

**A RESOLUTION APPOINTING FREEDOM OF INFORMATION OFFICER
AND DESIGNATING INDIVIDUAL FOR OPEN MEETINGS ACT COMPLIANCE**

6 April 2016

Resolution No. 2016-04

RECITALS

WHEREAS, the Aurora Election Commission (“ELECTION COMMISSION”) is a body politic and corporate, organized and existing pursuant to the Election Code, 10 ILCS 5/1-1, *et seq.*; and

WHEREAS, the ELECTION COMMISSION is authorized and empowered, pursuant to the Illinois Election Code, 10 ILCS 5/1-1, *et seq.*, to pass resolutions for the purpose of carrying out its statutorily enumerated duties and responsibilities and those powers reasonably inferred therefrom; and

WHEREAS, the ELECTION COMMISSION is a “public body” pursuant to Section 1.02 of the Open Meetings Act (“OMA”), 5 ILCS 120/1.02, and Section 2 (a) of the Freedom of Information Act (“FOIA”), 5 ILCS 140/2 (a), and, accordingly, subject to the provisions of those Acts; and

WHEREAS, Section 5 of Public Act 96-0542 amended the OMA to require that a public body designate employees, officers or members of the public body to receive training on compliance with the OMA; and

WHEREAS, Section 10 of Public Act 96-0542 amended the FOIA to require that a public body designate one or more officials or employees to act as the public body’s Freedom of Information Officer; and

WHEREAS, the ELECTION COMMISSION has previously adopted Resolution No. 2012-06 appointing Executive Director Linda Fechner and Attorney Keith Letsche as its FOIA Officers and individuals required to received OMA training and to have all powers and to perform all duties of appointments in compliance with Illinois law; and

WHEREAS, Keith Letsche has retired, and for this reason, the ELECTION COMMISSION hereby appoints Executive Director Linda Fechner, and in her absence, empowers her to designate an employee of the ELECTION COMMISSION to fulfill the duties incumbent on the individuals designated to comply with FOIA and the OMA.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE AURORA ELECTION COMMISSION, AURORA, ILLINOIS, in regular session assembled, as follows:

1. That the recitals set above are incorporated herein and made a part hereof.
2. That the ELECTION COMMISSION Executive Director Linda Fechner is hereby the person designated by the ELECTION COMMISSION to remain compliant with OMA training and to exercise all powers and to carry out all duties of that Office as now provided for or as may be hereafter provided for.
3. That the ELECTION COMMISSION Executive Director Linda Fechner is hereby designated and appointed the Freedom of Information Act Officer for the ELECTION COMMISSION, and to exercise all powers and to carry out all duties of that Office as now provided for or as may be hereafter provided for, including the power to designate, in her absence, that such duties be lawfully carried out in all respects.
4. That all resolutions, or parts thereof, in conflict with the provisions of this Resolution are, to the extent of such conflict, hereby repealed.
5. That this Resolution shall be in full force and effect from and after its passage, approval and publication, in the manner provided for by law.

APPROVED:

BY:

Leah Anderson, Chairman

Michael McCoy, Vice Chair

Lillian Perry, Secretary

ATTEST:

Lillian Perry, Secretary

AYES: _____
NAYS: _____
ABSENT: _____

CERTIFICATION

I, the undersigned, do hereby certify that I am the Secretary of the Aurora Election Commission, Aurora, Illinois, and that the foregoing is a true, complete and exact copy of Resolution No. 2016-04 passed and approved on April 6, 2016, as the same appears from the official records of the Aurora Election Commission.

Lillian Perry, Secretary