

---

---

**THE CITY OF BLUE ISLAND  
COOK COUNTY, ILLINOIS**

---

---

**ORDINANCE  
NUMBER 2018-021**

---

---

**AN ORDINANCE AMENDING TITLE III, CHAPTER 39, FEE AND  
FINE SCHEDULE, OF THE MUNICIPAL CODE OF THE CITY OF  
BLUE ISLAND, COOK COUNTY, ILLINOIS. (ADMINISTRATION)**

---

---

**DOMINGO F. VARGAS, Mayor  
Randy Heuser, City Clerk**

**DEXTER JOHNSON  
LETICIA VIEYRA  
NANCY RITA  
TOM HAWLEY  
BILL FAHRENWALD  
CANDACE CARR  
KENNETH PITTMAN**

**GEORGE POULOS  
FRED BILOTTO  
KEVIN DONAHUE  
ALECIA SLATTERY  
JANICE OSTLING  
JAIRO FRAUSTO  
NANCY THOMPSON**

**Aldermen**

**ORDINANCE NO. 2018-021**

**AN ORDINANCE AMENDING TITLE III,  
CHAPTER 39, FEE AND FINE SCHEDULE, OF THE MUNICIPAL  
CODE OF THE CITY OF BLUE ISLAND, COOK COUNTY, ILLINOIS  
(ADMINISTRATION)**

---

**WHEREAS**, the City of Blue Island, Cook County, Illinois (“City”) is a non-home rule municipality pursuant to Section 7(a), Article VII of the 1970 Constitution of the State of Illinois, and as such may only exercise powers granted to it by law or as specified in the aforementioned Section of Illinois Constitution; and

**WHEREAS**, the Corporate Authorities, pursuant to the Freedom of Information Act (“FOIA”), 5 ILCS 140/6(a), *et seq.*, may charge fees fixed by statute for responding to requests for records under FOIA; and

**WHEREAS**, the Corporate Authorities, may also, pursuant to the Freedom of Information Act (“FOIA”), 5 ILCS 140/6(a), *et seq.*, charge certain fees which have not been fixed by statute for responding to requests for records under FOIA; and

**WHEREAS**, the Corporate Authorities desires to adopt a FOIA Fee Schedule identifying and establishing fees to be assessed to FOIA requesters.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and City Council of the City of Blue Island, Cook County, Illinois, by and through its statutory powers, as follows:

**Section 1.** That the above recitals are incorporated herein and made a part hereof, as if fully set forth in their entirety.

**Section 2.** That Title III, *Administration*, of the City Municipal Code is hereby amended by adding Section 39.01(G), FOIA Fee Schedule, to Chapter 39 as follows:

**Section 39.01**  
**(G) FOIA FEE SCHEDULE**

The following fees shall be assessed for FOIA requests:

1. **All Requests (Includes Commercial and Voluminous)**
  - a. \$0.15 per page for black and white copies of letter or legal size documents or the maximum allowable by statute. No fees shall be charged for the first 50 pages of black and white letter or legal size documents. (Double sided pages count as two copies.)
  - b. Letter or legal size color documents. \$0.35 per copy if copied by the City or actual cost to reproduce if the City uses a copy service or other provider to copy the requested records or, if higher, the maximum allowed by statute.
  - c. Oversized Documents. Documents larger than legal size (11" x 17") \$0.15 per square foot if copied by the City in black and white, \$0.35 per square foot is copied by the City in color or actual cost to reproduce if the City uses a copy service or other provider to copy the requested records or, if higher, the maximum allowed by statute.
  - d. Vehicle crash reports – \$5.00 per copy of an accident report, \$20.00 for accident reports which were investigated by an accident reconstruction officer or accident reconstruction team or, if higher, the fees specified in Section 6-118 of the Illinois Vehicle Code, approved September 29, 1969, as amended.
  - e. Certification – \$1.00 per certification or, if higher, the maximum allowed by statute.
  - f. Any other fee, fixed or allowable by statute, at its maximum rate.
2. **All Requests Except for Voluminous**
  - a. Electronic or Media reproduction. Actual cost of recording medium (eg. cd, dvd, disk, cassette), or, if higher, the maximum allowed by statute.
3. **Voluminous Requests**
  - a. Electronic or Media reproduction.
    - i. Records Not in PDF:
      - a) 2 or fewer megabytes – \$ 20.00
      - b) 2+ to 4 megabytes–\$40.00
      - c) 4+ megabytes–\$100.00

- d) if higher, the maximum allowed by statute
- ii. PDF Records:
  - a) 80 or fewer megabytes – \$20.00
  - b) 80 + to 160 megabytes – \$40.00
  - c) 160+ megabytes – \$100.00
  - d) if higher, the maximum allowed by statute.
- iii. Combined Format Records. If records requested are in both PDF and non-PDF format, the City may separate the fees and charge the requester under both fee scales.

**4. Commercial Requests**

- a. \$10.00 per hour fee, for time spent by personnel (in excess of 8 hours) searching for and retrieving a requested record and examining the record for necessary redactions, or, if higher, the maximum allowed by statute.
- b. Actual Cost for retrieval of records stored in an off-site facility that is maintained by a third-party storage company under contract with the City or, if higher, the maximum allowed by statute.

**5. Fee Waiver or Reduction**

In accordance with FOIA, the City will only waive or reduce fees when the requester states in the FOIA request the specific purpose for the request and indicates that a waiver or fee reduction is in the public interest. A waiver or fee reduction is in the public interest only if the principal purpose of the request is to access and disseminate information regarding the health, safety and welfare or the legal rights of the general public and is not for the principal purpose of personal or commercial benefit.

The FOIA Officer is authorized by the Corporate Authorities to waive or reduce fees in accordance with this paragraph.

**Section 4.** If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance.

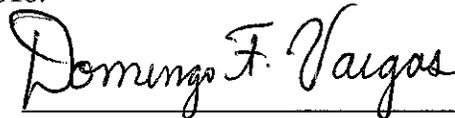
**Section 5.** All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

**Section 6.** This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.

**ADOPTED** this 27th day of **March, 2018**, pursuant to a roll call vote as follows:

	<b>YES</b>	<b>NO</b>	<b>ABSENT</b>	<b>PRESENT</b>	<b>ABSTAIN</b>
Alderman Hawley	X				
Alderman Poulos	X				
Alderman Vieyra			X		
Alderman Bilotto	X				
Alderman Rita			X		
Alderman Donahue	X				
Alderman Carr	X				
Alderman Slattery	X				
Alderman Ostling	X				
Alderman Pittman	X				
Alderman Johnson			X		
Alderman Frausto	X				
Alderman Thompson			X		
Alderman Fahrenwald	X				
Mayor Vargas					
<b>TOTAL</b>	<b>10</b>		<b>4</b>		

**APPROVED** by the Mayor on **March 27, 2018**.



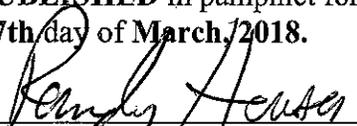
**DOMINGO F. VARGAS**  
**MAYOR OF THE CITY OF BLUE ISLAND,**  
**COUNTY OF COOK AND STATE OF ILLINOIS**

**ATTESTED** and Filed in my office this  
 27th day of **March, 2018**.



\_\_\_\_\_  
**RANDY HEUSER**  
**CITY CLERK**

**PUBLISHED** in pamphlet form this  
 27th day of **March, 2018**.



\_\_\_\_\_  
**RANDY HEUSER**  
**CITY CLERK**

STATE OF ILLINOIS     )  
                                  )  
COUNTY OF COOK     )     ss.

CERTIFICATE

I, Randy Heuser, certify that I am the duly elected and acting Municipal Clerk of the City of Blue Island of Cook County, Illinois.

I further certify that on **March 27, 2018** the Corporate Authorities of such municipality passed and approved Ordinance No. **2018 - 021** entitled: **AN ORDINANCE AMENDING TITLE III, CHAPTER 39, FEE AND FINE SCHEDULE, OF THE MUNICIPAL CODE OF THE CITY OF BLUE ISLAND, COOK COUNTY, ILLINOIS. (ADMINISTRATION)**

Which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. **2018 - 021** including the Ordinance and a cover sheet thereof, was as prepared, and a copy of such Ordinance posted in the municipal building commencing **March 27, 2018** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at Blue Island, Illinois, this **27th** day of **March, 2018**.

(SEAL)

  
\_\_\_\_\_  
Municipal Clerk