

Gallagher, Sara Gadola

From: Gallagher, Sara Gadola
Sent: Wednesday, April 21, 2010 5:11 PM
To: 'mivins@winnetka.org'
Cc: [REDACTED]
Subject: 2010 PAC 6806 -- Pre-Authorization Request

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April 21, 2010

Ms. Mary Ivins
FOIA Officer
Village of Winnetka
mivins@winnetka.org

Dear Ms. Ivins,

We have received and reviewed the written notice from the Village of Winnetka (Village) of its intent to deny disclosure of certain records requested by [REDACTED] as exempt from disclosure under subsection 7(1)(f) of the Freedom of Information Act, 5 ILCS 140/1 *et seq.*, as amended (FOIA).

In its written notice and in follow-up e-mail correspondence, the Village asserted that it intended to deny disclosure of an e-mail suggesting certain policy changes associated with a Village matter. Additionally, the Village asserted that it intended to deny disclosure of a draft newsletter article pertaining to demolition fees. The Village clarified that neither document had been publicly cited or identified by the Village President.

Subsection 7(1)(f) of FOIA exempts from disclosure records that constitute "[p]reliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies or actions are formulated, except that a specific record shall not be exempt when the record is publicly cited and identified by the head of the public body."

The Village's use of the subsection 7(1)(f) exemption with regard to these documents is **approved**. Both documents are records in which opinions were expressed or actions were formulated with regard to Village matters. Neither document has been publicly cited or identified by the head of the public body. As such, these documents are exempt from disclosure under subsection 7(1)(f) of FOIA.

As such, the Village should issue a partial denial letter directly to [REDACTED]. This correspondence shall serve to close this matter.

Very truly yours,

Sara Gadola Gallagher
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