
THE CITY OF PLANO
KENDALL COUNTY, ILLINOIS

RESOLUTION
R 2021 - _____

**A RESOLUTION
ADOPTING POLICY PERTAINING TO
PUBLIC COMMENT AT PUBLIC MEETINGS**

MICHAEL RENNELS, Mayor
KATHLEEN MILLER, City Clerk

BARBARA NADEAU
MARK SWOBODA
JAMAL WILLIAMS
JOHN FAWVER
STEPHEN DEBOLT
BEN EATON
THOMAS JOHNS
SCOTT MULLINER

City Council

Published in pamphlet form by authority of the
Mayor and City Council of the City of Plano
on this the ____th day of July, 2021

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WHEREAS, the City of Plano (hereinafter referred to as the “City”) is an Illinois Municipal Corporation organized pursuant to the laws of the State of Illinois;

WHEREAS, the City has the authority to adopt resolutions and to promulgate rules and regulations that pertain to its government and affairs that protect the health, safety and welfare of its residents including the adoption and imposition of certain taxes;

WHEREAS, the Corporate Authorities of the City of Plano understand the importance of allowing its residents the opportunity to address the elected and/or appointed officials of the City at a public meeting but also recognize the need to conduct an orderly and efficient meeting; and

WHEREAS, the Corporate Authorities of the City of Plano are of the opinion that that it is in the best interests of the safety, health and welfare of the residents to adopt the policy as set forth herein.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Plano, Kendall, Illinois in open meeting assembled as follows:

Section One – Recitals

The Corporate Authorities hereby find that all of the recitals hereinbefore stated as contained in the preamble to this resolution are full, true and correct and do hereby, by reference, incorporate and make them part of this resolution as legislative findings.

Section Two – Approval of Policy Pertaining to Public Comment

POLICY PERTAINING TO PUBLIC COMMENT

- A. Right to Speak. The Illinois Open Meetings Act, Section 2.06(g) provides that “Any person shall be permitted an opportunity to address public officials under the rules established and recorded by the public body.”
- B. Public Comment.
 - 1. Persons desiring to address the Council or Alderman (“Council”) will do so during the two (2) Citizen Comment periods on the agenda of the Council Meeting. Citizen Comment on the initial period of the agenda shall be limited to commenting on items on that Meeting’s agenda. Citizen Comment at the end of the agenda shall be on any topic.
 - 2. Participation Procedure.

- a. Persons wishing to speak may do so only after being recognized for that purpose by the Mayor.
- b. Only one (1) person may address the Council at a time.
- c. Comments shall be limited to five (5) minutes per person and no longer than 30 minutes in total. Any person's unused time may not be traded, utilized, ceded or added to another person's comment time.
- d. The Council may, without creating precedent and in its sole discretion, expand the numbers of those permitted to speak, at any given meeting.

3. Public Participation.

- a. Persons addressing the Council shall identify themselves for the record, and for the Council and members of the public also attending the meeting.
- b. Persons addressing the Council will offer all comments in a courteous and professional manner, and refrain from use of inappropriate, offensive or profane language.
- c. The Council will not respond nor engage in debate or discussion relating to comments offered or made. The public comment period is intended to afford members of the public with an opportunity to express their views to the respective Council. The Council will generally take comments made to it by speakers under advisement.

C. Misconduct.

- 1. All persons addressing the Council must do so in a civil and appropriate manner. Rude or abusive behavior will not be condoned. Comments that are defamatory, or otherwise constitute an unwarranted invasion of privacy will not be allowed. Persons in violation of the foregoing will be directed by the chair of the meeting to cease commenting immediately or, should they refuse to do so, leave the meeting.
- 2. Persons attending the meeting will refrain from comments, gestures, or other verbal or non-verbal communications when not recognized to offer public comment. The Chairperson is charged with enforcing orderly decorum at meetings to enable effective and efficient consideration by the Council of the stated and published purpose of the meeting; to that end the Chairperson will request person(s) causing disruptive conduct to cease such conduct.
- 3. In the event public comment or behavior at the meeting becomes disruptive to the Council's effective and efficient conduct of the meeting, the Chairperson may recess the meeting until such time that conditions are conducive to resume conduct of the business of the public body. If the disturbance is particularly egregious, the Chairperson may recess the meeting to reconvene at a designated time, date and place. The proposition by the Chairperson to recess or to recess and reconvene at a later time, date and place shall be approved by the Council. If taken, the decision to recess shall be recorded in the minutes, along with the vote of the Council and a statement as to the cause of the disruption necessitating the recess.

Section Three – Codification

The title, chapter(s) and section(s) adopted by this resolution shall be numbered and placed in an appropriate title, chapter(s), and sections(s) sections when and during the codification of the Plano Municipal Code.

Section Four - Conflict Clause

That all ordinances, parts of ordinances or Council actions in conflict with the terms of this resolution shall be repealed to the extent of said conflict.

Section Five - Passage Clause

That this resolution shall take full force and effect from and after its passage, approval and publication as provided by law.

Section Six - Constitutionality Clause

Any part or parts of this resolution declared by a court of law to be invalid or unconstitutional shall not affect the validity of the remaining provisions of this resolution or the City of Plano Municipal Code.

Section Seven - Publication

This resolution shall be published in book or pamphlet form as provided by the Illinois Municipal Code.

Section Eight - Recording

This resolution shall be entered into the minutes and upon the journals of the City Council of the City of Plano.

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DECIDED pursuant to a Roll Call Vote as follows:

	YES	NO	ABSENT	PRESENT
Barbara Nadeau, Ward 1				
Mark Swoboda, Ward 1				
Jamal Williams, Ward 2				
John Fawver, Ward 2				
Stephen DeBolt, Ward 3				
Ben Eaton, Ward 3				
Thomas Johns, Ward 4				
Scott Mulliner, Ward 4				
Michael Rennels, Mayor				
TOTAL				

PASSED AND APPROVED by the City of Plano City Council on the ____th day of July, 2021:

 Michael Rennels
 Mayor

ATTEST:

 Kathleen Miller
 City Clerk

STATE OF ILLINOIS)
)
 COUNTY OF KENDALL) SS

CLERK’S CERTIFICATION

I, Kathleen Miller, do hereby certify that I am the duly elected, and qualified City Clerk in and for the City of Plano, Kendall County, Illinois; that I am the keeper of the files, records, and seal of said City, and that the following is a true and correct copy of Resolution R 2021 - _____

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adopted and approved by the Mayor and City Council at an official meeting held on July _____, 2021 and that the vote on the motion for adoption was as follows:

	YES	NO	ABSENT	PRESENT
Barbara Nadeau, Ward 1				
Mark Swoboda, Ward 1				
Jamal Williams, Ward 2				
John Fawver, Ward 2				
Stephen DeBolt, Ward 3				
Ben Eaton, Ward 3				
Thomas Johns, Ward 4				
Scott Mulliner, Ward 4				
Michael Rennels (if necessary)				
TOTAL				

I do further certify that the deliberations of the Council on the adoption of said resolution were conducted openly, that the vote on the adoption of said resolution was taken openly, that said meeting was called and held at a specified time and place convenient to the public, that notice of said meeting was duly given to all of the news media requesting such notice, that said meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and with the provisions of the City Code of the City of Plano, as amended, and that the Council has complied with all of the provisions of said Act and said Code and with all of the procedural rules of the Council.

I further state that this Certification is issued under my hand and the seal of the City of Plano as required in the Illinois Compiled Statutes 65 ILCS 5/1-2-4.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Corporate Seal of said City of Plano, Kendall County, Illinois on the date set forth herein.

 Kathleen Miller, City Clerk

(SEAL)