

TO:

Joshua Jones
Assistant Attorney General
Public Access Bureau

RE: OMA Request for Review – 2014 PAC 32236

Mr. Jones,

Please let this serve as my response to the City of Marshall's response to 2014 PAC 32236 dated December 1, 2014.

A copy of the November 10, 2014 Agenda is attached for your information. I just copied and pasted it from their website.

The City claimed in their letter that they decided to post "consideration of the Chief appointment" on the November 10, 2014 meeting agenda. Nothing of the sort was placed on the agenda. The item in question is item number 12 on the attached agenda.

It specifically states: *Consider and take action on a Mayoral Appointment*. The City is claiming that statement complies with the Open Meetings Act. It does not.

Other items on the very same agenda give the public proper notice of what is being contemplated by the City Council, like numbers 11, 13, and 14, but for some reason the council decided to make the "*Mayoral Appointment*" as vague as possible. Maybe it's because they knew it could be a controversial appointment with people voicing their opposition had they known. I do not have the answer to that. But the fact remains, item 12 does not comply with the OMA.

"*Mayor Appointment*" is too broad of a statement to be considered proper notification to the public of the general subject matter of the action to be taken at the meeting. That is the purpose of mandating an agenda be posted 48 hours in advance of a meeting, to let the public decide, after reading the agenda, if they would like to attend the meeting to watch, voice opposition, or voice approval or whatever agenda item interests them.

Thanks for your consideration of this matter,

John Kraft
john@illinoisleaks.com

Agenda for November 10, 2014

1. Roll Call (6:30 P.M.)
2. Pledge of Allegiance
3. Minutes of Previous Meeting and correction and/or approval of same
4. Public Comments (Persons wishing to address the council will have a time limit of 3 minutes)
5. New Business
6. Collector's Report
7. Treasurer's Report
8. Investment Transaction Report
9. Police Report
10. Building Report
11. Consider and take action on an Ordinance Authorizing the Execution of the IMLRMA Minimum/Maximum Contribution Agreement
12. Consider and take action on a Mayoral Appointment.
13. Consider and take action on an Ordinance Regarding Raffle Licenses.
14. Consider and take action on Resolutions Adopting and/or Amending City Policies on Whistleblower Compliance/Protection; Code of Ethics and Professional Conduct; Workplace Violence; and Anti-Bullying Policy.
15. Committee Reports
16. Pay Bills
17. Adjourn

COMMITTEE MEETINGS CALLED TO DATE:

Economic Development and Retention Committee

Monday, November 10, 2014 City Hall Conference Room 5:30pm

Utility Grant, Shop Small, Lamar Contract & Other Updates

Bills Committee

Monday, November 10, 2014 Council Chambers 6:00pm

Review Bills