



December 20, 2019

Response sent via email to: Rmurphy@costellaw.com
Richard J. Murphy

[REDACTED]
Western Springs, IL 60558

Re: FOIA Request Dated December 19, 2019

Dear Mr. Murphy:

Thank you for writing to the Village of Western Springs with your request for information pursuant to the Illinois Freedom of Information Act, 5 ILCS 140/1 et seq. ("FOIA").

On December 20, 2019, the Village of Western Springs received a written FOIA request from you dated December 19, 2019 (submitted via online submittal form). In the FOIA Request, you requested to inspect and/or photocopy the following records:

"1) Any and all written communications including but not limited to email communications from or to Alice Gallagher to any or from any and all Village Trustees of Western Springs regarding 5G and/or Small Wireless Telecommunications Facilities

2) Any and all written communications including but not limited emails from or to Alice Gallagher to any or from any and all Village Trustees and/or employees of Western Springs regarding HB 1451 from 2019.

3) Any and all communications from any telecom companies or any company, law firm or representing or working on behalf of the telecom companies, including but not limited to, Crown Castle Fiber LLC, Sprint, Verizon, AT&T or any of their subsidiaries or subcontractors, to the Village of Western Springs, Alice Gallagher, Western Springs Trustees, Western Springs employees or Western Springs attorneys regarding 5G and/or Small Wireless Telecommunications Facilities from 2019

4) Any and all written communications including but not limited to email communications from or to Alice Gallagher to any or from any and all employees of Western Springs regarding 5G and/or Small Wireless Telecommunications Facilities

5) 4) Any and all written communications including but not limited to email communications

PRESIDENT
Alice Gallagher

TRUSTEES
Heidi Rudolph
William Siffermann

James Tyrrell
Nicole Chen
Alan Fink
James John

CLERK
James Horvath

MANAGER
Ingrid Velkme

DIRECTORS
Grace Turi
Pat Schramm
Martin Scott
Matthew Supert
Patrick Kenny
Brian Budds
Ellen Baer
Aleks Briedis

from or to any Village of Western Springs Trustees to or from any and all employees of Western Springs regarding 5G and/or Small Wireless Telecommunications Facilities.”

Village’s Response:

Under the Freedom of Information Act, a public body may extend the time to respond to a FOIA request by up to 5 business days for a limited number of reasons. 5 ILCS 140/3(e). We are extending the time to respond to your request by 5 business days (until January 7, 2020) for the following reasons:

- Responding to the request requires that we collect a substantial number of specified records.
- The request is couched in categorical terms and requires that we conduct an extensive search for the records responsive to it.
- In order to determine when the requested records are exempt under Section 7 of FOIA or must be redacted in part before they are disclosed, we must have the documents reviewed by Attorney Jurusik.
- We cannot comply with the request for records within the 5-business day time limit without unduly burdening or interfering with our operations.
- Before we can determine whether to provide the documents in response to your FOIA request, we must consult with Village Attorney Jurusik.

The Village asserts the following facts in support of the above reasons for an extension of time:

- To properly comply with your FOIA Request requires that the Village gather and review all responsive records, and to possibly redact any exempt information, which is a significant, labor intensive task given the current staffing levels of the Village.

We anticipate providing a response to you no later than January 7, 2020.

In keeping with the copying fees allowed by the Illinois Freedom of Information Act, 5 ILCS 140/6(b), the cost of your copies is \$0.

You have a right to have the denial of your request reviewed by the Public Access Counselor (“PAC”) at the Office of the Illinois Attorney General. 5 ILCS 140/9.5(a). You can file your Request for Review with the PAC by writing to:

Public Access Counselor
Office of the Attorney General

500 South 2nd Street
Springfield, Illinois 62706
Fax: 217-782-1396
E-mail: publicaccess@atg.state.il.us

You also have the right to seek judicial review of your denial by filing a lawsuit in the State circuit court. 5 ILCS 140/11.

If you choose to file a Request for Review with the PAC, you must do so within 60 calendar days of the date of this denial letter. 5 ILCS 140/9.5(a). Please note that you must include a copy of your original FOIA request and this denial letter when filing a Request for Review with the PAC.

If you have any questions, please do not hesitate to contact me at 708-246-1800. Please confirm receipt of this response via email to me at ehaeske@wsprings.com.

Sincerely,



Deputy Village Clerk/FOIA Officer Elaine Haeske

cc. Ms. Ingrid Velkme, Village Manager
Mr. Michael Jurusik, Village Attorney
Mr. Martin Scott, Director of Community Development
Ms. Ellen Baer, Director of Administrative Services