The Kendall County Board Meeting was held at the Kendall County Office Building, Room 209, in the City of Yorkville on Tuesday, January 17, 2012 at 9:00 a.m. The Clerk called the roll. Members present: Chairman John Purcell, Bob Davidson, Jessie Hafenrichter, Dan Koukol, Nancy Martin, Suzanne Petrella, John Shaw, Anne Vickery and Jeff Wehrli.

The Clerk reported to the Chairman that a quorum was present to conduct business.

MINUTES

Member Hafenrichter moved to approve the submitted minutes from the Adjourned County Board Meetings of 12/6/11 and 12/20/11. Member Flowers seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. Motion carried.

THE AGENDA

Chairman Purcell asked for a change in the agenda by moving the Finance report to the first report under the Standing Committee Reports. Member Martin moved to approve the amended agenda. Member Hafenrichter seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. Motion carried.

CITIZENS TO BE HEARD

Jerry Bannister, 110D Riverwood Dr Oswego spoke allegedly about an agreement signed on 7/15/08 with IT Stability Systems LLC. This is the purveyor of the software system that is used by the Recorder. Mr. Bannister hopes that due diligence is taken when the contract comes up for renewal.

NEW BUSINESS

Thomas Settlement Agreement

State’s Attorney, Eric Weis spoke about the Settlement Agreement that has been signed by Tafarra Thomas. Mr. Weis stated that there are three main points of the agreement to be approved. It allows Ms. Thomas to resign from her employment as opposed to her being terminated back to the effective date of 4/28/11. The County in resolving any and all claims she may have, has, and may have in the future or potential claims the sum of $8,475.00 less taxes and withholdings. There will be a neutral letter of reference which includes only dates of employment, position held, and salary paid and that the employee resigned. It will be removed from her personnel file the following disciplinary actions and letters – one day suspension, seven day suspension, ten day suspension and termination issue. Ms. Thomas will not be able to apply for any County position.

Member Shaw moved to approve the Settlement Agreement. Member Davidson seconded the motion. Chairman Purcell asked for a roll call vote on the motion. All members present voting aye. Motion carried.

ELECTED OFFICIALS REPORT AND OTHER DEPARTMENT REPORTS

Sheriff

Sheriff Randall reported that the month of December we have been blessed with good weather so far and have not had to use salt and overtime that goes with bad weather.

County Clerk


<table>
<thead>
<tr>
<th>Line Item</th>
<th>Fund</th>
<th>Revenue</th>
</tr>
</thead>
<tbody>
<tr>
<td>County Clerk Fees</td>
<td>$</td>
<td>920.50</td>
</tr>
<tr>
<td>County Clerk Fees - Marriage License</td>
<td>$</td>
<td>750.00</td>
</tr>
<tr>
<td>County Clerk Fees - Civil Union</td>
<td>$</td>
<td>30.00</td>
</tr>
</tbody>
</table>

Co Board 1/17/12
County Clerk, Debbie Gillette stated some statistics for the Board. Marriage licenses have gone up 30 from 2010 to 2011, 30 Civil Union licenses were issued, recordings in 2010 were 24,619 and in 2011 were 21,788, new voter registration cards were sent out to 64,800 residents – 4,000 came back indicating that people are moving around the County. Ms. Gillette responded to a political ad in the newspaper, she assured the residents of Kendall County that veterans are not at risk, a book dated 1919 has been removed from the shelf, Military paperwork has been removed from files. The contract that was signed was reviewed by the State’s Attorney’s Office and social security numbers are not online.

Treasurer

Office of Jill Ferko
Kendall County Treasurer & Collector
111 W. Fox Street Yorkville, IL 60560

Kendall County General Fund
QUICK ANALYSIS OF MAJOR REVENUES AND TOTAL EXPENDITURES
FOR ONE MONTH ENDED 12/31/2011

<table>
<thead>
<tr>
<th>REVENUES*</th>
<th>Annual Budget</th>
<th>2012 YTD Actual</th>
<th>2012 YTD %</th>
<th>2011 YTD Actual</th>
<th>2011 YTD %</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal Property Repl. Tax</td>
<td>$315,000</td>
<td>$11,825</td>
<td>3.75%</td>
<td>$71,437</td>
<td>23.50%</td>
</tr>
<tr>
<td>State Income Tax</td>
<td>$1,800,000</td>
<td>$133,411</td>
<td>7.41%</td>
<td>$168,291</td>
<td>12.02%</td>
</tr>
<tr>
<td>Local Use Tax</td>
<td>$340,000</td>
<td>$23,539</td>
<td>6.92%</td>
<td>$48,710</td>
<td>22.14%</td>
</tr>
<tr>
<td>State Sales Tax</td>
<td>$970,000</td>
<td>$82,893</td>
<td>8.55%</td>
<td>$79,034</td>
<td>11.29%</td>
</tr>
<tr>
<td>County Clerk Fees</td>
<td>$380,000</td>
<td>$33,712</td>
<td>8.87%</td>
<td>$39,980</td>
<td>10.52%</td>
</tr>
<tr>
<td>Circuit Clerk Fees</td>
<td>$1,300,000</td>
<td>$88,282</td>
<td>6.79%</td>
<td>$107,120</td>
<td>7.65%</td>
</tr>
<tr>
<td>Fines &amp; Forfeits/St Atty.</td>
<td>$560,000</td>
<td>$35,172</td>
<td>6.28%</td>
<td>$43,482</td>
<td>7.76%</td>
</tr>
<tr>
<td>Building and Zoning</td>
<td>$35,000</td>
<td>$1,869</td>
<td>5.34%</td>
<td>$3,241</td>
<td>10.80%</td>
</tr>
<tr>
<td>Interest Income</td>
<td>$50,000</td>
<td>$1,412</td>
<td>2.82%</td>
<td>$2,474</td>
<td>3.09%</td>
</tr>
</tbody>
</table>

CK # 16980 To KC Treasurer $128,468.38
State’s Attorney

State’s Attorney, Eric Weis presented the annual report.

STATE’S ATTORNEY 2011 REPORT

The Kendall County State’s Attorney’s Office issued its 2011 year-end report, which reports case statistics, revenue and budget details, as well as comparisons to previous years. The majority of the resources from the State’s Attorney’s Office are dedicated to the prosecution of criminal cases. Eight assistant state’s attorneys and the State’s Attorney handled nearly 15,000 new criminal/traffic files last year. A break down of the cases filed and the dispositions of those cases are detailed below:

<table>
<thead>
<tr>
<th>Case type</th>
<th>2011</th>
<th>2010</th>
<th>2009</th>
<th>2008</th>
</tr>
</thead>
<tbody>
<tr>
<td>Felony *</td>
<td>429</td>
<td>405</td>
<td>515</td>
<td>501</td>
</tr>
<tr>
<td>Misdemeanor (Excluding DUI)</td>
<td>1222</td>
<td>1288</td>
<td>1535</td>
<td>1402</td>
</tr>
<tr>
<td>DUI</td>
<td>290</td>
<td>253</td>
<td>387</td>
<td>339</td>
</tr>
<tr>
<td>Traffic</td>
<td>12306</td>
<td>16,894</td>
<td>19,269</td>
<td>18,174</td>
</tr>
<tr>
<td>Juv. Delinquency **</td>
<td>260</td>
<td>316</td>
<td>289</td>
<td>279</td>
</tr>
<tr>
<td>Juv. Abuse &amp; Neglect</td>
<td>19</td>
<td>32</td>
<td>21</td>
<td>21</td>
</tr>
<tr>
<td>Juv. Truancy</td>
<td>3</td>
<td>4</td>
<td>4</td>
<td>3</td>
</tr>
<tr>
<td>Total cases filed ***</td>
<td>14651</td>
<td>19,147</td>
<td>22,020</td>
<td>20,719</td>
</tr>
</tbody>
</table>

* Multiple counts are usually filed as one case number.

** Only includes cases referred to the State’s Attorney’s Office from Court Services.

*** Does not include civil cases, ordinance violations, and post-sentence cases (Probations, Supervision, Conditional Discharge, Post-IDOC restitution).

In addition to the number of cases filed each year, the Kendall County State’s Attorney’s Office reviewed the data from the last several years regarding felony conviction rate, number of cases reduced to misdemeanors or dismissals, as well as the number of felony cases which resulted in a sentence to the Illinois Department of Corrections. (These numbers are current as of January 9, 2012.)

<table>
<thead>
<tr>
<th></th>
<th>2009</th>
<th>2010</th>
<th>2011</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cases:</td>
<td>515</td>
<td>405</td>
<td>429</td>
</tr>
<tr>
<td>Convictions:</td>
<td>416**</td>
<td>314**</td>
<td>126**</td>
</tr>
<tr>
<td>IDOC:</td>
<td>131</td>
<td>92</td>
<td>35</td>
</tr>
<tr>
<td>Reductions/</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Co Board 1/17/12
**Coroner**

Statistics:

<table>
<thead>
<tr>
<th>2012 Statistics</th>
<th>Stats for Same Period in 2011</th>
<th>Difference</th>
</tr>
</thead>
<tbody>
<tr>
<td>2012 Total Deaths…..</td>
<td>25</td>
<td>Total Deaths…..</td>
</tr>
<tr>
<td>Autopsies to Date……………</td>
<td>5</td>
<td>Autopsies....</td>
</tr>
<tr>
<td>Toxicology Samples.</td>
<td>5</td>
<td>Toxicology Samples..</td>
</tr>
<tr>
<td>Cremation Permits….</td>
<td>9</td>
<td>Cremation Permits…</td>
</tr>
</tbody>
</table>

**Health Department**

Amaal Tokars stated that the Health Department was asked to be a part of the Job Resource Fair that the County is working on with Waubonsee Community College and other municipalities. They appreciate being asked to work with their colleagues on this because they are contacted by many families on a weekly basis about losing their business, losing their homes, about to be out of work or losing one or both incomes. Ms. Tokars believes that this has the potential of being something positive for the County.

**Supervisor of Assessments**

Supervisor of Assessments, Andy Nicoletti reported that he expects the Board of Review to be done in late February.

**STANDING COMMITTEE REPORTS**

**Finance**

CLAIMS

Member Vickery moved to approve the claims submitted in the amount of $864,271.20. Member Martin seconded the motion.

**COMBINED CLAIMS:**

FCLT MGMT $21,311.23, CO CLK & RCDR $116.32, ELECTION $311.09, ED SRV REG $944.54, SHRFF $20,494.94, CRRCTNS $4,938.81, ESDA $800.00, CRCT CT CLK $222.73, JURY COMM $297.19, CRCT CT JDG $6,714.76, CRNR $1,812.87, CMB CRT SRV $13,573.94, ST ATTY $1,132.20, EMPLY HLTH INS $360,514.12, PPPOST $510.72, OFF OF ADM SRV $7,096.25, GNRL INS & BNDG $45.00, CO BRD $1,896.99, TECH SRV $16,911.90, CONTINGEN $1,200.00, ECON DEV $1,517.63, LIABL INSUR EXPS $68.93, CO HWY $4,740.77, TRNSPRT SALES TX $34,496.05, HLTH & Hmn SRV $114,824.48, EXPENSE $104,130.00, FRST PRSRV $5,241.32, ADMIN BLDG BND $18,650.00, KEN COM $4,934.39, ANML CNTRL $1,039.85, CO RCDR DOC STRG $171.90, CRT SEC FND $38.95, LAW LBRY $4,535.61, CRT CT DOC STRG $3,119.08, CRT AUTOMA $9,329.55, PROBTN SRV $12,400.64, GIS $2,465.10, KEN TRANS $72,365.77, CRTHSE EXPNSN $600.00, VAC $8,755.58

Chairman Purcell asked for a roll call vote on the motion. All members present voting aye. Motion carried.

Member Vickery reviewed the December 29, 2011 minutes in the packet.

CLAIMS

Member Vickery moved to approve the claims submitted in the amount of $519,605.31. Member Martin seconded the motion.
Chairman Purcell asked for a roll call vote on the motion. All members present voting aye. Motion carried.

Member Vickery reviewed the January 12, 2012 minutes in the packet.

Acceptance of 2010-2011 Audit

Member Vickery made a motion to approve the 2010-2011 annual audit. Member Martin seconded the motion. Chairman Purcell asked for a roll call vote on the motion. All members present voting. Motion carried.

Member Vickery was excused from the meeting.

Planning, Building & Zoning

Member Martin reviewed the January 9, 2012 minutes in the packet.

Public Safety

Member Shaw reviewed the December 27, 2011 minutes in the packet.

Administration, HR, Revenue

Member Hafenrichter reviewed the January 5, 2012 and January 20, 2012 minutes in the packet.

BREAK

RECONVENE

Highway

Member Davidson reviewed the January 10, 2012 minutes in the packet.

Local Agency Agreement for Federal Participation for Walker Road

Member Davidson made a motion to have the Chairman sign the Local Agency Agreement for Federal Participation for Walker Road safety shoulders at a cost of $200,000. Member Petrella seconded the motion. Chairman Purcell asked for a roll call vote on the motion. All members present voting aye. Motion carried.

Resolution Purchase of Real Estate from Henneberry Woods, Inc to improve Grove Rd

Member Martin made a motion to approve the Resolution for the purchase of Real Estate from Henneberry Woods, Inc. to improve Grove Road, County Highway 16 at a cost of $2,000.00 for .028 acres. Member Flowers seconded the motion. Chairman Purcell asked for a roll call vote on the motion. All members present voting aye. Motion carried.
WHEREAS, pursuant to 605 ILCS 5/5-801, any county in its name, may acquire the fee simple title, or such lesser interest as may be desired, to any lands, rights or other property necessary for the construction, maintenance or operation of any county highway, township road or district road within the county or necessary for the locating, relocating, widening, altering, extending or straightening thereof by purchase; and

WHEREAS, the County desires to purchase property (‘Property’) from Henneberry Woods, Inc. (‘Owners’), which said Property is legally described as follows:

SEE EXHIBIT A – LEGAL DESCRIPTION

WHEREAS, the purchase of the Property described in Exhibit A is necessary for future construction and improvements to Grove Road, a public roadway in Kendall County, Illinois; and

WHEREAS, the County and the Owners have negotiated a price of $2,000 for the Property described herein, which is within the appraised value for the Property; and

WHEREAS, a copy of plat of the Property is attached as Exhibit B and is hereby incorporated by reference.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Kendall County that:

1. The above listed recitals are incorporated by reference.

2. The County shall purchase from the Owners, the described Property for $2,000, excluding title insurance, closing costs and other applicable fees.

3. The Chairman of the Kendall County Board, the Chairman of the Kendall County Board Highway Committee, the County Engineer and the Kendall County State’s Attorney are hereby authorized and directed to execute and attest to all documents, on behalf of the County, which are necessary to complete such transaction provided that the documents have first been approved by the Kendall County State’s Attorney.

4. The Kendall County Treasurer is hereby authorized to pay $2,000 to purchase the Property and to pay other closing costs and fees.

Resolution Purchase of Real Estate from John W Cherry to improve Grove Rd

Member Davidson made a motion to approve the Resolution for the purchase of Real Estate from John W Cherry to improve Grove Road, County Highway 16 at a cost of $12,000 for .451 acres. Member Petrella seconded the motion. Chairman Purcell asked for a roll call vote on the motion. All members present voting aye. Motion carried.

KENDALL COUNTY

Resolution No. 12-02

A Resolution Authorizing the Purchase of Real Estate from John W. Cherry et al to Improve Grove Road, County Highway 16, Kendall County, Illinois

WHEREAS, the County of Kendall (the ‘County’) is unit of local government formed under the laws of the State of Illinois; and

WHEREAS, under and by virtue of 605 ILCS 5/5-401, 605 ILCS 5/5-402 & 605 ILCS 5/5-406 and other applicable provisions of the Illinois Highway Code, the County is engaged in the relocating, reconstructing, extending, widening, straightening, improving, repairing, and maintaining of the roadways within the County of Kendall, State of Illinois; and

WHEREAS, pursuant to 605 ILCS 5/5-801, any county in its name, may acquire the fee simple title, or such lesser interest as may be desired, to any lands, rights or other property necessary for the construction, maintenance or operation of any county highway, township road or district road within the county or necessary for the locating, relocating, widening, altering, extending or straightening thereof by purchase; and

WHEREAS, the County desires to purchase property (‘Property’) from John W. Cherry et al (‘Owners’), which said Property is legally described as follows:

SEE EXHIBIT A – LEGAL DESCRIPTION

WHEREAS, the purchase of the Property described in Exhibit A is necessary for future construction and improvements to Grove Road, a public roadway in Kendall County, Illinois; and
WHEREAS, the County and the Owners have negotiated a price of $12,000 for the Property described herein, which is within the appraised value for the Property; and

WHEREAS, a copy of plat of the Property is attached as Exhibit B and is hereby incorporated by reference.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Kendall County that:

1. The above listed recitals are incorporated by reference.
2. The County shall purchase from the Owners, the described Property for $12,000, excluding title insurance, closing costs and other applicable fees.
3. The Chairman of the Kendall County Board, the Chairman of the Kendall County Board Highway Committee, the County Engineer and the Kendall County State's Attorney are hereby authorized and directed to execute and attest to all documents, on behalf of the County, which are necessary to complete such transaction provided that the documents have first been approved by the Kendall County State’s Attorney.
4. The Kendall County Treasurer is hereby authorized to pay $12,000 to purchase the Property and to pay other closing costs and fees.

Facilities Management

Member Shaw reviewed the January 3, 2012 minutes in the packet.

Contract for Public Safety Center low voltage wiring project

Member Shaw made a motion to approve the wiring contract for $181,727.30. Member Hafenrichter seconded the motion. Chairman Purcell asked for a roll call vote on the motion. All members present voting aye. Motion carried.

Economic Development

Member Koukol reviewed the December 23, 2011 minutes in the packet.

Judicial/Legislative

Member Koukol reviewed the December 28, 2011 minutes in the packet.

Animal Control

No report.

Health and Environmental

Member Petrella informed the Board the minutes from December 19, 2011 and January 6, 2012 are in the packet.

Draft Host Agreement

Member Petrella moved to approve the Draft Host Agreement. Member Wehrli seconded the motion.

State's Attorney, Eric Weis stated that the Draft Host Agreement is a “draft” there will be things if a pollution control facility does come forward this is the boiler plate of what to expect in Kendall County.

Chairman Purcell asked for a roll call vote on the motion. All members present voting aye. Motion carried.

Kendall County Site Ordinance for Pollution Control Facilities

Member Petrella moved to approve the Kendall County Site Ordinance for Pollution Control Facilities. Member Martin seconded the motion.

State’s Attorney, Eric Weis informed the Board that they took all citizen comments and comments from the Board and added an appeal fee.

Chairman Purcell asked for a voice vote on the motion. All members present voting aye. Motion carried.
Committee of the Whole

Minutes from the January 12, 2012 are in the packet.

STANDING COMMITTEE MINUTES APPROVAL

Member Martin moved to approve all of the Standing Committee Minutes and Reports as submitted. Member Hafenrichter seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. Motion carried.

SPECIAL COMMITTEE REPORTS

Public Building Commission

Member Wehrli reported that they approved the third installment of the payout request for the outside building on the back of the Public Safety Center.

VAC

Member Martin reported that the annual report is in the packet. The total annual cumulative spendable income received by County vets was $2,450,712.

County Stormwater

Member Wehrli reported that the ordinance is out to partners.

UCCI

Member Petrella reported that the next meeting is 1/23/12 in Springfield.

Historic Preservation

Member Wehrli stated that the next meeting is 1/18/11 with a guest from Plainfield to talk about historic sites.

River Valley Workforce Investment Board

Member Petrella stated that there were great discussions regarding funding and future needs. Minutes are online.

Housing Authority

Member Hafenrichter stated that the next meeting is 1/20/12.

TB Board

Minutes from November 7, 2011 are in the packet.

OTHER BUSINESS

Member Martin spoke about how the auditors brought up how our pay periods are paid, people are paid in advance of actually doing the work.

CHAIRMAN’S REPORT

ANNOUNCEMENT

Suzanne Petrella – fill vacancy in County Board

APPOINTMENTS


Plan Commission – Bill Lavine – 3 year term – expires January 2015


Member Wehrli moved to approve the appointments. Member Hafenrichter seconded the motion.

Member Davidson made a motion to amend the appointment. **Motion died due to lack of second.**

Chairman Purcell asked for a voice vote on the motion. All members present voting aye except Davidson. **Motion carried.**

**CITIZENS TO BE HEARD**

Todd Milliron, 61 Cotswold Dr, Yorkville thanked the State’s Attorney and County Board Members for implementing some of his suggestions on the siting ordinance. Mr. Milliron stated that he submitted a health insurance proposal in October and would like to review it. Mr. Milliron spoke about the auditor’s findings with regards to credit cards. Mr. Milliron also questioned the Sheriff’s commissary fund.

Chief Deputy Koster responded to the commissary fund statements. The transactions regarding the commissary are housed in the Circuit Clerk’s office and also in the Sheriff’s office for anyone to see. The fund is not a part of the County’s audit, if the Board wants the Auditor to look at the funds they can look at them. These are the prisoners’ funds; they are willing to stand by the expenditures of the fund for the benefit of the prisoners’. They are happy to answer any questions regarding this.

Jerry Bannister, 110D Riverwood Dr, Oswego stated that DD214s from 1986-1994 were mixed in with the public documents. Mr. Bannister stated that he had pictures of DD214s that were placed on the shelves and there were four books on the shelves which have now been removed.

Rennetta Mickelson, 904 E Edgelawn Dr, Plano made an observation as a citizen, Mr. Bannister is treading on dangerous ground with the idea that she heard him come across with that if you owe money, if you have loans or liens out or are carrying debt then you are likely to engage in some form of criminal behavior. All would be suspect.

**QUESTIONS FROM THE PRESS**

Steve Lord from the Beacon News asked what the siting ordinance appeal fee was. State’s Attorney, Eric Weis responded that a provision was added in at the time of filing that they have to submit an appeal bond as part of the filing fee, set in a separate fund. The fee is $150,000.

Judy Gilmour, 23 Fox Glen, Yorkville asked about the appeal fee, for which appeal the first one it comes upon or additional appeals. State’s Attorney, Eric Weis responded that it will require them to put the deposit fee in place at the time of filing just as they do with the siting fee. The appeal is first with the Pollution Control Board, and then the 2nd District Appellate Court, then Supreme Court would be covered in the fee.

**ADJOURNMENT**

Member Petrela moved to adjourn the County Board Meeting until the next scheduled meeting. Member Flowers seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

Approved and submitted this 13th day of February, 2012.

Respectfully submitted by,
Debbie Gillette,
Kendall County Clerk