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**VILLAGE OF MELROSE PARK
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 958

**AN ORDINANCE ADOPTING A SCHEDULE OF FEES FOR
COPYING AND CERTIFYING PUBLIC RECORD PURSUANT TO
THE ILLINOIS FREEDOM OF INFORMATION ACT, FOR THE
VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF
ILLINOIS.**

**ADOPTED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE
VILLAGE OF MELROSE PARK**

THIS 23RD DAY OF JANUARY 2006

**RONALD M. SERPICO, Village President
MARY ANN PAOLANTONIO SALEMI, Village Clerk**

Board Of Trustees

**JOHN S. CONTEDEUCA
CATHLEEN COSSIDENT ITALIA
THOMAS KLEIN
RUBEN LOMELI
ARTURO J. MOTA
ANTHONY J. PRIGNANO**

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**Published by authority of the
President and Board of Trustees
Of the Village of Melrose Park,
Cook County, Illinois on
This 24th day of JANUARY 2006**

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THE ILLINOIS FREEDOM OF INFORMATION ACT, FOR THE
VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF
ILLINOIS.

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WHEREAS, the Village of Melrose Park, Cook County, State of Illinois (“the Village”) is a duly organized and existing Village created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto with full powers to enact ordinances for the benefit of the residents of the Village.

WHEREAS, the Village President, the Honorable Ronald M. Serpico, the Village Clerk, the Honorable Mary Ann Paolantonio Salemi, having taken office on May 2, 2005 and the Village Board of Trustees, the Honorable John S. Conteduca, Cathleen Cossident Italia, Tom "T.K." Klein, Ruben Lomeli, Trustee Arturo J. Mota and Anthony J. Prignano, having taken office on May 2, 2005, constitute the duly elected, qualified and acting officials of the Village; and

WHEREAS, the General Assembly has enacted Public Act 83-1013, the short title of which is the “Freedom of Information Act,” 5 ILCS 140/1-140/11 (hereinafter the “Act”); and

WHEREAS, pursuant to the Act, every public body is required to permit inspection or, upon submission of a written request, to provide copies of any requested records that are subject to disclosure under the Act; and

WHEREAS, when copies are requested, the public body may charge fees reasonably calculated to reimburse it for the actual cost of reproducing and certifying public record; and

WHEREAS, the President and the Board of Trustees (the "Village Board") of the Village of Melrose Park, County of Cook, State of Illinois, have heretofore determined and do hereby determine that it is advisable and in the best interest of the Village and its residents to establish a schedule of fees representing the actual cost of reproducing and certifying public record pursuant to the Act; and

NOW THEREFORE, BE IT ORDAINED by the Village President and the Board of Trustees of the Village of Melrose Park, Cook County Illinois, as follows:

ARTICLE I. IN GENERAL

Section 01. Incorporation Clause.

The President and Board of Trustees of the Village (the "Village Board") hereby find that all of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct and does hereby, by reference, incorporate and make them part of the Ordinance as legislative findings.

Section 02. Purpose.

The purpose of this Ordinance is to establish a schedule of fees representing the actual cost of reproducing and certifying public record pursuant to the Freedom of Information Act.

Section 03. Invocation of Authority.

This Ordinance is enacted pursuant to the authority granted to this Village by the Constitution of the State of Illinois and the Illinois Compiled Statutes.

Section 04. State Law Adopted.

All applicable provisions of the Illinois Compiled Statutes, including the Illinois Municipal Code, as may be amended from time to time, relating to the purposes of this Ordinance are hereby incorporated herein by reference.

Sections 05-09. Reserved.

**ARTICLE II.
SCHEDULE OF FEES FOR COPYING AND CERTIFYING PUBLIC RECORD
PURSUANT TO THE ACT**

**Section 10.00 Adoption of Village of Melrose Park Freedom of Information
Act Fees.**

That certain documents, copies of which are on file in the Village Clerk's office, being marked and designated as "The Village of Melrose Park 2006 Freedom of Information Act Fees" and "The Village of Melrose Park Police Department 2006 Freedom of Information Act Fees" are hereby adopted as the schedule of fees representing the actual cost of reproducing and certifying public record pursuant to the Act. Copies of said documents are attached hereto as Exhibit A.

Section 11.00 Revisions to Schedule of Fees.

That the Village Clerk may from time to time revise and/or replace the schedule of fees to reflect changes in the actual cost of reproducing and certifying public record

pursuant to the Act. The Village Clerk shall maintain a written schedule of current fees in the Village Clerk's Office.

Section 12.00 Other Actions Authorized.

The officers, employees and/or agents of the Village shall take all action necessary or reasonably required to carry out, give effect to and consummate the transactions contemplated by this Ordinance and to take all action necessary in conformity therewith, including, without limitation, the execution and delivery of any documents required to be delivered in connection with this Ordinance.

**ARTICLE III.
SAVINGS CLAUSES,
PUBLICATION, EFFECTIVE DATE**

Section 13.00 Headings.

The headings for the articles, sections, paragraphs, and sub-paragraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provisions of this Ordinance.

Section 14.00 Severability.

The provisions of this Ordinance are hereby declared to be severable and should any provision, clause, sentence, paragraph, sub-paragraph, section, or part of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable, and as though not provided for herein, and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect. It is hereby declared to

be the legislative intent of the Board of Trustees that this Ordinance would have been adopted had not such unconstitutional or invalid provision, clause, sentence, paragraph, sub-paragraph, section, or part thereof had not been included.

Section 15.00 Superseder.

All code provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith, are to the extent of such conflict hereby superseded.

Section 16.00 Publication.

A full, true and complete copy of this Ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

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Section 17.00 Effective date

This Ordinance shall be in full force and effect upon passage, approval and publication, as provided by law.

On The Individual Poll And Voice Vote Of The Board Of Trustees:

AYE VOTES: Trustee Conteduca, Trustee Italia, Trustee Klein,
Trustee Lomeli, Trustee Mota, Trustee Prignano

NAY VOTES:

ABSTAIN:

ABSENT:

SO PASSED, ADOPTED, APPROVED AND ENACTED IN AND AT THE
VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS, THIS
TWENTY-THIRD DAY OF JANUARY, 2006, A.D.

APPROVED:



RONALD M. SERRICO,
VILLAGE PRESIDENT

ATTEST:


Mary Ann Paolantonio Salemi
Village Clerk

(SEAL)

Recorded in the Municipal Records: January 23, 2006
Published in pamphlet form: January 24, 2006