

Rent, Todd

From: Smyth, Charles
Sent: Thursday, September 26, 2019 4:04 PM
To: Rent, Todd
Subject: Fw: Hansen FOIAs F-387, 407

From: Smyth, Charles
Sent: Friday, August 2, 2019 11:49 AM
To: Weck, Anthony
Subject: RE: Hansen FOIAs F-387, 407

Todd's got it. Thought it was due today. -c

From: Weck, Anthony <weckac@urbaillinois.us>
Sent: Friday, August 02, 2019 11:26 AM
To: Smyth, Charles <casmyth@urbaillinois.us>
Subject: RE: Hansen FOIAs F-387, 407

No problem. Just wanted to make sure.

TW

From: Smyth, Charles <casmyth@urbaillinois.us>
Sent: Friday, August 02, 2019 11:17 AM
To: Weck, Anthony <weckac@urbaillinois.us>
Subject: RE: Hansen FOIAs F-387, 407

Tony,

I'm catching up after being out of the office much of the past 3 weeks...looks like this one went to Bain, Brooks, and Rent as well as Seraphin and shouldn't have needed anything from you. Sorry to have included you in the stream. Todd answered 387 and the generated another FOIA, 407, from Chris Hansen.

-c

From: Weck, Anthony <weckac@urbaillinois.us>
Sent: Friday, August 02, 2019 11:12 AM
To: Smyth, Charles <casmyth@urbaillinois.us>; Bain, Matthew <bainmj@urbaillinois.us>; Koker, Amy <kokeral@urbaillinois.us>; Brooks, Michelle <mebrooks@urbaillinois.us>; Rent, Todd <terent@urbaillinois.us>
Subject: RE: Hansen FOIAs F-387, 407

This is the first I've heard of 2019-407. Please let me know if anything is needed from me; I'm happy to assist. Thank you.

Tony Weck
FOIA Specialist

Urbana Police Department
400 South Vine Street
Urbana, Illinois 61801-3336

Phone: (217) 384-2320

Fax: (217) 384-2363

From: Smyth, Charles <casmyth@urbanailinois.us>

Sent: Friday, August 02, 2019 11:04 AM

To: Bain, Matthew <bainmj@urbanailinois.us>; Koker, Amy <kokeral@urbanailinois.us>; Brooks, Michelle <mebrooks@urbanailinois.us>; Rent, Todd <terent@urbanailinois.us>; Weck, Anthony <weckac@urbanailinois.us>

Subject: Hansen FOIAs F-387, 407

Folks,

Can anyone give me the status of responses to these two FOIAs from Christopher Hansen?

-Charlie

Rent, Todd

From: Smyth, Charles
Sent: Thursday, September 26, 2019 4:04 PM
To: Rent, Todd
Subject: Fw: Hansen FOIAs F-387, 407

From: Smyth, Charles
Sent: Friday, August 2, 2019 11:16 AM
To: Weck, Anthony
Subject: RE: Hansen FOIAs F-387, 407

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From: Weck, Anthony <weckac@urbanaininois.us>
Sent: Friday, August 02, 2019 11:12 AM
To: Smyth, Charles <casmyth@urbanaininois.us>; Bain, Matthew <bainmj@urbanaininois.us>; Koker, Amy <kokeral@urbanaininois.us>; Brooks, Michelle <mebrooks@urbanaininois.us>; Rent, Todd <terent@urbanaininois.us>
Subject: RE: Hansen FOIAs F-387, 407

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Phone: (217) 384-2320
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From: Smyth, Charles <casmyth@urbanaininois.us>
Sent: Friday, August 02, 2019 11:04 AM
To: Bain, Matthew <bainmj@urbanaininois.us>; Koker, Amy <kokeral@urbanaininois.us>; Brooks, Michelle <mebrooks@urbanaininois.us>; Rent, Todd <terent@urbanaininois.us>; Weck, Anthony

<weckac@urbanailinois.us>

Subject: Hansen FOIAs F-387, 407

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-Charlie

Rent, Todd

From: Smyth, Charles
Sent: Thursday, September 26, 2019 4:05 PM
To: Rent, Todd
Subject: Fw: Hansen FOIAs F-387, 407

From: Weck, Anthony
Sent: Friday, August 2, 2019 11:11 AM
To: Smyth, Charles; Bain, Matthew; Koker, Amy; Brooks, Michelle; Rent, Todd
Subject: RE: Hansen FOIAs F-387, 407

This is the first I've heard of 2019-407. Please let me know if anything is needed from me; I'm happy to assist. Thank you.

Tony Weck
FOIA Specialist

Urbana Police Department
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Urbana, Illinois 61801-3336

Phone: (217) 384-2320
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Sent: Friday, August 02, 2019 11:04 AM
To: Bain, Matthew <bainmj@urbanailinois.us>; Koker, Amy <kokeral@urbanailinois.us>; Brooks, Michelle <mebrooks@urbanailinois.us>; Rent, Todd <terent@urbanailinois.us>; Weck, Anthony <weckac@urbanailinois.us>
Subject: Hansen FOIAs F-387, 407

Folks,

Can anyone give me the status of responses to these two FOIAs from Christopher Hansen?

-Charlie

Rent, Todd

From: Smyth, Charles
Sent: Thursday, September 26, 2019 4:05 PM
To: Rent, Todd
Subject: Fw: City of Urbana FOIA Response 2019-387 (Hansen)

From: Smyth, Charles
Sent: Friday, August 2, 2019 11:10 AM
To: Rent, Todd
Cc: Hundley, Wendy; Meharry, Kay
Subject: RE: City of Urbana FOIA Response 2019-387 (Hansen)

Todd,

Sorry, I should have been clearer...387 has been answered and discussed but then there's the 407 continuation of the same. I'm just trying to catch up after being gone much of the past 3 weeks.

-c

-----Original Message-----

From: Rent, Todd <terent@urbanailinois.us>
Sent: Friday, August 02, 2019 11:07 AM
To: Smyth, Charles <casmyth@urbanailinois.us>
Cc: Bain, Matthew <bainmj@urbanailinois.us>; Koker, Amy <kokeral@urbanailinois.us>; Brooks, Michelle <mebrooks@urbanailinois.us>; Rent, Todd <terent@urbanailinois.us>; Weck, Anthony <weckac@urbanailinois.us>
Subject: FW: City of Urbana FOIA Response 2019-387 (Hansen)

FYI

Todd E. Rent, Sr.
Human Resources Director
City of Urbana
terent@urbanailinois.us
(217) 384-2451

-----Original Message-----

From: Christopher Hansen <corruptcu@gmail.com>
Sent: Saturday, July 27, 2019 5:45 PM
To: Rent, Todd <terent@urbanailinois.us>
Cc: Hundley, Wendy <wmhundley@urbanailinois.us>; Smyth, Charles <casmyth@urbanailinois.us>; Heldman, Cassandra <heldmacl@urbanailinois.us>
Subject: Re: City of Urbana FOIA Response 2019-387 (Hansen)

Hi Todd,

What I've gathered from your email, and from previous such interactions with you and other city staff, is that you want to operate in a secretive fashion outside of the purview of the citizens whom you serve. I am aware of no statute or ordinance that requires you to redact these things. You are choosing to redact them for the purposes of secrecy. I met with Joel Sanders to have a "frank and open discussion", and it is the choice of you and city staff to hide yourselves from the public. I can think of no good reason for you to refuse and redact documents, except to aid in the furtherance of corruption.

-Christopher Hansen

On Thu, Jul 25, 2019 at 1:50 PM Rent, Todd <terent@urbanaininois.us> wrote:

>
> Good afternoon and thank you for your inquiry. While the Lt. Sanders's handwritten initials were redacted under 5 ILCS 140/7(1)(b), which exempts "private information" as defined in the Illinois Freedom of Information Act, the remainder of the redactions were made under 5 ILCS 140/7(1)(f). Section 7(1)(f) authorizes the redaction of those portions of records in which opinions are expressed, or City policies or actions formulated. This exemption protects the internal deliberative/decision-making process by encouraging frank and open discussion among City employees as they determine the appropriate organizational response to matters. In this case, the redactions, other than the one noted in the first sentence, express the opinions, perspective, viewpoint, or inferences of the memorandum author. These expressions are all part and parcel of the protected internal deliberative process. As such, the redactions fall squarely under 7(1)(f).

>
> If you disagree with this assessment, we would encourage you to reach out to the Public Access Office of the Illinois Attorney General's Office. Their contact information and a detailed description of your rights under FOIA were included in this morning's email.

>
> If you would like to discuss this matter further, you are also welcomed to give me a call directly at (217) 384-2451.

>
> Sincerely,

>
> Todd

>
> Todd E. Rent, Sr.
> Human Resources Director
> City of Urbana
> (217) 384-2451
> terent@urbanaininois.us

>
>
> _____
> From: Christopher Hansen <corruptcu@gmail.com>

> Sent: Thursday, July 25, 2019 12:32 PM
> To: Rent, Todd
> Cc: Hundley, Wendy; Smyth, Charles; Heldman, Cassandra
> Subject: Re: City of Urbana FOIA Response 2019-387 (Hansen)

>
> Reading through this report, I cannot determine why any of it was
> redacted. None of it seems to suggest private information. Please
> send the report unredacted.

>
> On Thu, Jul 25, 2019 at 9:58 AM Rent, Todd <terent@urbanaininois.us> wrote:

>>
>> Freedom of Information Act Request

>> City of Urbana FOIA-2019-387

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>> Dear Requester:

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>>

>> This letter is in response to your Freedom of Information Act (FOIA) request. The Freedom of Information Officer received your request on July 17, 2019 and designated it as FOIA request number 2019-387.

>>
>>
>>

>> You requested the following records: "Please send a copy of the report from Sanders."

>>

>> Enclosed please find the records responsive to your request pursuant to the Freedom of Information Act. Please note, some of the information contained in the requested records may have been withheld or redacted pursuant to one or more of the following statutory exemptions:

>>
>>
>>

>> 1. 5 ILCS 140/7(1)(b) exempts "private information" or rather, unique identifiers such as "an individual's social security number, driver's license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal email addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when compiled without possibility of attribution to any person." 5 ILCS 140/2(c-5)

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>> 2. 5 ILCS 140/7(1)(f) which exempts "Preliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies or actions are formulated, except that a specific record or relevant portion of a record shall not be exempt when the record is publicly cited and identified by the head of the public body."

>>

>> *

>> Specifically, the City has redacted any information that reflects the give and take of the City's internal deliberative process.

>>

>> Please be advised that if you believe any records you are seeking have been wrongfully withheld or redacted, you are entitled to appeal this response. Such an appeal is a "Request for Review" and must be sent to the Public Access Counselor (PAC), at the Illinois Attorney General's Office at 500 South Second Street, Springfield, Illinois, 62706. The phone number is (217) 558-0486. If the PAC denies your appeal, you have the right to judicial review of this decision in the Champaign County Circuit Court. Additionally, I have included a copy of your rights under the Act for your convenience. Should you have any other questions or concerns, please feel free to contact me at the above listed number.

>>

>> Sincerely,

>>
>>

>>
>> Todd
>>
>> Todd E. Rent, Sr.
>>
>> Human Resources Director
>>
>> City of Urbana
>>
>> (217) 384-2451
>>
>> terent@urbanaininois.us<mailto:terent@urbanaininois.us>
>>
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>>
>> § 11. (a) Any person denied access to inspect or copy any public record by a public body may file suit for injunctive or declaratory relief.
>>
>> (b) Where the denial is from a public body of the State, suit may be filed in the circuit court for the county where the public body has its principal office or where the person denied access resides.
>>
>> (c) Where the denial is from a municipality or other public body, except as provided in subsection (b) of this Section, suit may be filed in the circuit court for the county where the public body is located.
>>
>> (d) The circuit court shall have the jurisdiction to enjoin the public body from withholding public records and to order the production of any public records improperly withheld from the person seeking access. If the public body can show that exceptional circumstances exist, and that the body is exercising due diligence in responding to the request, the court may retain jurisdiction and allow the agency additional time to complete its review of the records.
>>
>> (e) On motion of the plaintiff, prior to or after in camera inspection, the court shall order the public body to provide an index of the records to which access has been denied. The index shall include the following:
>>
>> (i) A description of the nature or contents of each document
>> withheld, or each deletion from a released document, provided,
>> however, that the public body shall not be required to disclose the
>> information which it asserts is exempt; and
>>
>> (ii) A statement of the exemption or exemptions claimed for each such deletion or withheld document.
>>
>> (f) In any action considered by the court, the court shall consider the matter de novo, and shall conduct such in camera examination of the requested records as it finds appropriate to determine if such records or any part thereof may be withheld under any provision of this Act. The burden shall be on the public body to establish that its refusal to permit public inspection or copying is in accordance with the provisions of this Act. Any public body that asserts that a record is exempt from disclosure has the burden of proving that it is exempt by clear and convincing evidence.
>>
>> (g) In the event of noncompliance with an order of the court to disclose, the court may enforce its order against any public official or employee so ordered or primarily responsible for such noncompliance through the court's contempt powers.
>>

> > (h) Except as to causes the court considers to be of greater importance, proceedings arising under this Section shall take precedence on the docket over all other causes and be assigned for hearing and trial at the earliest practicable date and expedited in every way.

> >

> > (i) If a person seeking the right to inspect or receive a copy of a public record prevails in a proceeding under this Section, the court shall award such person reasonable attorneys' fees and costs. In determining what amount of attorney's fees is reasonable, the court shall consider the degree to which the relief obtained relates to the relief sought. The changes contained in this subsection apply to an action filed on or after the effective date of this amendatory Act of the 96th General Assembly.

> >

> > (j) If the court determines that a public body willfully and intentionally failed to comply with this Act, or otherwise acted in bad faith, the court shall also impose upon the public body a civil penalty of not less than \$2,500 nor more than \$5,000 for each occurrence. In assessing the civil penalty, the court shall consider in aggravation or mitigation the budget of the public body and whether the public body has previously been assessed penalties for violations of this Act. The changes contained in this subsection apply to an action filed on or after the effective date of this amendatory Act of the 96th General Assembly.

> >

> >

> >

> >

Rent, Todd

From: Smyth, Charles
Sent: Thursday, September 26, 2019 4:05 PM
To: Rent, Todd
Subject: Fw: Hansen FOIAs F-387, 407
Attachments: 2019-F-407 Hansen.pdf; 2019-F-387 Hansen.pdf

From: Smyth, Charles
Sent: Friday, August 2, 2019 11:03 AM
To: Bain, Matthew; Koker, Amy; Brooks, Michelle; Rent, Todd; Weck, Anthony
Subject: Hansen FOIAs F-387, 407

Folks,

Can anyone give me the status of responses to these two FOIAs from Christopher Hansen?

-Charlie

Rent, Todd

From: Weck, Anthony
Sent: Thursday, September 26, 2019 11:13 AM
To: Rent, Todd
Subject: FW: 2019-F-387 Hansen.pdf
Attachments: 2019-F-387 Hansen.pdf

From: Heldman, Cassandra <heldmacl@urbaillinois.us>
Sent: Wednesday, July 17, 2019 2:46 PM
To: Weck, Anthony <weckac@urbaillinois.us>
Subject: FW: 2019-F-387 Hansen.pdf

Tony,

This is actually a complaint investigation report that Mr. Hansen is requesting. I have it in my files. [REDACTED]
[REDACTED]

Thanks.
Cassie

From: Koker, Amy <kokeral@urbaillinois.us>
Sent: Wednesday, July 17, 2019 2:42 PM
To: Heldman, Cassandra <heldmacl@urbaillinois.us>
Subject: FW: 2019-F-387 Hansen.pdf

Here you go. Let me know if you need anything from me.

From: Hundley, Wendy <wmhundley@urbaillinois.us>
Sent: Wednesday, July 17, 2019 2:41 PM
To: Koker, Amy <kokeral@urbaillinois.us>
Cc: Weck, Anthony <weckac@urbaillinois.us>
Subject: 2019-F-387 Hansen.pdf

Good afternoon,

FOIA is attached.

Thank you,

Wendy

Rent, Todd

From: Weck, Anthony
Sent: Thursday, September 26, 2019 11:14 AM
To: Rent, Todd
Subject: FW: City of Urbana FOIA Response 2019-387 (Hansen)
Attachments: 2019-02 HANSEN (REDACTIONS APPLIED).pdf

From: Rent, Todd <terent@urbanaillinois.us>
Sent: Thursday, August 01, 2019 3:49 PM
To: Weck, Anthony <weckac@urbanaillinois.us>
Subject: FW: City of Urbana FOIA Response 2019-387 (Hansen)

Tony,

Here is the redactions I discussed...

Thanks,

Todd

Todd E. Rent, Sr.
Human Resources Director
City of Urbana
terent@urbanaillinois.us
(217) 384-2451

From: Rent, Todd
Sent: Thursday, July 25, 2019 9:58 AM
To: corruptcu@gmail.com
Cc: Hundley, Wendy <wmhundley@urbanaillinois.us>; Smyth, Charles <casmyth@urbanaillinois.us>; Heldman, Cassandra <heldmacl@urbanaillinois.us>
Subject: City of Urbana FOIA Response 2019-387 (Hansen)

Freedom of Information Act Request
City of Urbana FOIA-2019-387

Dear Requester:

This letter is in response to your Freedom of Information Act (FOIA) request. The Freedom of Information Officer received your request on July 17, 2019 and designated it as FOIA request number 2019-387.

You requested the following records: "*Please send a copy of the report from Sanders.*"

Enclosed please find the records responsive to your request pursuant to the Freedom of Information

Act. Please note, some of the information contained in the requested records may have been withheld or redacted pursuant to one or more of the following statutory exemptions:

1. 5 ILCS 140/7(1)(b) exempts “private information” or rather, unique identifiers such as “an individual’s social security number, driver’s license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal email addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when compiled without possibility of attribution to any person.” 5 ILCS 140/2(c-5)

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Todd E. Rent, Sr.
Human Resources Director
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(217) 384-2451
terent@urbanaininois.us

§ 11. (a) Any person denied access to inspect or copy any public record by a public body may file suit for injunctive or declaratory relief.

(b) Where the denial is from a public body of the State, suit may be filed in the circuit court for the county where the public body has its principal office or where the person denied access resides.

(c) Where the denial is from a municipality or other public body, except as provided in subsection (b) of this Section, suit may be filed in the circuit court for the county where the public body is located.

(d) The circuit court shall have the jurisdiction to enjoin the public body from withholding public records and to order the production of any public records improperly withheld from the person seeking access. If the public

body can show that exceptional circumstances exist, and that the body is exercising due diligence in responding to the request, the court may retain jurisdiction and allow the agency additional time to complete its review of the records.

(e) On motion of the plaintiff, prior to or after in camera inspection, the court shall order the public body to provide an index of the records to which access has been denied. The index shall include the following:

(i) A description of the nature or contents of each document withheld, or each deletion from a released document, provided, however, that the public body shall not be required to disclose the information which it asserts is exempt; and

(ii) A statement of the exemption or exemptions claimed for each such deletion or withheld document.

(f) In any action considered by the court, the court shall consider the matter de novo, and shall conduct such in camera examination of the requested records as it finds appropriate to determine if such records or any part thereof may be withheld under any provision of this Act. The burden shall be on the public body to establish that its refusal to permit public inspection or copying is in accordance with the provisions of this Act. Any public body that asserts that a record is exempt from disclosure has the burden of proving that it is exempt by clear and convincing evidence.

(g) In the event of noncompliance with an order of the court to disclose, the court may enforce its order against any public official or employee so ordered or primarily responsible for such noncompliance through the court's contempt powers.

(h) Except as to causes the court considers to be of greater importance, proceedings arising under this Section shall take precedence on the docket over all other causes and be assigned for hearing and trial at the earliest practicable date and expedited in every way.

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Rent, Todd

From: Weck, Anthony
Sent: Thursday, September 26, 2019 11:15 AM
To: Rent, Todd
Subject: FW: City of Urbana FOIA Response 2019-387 (Hansen)
Attachments: 2019-02 HANSEN (REDACTIONS MBNA).pdf

From: Rent, Todd <terent@urbanaillinois.us>
Sent: Thursday, August 01, 2019 3:50 PM
To: Weck, Anthony <weckac@urbanaillinois.us>
Subject: RE: City of Urbana FOIA Response 2019-387 (Hansen)

[REDACTED]

Todd E. Rent, Sr.
Human Resources Director
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terent@urbanaillinois.us
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Subject: City of Urbana FOIA Response 2019-387 (Hansen)

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City of Urbana FOIA-2019-387

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(g) In the event of noncompliance with an order of the court to disclose, the court may enforce its order against any public official or employee so ordered or primarily responsible for such noncompliance through the court's contempt powers.

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(i) If a person seeking the right to inspect or receive a copy of a public record prevails in a proceeding under this Section, the court shall award such person reasonable attorneys' fees and costs. In determining what amount of attorney's fees is reasonable, the court shall consider the degree to which the relief obtained relates to the relief sought. The changes contained in this subsection apply to an action filed on or after the effective date of this amendatory Act of the 96th General Assembly.

(j) If the court determines that a public body willfully and intentionally failed to comply with this Act, or otherwise acted in bad faith, the court shall also impose upon the public body a civil penalty of not less than \$2,500 nor more than \$5,000 for each occurrence. In assessing the civil penalty, the court shall consider in aggravation or mitigation the budget of the public body and whether the public body has previously been assessed penalties for violations of this Act. The changes contained in this subsection apply to an action filed on or after the effective date of this amendatory Act of the 96th General Assembly.

Rent, Todd

From: Weck, Anthony
Sent: Thursday, September 26, 2019 11:15 AM
To: Rent, Todd
Subject: FW: Hansen FOIAs F-387, 407
Attachments: 2019-F-407 Hansen.pdf; 2019-F-387 Hansen.pdf

From: Smyth, Charles <casmyth@urbanairillinois.us>
Sent: Friday, August 02, 2019 11:04 AM
To: Bain, Matthew <bainmj@urbanairillinois.us>; Koker, Amy <kokeral@urbanairillinois.us>; Brooks, Michelle <mebrooks@urbanairillinois.us>; Rent, Todd <terent@urbanairillinois.us>; Weck, Anthony <weckac@urbanairillinois.us>
Subject: Hansen FOIAs F-387, 407

Folks,

Can anyone give me the status of responses to these two FOIAs from Christopher Hansen?

-Charlie

Rent, Todd

From: Weck, Anthony
Sent: Thursday, September 26, 2019 11:15 AM
To: Rent, Todd
Subject: FW: City of Urbana FOIA Response 2019-387 (Hansen)
Attachments: 2019-02 HANSEN (REDACTIONS APPLIED).pdf

From: Rent, Todd <terent@urbanailinois.us>
Sent: Friday, August 02, 2019 11:05 AM
To: Smyth, Charles <casmyth@urbanailinois.us>
Cc: Bain, Matthew <bainmj@urbanailinois.us>; Koker, Amy <kokeral@urbanailinois.us>; Brooks, Michelle <mebrooks@urbanailinois.us>; Rent, Todd <terent@urbanailinois.us>; Weck, Anthony <weckac@urbanailinois.us>
Subject: FW: City of Urbana FOIA Response 2019-387 (Hansen)

FYI

Todd E. Rent, Sr.
Human Resources Director
City of Urbana
terent@urbanailinois.us
(217) 384-2451

From: Rent, Todd
Sent: Thursday, July 25, 2019 9:58 AM
To: corruptcu@gmail.com
Cc: Hundley, Wendy <wmhundley@urbanailinois.us>; Smyth, Charles <casmyth@urbanailinois.us>; Heldman, Cassandra <heldmacl@urbanailinois.us>
Subject: City of Urbana FOIA Response 2019-387 (Hansen)

Freedom of Information Act Request
City of Urbana FOIA-2019-387

Dear Requester:

This letter is in response to your Freedom of Information Act (FOIA) request. The Freedom of Information Officer received your request on July 17, 2019 and designated it as FOIA request number 2019-387.

You requested the following records: *"Please send a copy of the report from Sanders."*

Enclosed please find the records responsive to your request pursuant to the Freedom of Information Act. Please note, some of the information contained in the requested records may have been withheld or redacted pursuant to one or more of the following statutory exemptions:

1. 5 ILCS 140/7(1)(b) exempts “private information” or rather, unique identifiers such as “an individual’s social security number, driver’s license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal email addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when compiled without possibility of attribution to any person.” 5 ILCS 140/2(c-5)

2. 5 ILCS 140/7(1)(f) which exempts “Preliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies or actions are formulated, except that a specific record or relevant portion of a record shall not be exempt when the record is publicly cited and identified by the head of the public body.”

- Specifically, the City has redacted any information that reflects the give and take of the City's internal deliberative process.

Please be advised that if you believe any records you are seeking have been wrongfully withheld or redacted, you are entitled to appeal this response. Such an appeal is a “Request for Review” and must be sent to the Public Access Counselor (PAC), at the Illinois Attorney General’s Office at 500 South Second Street, Springfield, Illinois, 62706. The phone number is (217) 558-0486. If the PAC denies your appeal, you have the right to judicial review of this decision in the Champaign County Circuit Court. Additionally, I have included a copy of your rights under the Act for your convenience. Should you have any other questions or concerns, please feel free to contact me at the above listed number.

Sincerely,

Todd
Todd E. Rent, Sr.
Human Resources Director
City of Urbana
(217) 384-2451
terent@urbanaininois.us

§ 11. (a) Any person denied access to inspect or copy any public record by a public body may file suit for injunctive or declaratory relief.

(b) Where the denial is from a public body of the State, suit may be filed in the circuit court for the county where the public body has its principal office or where the person denied access resides.

(c) Where the denial is from a municipality or other public body, except as provided in subsection (b) of this Section, suit may be filed in the circuit court for the county where the public body is located.

(d) The circuit court shall have the jurisdiction to enjoin the public body from withholding public records and to order the production of any public records improperly withheld from the person seeking access. If the public body can show that exceptional circumstances exist, and that the body is exercising due diligence in responding to the request, the court may retain jurisdiction and allow the agency additional time to complete its review of the records.

(e) On motion of the plaintiff, prior to or after in camera inspection, the court shall order the public body to provide an index of the records to which access has been denied. The index shall include the following:

(i) A description of the nature or contents of each document withheld, or each deletion from a released document, provided, however, that the public body shall not be required to disclose the information which it asserts is exempt; and

(ii) A statement of the exemption or exemptions claimed for each such deletion or withheld document.

(f) In any action considered by the court, the court shall consider the matter de novo, and shall conduct such in camera examination of the requested records as it finds appropriate to determine if such records or any part thereof may be withheld under any provision of this Act. The burden shall be on the public body to establish that its refusal to permit public inspection or copying is in accordance with the provisions of this Act. Any public body that asserts that a record is exempt from disclosure has the burden of proving that it is exempt by clear and convincing evidence.

(g) In the event of noncompliance with an order of the court to disclose, the court may enforce its order against any public official or employee so ordered or primarily responsible for such noncompliance through the court's contempt powers.

(h) Except as to causes the court considers to be of greater importance, proceedings arising under this Section shall take precedence on the docket over all other causes and be assigned for hearing and trial at the earliest practicable date and expedited in every way.

(i) If a person seeking the right to inspect or receive a copy of a public record prevails in a proceeding under this Section, the court shall award such person reasonable attorneys' fees and costs. In determining what amount of attorney's fees is reasonable, the court shall consider the degree to which the relief obtained relates to the relief sought. The changes contained in this subsection apply to an action filed on or after the effective date of this amendatory Act of the 96th General Assembly.

(j) If the court determines that a public body willfully and intentionally failed to comply with this Act, or otherwise acted in bad faith, the court shall also impose upon the public body a civil penalty of not less than \$2,500 nor more than \$5,000 for each occurrence. In assessing the civil penalty, the court shall consider in aggravation or mitigation the budget of the public body and whether the public body has previously been assessed penalties for violations of this Act. The changes contained in this subsection apply to an action filed on or after the effective date of this amendatory Act of the 96th General Assembly.

Rent, Todd

From: Weck, Anthony
Sent: Thursday, September 26, 2019 11:15 AM
To: Rent, Todd
Subject: FW: City of Urbana FOIA Response 2019-387 (Hansen)

-----Original Message-----

From: Rent, Todd <terent@urbanailinois.us>
Sent: Friday, August 02, 2019 11:07 AM
To: Smyth, Charles <casmyth@urbanailinois.us>
Cc: Bain, Matthew <bainmj@urbanailinois.us>; Koker, Amy <kokeral@urbanailinois.us>; Brooks, Michelle <mebrooks@urbanailinois.us>; Rent, Todd <terent@urbanailinois.us>; Weck, Anthony <weckac@urbanailinois.us>
Subject: FW: City of Urbana FOIA Response 2019-387 (Hansen)

FYI

Todd E. Rent, Sr.
Human Resources Director
City of Urbana
terent@urbanailinois.us
(217) 384-2451

-----Original Message-----

From: Christopher Hansen <corruptcu@gmail.com>
Sent: Saturday, July 27, 2019 5:45 PM
To: Rent, Todd <terent@urbanailinois.us>
Cc: Hundley, Wendy <wmhundley@urbanailinois.us>; Smyth, Charles <casmyth@urbanailinois.us>; Heldman, Cassandra <heldmacl@urbanailinois.us>
Subject: Re: City of Urbana FOIA Response 2019-387 (Hansen)

Hi Todd,

What I've gathered from your email, and from previous such interactions with you and other city staff, is that you want to operate in a secretive fashion outside of the purview of the citizens whom you serve. I am aware of no statute or ordinance that requires you to redact these things. You are choosing to redact them for the purposes of secrecy. I met with Joel Sanders to have a "frank and open discussion", and it is the choice of you and city staff to hide yourselves from the public. I can think of no good reason for you to refuse and redact documents, except to aid in the furtherance of corruption.

-Christopher Hansen

On Thu, Jul 25, 2019 at 1:50 PM Rent, Todd <terent@urbanailinois.us> wrote:

>
> Good afternoon and thank you for your inquiry. While the Lt. Sanders's handwritten initials were redacted under 5 ILCS 140/7(1)(b), which exempts "private information" as defined in the Illinois Freedom of Information Act, the remainder of the redactions were made under 5 ILCS 140/7(1)(f). Section 7(1)(f) authorizes the redaction of those portions of records in which opinions are expressed, or City policies or actions formulated. This exemption protects the internal deliberative/decision-making process by encouraging frank and open discussion among City employees as they determine the appropriate organizational response to matters. In this case, the redactions, other than the one noted in the first sentence, express the opinions, perspective, viewpoint, or inferences of the memorandum author. These expressions are all part and parcel of the protected internal deliberative process. As such, the redactions fall squarely under 7(1)(f).

>
> If you disagree with this assessment, we would encourage you to reach out to the Public Access Office of the Illinois Attorney General's Office. Their contact information and a detailed description of your rights under FOIA were included in this morning's email.

>
> If you would like to discuss this matter further, you are also welcomed to give me a call directly at (217) 384-2451.

>
> Sincerely,

>
> Todd

>
> Todd E. Rent, Sr.
> Human Resources Director
> City of Urbana
> (217) 384-2451
> terent@urbanaininois.us

>
>
> _____
> From: Christopher Hansen <corruptcu@gmail.com>
> Sent: Thursday, July 25, 2019 12:32 PM
> To: Rent, Todd
> Cc: Hundley, Wendy; Smyth, Charles; Heldman, Cassandra
> Subject: Re: City of Urbana FOIA Response 2019-387 (Hansen)

>
> Reading through this report, I cannot determine why any of it was
> redacted. None of it seems to suggest private information. Please
> send the report unredacted.

>
> On Thu, Jul 25, 2019 at 9:58 AM Rent, Todd <terent@urbanaininois.us> wrote:

>>
>> Freedom of Information Act Request
>> City of Urbana FOIA-2019-387

>>
>>
>>
>>
>>
>> Dear Requester:

>>
>>
>>

>> This letter is in response to your Freedom of Information Act (FOIA) request. The Freedom of Information Officer received your request on July 17, 2019 and designated it as FOIA request number 2019-387.

>>
>>
>>

>> You requested the following records: "Please send a copy of the report from Sanders."

>>

>> Enclosed please find the records responsive to your request pursuant to the Freedom of Information Act. Please note, some of the information contained in the requested records may have been withheld or redacted pursuant to one or more of the following statutory exemptions:

>>
>>
>>

>> 1. 5 ILCS 140/7(1)(b) exempts "private information" or rather, unique identifiers such as "an individual's social security number, driver's license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal email addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when compiled without possibility of attribution to any person." 5 ILCS 140/2(c-5)

>>
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>>

>> 2. 5 ILCS 140/7(1)(f) which exempts "Preliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies or actions are formulated, except that a specific record or relevant portion of a record shall not be exempt when the record is publicly cited and identified by the head of the public body."

>>

>> *

>> Specifically, the City has redacted any information that reflects the give and take of the City's internal deliberative process.

>>

>> Please be advised that if you believe any records you are seeking have been wrongfully withheld or redacted, you are entitled to appeal this response. Such an appeal is a "Request for Review" and must be sent to the Public Access Counselor (PAC), at the Illinois Attorney General's Office at 500 South Second Street, Springfield, Illinois, 62706. The phone number is (217) 558-0486. If the PAC denies your appeal, you have the right to judicial review of this decision in the Champaign County Circuit Court. Additionally, I have included a copy of your rights under the Act for your convenience. Should you have any other questions or concerns, please feel free to contact me at the above listed number.

>>

>> Sincerely,

>>

>>

>>

>> Todd

>>

>> Todd E. Rent, Sr.

>>

>> Human Resources Director

>>

>> City of Urbana

>>

>> (217) 384-2451

>>
>> terent@urbanailinois.us<mailto:terent@urbanailinois.us>
>>
>>
>>
>>
>>
>>
>> § 11. (a) Any person denied access to inspect or copy any public record by a public body may file suit for injunctive or declaratory relief.
>>
>> (b) Where the denial is from a public body of the State, suit may be filed in the circuit court for the county where the public body has its principal office or where the person denied access resides.
>>
>> (c) Where the denial is from a municipality or other public body, except as provided in subsection (b) of this Section, suit may be filed in the circuit court for the county where the public body is located.
>>
>> (d) The circuit court shall have the jurisdiction to enjoin the public body from withholding public records and to order the production of any public records improperly withheld from the person seeking access. If the public body can show that exceptional circumstances exist, and that the body is exercising due diligence in responding to the request, the court may retain jurisdiction and allow the agency additional time to complete its review of the records.
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budget of the public body and whether the public body has previously been assessed penalties for violations of this Act. The changes contained in this subsection apply to an action filed on or after the effective date of this amendatory Act of the 96th General Assembly.

>>
>>
>>
>>

Rent, Todd

From: Weck, Anthony
Sent: Thursday, September 26, 2019 11:16 AM
To: Rent, Todd
Subject: FW: Hansen FOIAs F-387, 407

From: Weck, Anthony
Sent: Friday, August 02, 2019 11:12 AM
To: Smyth, Charles <casmyth@urbanailinois.us>; Bain, Matthew <bainmj@urbanailinois.us>; Koker, Amy <kokeral@urbanailinois.us>; Brooks, Michelle <mebrooks@urbanailinois.us>; Rent, Todd <terent@urbanailinois.us>
Subject: RE: Hansen FOIAs F-387, 407

This is the first I've heard of 2019-407. Please let me know if anything is needed from me; I'm happy to assist. Thank you.

Tony Weck
FOIA Specialist

Urbana Police Department
400 South Vine Street
Urbana, Illinois 61801-3336

Phone: (217) 384-2320
Fax: (217) 384-2363

From: Smyth, Charles <casmyth@urbanailinois.us>
Sent: Friday, August 02, 2019 11:04 AM
To: Bain, Matthew <bainmj@urbanailinois.us>; Koker, Amy <kokeral@urbanailinois.us>; Brooks, Michelle <mebrooks@urbanailinois.us>; Rent, Todd <terent@urbanailinois.us>; Weck, Anthony <weckac@urbanailinois.us>
Subject: Hansen FOIAs F-387, 407

Folks,

Can anyone give me the status of responses to these two FOIAs from Christopher Hansen?

-Charlie

Rent, Todd

From: Weck, Anthony
Sent: Thursday, September 26, 2019 11:16 AM
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To: Weck, Anthony <weckac@urbanailinois.us>
Subject: RE: Hansen FOIAs F-387, 407

Tony,

I'm catching up after being out of the office much of the past 3 weeks...looks like this one went to Bain, Brooks, and Rent as well as Seraphin and shouldn't have needed anything from you. Sorry to have included you in the stream. Todd answered 387 and the generated another FOIA, 407, from Chris Hansen.

-C

From: Weck, Anthony <weckac@urbanailinois.us>
Sent: Friday, August 02, 2019 11:12 AM
To: Smyth, Charles <casmyth@urbanailinois.us>; Bain, Matthew <bainmj@urbanailinois.us>; Koker, Amy <kokeral@urbanailinois.us>; Brooks, Michelle <mebrooks@urbanailinois.us>; Rent, Todd <terent@urbanailinois.us>
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<weckac@urbanaininois.us>

Subject: Hansen FOIAs F-387, 407

Folks,

Can anyone give me the status of responses to these two FOIAs from Christopher Hansen?

-Charlie

Rent, Todd

From: Weck, Anthony
Sent: Thursday, September 26, 2019 11:16 AM
To: Rent, Todd
Subject: FW: Hansen FOIAs F-387, 407

From: Rent, Todd <terent@urbaillinois.us>
Sent: Friday, August 02, 2019 11:24 AM
To: Weck, Anthony <weckac@urbaillinois.us>; Smyth, Charles <casmyth@urbaillinois.us>; Bain, Matthew <bainmj@urbaillinois.us>; Koker, Amy <kokeral@urbaillinois.us>; Brooks, Michelle <mebrooks@urbaillinois.us>
Subject: RE: Hansen FOIAs F-387, 407

All,

I lost track of this one. I thought it was due today. I will put together a response and get it out.

Todd E. Rent, Sr.
Human Resources Director
City of Urbana
terent@urbaillinois.us
(217) 384-2451

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Rent, Todd

From: Weck, Anthony
Sent: Thursday, September 26, 2019 11:17 AM
To: Rent, Todd
Subject: FW: Hansen FOIAs F-387, 407

From: Weck, Anthony
Sent: Friday, August 02, 2019 11:26 AM
To: Smyth, Charles <casmyth@urbanailinois.us>
Subject: RE: Hansen FOIAs F-387, 407

No problem. Just wanted to make sure.

TW

From: Smyth, Charles <casmyth@urbanailinois.us>
Sent: Friday, August 02, 2019 11:17 AM
To: Weck, Anthony <weckac@urbanailinois.us>
Subject: RE: Hansen FOIAs F-387, 407

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Urbana Police Department
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From: Weck, Anthony
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To: Rent, Todd <terent@urbanaillinois.us>
Subject: RE: Hansen FOIAs F-387, 407

Thank you. Please let me know if I can be of any assistance.

Tony Weck
FOIA Specialist

Urbana Police Department
400 South Vine Street
Urbana, Illinois 61801-3336

Phone: (217) 384-2320
Fax: (217) 384-2363

From: Rent, Todd <terent@urbanaillinois.us>
Sent: Friday, August 02, 2019 11:24 AM
To: Weck, Anthony <weckac@urbanaillinois.us>; Smyth, Charles <casmyth@urbanaillinois.us>; Bain, Matthew <bainmj@urbanaillinois.us>; Koker, Amy <kokeral@urbanaillinois.us>; Brooks, Michelle <mebrooks@urbanaillinois.us>
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Human Resources Director
City of Urbana
terent@urbanaillinois.us
(217) 384-2451

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To: Smyth, Charles <casmyth@urbanaillinois.us>; Bain, Matthew <bainmj@urbanaillinois.us>; Koker, Amy <kokeral@urbanaillinois.us>; Brooks, Michelle <mebrooks@urbanaillinois.us>; Rent, Todd

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Urbana, Illinois 61801-3336

Phone: (217) 384-2320

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To: Bain, Matthew <bainmj@urbanaillinois.us>; Koker, Amy <kokeral@urbanaillinois.us>; Brooks, Michelle <mebrooks@urbanaillinois.us>; Rent, Todd <terent@urbanaillinois.us>; Weck, Anthony <weckac@urbanaillinois.us>

Subject: Hansen FOIAs F-387, 407

Folks,

Can anyone give me the status of responses to these two FOIAs from Christopher Hansen?

-Charlie

Rent, Todd

From: Weck, Anthony
Sent: Thursday, September 26, 2019 11:18 AM
To: Rent, Todd
Subject: RE: 2019-F-387 Hansen.pdf

You're welcome. The last email I forwarded to you is all I have. Please let me know if you need anything else.

TW

From: Rent, Todd <terent@urbanailinois.us>
Sent: Thursday, September 26, 2019 11:14 AM
To: Weck, Anthony <weckac@urbanailinois.us>
Subject: RE: 2019-F-387 Hansen.pdf

Thank you Tony

Todd E. Rent, Sr.
Human Resources Director
City of Urbana
terent@urbanailinois.us
(217) 384-2451

From: Weck, Anthony <weckac@urbanailinois.us>
Sent: Thursday, September 26, 2019 11:13 AM
To: Rent, Todd <terent@urbanailinois.us>
Subject: FW: 2019-F-387 Hansen.pdf

From: Heldman, Cassandra <heldmacl@urbanailinois.us>
Sent: Wednesday, July 17, 2019 2:46 PM
To: Weck, Anthony <weckac@urbanailinois.us>
Subject: FW: 2019-F-387 Hansen.pdf

Tony,

This is actually a complaint investigation report that Mr. Hansen is requesting. I have it in my files. [REDACTED]

Thanks.
Cassie

From: Koker, Amy <kokeral@urbanailinois.us>
Sent: Wednesday, July 17, 2019 2:42 PM
To: Heldman, Cassandra <heldmacl@urbanailinois.us>
Subject: FW: 2019-F-387 Hansen.pdf

Here you go. Let me know if you need anything from me.

From: Hundley, Wendy <wmhundley@urbanailinois.us>

Sent: Wednesday, July 17, 2019 2:41 PM

To: Koker, Amy <kokeral@urbanailinois.us>

Cc: Weck, Anthony <weckac@urbanailinois.us>

Subject: 2019-F-387 Hansen.pdf

Good afternoon,

FOIA is attached.

Thank you,

Wendy

[REDACTED]

[REDACTED]

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From: Heldman, Cassandra
Sent: Wednesday, July 17, 2019 2:54 PM
To: Rent, Todd
Subject: FW: 2019-F-387 Hansen.pdf

Todd,

Mr. Hansen is requesting a copy of the report Lt. Sanders created for the chief regarding his investigation into a Citizen Complaint, 2019-2. [REDACTED]

Thank you.
Cassie

From: Koker, Amy <kokeral@urbanaillinois.us>
Sent: Wednesday, July 17, 2019 2:42 PM
To: Heldman, Cassandra <heldmacl@urbanaillinois.us>
Subject: FW: 2019-F-387 Hansen.pdf

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Cc: Weck, Anthony <weckac@urbanaillinois.us>
Subject: 2019-F-387 Hansen.pdf

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Thank you,

Wendy

[REDACTED]

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