public Policies; and

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHANNAHON WILL AND GRUNDY COUNTIES, ILLINOIS IN THE EXERCISE OF ITS HOME RULE AND OTHER POWERS AS FOLLOWS:

Section 1.

That **Article §38.01, Request for Access to Records**, be deleted and the following inserted in its place:

*The Village Administrator is hereby designated as the Village Freedom of Information Act Officer. All requests for public records are to be made to the Village Administrator. Such requests must be made in writing. The Village Administrator may delegate his/her duties to a Deputy or Deputies designated to receive and process requests for public records.*

That **Article §38.02, Retrieval of Public Records**, be deleted and the following inserted in its place:

*Any public records which are the subject of a request under the Illinois Freedom of Information Act shall be retrieved from such place as they are stored by an employee of the Village acting under the direction of the Freedom of Information Act Officer. In no event shall records be retrieved by the party requesting them or by any person who is not employed by the Village.*

That **Article §38.03, Fees**, be deleted and the following inserted in its place:

*If a copy of a public record is requested, the fee for the reproduction is determined by the State of Illinois Freedom of Information Act.*

That **Article §38.04, Denial of Request; Appeal**, be deleted and the following inserted in its place:

In the event that a request for a public record is denied by the Village Freedom of Information Act Officer, the denial may be appealed to the Public Access Counselor of the Illinois Attorney's General Office as prescribed by law.

That **Article § 38.05 Records to be Prepared by Clerk**, unchanged.

**Section 2. Severability.** If any section, paragraph, clause or provision of this Ordinance is held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

**Section 3. Repealer.** All ordinances, resolutions, orders or parts thereof, which conflict with the provisions of this Ordinance, is to the extent of such conflict, hereby repealed.

**Section 4. Effective Date.** This Ordinance shall be in full force and effect after its passage, approval, and publication in pamphlet form.

PASSED this 21<sup>st</sup> day of December, 2009 with 5 members voting aye, 0 members voting nay, the President not voting, with 1 members abstaining or passing and said vote being:

MILITELLO aye

NASH aye

GRECO aye

McMILLIN aye

SLOCUM absent

PAPESH aye



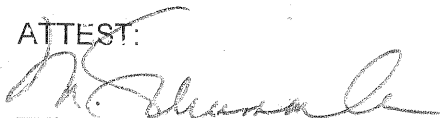
JANET SCHUMACHER, Village Clerk

APPROVED this 21<sup>st</sup> day of December, 2009.

  
JOSEPH COOK, Village President

(SEAL)

ATTEST:



JANET SCHUMACHER, Village Clerk