

**MINUTES OF THE CLOSED SESSION OF THE REGULAR MEETING OF
THE BOARD OF FIRE AND POLICE COMMISSIONERS OF
THE CITY OF NORTH CHICAGO**

February 6, 2014

Held in the West Conference Room of the City of North Chicago,
1850 Lewis Avenue, North Chicago, Illinois

1. Chairwoman Dicker called the closed session to order at 10:28 A.M.
2. Roll call identified the following persons present:
 - Chairwoman Velma Dicker
 - Secretary Shawna Huley
 - Commissioner Vanderbilt Blanchard
 - Attorneys Joseph Miller and Brian O'Connor of the law firm of Ottosen-Britz, Ltd.
3. Chairwoman Dicker noted the date and time and persons present for the record, and reminded all of the purpose of the closed session, specifically to discuss:
 - a. Appointment and employment of specific employees of the City,
 - b. Pending litigation – Lake Co. Cases 13CH3485 and 13L0948,
 - c. Matters of collective bargaining, and
 - d. Review of Closed Session minutes.
4. Attorney Miller advised the Commission he had no update relating to the appointment or employment of specific employees of the City.
5. Pending litigation. Attorney Miller updated the Commission on 2 matters of litigation pending against the Commission: the complaint filed by the Lake County State's Attorney alleging violations by the Commission of the Open Meetings Act (case 13CH3485), and a complaint filed by Officer Carl Sain challenging his placement on the promotion list after his tie score with another officer (case 13L0948).
 - a. Attorney Miller noted the Commission was well on the way to complying with the Open Meetings Act, such that with a 1 hour training session on the Open Meetings Act to be conducted by the Lake County State's Attorney's office, that the Lake County Assistant State's Attorney overseeing the complaint of alleged violations by the Commission of the Open Meetings Act (case 13CH3485) would be willing to dismiss that case. The Commissioners welcomed that news.

The Commission discussed various dates and times at which the Commissioners might attend the training session. A consensus of February 26th seemed to work for the Commission. Attorney Miller and/or Attorney O'Connor would attend. The Commission suggested Attorney Miller contact the Lake County State's Attorney's office to determine if February 26th was acceptable to them for the OMA presentation and follow-up with the Commissioners.
 - b. Attorney Miller updated the Commission in regards to Officer Carl Sain's complaint challenging his placement on the promotion list after his tie score with another officer (case 13L0948). Attorney Miller advised that attorney Ericka Thomas, of the same law

firm, was preparing a motion to dismiss Officer Sain's complaint because it was not filed by the required deadline, as he had previously explained to the Commission.

6. Matters of collective bargaining. Attorney Miller noted that issues related to the current police sergeants and lieutenants promotion process, which discussed in open session. There was no further discussion in closed session on this matter.
7. Review of closed session minutes. Attorney O'Connor reminded the Commission that it would periodically, but at least semi-annually, review closed session minutes that were still confidential to determine if the minutes still needed to be retained as confidential or could be released to the public. There was general discussion about hypothetical situations in which minutes might be released, which Attorney O'Connor noted was the preference of the Open Meetings Act; retained as confidential; or released in part with part being retained as confidential. At this point in time the consensus of the Commission was to evaluate closed session minutes at a later meeting.
8. There being no further business for the closed session meeting of the Commission, a motion was made by Chairwoman Dicker, seconded by Commissioner Blanchard, to adjourn the closed session and return to open session at 10:45 A.M. A roll call vote was taken on the motion with the following results: Yes – 3, No – 0, Abstain – 0, Absent – 0. Motion carried.

Respectfully submitted,

Brian J. O'Connor
One of the Commission's Attorneys

Approved by the Commission on March 6, 2014.

Retained as confidential
RELEASED FOR INSPECTION OCTOBER 1, 2015.

ISI Velma Dicker

Velma Dicker, Chairwoman
City of North Chicago
Board of Fire and Police Commissioners

ATTEST:

ISI Shawna Huley

Shawna Huley, Secretary
City of North Chicago
Board of Fire and Police Commissioners