1. Call to Order
2. Roll Call
3. Determination of a Quorum
4. Approval of Previous Month’s Minutes
5. Approval of Agenda
6. Special Recognition
   A. John Schneider, Kendall County Plumbing Inspector
7. Correspondence and Communications – County Clerk
8. Citizens to Be Heard
9. Executive Session
10. Old Business
    A. Public Hearing for Residential Aggregation for Electric Rates in Unincorporated County of Kendall
11. New Business
12. Elected Officials Report and Other Department Reports
    A. Sheriff
    B. County Clerk
    C. Treasurer
    D. Clerk of the Court
    E. State’s Attorney
    F. Coroner
    G. Health Department
    H. Supervisor of Assessments
13. Standing Committee Reports
    A. Planning, Building & Zoning
       1. Petition 14-01: Granting an amendment to the Kendall County Building Code to adopt model building codes with certain insertions, deletions and changes
       2. Petition 13-29: Granting a text amendment to the Historic Preservation Ordinance to eliminate the language for owner’s consent, change the percentage for a historic district from 100% to 51% and add language about if an owner objects
       3. Petition 14-07: Granting a text amendment to the Kendall County Land Cash Ordinance to update the Fair Market Value
       4. Resolution opposing Illinois Senate Bill 3263 (Wind Energy Facilities Construction and Deconstruction Act)
    B. Public Safety
    C. Administration/HR
       1. Approve Resolution Adopting Revisions to the Kendall County Website Transparency Policy
       2. Authorize CHC Wellness Screenings between June and August 2014 for all employees enrolled in County Health Plans
       3. Approval of Ordinance Authorizing Aggregation of Electrical Load and Adopting an Electric Aggregation Plan of Operation and Governance
    D. Highway
       1. Resolution to award the following bids for highway and bridge construction:
          a. Ridge Road from Wheeler Road to Route 126 to Hardin Paving Services in the amount of $2,905,905.00
          b. Intersection Improvement at Ridge Road & Caton Farm Road to Austin Tyler Construction in the amount of $427,517.95
          c. Galena Road Bridge over Big Rock Creek to D Construction, Inc. in the amount of $565,839.82
          d. Resurfacing of Orchard Road to Hardin Paving Services in the amount of $909,909.00
e. Resurfacing of Millbrook Road to Hardin Paving Services in the amount of $251,651.00
f. Resurfacing of Ridge Road from Caton Farm Road to Wheeler Road to D Construction, Inc. in the amount of $357,910.86
g. Big Grove Road District Bituminous Surface Treatment to Steffen’s 3-D Construction in the amount of $55,281.10
h. Kendall Road District Resurfacing to D Construction, Inc. in the amount of $51,287.00
i. Lisbon Road District Bituminous Surface Treatment to Beniach Construction Company in the amount of $75,482.50
j. Little Rock Road District Resurfacing to Hardin Paving Services in the amount of $128,821.00
k. Na-Au-Say Road District Bituminous Surface Treatment to Steffen’s 3-D Construction in the amount of $28,887.25
l. Oswego Road District Resurfacing to Hardin Paving Services in the amount of $310,310.00

2. Phase II Engineering Agreement between Kendall County and HR Green for professional engineering services on the Eldamain Road Extension project in an amount not to exceed $2.9 Million.
3. Supplemental Engineering Agreement for professional engineering services between Kendall County and H.W. Lochner, Inc. for completion of Phase II Engineering on the Ridge Road at Route 126 project in an amount not to exceed $55,000.

E. Facilities Management
F. Finance Committee
   1. Approve Claims in an amount not to exceed $560,133.14
   2. Authorize replacement of voice mail server from General Fund in an amount not to exceed $18,000, $4,000 from the Facilities Management budget and $14,000 from contingency line item 0102-037-6999
   3. Approve Resolution Authorizing the Establishment of a Court Appointed Special Advocates Fund and a Fee of $20 assessed on and paid in full by defendant as set forth in ILCS 5/5-1101
   4. Resolution approving Senior Tax Levy Grant Awards
      a. Community Meals for Seniors in an amount not to exceed $15,250
      b. Community Nutrition Network in an amount not to exceed $16,500
      c. Fox Valley Family YMCA in an amount not to exceed $1,000
      d. Fox Valley Older Adult Services in an amount not to exceed $54,250
      e. Kendall County Health & Human Services in an amount not to exceed $59,178
      f. Oswegoland Seniors Inc in an amount not to exceed $38,000
      g. Prairie State Legal Service in an amount not to exceed $7,000
      h. Senior Services Associates, Inc in an amount not to exceed $119,000
      i. Visiting Nurse Association in an amount not to exceed $8,000

G. Judicial/Legislative
H. Health & Environment
I. Committee of the Whole
J. Standing Committee Minutes Approval

14. Special Committee Reports
   A. Public Building Commission
   B. VAC
   C. Historic Preservation Commission
   D. Board of Health
   E. 708 Mental Health Board
   F. River Valley Workforce Investment Board
   G. Per Diem Ad Hoc
15. Other Business
16. Chairman’s Report

Appointments
Announcements

17. Citizens to be Heard
18. Questions from the Press
19. Adjournment
STATE OF ILLINOIS  )
COUNTY OF KENDALL  ) SS

The Kendall County Board Meeting was held at the Kendall County Office Building, Room 209, in the City of Yorkville on Wednesday, March 19, 2014 at 9:00 a.m. The Clerk called the roll. Members present: Chairman John Shaw, Amy Cesich, Lynn Cullick, Elizabeth Flowers, Judy Gilmour, Scott Gryder, Dan Koukol, Matthew Prochaska, John Purcell, and Jeff Wehrli.

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

THE MINUTES

Member Gilmour moved to approve the submitted minutes from the Adjourned County Board Meeting of 2/18/14. Member Cullick seconded the motion. Chairman Shaw asked for a voice vote on the motion. All members present voting aye. Motion carried.

THE AGENDA

Member Gryder moved to approve the agenda. Member Flowers seconded the motion. Chairman Shaw asked for a voice vote on the motion. All members present voting aye. Motion carried.

NEW BUSINESS

Public Hearing for Public Transportation Financial Assistance under Section 5311

County Administrator, Jeff Wilkins stated that each year when they submit the 5311 application they need to have a public hearing to allow public comment for the project. They are working towards getting to 37,000 trips it is a demand response. They will give a quarterly report. There is a Kendall Area Transit fund that is used to collect the revenues and expenditures are made out of the fund. We have had the program since March of 2010. The drivers are employees of the Voluntary Action Center.

Member Prochaska made a motion to close the public hearing. Member Gryder seconded the motion. Chairman Shaw asked for a voice vote on the motion. All members present voting aye. Motion carried.

HIDTA Agreement

State's Attorney, Eric Weis asked that the item be moved to the next meeting.

ELECTED OFFICIALS REPORT AND OTHER DEPARTMENT REPORTS

Sheriff

Sheriff Randall stated that spring is coming and we have been blessed with a severe winter. Sheriff Randall reported that the 4H Polar Plunge had 433 individuals take the plunge and raised $145,285.

County Clerk

Revenue Report  2/1/14-2/28/14

<table>
<thead>
<tr>
<th>Line Item</th>
<th>Fund</th>
<th>Revenue</th>
</tr>
</thead>
<tbody>
<tr>
<td>County Clerk Fees</td>
<td>$</td>
<td>1,702.50</td>
</tr>
<tr>
<td>County Clerk Fees - Marriage License</td>
<td>$</td>
<td>600.00</td>
</tr>
</tbody>
</table>
County Clerk Fees - Civil Union       $     -
County Clerk Fees - Misc             $     828.64
County Clerk Fees - Recording        $   17,081.00
010106061205  Total County Clerk Fees $   20,192.14
01010001185  County Revenue           $   16,886.75
38010001320  Doc Storage             $   10,642.50
51010001320  GIS Mapping              $   17,984.00
37010001320  GIS Recording            $     2,244.00
01010001135  Interest                 $     37.65
010106061210  Recorder's Misc         $     2,496.50
81010001320  RHSP/Housing Surcharge    $     8,649.00

CK # 17516  To KC Treasurer         $   79,102.54

County Clerk, Debbie Gillette stated that the election ran smoothly and the turnout was 19%. Turnout was very low across the state as well.

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 THREE MONTHS ENDED 02/28/2014

<table>
<thead>
<tr>
<th>REVENUES*</th>
<th>Annual Budget</th>
<th>2014 YTD Actual</th>
<th>2014 YTD %</th>
<th>2013 YTD Actual</th>
<th>2013 YTD %</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal Property Repl. Tax</td>
<td>$365,000</td>
<td>$84,428</td>
<td>23.13%</td>
<td>$71,125</td>
<td>22.58%</td>
</tr>
<tr>
<td>State Income Tax</td>
<td>$2,410,000</td>
<td>$515,727</td>
<td>21.40%</td>
<td>$498,458</td>
<td>25.56%</td>
</tr>
<tr>
<td>Local Use Tax</td>
<td>$395,000</td>
<td>$109,553</td>
<td>27.73%</td>
<td>$99,634</td>
<td>29.30%</td>
</tr>
<tr>
<td>State Sales Tax</td>
<td>$900,000</td>
<td>$242,542</td>
<td>26.95%</td>
<td>$220,137</td>
<td>23.25%</td>
</tr>
<tr>
<td>County Clerk Fees</td>
<td>$452,000</td>
<td>$80,703</td>
<td>17.85%</td>
<td>$124,990</td>
<td>31.25%</td>
</tr>
<tr>
<td>Circuit Clerk Fees</td>
<td>$1,100,000</td>
<td>$221,716</td>
<td>20.16%</td>
<td>$284,689</td>
<td>23.72%</td>
</tr>
<tr>
<td>Fines &amp; Forfeits/St Atty.</td>
<td>$520,000</td>
<td>$116,219</td>
<td>22.35%</td>
<td>$141,538</td>
<td>25.73%</td>
</tr>
<tr>
<td>Building and Zoning</td>
<td>$40,000</td>
<td>$9,056</td>
<td>22.64%</td>
<td>$5,401</td>
<td>13.50%</td>
</tr>
</tbody>
</table>
Interest Income $35,000 $3,480 9.94% $5,531 15.80%
Health Insurance - Empl. Ded. $1,112,053 $306,812 27.59% $259,588 23.59%
1/4 Cent Sales Tax $2,460,000 $640,307 26.03% $622,677 25.94%
County Real Estate Transf Tax $330,000 $86,915 26.34% $99,274 52.25%
Correction Dept. Board & Care $850,000 $229,140 26.96% $222,080 27.59%
Sheriff Fees $650,000 $109,930 16.91% $184,682 26.31%

**TOTALS** $11,619,053 $2,756,529 23.72% $2,839,804 25.88%

**Public Safety Sales Tax** $4,300,000 $1,122,482 26.10% $1,107,852 26.38%

**Transportation Sales Tax** $4,300,000 $1,122,482 26.10% $1,107,852 26.38%

*Includes major revenue line items excluding real estate taxes which are to be collected later. To be on Budget after 3 months the revenue and expense should at 24.99%*

Treasurer, Jill Ferko stated that they did not receive a disbursement on state income tax in February. Public Safety and Transportation in the month of March is looking very good.

**Clerk of the Court**

Circuit Clerk, Becky Morganegg filed the annual audit report. There were no findings.

**State's Attorney**

State's Attorney, Eric Weis stated that they provided concealed carry training to law enforcement. State's Attorney Weis informed the board that CASA is looking for financial assistance to keep their services afloat. They provide a very valuable service at very little cost to the county. Their services are invaluable to the courts and State's Attorney's Office.

**Coroner**

**Statistics:**

<table>
<thead>
<tr>
<th>2014 Statistics</th>
<th>Stats for Same Period in 2013</th>
<th>Difference</th>
</tr>
</thead>
<tbody>
<tr>
<td>2014 Total Deaths..........</td>
<td>65</td>
<td>76</td>
</tr>
<tr>
<td>Autopsies to Date.....................</td>
<td>3</td>
<td>6</td>
</tr>
<tr>
<td>Toxicology Samples.</td>
<td>5</td>
<td>3</td>
</tr>
<tr>
<td>Cremation Permits.....................</td>
<td>33</td>
<td>40</td>
</tr>
</tbody>
</table>

*Deputy Purcell presented at Trauber Jr. High School on Tuesday, February 11.*

**Health Department**

Dr. Tokars stated that a Board of Health member, Jan Kellogg, is retiring. Ms. Kellogg has always had a lot of integrity, understands policy work, and has been a rigorous member of the board.
Supervisor of Assessments

Supervisor of Assessments, Andy Nicoletti explained the sales ratio study for 2014 that has been included in the packet.

STANDING COMMITTEE REPORTS

Planning, Building & Zoning

Host Fee Agreement with Green Organics Inc.

Member Gryder made a motion to approve a host fee agreement between Kendall County, Illinois and Green Organics Inc. from March 19, 2014 through December 1, 2023 with a host fee schedule in an amount not to exceed $0.75 per ton of waste received from March 19, 2014 through November 30, 2016; $0.60 per ton of waste received from December 1, 2016 through November 30, 2019; and $0.65 per ton of waste received from December 1, 2019 through December 1, 2023. Member Gilmour seconded the motion.

Member Purcell asked how this fee is compared to what was being paid in previous years. Angela Zubko stated that in previous years it increases $0.05 each year and they have been at $0.70 per ton since 2006. 16,000 tons, about $11,000 were received in 2012; 28,000 tons, about $20,000 received in 2011, and in 2010 about $16,000 was received. State's Attorney, Eric Weis stated that the host fee agreement and the special use are two separate documents. The host agreement is with the operator and provides for the tipping fees. The host fee agreement would not affect the special use.

Chairman Shaw asked for a roll call vote on the motion. All members present voting aye except Koukol who abstained and Purcell who voted present. Motion carried.

A complete copy of IGAM 14-12 is available in the Office of the County Clerk.

Petition 13-26 Green Organics

Member Gryder made a motion to approve petition 13-26: Granting a Major Amendment to a Special Use for Green Organics Inc., Milroy Farms LLC & Bristol Ventures LLC at 1270 East Beecher Road to continue operation of their regional compost facility modifying the site plan and modifying the special use conditions placed on the property. Member Wehrli seconded the motion.

Angela Zubko explained that the major amendment was where the current stockpile is, they will no longer lease that property. They are upping how much they can take in from 150,000 cubic yards to 175,000 cubic yards of separated landscape material.

Chairman Shaw asked for a roll call vote on the motion. All members present voting aye except Koukol who abstained and Purcell who voted present. Motion carried.

ORDINANCE NUMBER 2014 - 04

GRANTING A MAJOR AMENDMENT TO A SPECIAL USE FOR GREEN ORGANICS INC. AT 1270 EAST BEECHER ROAD

WHEREAS, Green Organics, Inc., Milroy Farms LLC and Bristol Ventures LLC has filed a petition for a major amendment to their Special Use within the A-1 Agricultural Zoning District for a 58 acre property located on the east side of Beecher Road about 0.5 miles south of Galena Road, commonly known as 1270 E. Beecher Road, (PIN# 02-08-100-006, part of PIN# 02-08-200-015, part of PIN# 02-08-200-018, part of PIN# 02-08-200-019 and part of PIN# 02-08-200-022), in Bristol Township; and

WHEREAS, said petition is to amend their existing special use permit to continue operation of their regional compost facility at 1270 E. Beecher Road modifying the site plan to eliminate about 10.5 acres, add about 9.5 acres northeast in the City of Yorkville and seek new conditions on property; and

WHEREAS, said property is currently zoned A-1 Agricultural with an existing Special Use for operation for a landscape waste composting site; and
WHEREAS, the County Board of Kendall County, Illinois did grant the petitioner said request for as Ordinance 1993-19 on October 19, 1993; and

WHEREAS, the County Board of Kendall County, Illinois did grant the petitioner said request for a renewal as Ordinance 1997-13 on August 19, 1997; and

WHEREAS, the County Board of Kendall County, Illinois did grant the petitioner said request for a renewal as Ordinance 2000-18 on April 16, 2000; and

WHEREAS, the County Board of Kendall County, Illinois did grant the petitioner said request for a renewal as Ordinance 2008-17 on May 20, 2008; and

WHEREAS, the Zoning Administrator and/or deputies did grant the petitioner a minor amendment to the existing special use to allow the facility to begin accepting and processing food waste as Ordinance 10-25-11 on October 25, 2011; and

WHEREAS, said special uses will continue on the property; and

WHEREAS, said property is legally described as:

PARCEL 1
THAT PART OF THE NORTHWEST QUARTER OF SECTION 8, TOWNSHIP 37 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN, BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID QUARTER SECTION; THEN NORTH 88 DEGREES 29 MINUTES 44 SECONDS EAST ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER 953.68 FEET TO A POINT IN THE CENTER LINE OF A BRANCH OF THE ROB ROY CREEK FOR THE POINT OF BEGINNING; THEN CONTINUING NORTH 88 DEGREES 29 MINUTES 44 SECONDS EAST ALONG SAID NORTH LINE 1699.46 FEET TO THE NORTHEAST CORNER OF SAID QUARTER SECTION; THEN SOUTH 0 DEGREES 07 MINUTES 06 SECONDS EAST ALONG THE EAST LINE OF SAID QUARTER SECTION 1124.58 FEET; THEN SOUTH 88 DEGREES 27 MINUTES 18 SECONDS WEST 2655.97 FEET TO A POINT ON THE WEST LINE OF SAID QUARTER SECTION THAT IS 1126.52 FEET SOUTH OF THE NORTHWEST CORNER OF SAID SECTION; THEN NORTH 0 DEGREES 01 MINUTES 23 SECONDS EAST ALONG SAID WEST LINE 100.00 FEET; THEN NORTH 87 DEGREES 51 MINUTES 12 SECONDS EAST 1498.53 FEET TO A POINT IN THE CENTER OF SAID ROB ROY CREEK; THEN NORTH 28 DEGREES 38 MINUTES 38 SECONDS WEST ALONG SAID CREEK, 1134.24 FEET TO THE POINT OF BEGINNING, IN THE TOWNSHIP OF BRISTOL, KENDALL COUNTY, ILLINOIS
PIN: 02-08-100-006

PARCEL 2
THAT PART OF THE NORTHEAST QUARTER OF SECTION 8 IN TOWNSHIP 37 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID NORTHEAST QUARTER; THEN NORTH 87 DEGREES 36 MINUTES 31 SECONDS EAST, ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER, 187.01 FEET; THEN SOUTH 61 DEGREES 46 MINUTES 39 SECONDS EAST, 332.00 FEET; THEN SOUTH 71 DEGREES 34 MINUTES 14 SECONDS EAST, 463.00 FEET; THEN SOUTH 45 DEGREES 09 MINUTES 49 SECONDS EAST, 58.00 FEET; THEN SOUTH 00 DEGREES 33 MINUTES 15 SECONDS WEST, 356.00 FEET; THEN SOUTH 89 DEGREES 48 MINUTES 46 SECONDS WEST, 541.26 FEET TO A POINT ON A LINE 400.00 FEET EAST OF, AND PARALLEL WITH, THE WEST LINE OF SAID NORTHEAST QUARTER; THEN SOUTH 01 DEGREE 14 MINUTES 06 SECONDS EAST, ALONG SAID LINE, 171.42 FEET; THEN ALONG THE SOUTH LINE OF A PARCEL OF LAND WITH PARCEL IDENTIFICATION NUMBER 02-08-200-015 FOR THE NEXT FOUR CALLS; SOUTH 83 DEGREES 45 MINUTES 54 SECONDS WEST, 130.42 FEET, MORE OR LESS; SOUTH 86 DEGREES 27 MINUTES 54 SECONDS WEST, 65.30 FEET; NORTH 08 DEGREES 04 MINUTES 41 SECONDS WEST, 23.88 FEET; NORTH 87 DEGREES 04 MINUTES 28 SECONDS WEST, 202.52 FEET, MORE OR LESS, TO A POINT 850.00 FEET SOUTHERLY OF THE NORTHWEST CORNER OF SAID NORTHEAST QUARTER, AS MEASURED ALONG THE WEST LINE THEREOF; THEN NORTH 01 DEGREE 14 MINUTES 06 SECONDS WEST, ALONG SAID WEST LINE, 850.00 FEET TO THE POINT OF BEGINNING, ALL IN KENDALL COUNTY, ILLINOIS, AND CONTAINING 13.72 ACRES, MORE OR LESS.
WHEREAS, all procedures required by the Kendall County Zoning Ordinance were followed including notice for public hearing, preparation of the findings of fact, and recommendation for approval by the Special Use Hearing Officer on December 9, 2013; and

WHEREAS, the findings of fact were approved as follows:

That the establishment, maintenance, or operation of the special use will not be detrimental to or endanger the public health, safety, morals, comfort, or general welfare. The operation is controlled by the EPA and inspected regularly by the Health Department and have not found anything to endanger the public health, safety, morals, comfort, or general welfare.

That the special use will not be substantially injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the neighborhood. The Zoning classification of property within the general area of the property in question shall be considered in determining consistency with this standard. The proposed use shall make adequate provisions for appropriate buffers, landscaping, fencing, lighting, building materials, open space and other improvements necessary to insure that the proposed use does not adversely impact adjacent uses and is compatible with the surrounding area and/or the County as a whole. The operation has been open since 1993 with some minor debris issues a long time ago and since then there have been no complaints or issues. The newer water park exists less than a mile away to the east and still there have been no complaints about affecting the area properties.

That adequate utilities, access roads and points of ingress and egress, drainage, and/or other necessary facilities have been or are being provided. The special use will not be adding any new utilities, roadways or drainage to the property. They will use the current access point onto Beecher Road which has a gate which will be closed unless the operation is open.

That the special use shall in all other respects conform to the applicable regulations of the district in which it is located, except as such regulations may in each instance be modified by the County Board pursuant to the recommendation of the Hearing Officer. The special use conforms to all applicable regulations of the A-1 Special use district.

That the special use is consistent with the purpose and objectives of the Land Resource Management Plan and other adopted County or municipal plans and policies. This operation existed before the Land Resource Management Plan existed and the plan calls for the area to be residential which it could be when/if this operation ever ceases to exist.

WHEREAS, the Kendall County Board has considered the findings and recommendation of the Hearing Officer and finds that said petition is in conformance with the provisions and intent of the Kendall County Zoning Ordinance; and

WHEREAS, this special use shall be treated as a covenant running with the land and is binding on the successors, heirs, and assigns of the property owner as to the same special use conducted on the property; and

NOW, THEREFORE, BE IT ORDAINED, that the Kendall County Board hereby repeals Kendall County Ordinances #93-17, #97-13, #00-18, #08-17 and #10-28-11 in their entirety and hereby grants approval of a major amendment to their existing special use zoning permit to continue operation of their regional compost facility at 1270 E. Beecher Road modifying the site plan to eliminate about 10.5 acres, add about 9.5 acres northeast in the City of Yorkville subject to the following conditions:

1. The facility shall comply with the conditions listed in Section 7.01.D.15 (composting of landscape waste and food waste) of the Zoning Ordinance:
   a. The facility shall meet all Illinois Environmental Protection Agency requirements as identified in Title 35, Subtitle G, Chapter 1, Sub-chapter 1, Park 830, Standards for compost facilities.
   b. Operational personnel shall be present on site during all hours which the facility is open for the receipt of landscape waste.
   c. The hours during which landscape waste may be received shall be 7:00am to 4:00pm Monday through Friday and 7:00am to 12:00 noon Saturday. Processing operations shall cease after each day’s receipts have been processed and placed in windrows, not to exceed three (3) additional hours.
   d. The decibel levels at the property line shall not exceed Illinois Pollution Control Board standards.
   e. A locked gate shall restrict vehicle access during closed hours except that a "lock-box" shall allow
access to emergency vehicles.

f. Water samples shall be taken by an independent testing service and analyzed by an independent laboratory. The locations, methods and frequency of sampling and testing shall be approved by the Kendall County Environmental Health Department Director. The test results shall be sent to the Environmental Health Department within forty-five (45) days of sampling.

g. Soil samples shall be taken by an independent testing service and analyzed by an independent laboratory. The locations, methods and frequency of sampling and testing shall be approved by the Kendall County Environmental Health Department Director. The test results shall be sent to the Environmental Health Department within forty-five (45) days of sampling.

h. Authorized Kendall County personnel shall be allowed on site during business hours for inspection and testing.

i. The facility operator shall send up-to-date copies of the State permit and related documents including Operational Plan, Surface water management Plan, Pest Control Plan, Site Drawing, and an Annual Report to the County Solid Waste Coordinator.

j. Truck weights shall be limited to 73,280 pounds.

k. The operator shall provide weight receipts to Kendall County.

l. Off-site debris and trash generated by the site must be cleaned-up-on a daily basis on surrounding properties with the owner's permission.

m. Other conditions as appropriate for the particular facility. (Amended 6/20/2006)

2. The facility will be permitted to take in 175,000 cubic yards of source-separated landscape materials (i.e. brush, leaves, tree trimmings and grass)

3. The site plan shall be kept on file as "Exhibit A" attached hereto

4. The facility operator shall maintain plantings on the berm and ditch.

5. The facility operator shall maintain the gate and landscaping as indicated on "Exhibit B" attached hereto

6. The facility operator shall maintain a sampling schedule as shown on "Exhibit C" attached hereto dated March 11, 2008.

7. The County Solid Waste Coordinator shall maintain a log of complaints received on the facility.

8. This special use Ordinance shall expire on December 1, 2023 and the petition for renewal shall be made prior to July 1, 2023.

9. If any Illinois Environmental Protection Agency (IEPA) violations or citations are received they need to be submitted to the County Solid Waste Coordinator within 30 days.

Failure to comply with the terms of this ordinance may be cited as a basis for amending or revoking this special use permit.

IN WITNESS OF, this ordinance has been enacted on March 19th, 2014.

Attest:
Debbie Gillette                John Shaw
Kendall County Clerk          Kendall County Board Chairman

Petition 14-02: Special Use Dickson Valley Ministries

Member Gwyer made a motion to approve Petition 14-02 granting a special use for Dickson Valley Ministries at 8250 Finnie Road. Member Gilmore seconded the motion.

Angela Zubko stated that the previous special uses for the property were for a total of 110 acres. The property will now become 160 acres.

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

ORDINANCE NUMBER 2014 - 05

GRANTING A MAJOR AMENDMENT TO A SPECIAL USE FOR
DICKSON VALLEY MINISTRIES AT 8250 FINNIE ROAD

WHEREAS, Dickson Valley Ministries dba of Dickson Valley Camp and Retreat Center has filed a petition for a major amendment to their Special Use within the A-1 Agricultural Zoning District for a 161 acre property located On the north & south side of Finnie Road, 0.8 miles south of Finnie & Rogers Road, commonly known as 8250 Finnie Road, (PIN# 04-17-100-002, 04-17-300-002 & 04-17-300-007), in Fox Township; and
WHEREAS, said property is currently zoned A-1 Agricultural with an existing Special Use for operation for a camp and retreat center; and

WHEREAS, said petition is to amend their existing special use permit to continue operation of their camp and retreat center and add 51.74 acres and modify their site plan; and

WHEREAS, during the 1974 Countywide rezoning the County Board of Kendall County, Illinois rezoned this property to A-1SU for non-profit camping uses; and

WHEREAS, the County Board of Kendall County, Illinois did grant the petitioner said request for a special use for a Christian Youth Camp for 108 acres as Ordinance 1983-17 on December 13, 1983; and

WHEREAS, the County Board of Kendall County, Illinois did grant the petitioner said request to amend the site plan to include a dining and meeting hall north of the original site plan and expand the bath house and chapel as Ordinance 2000-17A & 2000-24 on June 20, 2000; and

WHEREAS, the County Board of Kendall County, Illinois did grant the petitioner said request for a lighted sign at the camp entrance with conditions as Ordinance 2002-12 on May 21, 2002; and

WHEREAS, said property is legally described as:

PARCEL 1: THAT PART OF THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 17, TOWNSHIP 36 NORTH, RANGE 6 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF SAID NORTHWEST QUARTER; THENCE WEST ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER 1319 FEET TO THE NORTHWEST CORNER OF THE EAST HALF OF SAID NORTHWEST QUARTER; THENCE SOUTH ALONG THE WEST LINE OF THE EAST HALF OF SAID NORTHWEST QUARTER 1376.78 FEET TO THE CENTER LINE OF A ROAD RUNNING NORTHEASTERLY AND SOUTHWESTERLY THROUGH SAID NORTHWEST QUARTER; THENCE NORTHEASTERLY ALONG SAID CENTER LINE TO THE EAST LINE OF SAID NORTHWEST QUARTER; THENCE NORTH ALONG SAID EAST LINE 778 FEET TO THE POINT OF BEGINNING, IN THE TOWNSHIP OF FOX, KENDALL COUNTY, ILLINOIS; ALSO THAT PART OF THE NORTHEAST QUARTER OF SECTION 17, TOWNSHIP 36 NORTH, RANGE 6 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF SAID NORTHEAST QUARTER; THENCE SOUTH ALONG THE WEST LINE OF SAID NORTHEAST QUARTER 11.70 CHAINS (772.2 FEET) TO THE CENTER LINE OF A ROAD; THENCE NORTHEASTERLY ALONG SAID CENTER LINE TO THE NORTH LINE OF SAID NORTHEAST QUARTER; THENCE WEST ALONG SAID NORTH LINE 12.63 CHAINS (833.58 FEET) TO THE POINT OF BEGINNING, CONTAINING 42.59 ACRES MORE OR LESS, IN THE TOWNSHIP OF FOX, KENDALL COUNTY, ILLINOIS.

PARCEL 2: THAT PART OF THE WEST HALF OF SECTION 17, TOWNSHIP 36 NORTH, RANGE 6 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF SECTION 18, TOWNSHIP AND RANGE AFORESAID; THENCE SOUTH 01 DEGREES 07 SECONDS 54 MINUTES EAST ALONG THE WEST LINE OF SAID SECTION 18, A DISTANCE OF 380.17 FEET; THENCE SOUTH 76 DEGREES 29 MINUTES 58 SECONDS EAST, A DISTANCE OF 4010.24 FEET; THENCE SOUTH 66 DEGREES 02 MINUTES 58 MINUTES EAST, A DISTANCE OF 33.6 FEET TO THE CENTER LINE OF FINNIE ROAD; THENCE SOUTH 86 DEGREES 02 MINUTES 58 MINUTES EAST, A DISTANCE OF 1377.07 FEET FOR THE POINT OF BEGINNING; THENCE NORTH 38 DEGREES 58 MINUTES 51 SECONDS EAST, A DISTANCE OF 1378.96 FEET; THENCE NORTH 48 DEGREES 46 MINUTES 57 SECONDS WEST, A DISTANCE OF 659.61 FEET; THENCE NORTH 60 DEGREES 38 MINUTES 12 SECONDS EAST, A DISTANCE OF 98.54 FEET; THENCE NORTH 44 DEGREES 10 MINUTES 58 MINUTES EAST, A DISTANCE OF 455.16 FEET TO THE NORTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 17; THENCE NORTH 90 DEGREES EAST, A DISTANCE OF 346.63 FEET TO THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 17, THENCE NORTH 01 DEGREES 14 MINUTES 05 SECONDS WEST ALONG THE WEST LINE OF SAID QUARTER/QUARTER SECTION A DISTANCE OF 1269.52 FEET TO THE CENTER LINE OF FINNIE ROAD; THENCE NORTH 63 DEGREES 32 MINUTES 29 SECONDS EAST ALONG SAID CENTER LINE, A DISTANCE OF 51.54 FEET; THENCE NORTH 73 DEGREES 54 MINUTES 02 SECONDS EAST ALONG SAID CENTER LINE, A DISTANCE OF 785.94 FEET; THENCE NORTH 57
WHEREAS, all procedures required by the Kendall County Zoning Ordinance were followed including notice for public hearing, preparation of the findings of fact in accordance with Section 13.08.J of the Zoning Ordinance, and recommendation for approval by the Special Use Hearing Officer on March 3, 2014; and

WHEREAS, the findings of fact were approved as follows:

That the establishment, maintenance, or operation of the special use will not be detrimental to or endanger the public health, safety, morals, comfort, or general welfare. Dickson Valley Ministries is formed only for the purpose to benefit the community, and has proved to be a very safe and people focused organization.

That the special use will not be substantially injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the neighborhood. The Zoning classification of property within the general area of the property in question shall be considered in determining consistency with this standard. The proposed use shall make adequate provisions for appropriate buffers, landscaping, fencing, lighting, building materials, open space and other improvements necessary to insure that the proposed use does not adversely impact adjacent uses and is compatible with the surrounding area and/or the County as a whole. Dickson Valley has had great relationships with all neighbors, never causing any negative situations and quite often benefiting neighbors with the use of the land and resources.

That adequate utilities, access roads and points of ingress and egress, drainage, and/or other necessary facilities have been or are being provided. Of the 160 acres of mostly wooded land, only about 25% has been developed, leaving a lot of great natural resources. The township road has been updated and has always proved adequate for our traffic and still is a seldom traveled road.

That the special use shall in all other respects conform to the applicable regulations of the district in which it is located, except as such regulations may in each instance be modified by the County Board pursuant to the recommendation of the Hearing Officer. Dickson Valley has had 30+ years in the county with no problems in following regulations.

That the special use is consistent with the purpose and objectives of the Land Resource Management Plan and other adopted County or municipal plans and policies. Dickson Valley has worked with many local agencies on resource management and other plans and continues to follow through and work within them.

WHEREAS, the Kendall County Board has considered the findings and recommendation of the Hearing Officer and finds that said petition is in conformance with the provisions and intent of the Kendall County Zoning Ordinance; and
WHEREAS, this special use shall be treated as a covenant running with the land and is binding on the successors, heirs, and assigns of the property owner as to the same special use conducted on the property; and

NOW, THEREFORE, BE IT ORDAINED, that the Kendall County Board hereby repeals Kendall County Ordinances #02-12, #00-24, #00-17A & #83-17 in their entirety and grants approval of a major amendment to their existing special use zoning permit to continue operation of their camp and retreat center at 8250 Finnie Road in accordance to the submitted Site Plan included as “Exhibit A” attached hereto and incorporated herein subject to the following conditions:

1. The property can be utilized all year long.
2. At such time if the not-for-profit status is discontinued for any reason a new special use shall be applied for if the property is to be used for profit.
3. The number of over-night campers shall be limited to no more than 350 at any one time.
4. No more than 8 hook-ups for RV’s.
5. The sign shall be in conformance with the standards of sign illumination as set forth in the Kendall County Zoning Ordinance and can be externally lit.

Failure to comply with the terms of this ordinance may be cited as a basis for amending or revoking this special use permit.

IN WITNESS OF, this ordinance has been enacted on March 19th, 2014.

Attest:
Debbie Gillette
Kendall County Clerk

John Shaw
Kendall County Board Chairman

Public Safety

Mediation agreement

Member Prochaska made a motion for the approval of a Mediation Agreement between the Illinois Fraternal Order of Police Labor Council (Corrections Sergeants), the County of Kendall and the Kendall County Sheriff to use the mediation services of the Federal Mediation and Conciliation Services if mediator services are required. Member Gilmour seconded the motion.

Assistant State’s Attorney, Leslie Johnson stated that the Illinois Labor Relations Board has certified the bargaining unit for the Corrections Sergeants. In the event that they are unable to reach a collective bargaining agreement in this round or in future rounds of negotiations; first step is would be to utilize a mediator who would try to assist the parties in reaching a resolution in an agreement on a union contract. The Labor Board either requires the use of the services of the Labor Board or the services of the Federal Mediation & Conciliation Service. This agreement is done once a unit is certified by the Labor Board and lasts for perpetuity.

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

Administration/HR

Resolution Authorizing Application for Public Transportation Financial Assistance

Member Gilmour made a motion to approve a resolution authorizing application for Public Transportation Financial Assistance Under Section 5311 of the Federal Transit Act of 1991, as amended (49 U.S.C. § 5311). Member Gryder seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. Motion carried.

County of Kendall
Resolution 14 – 09

WHEREAS, the provision of public transit service is essential to the people of Illinois; and

WHEREAS, 49 U.S.C. § 5311 ("Section 5311"), makes funds available to the State of Illinois to help offset certain operating deficits and administrative expenses of a system providing public transit service in non-urbanized areas; and

WHEREAS, the Downstate Public Transportation Act (30 ILCS 740/2-1 et seq.) ("Act") authorizes the State of Illinois, acting by and through the Illinois Department of Transportation, to provide grants and make funds available to assist in the development and operation of public transportation systems; and

WHEREAS, grants for said funds will impose certain obligations upon the recipient, including the provision by it of the local share of funds necessary to cover costs not covered by funds provided under Section 5311 or the Act;

WHEREAS, a public hearing was held on March 19, 2014 to obtain public comment on the environmental and economic impacts of the application for public transportation financial assistance.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF KENDALL COUNTY:

Section 1. That KENDALL COUNTY finds that the Kendall Area Transit project is consistent with official plans for developing the community.

Section 2. That an application be made to the Division of Public and Intermodal Transportation, Department of Transportation, State of Illinois, for a financial assistance grant under Section 5311 and the Act for fiscal year 2015, for the purpose of off-setting a portion of the Public Transportation Program operating expenses and deficits of KENDALL COUNTY.

Section 3. That while participating in said operating assistance program KENDALL COUNTY will provide all required local matching funds.

Section 4. That the County Administrator of KENDALL COUNTY is hereby authorized and directed to execute and file on behalf of KENDALL COUNTY such application.

Section 5. That the County Administrator of KENDALL COUNTY is authorized to furnish such additional information as may be required by the Division of Public and Intermodal Transportation and the Federal Transit Administration in connection with the aforesaid application for said grant.

Section 6. That the Kendall County Board Chairman of KENDALL COUNTY is hereby authorized and directed to execute and file on behalf of KENDALL COUNTY a Section 5311-Downstate Operating Assistance Grant Agreement ("Agreement") with the Illinois Department of Transportation and amend such Agreement, if necessary, in order to obtain grant assistance under the provisions of Section 5311 and the Act for fiscal year 2015.

Section 7. That the County Administrator of KENDALL COUNTY is hereby authorized to provide such information and to file such documents as may be required to perform the Agreement and to receive the grant for fiscal year 2015.

Section 8. That the Kendall County Board Chairman of KENDALL COUNTY is hereby authorized to provide Affirmation of Applicant and the State's Attorney is authorized to provide Affirmation of the Applicant's Attorney to the Federal Fiscal Year 2014 FTA Certifications and Assurances, attached hereto as Exhibit "A".

Section 9. That the Kendall County Board approves the Acceptance of Special Warranty, attached hereto as Exhibit "B", and understands as a condition of receipt of funds under 49 U.S.C. § 5311 funds, that 49 U.S.C. § 5333(b) requires fair and equitable arrangements must be made to protect the interests of employees affected by such assistance.

PRESENTED and ADOPTED this 19th day of March 2014

John Shaw, County Board Chairman
Highway

Motor Fuel Taxes for Orchard Road

Member Koukol made a motion to approve the resolution appropriating an amount not to exceed $1,100,000 of County Motor Fuel Taxes for the resurfacing of Orchard Road from Mill Road to U.S. Route 30. Member Wehrli seconded the motion.

Co Board 3/19/2014
County Engineer, Fran Klaas informed the board that the road was last resurfaced at three different times in sections; 5 years ago, 15 years ago and 10-12 years ago. The traffic count is 25,000 a day. The project is expected to take less than a month, they can only work one lane at a time and they have to leave one lane in each direction open at all times.

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

RESOLVED, by the County board of Kendall County, that $1,100,000 is appropriated from the Motor Fuel Tax allotment for the maintenance on county or State highways and meeting the requirements of the Illinois Highway Code, and be it further

RESOLVED, that maintenance sections or patrols be maintained under the provision of said Illinois Highway Code beginning January 1, 2014 and ending December 31, 2014, and be it further

RESOLVED, that the County Engineer/County Superintendent of Highways shall, as soon as practicable after the close of the period as given above, submit to the Department of Transportation, on forms furnished by said Department, a certified statement showing expenditures from and balances remaining in funds authorized for expenditure by said Department under this appropriation, and be it further

RESOLVED, that the County Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation.

STATE OF ILLINOIS

Kendall County, ss.

I, Debbie Gillette, County Clerk, in and for said County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the County Board of

Kendall County, at its County Board meeting held at Yorkville, IL on 3/19/14 Date

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County at my office in Yorkville

In said County, this 19 day of March A.D. 2014

(SEAL)

Debbie Gillette

County Clerk

Motor Fuel Taxes for Millbrook Road

Member Koukol made a motion to approve the resolution appropriating an amount not to exceed $300,000 of County Motor Fuel Taxes for the resurfacing of Millbrook Road from Ill. Rte. 71 to Fox River Drive. Member Wehrli seconded the motion.

Co Board 3/19/2014
RESOLVED, by the County board of Kendall County, that $300,000 is appropriated from the Motor Fuel Tax allotment for the maintenance on county or State highways and meeting the requirements of the Illinois Highway Code, and be it further

RESOLVED, that maintenance sections or patrols be maintained under the provision of said Illinois Highway Code beginning January 1, 2014 and ending December 31, 2014, and be it further

RESOLVED, that the County Engineer/County Superintendent of Highways shall, as soon as practicable after the close of the period as given above, submit to the Department of Transportation, on forms furnished by said Department, a certified statement showing expenditures from and balances remaining in funds authorized for expenditure by said Department under this appropriation, and be it further

RESOLVED, that the County Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation.

STATE OF ILLINOIS

Kendall County, ss.

I, Debbie Gillette, County Clerk, in and for said County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the County Board of

Kendall County, at its meeting held at Yorkville, IL on 3/19/14

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County at my office in Yorkville in said County, this 19 day of March A.D. 2014

(SEAL)

Debbie Gillette

Motor Fuel Taxes for Ridge Road

Member Koukol made a motion to approve the resolution appropriating an amount not to exceed $425,000 of County Motor Fuel Taxes for the resurfacing of Ridge Road from Caton Farm Road to Wheeler Road. Member Wehrli seconded the motion.

County Engineer, Fran Klaas stated that the project is for 1.86 miles.

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

Co Board 3/19/2014
RESOLVED, by the County board of Kendall County, that $425,000 is appropriated from the Motor Fuel Tax allotment for the maintenance on county or State highways and meeting the requirements of the Illinois Highway Code, and be it further

RESOLVED, that maintenance sections or patrols be maintained under the provision of said Illinois Highway Code beginning January 1, 2014 and ending December 31, 2014, and be it further

RESOLVED, that the County Engineer/County Superintendent of Highways shall, as soon as practicable after the close of the period as given above, submit to the Department of Transportation, on forms furnished by said Department, a certified statement showing expenditures from and balances remaining in funds authorized for expenditure by said Department under this appropriation, and be it further

RESOLVED, that the County Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation.

STATE OF ILLINOIS

Kendall County, ss.

I, Debbie Gillette, County Clerk, in and for said County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the County Board of

Kendall County, at its meeting held at Yorkville, IL on 3/19/14 Date

IN TESTIMONY WHEREOF, I have hereunto set my hand and

affixed the seal of said County at my office in Yorkville in said County, this 19 day of March A.D. 2014

(SEAL)

Debbie Gillette

County Clerk

Local Agency Agreement for safety shoulders on Newark Road

Member Koukol made a motion to approve the Local Agency Agreement for Federal Participation to construct safety shoulders on Newark Road at an estimated total cost not to exceed $1,200,000 with a local share of costs not to exceed $240,000. Member Gilmour seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. Motion carried.

A complete copy of IGAM 14-11 is available in the Office of the County Clerk.

Co Board 3/19/2014
Revised Supplemental Engineering Agreement with Hutchison Engineering

Member Koukol made a motion to approve the revised supplemental engineering agreement for professional engineering services between Kendall County and Hutchison Engineering, Inc. for completion of Phase II Engineering on the proposed Eldmain Road improvement from Menards Distribution Center to Galena Road in an amount not to exceed $30,000. Member Gilmour seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. Motion carried.

SUPPLEMENTAL AGREEMENT FOR PROFESSIONAL SERVICES

This SUPPLEMENTAL AGREEMENT NO. 1, made this 19th day of March, 2014, between the COUNTY OF KENDALL, hereinafter called the OWNER and Hutchison Engineering, Inc., Consulting Engineers, 605 Rollingwood Drive, Shorewood, Illinois, 60404, hereinafter called the ENGINEER.

WITNESSETH:

That whereas the OWNER and the ENGINEER entered into a Preliminary Engineering Services Agreement, approved by the County of Kendall on January 20, 2009 for preparation of contract plans and documents and associated work for the improvement of Eldmain Road (CH 7), from Menards’ Distribution Center to Galena Road, referred to as Section 07-00096-00-RP, and whereas the OWNER desires additional Professional Engineering Services as follows:

Additional design and design review to investigate engineering changes necessary to incorporate elements of the work zone safety guidance issued as the “IDOT Drop-off Exposure Policy”; as well as, plan and specification updates.

NOW THEREFORE:

The ENGINEER AGREES to provide the above described services in accordance with the original Preliminary Engineering Services Agreement executed on January 20, 2009.

The ENGINEER AGREES to comply with all applicable federal, state and local laws and regulatory requirements and to secure such licenses as may be required for its employees and to conduct business in the state, municipality, county and location. Such obligation includes, but is not limited to, environmental laws, civil rights laws, prevailing wage and labor laws.

ENGINEER shall indemnify, hold harmless and defend the OWNER’s of its own choosing, Kendall County, its officials, officers, employees, including their past, present, and future board members, elected officials and agents from and against all liability, claims, suits, demands, proceedings and actions, including costs, reasonable fees and expense of defense, arising from, to, any loss, damage, injury, death, or loss or damage to property (collectively, the “Claims”), to the extent such Claims result from or arise out of the negligent, intentional and/or wanton and willful acts or omissions of ENGINEER itself, its agents and its employees under this Agreement. Nothing contained herein shall be construed as prohibiting THE OWNER, its officials, directors, officers, agents and employees, from defending through the selection and use of their own agents, attorneys and experts, any claims, suits, demands, proceedings and actions brought against them. Pursuant to Illinois law, 55 ILCS 5/3-9005, any attorney representing the County under this paragraph, shall be approved by the Kendall County State’s Attorney and shall be appointed a Special Assistant State’s Attorney, as provided in 55 ILCS 5/3-9005. The OWNER’s participation in its defense shall not remove ENGINEER’s duty to indemnify, defend, and hold the OWNER harmless, as set forth above.

ENGINEER will obtain and continue in force, during the term of this Agreement, all insurance as set forth below. Each insurance policy shall not be cancelled or changed without thirty (30) days prior written notice, given by the insurance carrier to Kendall County at the address set forth below. Before starting work hereunder, ENGINEER shall deposit with Subscriber certificates evidencing the Insurance it is to provide hereunder: (a) Worker’s Compensation and Occupational Disease Disability insurance, in compliance with the laws of the jurisdiction where the work is being performed, (b) Employer’s comprehensive general liability insurance for both personal injury and property damage in the minimum amount of $1,000,000 for each accident, (c) Comprehensive business automobile liability insurance in the minimum amount of $1,000,000 combined single limit, (d) Minimum umbrella occurrence insurance of $46,000,000 per occurrence and $45,000,000 aggregate, (e) Professional liability insurance in the minimum amount of $1,000,000 per claim/aggregate combined single-limit. Kendall County shall be named as an Additional Insured on a Primary and Non-Contributory basis with respect to the general liability, business auto liability and excess liability insurance. Further, the general liability and workers’ compensation policies must include
a waiver of subrogation in favor of Kendall. Kendall County shall also be designated as the certificate holder.

ENGINEER certifies that it, its parent companies, subsidiaries, and affiliates are not barred from entering into this Agreement as a result of a violation of either 720 ILCS 5/33E-3 or 5/33E-4 (bid rigging or bid rotating) or as a result of a violation of 820 ILCS 130/1 et seq. (the Illinois Prevailing Wage Act). ENGINEER further certifies that it has not been convicted of bribery or attempting to bribe an officer or employee of the State of Illinois nor has ENGINEER made admission of guilt of such conduct which is a matter of record, nor has any official, officer, agent, or employee of this company been so convicted nor made such an admission.

ENGINEER certifies that it, its officers, employees, and agents agree not to commit unlawful discrimination and agree to comply with all applicable provisions of the Illinois Human Rights Act, Title VII of the Civil Rights Act of 1964, as amended, the Americans with Disabilities Act, the Age Discrimination in Employment Act, Section 504 of the Federal Rehabilitation Act, and all applicable rules and regulations. In accordance with 30 ILCS 500/50-5,

The OWNER AGREES to compensate the ENGINEER for this additional work in accordance with Paragraph 2 of "The LA Agrees," of the original Preliminary Engineering Services Agreement cited above. The design services as detailed above shall not exceed Thirty Thousand Dollars ($30,000.00) without the consent of the Kendall County Department of Highways.

This Agreement shall be construed in accordance with the law and Constitution of the State of Illinois and if any provision is invalid for any reason such invalidations shall not render invalid other provisions which can be given effect without the invalid provision.

Payment shall be made in accordance with the Illinois Local Government Prompt Payment Act, as amended (50 ILCS 505/1 et seq.)

Any notice required or permitted to be given pursuant to this Agreement shall be duly given if sent by fax, certified mail, or courier service and received, in the case of notice to the COUNTY, to: Kendall County, Highway Department, Attention: County Engineer, 6780 Route 47, Yorkville, Illinois, 60560, fax (630) 553-9583 with copy sent to: Kendall County State’s Attorney, 807 John Street, Yorkville, Illinois, 60560, fax (630) 553-4204. And, in the case of Engineer, to: Hutchison Engineering, Inc., Consulting Engineers, 605 Rollingwood Drive, Shorewood, Illinois, 60404.

Change the name of Grove Road remnant

Member Koukol made a motion to approve the resolution to change the name of Grove Road remnant to Old Grove Road at Rte. 126. Member Gilmour seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting ave. Motion carried.

KENDALL COUNTY
Resolution No. 14-10
A Resolution Renaming a Part of Grove Road to Old Grove Road

WHEREAS, reconstruction of the Grove Road / Illinois Route 126 intersection has created a remnant of the original north leg of Grove Road (see attached Exhibit A); and,

WHEREAS, Kendall County has transferred jurisdiction of the Grove Road remnant to Na-Au-Say Road District by Resolution 13-33, approved by the Kendall County Board on December 17, 2013, and certified by the Illinois Department of Transportation on January 13, 2014; and,

WHEREAS, Kendall County desires to reduce potential confusion created by duplication of the Grove Road name; and,

WHEREAS, authority to change the name of any street, lane, road or highway has been granted to county boards, pursuant to 55 ILCS 5/5-1067.

NOW, THEREFORE BE IT RESOLVED, that the Kendall County Board hereby renames that part of Grove Road beginning at its intersection with Illinois Route 126 and extending northerly approximately ¼ mile to the northerly terminus in accordance with the attached Exhibit A, to “Old Grove Road”.

This resolution approved by the County Board of Kendall County, State of Illinois.

John Shaw — Kendall County Board Chairman

Co Board 3/19/2014 - 16 -
I, Debbie Gillette, County Clerk in and for said County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the Kendall County Board, at its regularly scheduled meeting in Yorkville, Illinois, on the 19 day of March, A.D. 2014.

Debbie Gillette – County Clerk

Award Transportation Alternatives Program Grants

Oswegoland Park District

Member Koukol made a motion to award Transportation Alternatives Program Grant to Oswegoland Park District in an amount not to exceed $6,000. Member Cullick seconded the motion.

The Oswegoland Park District is making a sidewalk along the East side of Grove Rd to connect to the existing asphalt path right at Prairie Point Center.

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

Village of Oswego

Member Koukol made a motion to award Transportation Alternatives Program Grant to the Village of Oswego in an amount not to exceed $20,000. Member Gryder seconded the motion.

The Village of Oswego plans to use the award for a sidewalk.

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

City of Plano

Member Koukol made a motion to award Transportation Alternatives Program Grant to City of Plano in an amount not to exceed $25,000. Member Gryder seconded the motion.

The City of Plano is working on the Ben Street area.

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

City of Yorkville

Member Koukol made a motion to award Transportation Alternatives Program Grant to City of Yorkville in an amount not to exceed $5,000. Member Cullick seconded the motion.

The City of Yorkville will be spending the money on sidewalks along Route 47. The City of Yorkville is on a 10 year payback period that they were able to negotiate with the State. They will be requesting $5,000 a year for 10 years.

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

Engineering Agreement with Willett Hofmann & Associates Inc.

Member Koukol made a motion to approve the Engineering Agreement with Willett Hofmann & Associates, Inc. to analyze all bridges on the County Highway System (28 bridges total) to determine allowable overweight loads that can be permitted at a cost not to exceed $30,000, with the funds coming from the County Bridge Fund. Member Wehrli seconded the motion.

County Engineer, Fran Klaas explained that it is not listed as a specific line item in the budget because it is proposed to come out of the County Bridge Fund which has 2 expenditure line items (Construction of County Bridges and Township Bridge Program). The project is related to oversized and overweight permits. The county issues them for anything over 80,000 pounds, over length, height and width. They have not been able to give permits on many structures. The consulting company has a program where they can analyze our structures based on the data collected in Will County. The Highway Department has had to turn the 130,000 plus loads away, this would allow some of the loads that can go over the bridges, go over the bridges.

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

A complete copy of IGAM 14-10 is available in the Office of the County Clerk.
County Engineer’s Salary

Member Koukol made a motion to approve the resolution appropriating funds for the payment of the County Engineer’s salary in an amount not to exceed $106,306 and authorizing IDOT to transfer an amount not to exceed $53,153 of Federal Surface Transportation Funds in return for an equal amount of State funds. Member Gilmour seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. Motion carried.

A complete copy of Resolution 14-11 is available in the Office of the County Clerk.

Facilities

Member Koukol reviewed the minutes in the packet from the March 3, 2014 meeting.

Finance

CLAIMS

Member Purcell moved to approve the claims submitted in the amount of $1,175,039.51. Member Gilmour seconded the motion.

COMBINED CLAIMS: FCLT MGMT $70,647.20, B&Z $1,610.19, CO CLK & RCDR $462.78, ELECTION $29,794.07, ED SRV REG $5,628.92, SHRFF $43,854.70, CRRCTNS $16,409.70, EMA $1,185.98, CRCT CT CLK $59.70, JURY COMM $744.32, CRCT CT JGD $15,738.38, CRNR $1,270.66, CMNB CRT SRV $395.98, PUB DFNDR $545.00, ST ATTY $1,536.81, BRD OF RVV $1,118.80, SPRV OF ASSMT $517.78, TRSR $1,647.96, UNEMPLOY CMP $2,764.00, EMPLOY HLTH INS $154.40, PPPOST $5,000.00, OFF OF ADM SRV $584.76, GNRL INS & BNDG $343.00, CO BRD $284.48, TECH SRV $20,597.92, CAP EXPEND $784.79, CAP IMP RV FND $231,173.00, LIABIL INSUR EXPS $125.00, CO HWY $89,597.71, CO BRDG $212,063.04, TRNSPRT SALES TX $24,539.49, HLTH HMN SRV $145,122.74, FRST PRSRV $15,808.24, ANML CNTRL EXPENDITURE $21.60, ANML MD CR FND $132.00, ANML CNTRL EXP $469.55, CO RCDR DOC STRG $2,208.03, DRG ABUSE EXPND FND $3,174.90, HDTA $41,085.76, CRT SEC FND $279.21, LAW LBRY $6,727.50, PRBTN SRV EXP $822.95, GIS $355.96, KAT $165,636.95, PUB SFTY EXP $949.18, SPEC RES EXP $376.00, SHRFF FTA FND $4,731.42, CO ANML POP CONT $545.00, VAC $4,126.93, SHRFF VHCL FND $835.07, CRNR SPCL FND $457.00.

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

They discussed the 5 year capital plan. Senior levy hearings will be on March 31, 2014.

Judicial/Legislative

Member Gilmour reviewed the minutes in the packet from the March 12, 2014 meeting.

Animal Control

Member Cesich reviewed the minutes in the packet from the February 19, 2014 meeting.

Health & Environment

Member Gilmour reviewed the minutes in the packet from the March 10, 2014 meeting

Committee of the Whole

Chairman Shaw reviewed the minutes in the packet from the March 13, 2014 meeting

STANDING COMMITTEE MINUTES APPROVAL

Member Koukol moved to approve all of the Standing Committee Minutes and Reports. Member Cullick seconded the motion. Chairman Shaw asked for a voice vote on the motion. All members present voting aye. Motion carried.

BREAK

RECONVENE

Chairman Shaw reconvened the county board meeting.
Member Gryder did not return to the meeting after the break.
SPECIAL COMMITTEE REPORTS

Public Building Commission

Member Wehrli stated that did not have a meeting.

VAC

Member Wehrli stated that the next scheduled meeting is April 8, 2014.

Historic Preservation

Chairman Wehrli stated that they are meeting on March 19, 2014.

Board of Health

Member Wehrli stated that Jan Kellogg will be leaving the Board of Health; she has been a great asset to the group for 18 years. The annual report will be out soon.

708 Mental Health Board

Member Gilmour reported that they are scheduled to meet in June where they will listen to the presentations by the groups for funding requests.

Rivervalley Workforce Investment Board

Member Koukol stated that they did not have a meeting.

Per Diem Ad Hoc

Member Cesich stated that they met on February 25, 2014 meeting. They finalized the reimbursement meetings for the 11 past/present board members. The next meeting is on March 20, 2014.

Regional Office of Education

Report is in the packet.

OTHER BUSINESS

Member Flowers reminded board members about the labor and grievance training for a special Committee of the Whole meeting on March 24, 2014 at 9:00am.

CHAIRMAN'S REPORT

Chairman Shaw stated that Jan Kellogg was appointed to the Board of Health in 1996. She worked with three executive directors and has moved with the department to three different locations. She attended many of the ad hoc committee meetings, county board meetings, and budget meetings and approved three IPLANs during her time on the board. She has been the Board of Health President and Secretary several times; she saw the start of the Emergency Preparedness Program after 911. She approved the travel clinic. She was accredited in CARF.

Appointments

James McCarty – Bristol-Kendall Fire Protection District Trustee – 3 year term – expires April 2017
David Stewart – Bristol-Kendall Fire Protection District Trustee – 3 year term – expires April 2017
Paul Anderson – Oswego Fire Protection District Trustee – 3 year term – expires April 2017
Brent Ekwinski – Yorkville-Bristol Sanitary District – 3 year term – expires May 2017
Jim Jensen – Board of Health – 3 year term – expires March 2017
Jeremy Swanson – Housing Authority – 5 year term – expires June 2019
Robert Tripp – Oswego Fire Protection District Trustee – 3 year term – expires April 2017

Member Purcell moved to approve the appointment of James McCarty to the Bristol-Kendall Fire Protection District Trustee. Member Cesich seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. Motion carried.

Member Purcell moved to approve the appointment of David Stewart to the Bristol-Kendall Fire Protection District Trustee. Member Koukol seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. Motion carried.

Co Board 3/19/2014 - 19 -
Member Shaw moved to approve the appointment of Paul Anderson to the Oswego Fire Protection District Trustee. Member Cullick seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. Motion carried.

Member Purcell moved to approve the appointment of Brent Ekwinski to the Yorkville-Bristol Sanitary District. Member Gilmour seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. Motion carried.

Member Cullick moved to approve the appointment of Jim Jensen to the Board of Health. Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. Motion carried.

Member Wehrli moved to approve the appointment of Jeremy Swanson to Housing Authority. Member Purcell seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. Motion carried.

Member Cullick moved to approve the appointment of Robert Tripp to the Oswego Fire Protection District Trustee. Member Purcell seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. Motion carried.

QUESTIONS FROM THE PRESS

Steve Lord from the Beacon News asked on the application on the transportation the goal is 37,000 trips. Do you apply for a specific dollar amount?

Barb Nadeau from WSPY asked about the Transportation Alternative Program Grants – Oswego has 2; Oswegoland Park District $8,000 and the Village of Oswego $20,000, City of Yorkville $5,000 but she was surprised that the City of Plano is asking for $25,000. How much of Ben Street are they doing as far as sidewalks? Member Koukol responded Route 34 south to the city limits.

ADJOURNMENT

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

Approved and submitted this 2nd day of April, 2014.

Respectfully submitted by,
Debbie Gillette,
Kendall 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>$</td>
<td>2,344.50</td>
</tr>
<tr>
<td>County Clerk Fees - Marriage License</td>
<td>$</td>
<td>990.00</td>
</tr>
<tr>
<td>County Clerk Fees - Civil Union</td>
<td>$</td>
<td>30.00</td>
</tr>
<tr>
<td>County Clerk Fees - Misc</td>
<td>$</td>
<td>1,677.72</td>
</tr>
<tr>
<td>County Clerk Fees - Recording</td>
<td>$</td>
<td>21,870.00</td>
</tr>
<tr>
<td>01010061205 Total County Clerk Fees</td>
<td>$</td>
<td>26,912.22</td>
</tr>
<tr>
<td>01010001185 County Revenue</td>
<td>$</td>
<td>18,145.50</td>
</tr>
<tr>
<td>38010001320 Doc Storage</td>
<td>$</td>
<td>13,856.50</td>
</tr>
<tr>
<td>51010001320 GIS Mapping</td>
<td>$</td>
<td>23,388.00</td>
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<tr>
<td>37010001320 GIS Recording</td>
<td>$</td>
<td>2,918.00</td>
</tr>
<tr>
<td>01010001135 Interest</td>
<td>$</td>
<td>40.09</td>
</tr>
<tr>
<td>01010061210 Recorder's Misc</td>
<td>$</td>
<td>7,094.00</td>
</tr>
<tr>
<td>81010001320 RHSP/Housing Surcharge</td>
<td>$</td>
<td>11,475.00</td>
</tr>
<tr>
<td>CK # 17542 To KC Treasurer</td>
<td>$</td>
<td>103,829.31</td>
</tr>
</tbody>
</table>

Death Certificate Surcharge sent from Clerk's office $1116.00 ck # 17541
Dom Viol Fund sent from Clerk's office $170.00 ck 17540
# Kendall County General Fund

**QUICK ANALYSIS OF MAJOR REVENUES AND TOTAL EXPENDITURES FOR FOUR MONTHS ENDED 03/31/2014**

<table>
<thead>
<tr>
<th>REVENUES*</th>
<th>Annual Budget</th>
<th>2014 YTD Actual</th>
<th>2014 YTD %</th>
<th>2013 YTD Actual</th>
<th>2013 YTD %</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal Property Repl. Tax</td>
<td>$365,000</td>
<td>$103,770</td>
<td>28.43%</td>
<td>$87,297</td>
<td>27.71%</td>
</tr>
<tr>
<td>State Income Tax</td>
<td>$2,410,000</td>
<td>$746,130</td>
<td>30.96%</td>
<td>$628,472</td>
<td>32.23%</td>
</tr>
<tr>
<td>Local Use Tax</td>
<td>$395,000</td>
<td>$166,030</td>
<td>42.03%</td>
<td>$148,270</td>
<td>43.61%</td>
</tr>
<tr>
<td>State Sales Tax</td>
<td>$900,000</td>
<td>$320,161</td>
<td>35.57%</td>
<td>$301,316</td>
<td>31.82%</td>
</tr>
<tr>
<td>County Clerk Fees</td>
<td>$452,000</td>
<td>$100,925</td>
<td>22.33%</td>
<td>$161,759</td>
<td>40.44%</td>
</tr>
<tr>
<td>Circuit Clerk Fees</td>
<td>$1,100,000</td>
<td>$306,948</td>
<td>27.90%</td>
<td>$394,356</td>
<td>32.86%</td>
</tr>
<tr>
<td>Fines &amp; Forfeits/St Atty.</td>
<td>$520,000</td>
<td>$160,123</td>
<td>30.79%</td>
<td>$188,945</td>
<td>34.35%</td>
</tr>
<tr>
<td>Building and Zoning</td>
<td>$40,000</td>
<td>$12,090</td>
<td>30.23%</td>
<td>$8,297</td>
<td>20.74%</td>
</tr>
<tr>
<td>Interest Income</td>
<td>$35,000</td>
<td>$4,617</td>
<td>13.19%</td>
<td>$7,403</td>
<td>21.15%</td>
</tr>
<tr>
<td>Health Insurance - Empl. Ded.</td>
<td>$1,112,053</td>
<td>$396,731</td>
<td>35.68%</td>
<td>$386,106</td>
<td>35.09%</td>
</tr>
<tr>
<td>1/4 Cent Sales Tax</td>
<td>$2,460,000</td>
<td>$896,791</td>
<td>36.45%</td>
<td>$870,029</td>
<td>36.25%</td>
</tr>
<tr>
<td>County Real Estate Transf Tax</td>
<td>$330,000</td>
<td>$103,722</td>
<td>31.43%</td>
<td>$118,615</td>
<td>62.43%</td>
</tr>
<tr>
<td>Correction Dept. Board &amp; Care</td>
<td>$850,000</td>
<td>$293,400</td>
<td>34.52%</td>
<td>$315,060</td>
<td>39.14%</td>
</tr>
<tr>
<td>Sheriff Fees</td>
<td>$650,000</td>
<td>$149,110</td>
<td>22.94%</td>
<td>$243,590</td>
<td>34.70%</td>
</tr>
<tr>
<td><strong>TOTALS</strong></td>
<td><strong>$11,619,053</strong></td>
<td><strong>$3,760,548</strong></td>
<td><strong>32.37%</strong></td>
<td><strong>$3,859,514</strong></td>
<td><strong>35.17%</strong></td>
</tr>
</tbody>
</table>

- **Public Safety Sales Tax** | $4,300,000 | $1,596,250 | 37.12% | $1,555,980 | 37.05% |
- **Transportation Sales Tax** | $4,300,000 | $1,581,844 | 36.79% | $1,555,980 | 37.05% |

*Includes major revenue line items excluding real estate taxes which are to be collected later. To be on Budget after 4 months the revenue and expense should be at 33.32%

**EXPENDITURES**

All General Fund Offices/Categories

|                        | $26,518,158 | $9,474,492 | 35.73% | $8,615,980 | 33.72% |

---

Office of Jill Ferko  
Kendall County Treasurer & Collector  
111 W. Fox Street Yorkville, IL 60560
# KENDALL COUNTY CORONER
March FY 2014 Monthly Report

<table>
<thead>
<tr>
<th>CASE</th>
<th>DATE</th>
<th>NUMBER</th>
<th>TIME</th>
<th>NATURE</th>
<th>POST</th>
<th>TOX</th>
<th>LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Monday, March 03, 2014</td>
<td>1403066 *</td>
<td>5:10 AM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Wednesday, March 05, 2014</td>
<td>1403067 *</td>
<td>12:55 AM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Wednesday, March 05, 2014</td>
<td>1403068 *</td>
<td>7:24 PM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Thursday, March 06, 2014</td>
<td>1403069 *</td>
<td>1:05 AM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Thursday, March 06, 2014</td>
<td>1403070 *</td>
<td>7:50 AM</td>
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<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Friday, March 07, 2014</td>
<td>1403071 *</td>
<td>11:30 PM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Nursing Home</td>
</tr>
<tr>
<td></td>
<td>Tuesday, March 11, 2014</td>
<td>1403072 *</td>
<td>6:47 AM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Wednesday, March 12, 2014</td>
<td>1403073</td>
<td>1:02 PM</td>
<td>Suicide</td>
<td>N</td>
<td>Y</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Wednesday, March 12, 2014</td>
<td>1403074</td>
<td>3:24 PM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Thursday, March 13, 2014</td>
<td>1403075 *</td>
<td>3:04 AM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Thursday, March 13, 2014</td>
<td>1403076</td>
<td>12:55 PM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Thursday, March 13, 2014</td>
<td>1403077 *</td>
<td>9:50 PM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Thursday, March 13, 2014</td>
<td>1403078 *</td>
<td>9:44 PM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Saturday, March 15, 2014</td>
<td>1403079 *</td>
<td>8:11 PM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Sunday, March 16, 2014</td>
<td>1403080 *</td>
<td>4:10 AM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Sunday, March 16, 2014</td>
<td>1403081 *</td>
<td>7:41 PM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Tuesday, March 18, 2014</td>
<td>1403082</td>
<td>10:55 AM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Tuesday, March 18, 2014</td>
<td>1403083</td>
<td>4:24 PM</td>
<td>Accident</td>
<td>N</td>
<td>Y</td>
<td>Roadway</td>
</tr>
<tr>
<td></td>
<td>Wednesday, March 19, 2014</td>
<td>1403084</td>
<td>12:19 PM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Thursday, March 20, 2014</td>
<td>1403085 *</td>
<td>1:45 AM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Nursing Home</td>
</tr>
<tr>
<td></td>
<td>Saturday, March 22, 2014</td>
<td>1403086 *</td>
<td>1:21 PM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Sunday, March 23, 2014</td>
<td>1403087 *</td>
<td>8:49 AM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Sunday, March 23, 2014</td>
<td>1403088 *</td>
<td>6:50 AM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Monday, March 24, 2014</td>
<td>1403089</td>
<td>12:15 PM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Tuesday, March 25, 2014</td>
<td>1403090</td>
<td>3:23 PM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Tuesday, March 25, 2014</td>
<td>1403091 *</td>
<td>8:57 PM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Wednesday, March 26, 2014</td>
<td>1403092 *</td>
<td>7:30 AM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
<tr>
<td></td>
<td>Saturday, March 29, 2014</td>
<td>1403093 *</td>
<td>5:25 PM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Nursing Home</td>
</tr>
<tr>
<td></td>
<td>Sunday, March 30, 2014</td>
<td>1403094 *</td>
<td>7:25 AM</td>
<td>Natural</td>
<td>N</td>
<td>N</td>
<td>Residence</td>
</tr>
</tbody>
</table>

* Denotes death which occurred outside normal business hours.
Percentage of calls which occurred outside of normal business hours 72% 21:29

**Autopsies**
No autopsies were performed in the month of March.

**Statistics:**

<table>
<thead>
<tr>
<th>2014 Statistics</th>
<th>Stats for Same Period in 2013</th>
<th>Difference</th>
</tr>
</thead>
<tbody>
<tr>
<td>2014 Total Deaths......</td>
<td>94</td>
<td>96</td>
</tr>
<tr>
<td>Autopsies to Date.........</td>
<td>3</td>
<td>6</td>
</tr>
<tr>
<td>Toxicology Samples.</td>
<td>7</td>
<td>3</td>
</tr>
<tr>
<td>Cremation Permits....</td>
<td>47</td>
<td>43</td>
</tr>
</tbody>
</table>

**Coroner's Office Personnel Update:**

* Deputy Purcell presented at Oswego High School - Law Enforcement Class on March 12.
* Deputy Purcell provided a morgue tour for the Oswego High School Law Enforcement Class on March 14.
KENDALL COUNTY
PLANNING, BUILDING & ZONING COMMITTEE
Kendall County Office Building
Rooms 209 & 210
111 W. Fox Street, Yorkville, Illinois
6:30 p.m.
Meeting Minutes of April 7, 2014

CALL TO ORDER
The meeting was called to order by Chairman Scott Gryder at 6:31 p.m.

ROLL CALL
Present: Chairman Scott Gryder, Amy Cesich (6:32), Vice-Chair Judy Gilmour, Lynn Cullick and Jeff Wehrli
Absent: None
Also present: Planning & Zoning Manager: Angela Zubko, Administrator Jeff Wilkins & Code Enforcement
Officer Brian Holdiman
In the audience: Kim Rickert, Chairman John Shaw and Brian Bentley.

APPROVAL OF AGENDA
Jeff Wehrli made a motion to approve the agenda moving Public Comment before New Business, Judy Gilmour
seconded the motion. All agreed and the motion was approved.

APPROVAL OF MINUTES
Judy Gilmour made a motion to approve the minutes from March 10, 2014. Lynn Cullick seconded the motion.
All agreed and the minutes were approved.

EXPENDITURE REPORT (handed out at meeting)
Lynn Cullick made a motion to approve the expenditure report in the amount of $15,064.95 and forward it
onto the Finance Committee, Judy Gilmour seconded the motion. With a roll call vote all in attendance agreed
and the motion was approved.

PUBLIC COMMENT- Scott Gryder stated everyone has 5 minutes to speak
Kim Rickert requesting that we reconsider the urban chicken ordinance. Since her last appearance there have
been 2 additional police reports, one for shoveling chicken droppings into her yard. When she moved out
here they checked the ordinances knowing it was a residential subdivision and the lot behind them was used
for growing crops. Since then a house has been built behind her and the chicken ordinance passed. According
to the residential district purpose and objectives tensions can occur over noise and agricultural operations.
She called Rural King and they said you do not know if they are a chicken or rooster for 7-8 weeks. She is of
the opinion her property values are being lowered due to the chickens. Planner Zubko stated the ad-hoc
committee decided she has an extreme case but did not want to modify the ordinance at this time. Kim would
like to note Brian was out at the site today doing an inspection. Mr. Holdiman stated the neighbors have
repaired the fencing, there are 9 chickens on site and there still is an inoperable tractor and trying to also sell
the inoperable boat which has been moved to the driveway for sale. Ms. Cesich asked Mr. Wehrli about the
fence height and Mr. Wehrli stated the farm community and regulations put in place if followed property
could contain the chickens. Planner Zubko also noted there is a regulation about containing the chickens even
if the four foot complaint came up.
Brian Bentley lives at 804 McHugh Road. He had their family gathering recently and was unaware of the noise ordinance and the Sheriff's did not have a decibel reading with them to prove the level of noise. The Sheriff's office came out and kindly addressed the issue. He feels the levels are too low in the ordinance. He is of the opinion there should be a clause for personal events or live entertainment and have a permit fee, which might be able to be put into the ordinance. Mr. Wehrli stated we mirrored the surrounding towns and Yorkville has the same numbers. Planner Zubko passed out a map of where Mr. Bentley lives showing how many neighbors are around. Ms. Cesich stated the County Board just passed this ordinance and explained the current process. Mr. Gryder stated since this was an anonymous complaint there was no property line to take the decibel level from. Mr. Gryder suggested asking the Sheriff’s office how many complaints they have received so far and how many tickets have been written. Mr. Shaw told this gentleman to attend tonight and stated it would have been better for him to come here instead of County Board meeting. Mr. Wehrli wanted to bring this back to PBZ in June and see if we are getting more calls now than before.

NEW BUSINESS

1. Emerson Creek Amendment- Vote if it should be charged as a Major ($1,155) or Minor Amendment to their Special use ($150)- Planner Zubko stated there have been some Health Department and Building code issues at Emerson Creek. Also at that time it was discussed how the Special use does not really match what is currently going on at the site. Planner Zubko feels an amendment would be appropriate but all they’re really changing are the amount of people and the fact that the pottery business is no longer the primary operation on the site. At this time Planner Zubko does not think the petitioners would be changing the site plan as they updated the site plan in 2011. If the site plan is not changing and just the numbers are to match what is current Planner Zubko suggests treating this as a minor amendment without a public hearing. Ms. Gilmour asked what types of violations are out there currently? Planner Zubko and Brian Holdiman stated mostly septic issues. Mr. Holdiman also explained the temporary bathroom situation. Ms. Cullick asked if there are any issues out there right now regarding the septic? Mr. Kramer stated the owners have had no septic issues out there to date. Mr. Kramer stated there are 6 months a year the septic is not used which is good. The septic designer is looking to do a large field to the south of the barn to accommodate all the uses on the property. Ms. Gilmour makes a motion for a minor amendment to the special use. Lynn Cullick seconded the motion. With a roll call vote of 4 ayes and Mr. Wehrli abstained the motion passed. The petitioners will file for a minor amendment.

2. Pending legislation eliminating County control of turbine regulations and siting- SB3263- Planner Zubko stated in the packet is a brief summary of the bill and the status from UCCI on 3.27.14. All this information was emailed out to the County Board members. Also in the packet is a resolution from Ogle County opposing the senate bill. Planner Zubko put this on the agenda as a discussion point to see if Kendall County would like to take a stance on this bill at this time. Mr. Gryder stated he is not opposed to passing a resolution. Jeff Wehrli made a motion to send a resolution opposing the senate bill to the County Board for a vote. My Cullick seconded the motion. Judy Gilmour agreed this is a good idea. All were in favor so a resolution will be presented to County Board.

3. Overview of residential home inspection process- Mr. Gryder stated Lynn and himself have been talking to a homeowner that has been having issues for 8 years and unhappy how her house is. Mr. Gryder thought it would be a good idea to discuss what goes into inspections and what is looked at. Brian Holdiman passed out a couple hand-outs to go through. He stated they have a checklist at the top of the pink sheet to make sure they supply the proper information. The bright yellow form is the actual building permit application showing what exactly they need to provide. He went through the checklist and then the inspection schedule one by one and what he does at each inspection. Mr. Gryder verified Mr. Holdiman is the only inspector. Mr. Holdiman stated yes except our plumbing
inspector. Mr. Gryder asked about the history of inspections in a day and how long each inspection takes. There was some discussion on grading and checking the grading. There was also some discussion on what happens if someone fails an inspection. There was discussion on drain tiles and what to do if they are found when a foundation is dug.

4. Asphalt plant at 16805 Quarry Road- discuss options and vote on how to proceed- Planner Zubko stated the quick story is there was a mis-interpretation of the Zoning Ordinance and she has given Central Limestone the wrong information. Central Limestone came to Planner Zubko in about November to ask if they could erect an asphalt plant and what needed to be done besides a building permit for that use. Planner Zubko assumed because there was an asphalt plant in the past it would be permitted again and the fact they’re zoned M-2 which did allow asphalt plants as a permitted use and not a special use they’d be grandfathered in. So Planner Zubko told the petitioners they just needed to supply some history to prove there was an asphalt plant and they should be good. Once the plant was erected she received a call from the Village of Lisbon questioning if they were permitted to do that without a public hearing. Planner Zubko then requested the help of the SAO to see if the information provided was correct or incorrect. We received the findings from the SAO and their interpretation is Planner Zubko accidentally gave the wrong information and due to the asphalt plant not being there for over 50 years they would need to follow our current zoning ordinance would require it be a special use in the M-3 district. Now the PBZ Committee has 3 legal options to chose from:

a. Do absolutely nothing. The asphalt plant could proceed “as is” with no further involvement by the County. If the County Board chooses this route, it will be nearly impossible to later reverse this decision and pursue any type of zoning ordinance violation and/or stop the asphalt operation.

b. Send a cease and desist letter to the property owner. Per our email dated March 25, 2014, a legal argument can be made that the previously nonconforming use of the property as an asphalt plant was abandoned and can no longer be asserted. Thus, the asphalt plant is not a permissible use absent approval of a special use. If the property owner were to continue asphalt operations following receipt of the cease and desist letter, the County would then file an action alleging a violation of the County’s zoning ordinance. As ASA Knight previously explained to you, there is a possibility that, even if we can establish that abandonment of the non-conforming use occurred, the court could still find the county is estopped from enforcing the zoning ordinance if the company can show that it took action in reliance upon your statement that an asphalt plant operation was permissible.

c. Contact the property owner and see if they are willing to file an application for a special use. If the property owner voluntarily obtains a special use to conduct its asphalt operations, then the County would not need to pursue any legal action alleging an ordinance violation.

Planner Zubko would like to know which option the PBZ Committee would like me to proceed with and apologizes for the mistake. Mr. Gryder is opposed to letter b and all agreed. Ms. Gilmour has been contacted by some of the neighbors upset about it being there. The neighbors do not feel they got any say or public hearing and would like to be heard. Ms. Gilmour would like to hear what their concerns are. Mr. Wehrli would prefer c over a and the County would eat the cost to rezone and special use including publication with no additional burden that is placed in the M-3 zoning like well protection, reclamation plans, etc. There was some discussion on if they could operate during the special use process. Mr. Gryder suggests maybe going with letter c and if they do not agree with getting a special use we reconvene. Jeff Wehrli made a motion to contact the property owner and see if they are willing to file an application for a special use and rezoning, with the county paying the fees and publications and waiving the other items like well protection and other plans requested in the M-3 zoning since it has already been in existence, Lynn Cullick seconded the motion. Ms. Gilmour asked what would happen if they do not willingly apply for a special use. There was some discussion and it was decided to go this route first. All were in favor and planner Zubko will take action ASAP.

4.7.14 PBZ Meeting Minutes
5. One more item Planner Zubko would like to bring up, Mr. Fran Klaas asked me what a temporary concrete crusher would fall under for our Zoning Ordinance and if it’s something that would be permitted or a special use in the B-3 District? The closest thing Planner Zubko could find was a temporary concrete ready-mix or asphalt concrete plants, when necessary and incidental to a major construction project. It’s not really the same thing at all so wondered what the Committee thought of this temporary use and if we’d like to have a text amendment or how we would like Planner Zubko to proceed? Mr. Wehrli stated this is kind of like the excavating question, is the B-3 a good place for this type of use. There was some discussion it may not be a bad idea since we could put conditions on it and talked about maybe a temporary use and limit it to government properties. The Committee would like to get more feedback from Fran at the Highway Committee tomorrow.

PETITIONS-

#14-01 Building Code Update including building permit fees
Planner Zubko stated there have been no questions since the last PBZ meeting so we’re just looking for a motion to forward the building code update to the next COW and County Board meeting.

Lynn Cullick made a motion to approve the building code update including building permit fees and forward it onto the next Committee of the Whole meeting and to the full County Board meeting. Jeff Wehrli seconded the motion. All agreed and the text amendment will be forwarded on.

#13-29 Historic Preservation Ordinance Amendment
Planner Zubko stated in your packet are the proposed text changes that have been approved to become eligible for CLG status per the state. In the ordinance it states if an owner objects it would take an affirmative vote by a supermajority of the Board present. Catherine O’Conner will be attending the next COW meeting and give a short presentation on CLG status and the benefits and willing to answer any questions in relation to historic preservation.

Jeff Wehrli made a motion to approve the text amendment and forward it onto the next Committee of the Whole meeting and to the full County Board meeting. Lynn Cullick seconded the motion. Mr. Gryder will vote against it at this time due to if an owner objects and would like it to be a supermajority of the full board. Jeff Wehrli rescinded his motion and Ms. Cullick also rescinded her second. Lynn Cullick made a motion to forward the petition onto the COW and County Board with no recommendation at this time. Mr. Wehrli seconded the motion. All were favor and the motion passed.

#14-07 Land Cash Ordinance
Planner Angela Zubko stated in the Land Cash Ordinance it states the Fair Market Value (FMV) may be adjusted anytime by official action of the County Board. Since it’s been a year and the PTAX final abstracts are complete Planner Zubko has put together what the new FMV would be with this year’s numbers. As you can see the current FMV as of July 16, 2013 was $81,268. If we used today’s values the FMV would be reduced to $72,680 which on a 4 bedroom home comes to about $500 less. It is up the County Board if they would like to change the current FMV or keep it as is. Planner Zubko wanted to note this does not count for the land cash in approved subdivisions but only on new subdivisions approved now and houses built in the Agricultural district. Mr. Wehrli stated to be fair we owe it to the people to follow FMV as it is today so would like to change it.

Jeff Wehrli made a motion to approve the new fair market value and forward it onto the next County Board meeting. Lynn Cullick seconded the motion. Lynn Cullick says she agrees right now but the costs do not
change to send a kid to school, Ms. Gilmour agreed. Four were in favor except Gilmour was not in favor of the change.

OLD BUSINESS- None

UPDATE ON HISTORIC PRESERVATION- The Commission is looking for 2 more members if anyone knows of someone interested.

UPDATE ON CMAP LAND USE COMMITTEE MEETING- Planner Zubko stated the Land Use Committee meets next Wednesday and Planner Zubko plans on attending.

PROJECT STATUS REPORT— Reviewed
PERMIT REPORT— Reviewed
REVENUE REPORT— Reviewed
CORRESPONDENCE — None
EXECUTIVE SESSION- None

ADJOURNMENT- Next meeting will be on May 12, 2014
Lynn Cullick made a motion to adjourn the meeting. Jeff Wehrli seconded the motion. All agreed. Chairman Gryder adjourned the meeting at 9:14 p.m.

Respectfully Submitted,
Angela L. Zubko
Planning & Zoning Manager
Ordinance 2014 -

AMENDMENT TO THE KENDALL COUNTY BUILDING CODE

BUILDING CODE ADOPTION ORDINANCE

WHEREAS, in order to ensure public safety, health and welfare insofar as they are affected by building construction, through structural strength, adequate means of egress facilities, sanitary equipment, light and ventilation, and fire safety; and
WHEREAS, in order to secure safety to life and property from all hazards incidental to the design, erection, repair, removal, demolition or occupancy of buildings, structures or premises; and
WHEREAS, in order to provide penalties for the violation of the Kendall County Building Code;

NOW THEREFORE, BE IT ORDAINED, THAT THE COUNTY BOARD OF THE COUNTY OF KENDALL THAT: the following published editions are HEREBY ADOPTED as the Building Code of the County of Kendall, State of Illinois, for the control of buildings and structures and each and all of the regulations, provisions, penalties, conditions and terms of these documents hereby referred to are made a part of this ordinance as if fully set out in this ordinance with certain insertions, deletions and changes as listed in the Kendall County Building Code, attached hereto as Exhibit “A”.

International Residential Code, 2012 Edition Including Appendix F and G
Illinois State Plumbing Code,( most recently published)
International Mechanical Code, 2012 Edition

ADOPTED this ______ day of ____________, 2014.

EFFECTIVE this 1st day _____, 2014.

John Shaw
Chairman, County Board of Kendall County

ATTEST

______________________________
Debbie Gillette
Kendall County Clerk
### KENDALL COUNTY BUILDING CODE

#### KENDALL COUNTY BUILDING REGULATIONS

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SECTION 1 - IN GENERAL

ADOPTION

The County of Kendall adopts as the building code of the County, the following documents with certain insertions, deletions, amendments and changes as listed in the Kendall County Building Regulations and also other County Ordinances or parts of Ordinances in conflict herewith are hereby repealed. Should a conflict arise between codes, then the most stringent requirement shall apply.

International Building Code 2012
International Residential Code 2012, Including Appendix F and Appendix G
National Electric Code 2011
Illinois Plumbing Code as mandated by the State of Illinois
International Mechanical Code 2012
International Fuel Gas Code 2012
International Energy Conservation Code 2012 as mandated by the State of Illinois
Illinois Accessibility Code

SCOPE

The Kendall County Building Code shall be applicable to all buildings and structures constructed, enlarged, erected, repaired, altered, demolished, relocated or change of use or occupancy within the jurisdiction of the County of Kendall.

INTENT

The intent of the Building Code of Kendall County is to insure public safety health and welfare insofar as they are affected by building construction through structural strength, adequate means of egress facilities, sanitary equipment, light and ventilation and fire safety and, in general, to secure safety to life and property from all hazards incidental to the design, erection, repair, removal demolition or occupancy of buildings, structures or premises.

VIOLATION PENALTIES

Violations of this Code shall be processed in the manner prescribed for all other ordinance violations as established by the County Board. Any person who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, construct, alter or repair a building or structure in violation of an approved plan or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of an ordinance violation, punishable by a fine of not less than $50 nor more than $1,000. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

Any person who shall continue any work in or about the structure after having been served
KENDALL COUNTY BUILDING CODE

with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of not less than $50.00 or more than $1,000.

Nothing herein shall prevent the Kendall County State’s Attorney from taking such other lawful action to prevent or remedy any violations. All costs connected therewith shall accrue to the person or persons responsible.

MEANS OF APPEAL shall be replaced with the following:

An appeal may be taken to the County Planning, Building & Zoning Committee by any person aggrieved, from any order, requirement, decision or determination made by the Building Officer in his/her interpretation of the Kendall County Building Code. Such appeal shall be taken within twenty (20) days of the date of the action from which it is taken by filing with the Code Official and with the County Planning, Building & Zoning Committee a notice of appeal, specifying the grounds thereof. The County Planning, Building & Zoning Committee shall thereupon set a reasonable date, time, and place for a hearing of said appeal, and shall cause written notice thereof to be mailed to the appealing party, or his attorney and to the Code Official. The Kendall County Planning, Building and Zoning Committee shall appoint a subcommittee, approved by the County Board by this ordinance, as needed that would include two qualified individuals based upon experience and training on matters pertaining to building construction and one member of the PBZ committee.

The County Planning, Building & Zoning subcommittee may reverse or affirm, wholly or partially, or may modify the order, requirement, decision or determination as in its opinion ought to be done or made in the premises, and to that end shall have all the powers vested in the Code Official by this Ordinance.

The concurring vote of the majority of the Planning, Building & Zoning subcommittee members shall be necessary to reverse, in whole or part, or to modify, any orders, requirements, decisions or determinations of the Code Official. The County Planning, Building & Zoning subcommittee shall keep minutes of its proceedings hereunder, showing the vote of each member upon every question, or, if absent or failing to vote, indication such fact, and shall also keep records of its examinations and other official actions.

All decisions of the County Building & Zonings subcommittee hereunder shall be reduced to writing, filed with the clerk of the County Board, and a copy thereof mailed to the appealing party and to the building officer.

SAVING CLAUSE
Nothing in this ordinance or in the building codes hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or
any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited on page 1 of this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

DATE OF EFFECT
July 1, 1994
SECTION 2 - INTERNATIONAL BUILDING CODE 2012

Section 101.1 "Title" Insert "Kendall County"

Section 101.4.3 "Plumbing" Delete - International Plumbing Code and insert State of Illinois Plumbing Code as most recently published.

Section 101.4.4 "Property Maintenance" Delete this section in its entirety

Section 105.2 "Work exempt from permit" Delete 1. Under Building:

Section 105.5 "Expiration" shall be replaced in its entirety with the following:

Every permit issued shall become invalid unless the work on the site authorized by such permit is commenced within 180 days after its issuance, or if the work authorized on the site by such permit is suspended or abandoned for a period of 180 day after the time the work is commenced. The Kendall County Planning, Building and Zoning Committee is authorized to grant in writing an extension or extensions to permits which have been open for a period exceeding two years. The extension shall be requested in writing and justifiable cause demonstrated.

Section 113- "Board of Appeals" shall be replaced in its entirety with the following:

An appeal may be taken to the County Planning, Building & Zoning Committee by any person aggrieved, from any order, requirement, decision or determination made by the Building Officer in his/her interpretation of the Kendall County Building Code. Such appeal shall be taken within twenty (20) days of the date of the action from which it is taken by filing with the Code Official and with the County Planning, Building & Zoning Committee a notice of appeal, specifying the grounds thereof. The County Planning, Building & Zoning Committee shall thereupon set a reasonable date, time, and place for a hearing of said appeal, and shall cause written notice thereof to be mailed to the appealing party, or his attorney and to the Code Official. The Kendall County Planning, Building and Zoning Committee shall appoint a subcommittee, approved by the County Board by this ordinance, as needed that would include two qualified individuals based upon experience and training on matters pertaining to building construction and one member of the PBZ committee.

The County Planning, Building & Zoning subcommittee may reverse or affirm, wholly or partially, or may modify the order, requirement, decision or determination as in its opinion ought to be done or made in the premises, and to that end shall have all the powers vested in the Code Official by this Ordinance.
The concurring vote of the majority of the Planning, Building & Zoning subcommittee members shall be necessary to reverse, in whole or part, or to modify, any orders, requirements, decisions or determinations of the Code Official. The County Planning, Building & Zoning subcommittee shall keep minutes of its proceedings hereunder, showing the vote of each member upon every question, or, if absent or failing to vote, indication such fact, and shall also keep records of its examinations and other official actions.

All decisions of the County Building & Zonings subcommittee hereunder shall be reduced to writing, filed with the clerk of the County Board, and a copy thereof mailed to the appealing party and to the building officer.

Section 114.4 "Violation Penalties" shall be replaced in its entirety by the following:

Any person who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, construct, alter or repair a building or structure in violation of an approved plan or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of a petty offense, punishable by a fine of not less than $50 nor more than $1,000. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

Section 115.3 "Unlawful Continuance" shall be replaced in its entirety with the following:

Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of not less than $50.00 or more than $1,000.

Chapter 35- Referenced Standards

Change International Plumbing Code to Illinois Plumbing Code
Delete International Property Maintenance Code
Delete International Existing Building Code
Delete International Private Sewage Code
For all accessibility issues refer to Illinois Accessibility Code
SECTION 3- INTERNATIONAL RESIDENTIAL CODE 2012

Section 101.1 “Title” Insert “Kendall County”

Section 105.2 “Work exempt from permit” This section shall be eliminated in its entirety.

Section 105.5 “Expiration” Shall be replaced in its entirety with the following:

Every permit issued shall become invalid unless the work on the site authorized by such permit is commenced within 180 days after its issuance, or if the work authorized on the site by such permit is suspended or abandoned for a period of 180 day after the time the work is commenced. The Kendall County Planning, Building and Zoning Committee is authorized to grant in writing an extension or extensions to permits which have been open for a period exceeding two years. The extension shall be requested in writing and justifiable cause demonstrated.

Section R112 “Board of Appeals” – Amend to read:

An appeal may be taken to the County Planning, Building & Zoning Committee by any person aggrieved, from any order, requirement, decision or determination made by the Building Officer in his/her interpretation of the Kendall County Building Code. Such appeal shall be taken within twenty (20) days of the date of the action from which it is taken by filing with the Code Official and with the County Planning, Building & Zoning Committee a notice of appeal, specifying the grounds thereof. The County Planning, Building & Zoning Committee shall thereupon set a reasonable date, time, and place for a hearing of said appeal, and shall cause written notice thereof to be mailed to the appealing party, or his attorney and to the Code Official. The Kendall County Planning, Building and Zoning Committee shall appoint a subcommittee, approved by the County Board by this ordinance, as needed that would include two qualified individuals based upon experience and training on matters pertaining to building construction and one member of the PBZ committee.

The County Planning, Building & Zoning subcommittee may reverse or affirm, wholly or partially, or may modify the order, requirement, decision or determination as in its opinion ought to be done or made in the premises, and to that end shall have all the powers vested in the Code Official by this Ordinance.

The concurring vote of the majority of the Planning, Building & Zoning subcommittee
members shall be necessary to reverse, in whole or part, or to modify, any orders, requirements, decisions or determinations of the Code Official. The County Planning, Building & Zoning subcommittee shall keep minutes of its proceedings hereunder, showing the vote of each member upon every question, or, if absent or failing to vote, indication such fact, and shall also keep records of its examinations and other official actions.

All decisions of the County Building & Zonings subcommittee hereunder shall be reduced to writing, filed with the clerk of the County Board, and a copy thereof mailed to the appealing party and to the building officer.

Section R113.4 "Violation Penalties" – Amend to read:

Any person who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, construct, alter or repair a building or structure in violation of an approved plan or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of a petty offense, punishable by a fine of not less than $50 nor more than $1,000. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

Section R114.2 "Unlawful Continuance" – Amend to read:

Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of not less than $50.00 or more than $1,000.

Section 309.1 "Opening Protection" - Add the following sentence:

A four inch (4") masonry or concrete gas curb shall be provided between habitable space and garage.

Section R313 "Automatic Fire Sprinkler Systems" – Delete in its entirety

Section R501.3 "Fire Protection of Floors" – Delete in its entirety

Section E3902.12 "Arc Fault Circuit Interrupter Protection" – Change location to bedrooms only.

Section E3905.8 "Boxes at Fan Outlets" – Delete 2nd paragraph.

Section E4002.14 "Temper Resistant Receptacle" – Delete in its entirety.
For all accessibility issues refer to Illinois Accessibility Code.

Replace Chapters 25-34 Plumbing with Illinois State Plumbing Code.
SECION 4 - NATIONAL ELECTRIC CODE 2011

Section 210.12(A) "Arc Fault Circuit Interrupter Protection" – Change location to bedroom only

Section 314.27(c) “Boxes at Ceiling Suspended (Paddle ) Fan Outlets” – Delete paragraph 2

Section 406.12 “Tamper Resistant Receptacles in Dwelling Units” – Delete in its entirety
SECTION 5 - ILLINOIS PLUMBING CODE

AS MANDATED BY THE STATE OF ILLINOIS.
SECTION 6 – INTERNATIONAL MECHANICAL CODE 2012

Section 101.1 “Title” insert “Kendall County”

Section 106.4.3 “Expiration” Replace with the following:

Every permit issued shall become invalid unless the work on the site authorized by such permit is commenced within 180 days after its issuance, or if the work authorized on the site by such permit is suspended or abandoned for a period of 180 day after the time the work is commenced. The Kendall County Planning, Building and Zoning Committee is authorized to grant in writing an extension or extensions to permits which have been open for a period exceeding two years. The extension shall be requested in writing and justifiable cause demonstrated.

Section 106.5 “Fees” – Delete

Section 108.4 “Violation Penalties” Replace with the following:

Any person who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, construct, alter or repair a building or structure in violation of an approved plan or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of a petty offense, punishable by a fine of not less than $50 nor more than $1,000. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

Section 109 “Means of Appeal” Replace with the following:

An appeal may be taken to the County Planning, Building & Zoning Committee by any person aggrieved, from any order, requirement, decision or determination made by the Building Officer in his/her interpretation of the Kendall County Building Code. Such appeal shall be taken within twenty (20) days of the date of the action from which it is taken by filing with the Code Official and with the County Planning, Building & Zoning Committee a notice of appeal, specifying the grounds thereof. The County Planning, Building & Zoning Committee shall thereupon set a reasonable date, time, and place for a hearing of said appeal, and shall cause written notice thereof to be mailed to the appealing party, or his attorney and to the Code Official. The Kendall County Planning, Building and Zoning Committee shall appoint a subcommittee, approved by the County Board by this ordinance, as needed that would include two qualified individuals based upon experience and training on matters pertaining to building construction and one member of the PBZ
committee.

The County Planning, Building & Zoning subcommittee may reverse or affirm, wholly or partially, or may modify the order, requirement, decision or determination as in its opinion ought to be done or made in the premises, and to that end shall have all the powers vested in the Code Official by this Ordinance.

The concurring vote of the majority of the Planning, Building & Zoning subcommittee members shall be necessary to reverse, in whole or part, or to modify, any orders, requirements, decisions or determinations of the Code Official. The County Planning, Building & Zoning subcommittee shall keep minutes of its proceedings hereunder, showing the vote of each member upon every question, or, if absent or failing to vote, indication such fact, and shall also keep records of its examinations and other official actions.

All decisions of the County Building & Zonings subcommittee hereunder shall be reduced to writing, filed with the clerk of the County Board, and a copy thereof mailed to the appealing party and to the building officer.

Chapter 15 Referenced Standards – Change the following:

Delete – International Existing Building Code
Change International Plumbing Code to Illinois Plumbing Code
SECTION 7 – INTERNATIONAL FUEL GAS CODE 2012

Section 101.1 "Title" insert "Kendall County"

Section 106.5.3 "Expiration" Replace with the following:

Every permit issued shall become invalid unless the work on the site authorized by such permit is commenced within 180 days after its issuance, or if the work authorized on the site by such permit is suspended or abandoned for a period of 180 day after the time the work is commenced. The Kendall County Planning, Building and Zoning Committee is authorized to grant in writing an extension or extensions to permits which have been open for a period exceeding two years. The extension shall be requested in writing and justifiable cause demonstrated.

Section 106.6 "Fees" - Delete

Section 109 "Means of Appeal" Replace with the following:

An appeal may be taken to the County Planning, Building & Zoning Committee by any person aggrieved, from any order, requirement, decision or determination made by the Building Officer in his/her interpretation of the Kendall County Building Code. Such appeal shall be taken within twenty (20) days of the date of the action from which it is taken by filing with the Code Official and with the County Planning, Building & Zoning Committee a notice of appeal, specifying the grounds thereof. The County Planning, Building & Zoning Committee shall thereupon set a reasonable date, time, and place for a hearing of said appeal, and shall cause written notice thereof to be mailed to the appealing party, or his attorney and to the Code Official. The Kendall County Planning, Building and Zoning Committee shall appoint a subcommittee, approved by the County Board by this ordinance, as needed that would include two qualified individuals based upon experience and training on matters pertaining to building construction and one member of the PBZ committee.

The County Planning, Building & Zoning subcommittee may reverse or affirm, wholly or partially, or may modify the order, requirement, decision or determination as in its opinion ought to be done or made in the premises, and to that end shall have all the powers vested in the Code Official by this Ordinance.

The concurring vote of the majority of the Planning, Building & Zoning subcommittee members shall be necessary to reverse, in whole or part, or to modify, any orders, requirements, decisions or determinations of the Code Official. The County Planning, Building & Zoning subcommittee shall keep minutes of its proceedings hereunder, showing
the vote of each member upon every question, or, if absent or failing to vote, indication such fact, and shall also keep records of its examinations and other official actions.

All decisions of the County Building & Zonings subcommittee hereunder shall be reduced to writing, filed with the clerk of the County Board, and a copy thereof mailed to the appealing party and to the building officer.

Chapter F Referenced Standards – Change the following:

Delete International Existing Building Code
Change International Plumbing Code to Illinois Plumbing Code
SECTION 8 – INTERNATIONAL ENERGY CONSERVATION CODE 2012

Section 101.1 "Title" insert "Kendall County"

Chapter 5 Referenced Standards – Change the following:

  Change International Plumbing Code to Illinois Plumbing Code
SECTION 9 - INSPECTIONS

INSPECTIONS

The following listed inspections are generally required. The owner or contractor shall request the designated inspection 48 hours in advance of the time when such inspection is to be made. An approved set of building plans shall be on the job site for all inspections. Plans not available on the site will be reason for a failed inspection. For all inspections a representative of the property owners should be present.

Following is a list of the usual inspections required for new construction.

1. Site Inspection
   At the time the permit is applied for the owner or builder shall put clearly visible stakes at the corners and offsets of all new construction and shall clearly mark the property boundary stakes. This inspection is conducted to satisfy the County zoning, flood plain and storm water management requirements before the permit is issued.

2. Footing Inspection
   This inspection is conducted after excavation when all the footing forms are in place and ready for the concrete to be poured.

3. Foundation Wall Inspection
   This inspection is conducted when forms are set and any reinforcement is in place before concrete walls are poured.

4. Backfill Inspection
   This inspection is to be done not less than 7 days after concrete has been poured. Foundation walls must be stripped of forms. Damp proofing should be applied and visible down to the footing. Perimeter drain tile must be in place and covered with gravel as required by code. Drain tile should be uncovered and visible at one point on each wall and at point of distribution. Anchor bolts should also be in place and visible. During or after backfill an “as-built” (including top of foundation and distance to lot lines) survey must be submitted and approved by the Code Official prior to framing.

5. Electrical Service Inspection
   This inspection is scheduled prior to power being provided by supplier.

6. Framing and Wiring
   This inspection is done after the structure is framed; roofed and rough wiring is installed. This is done before any lath or inside wall covering or insulation is installed.
7. **Underfloor Plumbing Inspection**  
   This inspection is done when all the under concrete floor plumbing is installed. All underfloor plumbing must be left uncovered so that it can be visibly inspected.

8. **Rough Plumbing**  
   This inspection is done when all plumbing is installed and before insulation and drywall is in place.

9. **Insulation Inspection**  
   This inspection is done when all the insulation is installed. We will check to see all the insulation is installed as required for energy conservation. We would also check to see that all draft stopping is properly installed and complete at every level.

10. **Slab inspection**  
    This inspection is done prior to pouring concrete for a basement floor, garage floor or crawl space floor. The depth for concrete, placement of wire mesh and vapor barrier will be checked.

11. **Final Plumbing Inspection before occupancy.**  
    This inspection is done during the final occupancy inspection. All plumbing must be complete and operable.

12. **Final or Occupancy Permit Inspection**  
    Before calling the building office for a final inspection and occupancy permit, construction must be complete including heating, lighting, water and sanitary hookups, gutters, down spouts, steps, handrails, porches and all exterior finish. Final approvals of well, septic, and site development permits are also required before the release of the *Certificate of Occupancy*. 
**SECTION 10 – FEES**

The following fee schedule shall be applicable to the Kendall County Building Code. 
**Please Note:** a $50.00 Zoning Certificate is required on ALL building permits.

<table>
<thead>
<tr>
<th>Description</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Single Family Residential Construction</td>
<td><strong>$1,800.00</strong></td>
</tr>
<tr>
<td>2. Accessory Structures –</td>
<td></td>
</tr>
<tr>
<td>≤ 120 square feet</td>
<td><strong>$50.00 Zoning Certificate</strong></td>
</tr>
<tr>
<td>121-599 square feet</td>
<td><strong>$150.00 – Plumbing</strong> $150.00/Insp</td>
</tr>
<tr>
<td>≥ 600 square feet (residential)</td>
<td><strong>$50.00/Insp - Plumbing</strong> $150.00/Insp</td>
</tr>
<tr>
<td></td>
<td>+ .08/sq.ft. for plan review</td>
</tr>
<tr>
<td>≥ 600 square feet (commercial)</td>
<td><strong>$75.00/Insp - Plumbing</strong> $150.00/Insp</td>
</tr>
<tr>
<td></td>
<td>+ .08/sq.ft. for plan review</td>
</tr>
<tr>
<td>3. Signs –</td>
<td></td>
</tr>
<tr>
<td>Non-illuminated</td>
<td><strong>$100.00 + 1.00 per square foot</strong></td>
</tr>
<tr>
<td>Illuminated</td>
<td><strong>$150.00 + 1.00 per square foot</strong></td>
</tr>
<tr>
<td>Temporary</td>
<td><strong>$50.00 Zoning Certificate</strong></td>
</tr>
<tr>
<td>4. Deck</td>
<td><strong>$150.00</strong></td>
</tr>
<tr>
<td>5. Swimming Pool</td>
<td><strong>$150.00</strong></td>
</tr>
<tr>
<td>6. Demolition</td>
<td><strong>$100.00</strong></td>
</tr>
<tr>
<td>7. Communication Tower</td>
<td><strong>$1,000.00</strong></td>
</tr>
<tr>
<td>8. Moving or raising a structure</td>
<td><strong>$100.00</strong></td>
</tr>
<tr>
<td>9. Service Upgrades</td>
<td><strong>$100.00</strong></td>
</tr>
<tr>
<td>10. Driveway</td>
<td><strong>$150.00</strong></td>
</tr>
<tr>
<td>11. Patios – New &amp; Enlarging (R-5, R-6, R-7 Only)</td>
<td><strong>$50.00 Zoning Certificate</strong></td>
</tr>
<tr>
<td>12. Re-inspection Fee –</td>
<td></td>
</tr>
<tr>
<td>Residential</td>
<td><strong>$50.00</strong></td>
</tr>
<tr>
<td>Commercial</td>
<td><strong>$75.00</strong></td>
</tr>
<tr>
<td>Plumbing</td>
<td><strong>$150.00</strong></td>
</tr>
<tr>
<td>13. Other Residential/Agricultural</td>
<td></td>
</tr>
<tr>
<td>Addition</td>
<td>.08/sq.ft. for plan review +</td>
</tr>
<tr>
<td>Remodeling</td>
<td><strong>$50.00/inspection</strong></td>
</tr>
<tr>
<td>Plumbing</td>
<td><strong>$50.00/inspection</strong></td>
</tr>
<tr>
<td></td>
<td><strong>$150.00/inspection</strong></td>
</tr>
</tbody>
</table>
Notes to the Fee Schedule
The permit fees for an attached garage, deck, or a driveway and similar appurtenances constructed in conjunction with the construction of the house are included in the permit fee for the house. The permit fee for a driveway constructed in conjunction with the construction of a garage is included in the permit fee for the garage.

Zoning Certificate Required
A zoning certificate shall be approved before a building permit may be issued and requires the payment of a separate fee.

Address Required
The fee for assigning an address to a property shall be $50.00.

Time of Payment
All permit fees shall be due and payable prior to the beginning of construction. All re-inspection fees shall be due and payable prior to each inspection.

Additional Review Fees
In addition to the fees set forth in this Ordinance, all applicants seeking the approval of a building permit shall reimburse Kendall County for all reasonable costs incurred as a result of the review of the application by a legal, engineering or other special consultant. The applicant shall provide a deposit to cover the estimated consulting and review fees. Payment of the additional review fees shall be made prior to the issuance of the certificate of occupancy, EXCEPT, when the payment is fully and completely secured by a deposit, the actual payment may occur after the issuance of the certificate of occupancy.
Waivers and Refunds
No waiver and no refund shall be made for any fee paid pursuant to this Ordinance without the approval of the Planning, Building and Zoning Committee of the County Board, EXCEPT, all fees for actions or activities by Kendall County or the Kendall County Forest Preserve District are hereby waived and all fees for non-profit organizations shall be charged half of the normal fees for permits; provided they show proof of non-profit status as determined by the Planning, Building and Zoning department and that the permit be used only by the organization itself. All other government entities shall be charged half of the normal fee for permits as determined by the Code Official.
SECTION 11- MISCELLANEOUS COUNTY PROVISIONS

FRONT DOOR-ENTRY
The front entry door shall have at least a 4' x 5' concrete stoop with a concrete footing and foundation or wood equivalent. No wing walls.

GUTTERS
All new dwellings are required to have gutters and down spouts unless in the opinion of the code official an acceptable alternate method of roof storm water runoff has been designed and installed.

PIERS - CONCRETE
Piers are acceptable for open porches and decks only. The minimum pier sizes in inches shall be 12” diameter by 42” deep for attached structures. Exception – an enclosed screened room or porch will be allowed only if the prints are stamped and sealed by an Illinois State licensed architect or engineer.

PATIOS
Construction of new patios or expansions of existing patios which increase hard surface coverage in the R-5, R-6, and R-7 zoning districts shall require a building permit. Replacement of an existing patio that does not increase the size or amount of existing hard surface coverage will not require a permit.

POOL TEMPORARY FENCES
A temporary fence shall be installed around all in ground swimming pools during excavation and construction. The design should be approved by the code official.

PORTABLE TOILETS
Each new single or multi family dwelling and commercial structures under construction shall have a portable toilet on site or other means approved by the code official.

ON-SITE REFUSE/CONSTRUCTION DEBRIS CONTAINERS
In all Residential, Business and Manufacturing Districts, an appropriately sized refuse container shall be placed on new construction sites to contain construction debris in a neat and orderly manner and to prevent the blowing or washing away of materials onto surrounding properties or into the public way. The refuse container will need to be in place prior to approval of a foundation through completion of all construction activity and shall be emptied as needed to prevent overfilling and provide adequate waste containment during the construction process.
ELEVATORS
Permanent mechanical devices for the conveyance of passengers; including elevators, escalators, automobile lifts, man lifts, personnel hoists and moving sidewalks shall conform to all adopted codes of the County and the Office of the State Fire Marshall except as modified as follows:

The following shall be certified as conforming to all applicable codes.
1. Construction documents
2. Acceptance test
3. Periodic tests and inspections

Such certification shall be submitted by an ‘approved agency’. Such agency is hereby defined as a certified member of the National Association of Elevator Safety Authorities, or the American Society of Mechanical Engineers, or an equivalent approved by the Code Official.

Periodic tests and inspections shall be done at intervals of not more than six months or as otherwise required by the Code Official.

Elevators in residential structures shall be exempted from the periodic test and inspection requirements.

AGRICULTURE AND FARM RESIDENCE EXEMPTIONS
All agricultural structures and buildings shall not be required to conform to the standards of the Kendall County Building Code nor shall they be required to pay any building fees pursuant to (ILCS) chapter 55 Section 5/5-12001. An owner affidavit is required to identify the agricultural use. A site plan is required from the owner to confirm setbacks and flood plain compliance.

Owners of exempt ‘agriculture’ and ‘farm residence’ to be constructed may chose to voluntarily conform to the Kendall County Building Code including plan submittal, inspections, certificate of occupancy, payment of fees, and all other procedures otherwise required of non-exempt construction.

CAMPGROUNDS
Decks and sheds located in approved campgrounds shall meet all applicable building codes, all applicable requirements of the Kendall County Campground Regulations and all requirements of the applicable Special Use Ordinance, but shall not require a building permit, and shall only be subject to an inspection during the annual campground inspection period.
CONCRETE TRENCH FOUNDATION
All trench foundations shall not be less than ten (10) inches in thickness, and forty-two (42) inches in depth and must bell out to twelve (12) inches at the base, and must be on clean, solid, undisturbed soil that will provide the required PSI's prescribed by code to sustain the superimposed structure placed upon which shall not exceed one story (fourteen feet) at the highest point.

PLATS OF SURVEY
All building permits will require two (2) original plats of survey, certified by an Illinois State Licensed Surveyor showing existing and proposed buildings. Structures, water well(s) and septic system envelope and well & septic systems that will serve the proposed new structures along with locations of existing adjacent well and septic systems demonstrating separation distances as required by State and County Health Codes and Ordinances. This may be waived at the discretion of Code Official if documents are not necessary to show compliance.

SITE PLANS
Where construction is to occur on a lot with a designated flood plain area, the code official may require the elevation of the first floor of proposed building be shown on the along with the Base Flood Elevation and its location on the site. The Code Official shall have the authority to specify required foundation elevations on lots or parcels of land that have soils with seasonal high water tables, drainage problems, or that may be subject to localized flooding. In such a case, the Code Official shall also have the authority to require a site grading plan. The plan shall show existing topographic features, ground contours and drainage patterns as well as proposed building elevation(s), site improvements, ground contours and drainage design. Elevation information shall be on national geodetic vertical datum (NGVD). Verification of the finished improvements shall be drawn on a plat of survey showing the building location, finished foundation elevation(s), ground contours and drainage improvements.
ORDINANCE # 2014-________


WHEREAS, the Kendall County Preservation Commission, an agency of the Kendall County Board is invested with certain powers and duties pursuant to the Ordinance; and

WHEREAS, the Kendall County Historic Preservation Ordinance may propose landmarks & historic districts for designation by the County Board; and

WHEREAS, the Kendall County Board amends these ordinances from time to time in the public interest; and

WHEREAS, all administrative procedures for amendments have been followed including a motion and affirmative vote by the Kendall County Historic Preservation Committee on October 16, 2013 to modify the language in the ordinance.

NOW, THEREFORE, BE IT ORDAINED, the Kendall County Board hereby amends from ARTICLE II.2 “Powers & Authorities”, ARTICLE III.3 “Nomination of Landmarks and Historic Districts”, ARTICLE III.4 “Criteria for Designation”, ARTICLE III.8 “Recommendation of Preservation Commission” & ARTICLE III.9 “Designation” of the Kendall County Historic Preservation Ordinance as presented in Exhibit “A” attached hereto and made a part hereof.

IN WITNESS OF, this Amendment to the Kendall County Historic Preservation Ordinance was approved by the Kendall County Board on April 15, 2014.

Attest:

Debbie Gillette
Kendall County Clerk

John Shaw
Kendall County Board Chairman
ARTICLE I

PURPOSES, DEFINITIONS AND GENERAL PROVISIONS

1. PURPOSES & INTENT
The purposes and intent of this Ordinance are as follows:

A) To identify, designate, protect, preserve, and encourage the restoration, rehabilitation, and adaptation for continued use of those properties and structures which represent or reflect the historic, cultural, artistic, social, economic, ethnic or political heritage of the United States of America, State of Illinois, or Kendall County or which may be representative of an architectural or engineering type inherently valuable for the study of style, period, craftsmanship, method of construction or use of indigenous materials;

B) To safeguard the County's historic, aesthetic and cultural heritage as embodied and reflected in such structures and landscape features;

C) To stabilize and improve the economic vitality and value of designated landmarks and historic districts in particular and of the County in general;

D) To foster civic pride in the beauty and noble accomplishments of the past in order that both the pride and the accomplishments themselves may be passed on to future generations;

E) To protect and enhance the County's attractions for tourists and visitors as well as to support and provide stimulus to business and industry;

F) To strengthen the economy of the County;

G) To promote the use of historic districts and landmarks for the education, pleasure, and welfare of the citizens of Kendall County and;

H) To educate the general public, government officials and real estate interests about the value of historic preservation to the economy, and long-term quality of life for those who live and work in the County.

2. DEFINITIONS
For the purposes of this Ordinance, certain words, phrases, and terms shall have the following meanings:

A) Alteration: Any act or process that changes one or more historic, architectural, or physical features of an area, site, landscape, place, and/or structure, including, but not limited to, the erection, construction, reconstruction, or removal of any structure; the expansion or significant modification of agricultural activities;
surface mining; and clearing, grading or other modification of an area, site or landscape that changes its current or natural condition.

B) *Architectural Significance*: Embodying the distinctive characteristics of a type, period, style or method of construction or use of indigenous materials, or representing the work of an important builder, designer, architect, engineer, or craftsman who has contributed to the development of the community, County, State or Nation.

C) *Archaeological Significance*: Importance as an area, site, place or landscape that has yielded or is likely to yield information concerning past patterns of human settlement, or artifacts or information concerning previous cultures in Illinois or previous periods of the present culture. Areas, sites or landscapes of archaeological significance may include, but are not limited to, aboriginal mounds, forts, earthworks, burial grounds, historic or prehistoric ruins, locations of villages, mine excavations or tailing.

D) *Building*: Any structure designed or constructed for residential, commercial, industrial, agricultural or other use.

E) *Certificate of Appropriateness*: A certificate issued by a Preservation Commission indicating its approval of plans for alteration, construction, demolition, or removal affecting a nominated or designated landmark or property within a nominated or designated historic district.

F) *Certificate of Economic Hardship*: A certificate issued by the Preservation Commission authorizing an alteration, construction, removal or demolition even though a Certificate of Appropriateness has previously been denied or may be denied.

G) *Commissioners*: Members of the Preservation Commission.

H) *Conservation Right*: A term that includes easements, covenants, deed restrictions or any other type of less than full fee simple interest as that term is defined in Illinois Revised Statutes, Section 1 of "An Act relating to conservation rights in real property," approved September 12, 1977, as amended.

I) *Construction*: The act of adding an addition to a structure or the erection of a new principal or accessory structure on a lot or property.

J) *Demolition*: Any act or process which destroys in part or in whole a landmark or a building or structure within a historic district.

K) *Demolition by Neglect*: Neglect in the maintenance of any landmark and/or building or structure within a preservation district resulting in the deterioration of that building to the extent that it creates a hazardous or unsafe condition as determined by the Kendall County Building and Zoning Department or the
Kendall County Department of Health.

L) *Design Criteria:* Standards of appropriate activity that will preserve the historic, architectural, scenic or aesthetic character of a landmark or historic district.

M) *Development Rights:* The development rights of a landmark or of a property within a historic district as defined in Section 11-48.2-1A of the Illinois Municipal Code.


O) *Exterior Architectural Appearance:* The architectural character and general composition of the exterior of a building or structure, including but not limited to the kind, color and texture of the building material and the type, design and character of all windows, doors, light fixtures, signs and appurtenant elements.

P) *Historic Significance:* Character, interest or value as part of the development, heritage, or culture of the community, County, State or Nation; or as the location of an important local, County, State or national event; or through identification with a person or persons who made important contributions to the development of the community, County, State or Nation.

Q) *Landmark:* A property or structure designated as a "Landmark" by ordinance of the County Board, pursuant to procedures prescribed herein, which is worthy of rehabilitation, restoration, or preservation because of its historic, scenic, or architectural significance.

R) *Landscape:* A natural feature or group of natural features such as, but not limited to: valleys, rivers, lakes, marshes, swamps, forests, woods, or hills; or a combination of natural features and buildings, structures, objects, cultivated, fields, or orchards in a predominantly rural setting.

S) *Object:* Any tangible items, including any items of personal property, including, but not limited to: wagons, boats, and farm machinery that may be easily moved or removed from real estate property.

T) *Owner:* The person or corporation or other legal entity in whose name or names the property appears on the records of the County Recorder of Deeds.

U) *Historic district:* An area designated as a "historic district" by ordinance of the County Board and which may contain within definable geographic boundaries one or more landmarks and which may have within its boundaries other properties, areas, sites, landscapes or structures, while not of such historic, architectural or scenic significance to be designated as landmarks, nevertheless contribute to the overall visual characteristics of the district.
V) *Removal:* Any relocation of a structure, object or artifact on its site or to another site.

W) *Repair:* Any change that is not construction, alteration, demolition, or removal and is necessary or useful for continuing normal maintenance.

X) *Scenic Significance:* Importance as a result of appearance or character that remains relatively unchanged from and embodies the essential appearance related to a culture from an earlier historic or prehistoric period; or as a result of a unique location, appearance, or physical character that creates an established or familiar vista or visual feature; or as a geologic or natural feature associated with the development, heritage, or culture of the community, County, State, or Nation.

Y) *Site:* The traditional, documented or legendary location of an event, occurrence, action, or structure significant in the life or lives of a person, persons, group, or tribe, including but not limited to cemeteries, burial grounds, campsites, battlefields, settlements, estates, gardens, groves, river crossings, routes, trails, caves, quarries, mines, or significant trees or other plant life.

Z) *Structure:* Anything constructed or erected, the use of which requires permanent or temporary location on or in the ground including (but without limiting the generality of the foregoing) barns, smokehouses, advertising signs, billboards, backstops for tennis courts, bridges, fences, pergolas, gazebos, radio and television antennae, solar collectors, microwave antennae including supporting towers, roads, ruins or remnants (including foundations), swimming pools or walkways.

AA) *Survey:* The systematic gathering of information on the architectural, historic, scenic, and archaeological significance of buildings, sites, structures, areas, or landscapes through visual assessment in the field and historical research, for the purpose of identifying landmarks or districts worthy of preservation.

3. GENERAL PROVISIONS
The following are general provisions propounded to make more clear matters relative to scope and jurisdiction of this Ordinance.

A) No provision herein shall supersede the powers of other local legislative or regulatory bodies or relieve any property owner from complying with the requirements of any other state statute or code or ordinance of Kendall County or individual municipal ordinances or regulations, and any permit or license required there under shall be required in addition to any Certificate of Appropriateness or Economic Hardship which may be required hereunder; provided, however, that where a Certificate of Appropriateness or Economic Hardship is required, no such other permit or license shall be issued by any other agency under the jurisdiction of the Kendall County Board before a certificate has been issued by the
Commission as herein provided.

B) The use of property and improvements which have been designated under this Ordinance shall be governed by the Kendall County Zoning Ordinance, as amended.

G) If any particular section of this Ordinance is declared to be unconstitutional or void, only the particular section is affected, and all other sections of this Ordinance shall remain in full force and effect.

H) For purposes of remedying emergency conditions determined to be dangerous to life, health or property, the Commission may waive the procedures set forth herein and grant immediate approval for a Certificate of Appropriateness. The Commission shall state its reasons in writing for such approval.

I) No member of the Preservation Commission shall vote on any matter that may materially or apparently affect the property, income, or business interest of that member.

ARTICLE II

THE HISTORIC PRESERVATION COMMISSION

1. ORGANIZATION

A) Appointment. The Kendall County Board shall by ordinance appoint members to the Kendall County Preservation Commission from names submitted by the County Board Chair.

B) Composition. The Preservation Commission shall consist of nine (9) members. All members shall be residents of Kendall County. The County Board Chair shall nominate to the Preservation Commission at least one (1) attorney, one (1) historian or architectural historian, one (1) architect/engineer, and one (1) real estate professional knowledgeable in historic preservation; the other members shall be persons with a demonstrated interest in archaeology, Kendall County history, architecture, engineering, preservation and/or the preservation of community character. Commission vacancies shall be posted in a newspaper of general circulation within the county and on the county internet website. Included in the nine (9) voting members, the County Board may appoint one of their members or staff to serve as a voting member of the Commission and liaison to the County Board.

C) Terms. Terms of the initial members shall be staggered so that three serve for one year; three for two years; and three for three years. Successors to initial members shall serve for three year terms. All ex officio members shall serve the term of their elected or appointed office. All members shall serve until their
successors are appointed. Vacancies shall be filled by the Kendall County Board
from names submitted by the County Board Chair.

D) Officers. Officers shall consist of a Chair, Vice-Chair and a Secretary elected
by the Preservation Commission. The Chair shall preside over meetings. In the
absence of the Chair, the Vice Chair shall perform the duties of the Chair. If both
the Chair and the Vice-Chair are absent, a temporary Chair shall be elected by
those present. The Chair, Vice-Chair and secretary shall serve a term of one (1)
year and shall be eligible for re-election. No member shall serve as an officer in
the same capacity for more than three (3) consecutive years. Once the member
has served in the same capacity for three (3) years a one (1) year hiatus from that
office must be followed. The Chair shall ensure that the following duties are
performed:

i) That minutes are taken of each Preservation Commission meeting;

ii) That copies of the minutes, reports, and decisions of the Preservation
    Commission be published and distributed to the members of the
    Preservation Commission.

iii) The Kendall County Board Chair is advised of vacancies on the
    Preservation Commission and expiring terms of members; and

iv) That there be prepared and submitted to the Kendall County Board a
    complete record of the proceedings before the Preservation Commission
    on any matters requiring County Board consideration. The Kendall County
    Planning, Building & Zoning Department shall be the official keeper of
    the records.

E) Rules and Procedures. The Historic Preservation Commission shall have the
authority to develop and adopt rules and procedures necessary to carry out its
functions under the provisions of this Ordinance.

F) Meetings. Meetings of the Preservation Commission shall be held no less than
monthly, except in those months when no business is pending, and shall be held at
such times and places within the County as the Commission shall decide. Special
meetings may be called by the Chair or by the consent of three (3) members. All
meetings of the Commission shall be open to the public, shall follow all
provisions of the Open Meetings Act and shall adhere to Robert’s Rules of Order.
The Commission shall keep minutes of its proceedings, showing a vote of each
member upon every question, or if absent or failing to vote, and shall also keep
records of its official actions. Such minutes and records shall be open to the
public for inspection at offices of the Kendall County Planning, Building &
Zoning Department.

G) Quorum. A quorum shall consist of five (5) members. The transaction of
business shall be made by a majority vote of those members in attendance while a quorum is present, except that the adoption, modification or rescission of any rule or part thereof shall require the affirmative vote of five (5) members.

H) Compensation. The members shall serve without compensation, but they shall be reimbursed for their expenses necessarily incurred in the performance of their duties as such and approved by the Director of the Planning, Building & Zoning Department, and if funds are available in the Historic Preservation Commission’s reserves.

I) Annual Report. The Commission shall submit an annual report of its activities to the Kendall County Board.

2. POWERS & AUTHORITIES
The Preservation Commission shall have the following powers and authority.

A) To conduct an ongoing survey of the County to identify buildings, structures, areas, sites and landscapes that are of historic, archaeological, architectural, or scenic significance, and, therefore, potential landmarks or historic districts;

B) To hold public hearings and recommend to the County Board the designation of landmarks or historic districts;

C) To compile information concerning and prepare descriptions of the landmarks and historic districts identified and recommended for designation and the characteristics that meet the standards for designation;

D) To prepare, keep current, and publish a map or maps showing the locations and exact boundaries of proposed and designated landmarks and historic districts and, if the Commission so chooses, the locations and boundaries of designated state or federal landmarks or districts;

E) To keep a register of all designated landmarks and historic districts;

F) To establish an appropriate system of markers or plaques for all designated landmarks, historic districts, and for streets, roads, trails, and highways leading from one landmark or historic district to another and to confer recognition upon the owners of landmarks or property within historic districts by means of certificates, plaques, or markers;

G) To nominate, landmarks and historic districts to any state or federal registers of historic places;

H) To advise and assist owners of landmarks and property within historic districts on physical and financial aspects of preservation, renovation, rehabilitation, and reuse, and on procedures for inclusion on any state or federal register of historic
places;

I) To inform and educate the citizens of the County concerning the historic, archaeological, architectural, or scenic heritage of the County by publishing appropriate maps, newsletters, brochures, and pamphlets, and by holding programs and seminars;

J) To hold public hearings and to review applications for construction, alteration, removal, or demolition affecting landmarks or property within historic districts and issue or deny Certificates of Appropriateness for such actions;

K) To consider applications for Certificates of Economic Hardship that would allow the performance of work for which a Certificate of Appropriateness has previously been denied;

L) To develop specific criteria and guidelines for the proper alteration, construction, demolition, or removal of landmarks, or of property within historic districts;

M) To review proposed amendments to zoning regulations and map amendments, applications for special uses or applications for zoning variations that affect any and all landmarks or historic districts. Proposed zoning amendments, applications for special use, or zoning variations that affect any landmark or historic district as defined in this ordinance or any application for demolition of any structure which is more than 50 years old shall be reviewed by support staff and forwarded to the Preservation Commission for review within seven (7) working days.

N) To administer on behalf of the County Board any property, or full or partial interest in real property, including a conservation right, by approval of the County Board;

O) To accept and administer on behalf of the County Board gifts, grants, money or other personal property as may be appropriate for the purpose of this Ordinance. Such money may be expended for publishing maps and brochures, for hiring staff or consultants or performing otherwise appropriate functions for the purpose of carrying out the duties and powers of the Preservation Commission and the purposes of this Ordinance.

P) To administer any system established by the County Board for the transfer of development rights;

Q) To call upon available County agencies and staff as well as other experts for technical advice; costs to be determined prior to activities and paid by petitioners except where included in the existing approved budget;

R) To retain specialists or consultants, or to appoint citizen, neighborhood or area
advisory committees, as may be required, costs to be determined prior to activities and paid by petitioner except where included in the existing approved budget;

S) To testify before all boards, commissions, committees and municipalities on any matter affecting potential or designated landmarks or historic districts;

T) To periodically review any County Land resource management plan and to develop a preservation component in any comprehensive plan of the County and to recommend it to the Regional Plan Commission, the Planning, Building & Zoning Committee and the County Board;

U) To periodically consult the County zoning administrator, review any County zoning ordinance and building code, and to recommend to the County Board any amendments appropriate for the protection and continued use of landmarks or property within historic districts;

V) To undertake any other action or activity necessary or appropriate to the implementation of its powers and duties or the implementation of the purposes of this Ordinance.

W) To recommend to the County Board the adoption of intergovernmental agreements between the County Board and Kendall County municipalities that allow for the nomination and designation by the County Board of individual landmarks and historic districts within incorporated areas and that afford the protection of landmarks and historic districts through the provisions of this Article, and

X) To periodically monitor designated landmarks and preservation districts for demolition by neglect and to refer negligent cases to the appropriate county agency for enforcement.

ARTICLE III

DESIGNATION OF LANDMARKS AND HISTORIC DISTRICTS

1. INVESTIGATION & RESEARCH
The Preservation Commission shall undertake an ongoing investigation and research effort in the County to identify areas, sites, structures, and objects that have historic, cultural, community, architectural or aesthetic importance, interest, or value. As part of the investigation, the Commission shall review and evaluate any prior surveys and studies by any unit of government, private organization or individual and compile appropriate descriptions, facts, and photographs.

The Commission shall make an effort to systematically identify potential landmarks and districts and adopt procedures to nominate them individually or in groups based upon the following criteria:
a) The potential landmarks or districts in one township or distinct geographical area of the County;

b) The potential landmarks associated with a particular person, event, or historical period;

c) The potential landmarks of a particular architectural style or school, or of a particular architect, engineer, builder, designer, or craftsman; or of a particular building material.

d) Such other criteria as may be adopted by the Preservation Commission to assure systematic survey and nomination of all potential landmarks within the County;

2. PRESERVATION PLAN

A) The Historic Preservation Commission shall, through the aforesaid surveys and research, so as to become thoroughly familiarized with buildings, structures, objects, sites, districts, areas and lands within the County which may be eligible for designation as historic landmarks or districts, prepare a "Historic Landmark and District Preservation Plan."

B) The Preservation Plan shall be presented to the Kendall County Planning, Building & Zoning Department for consideration and recommendation to the County Board for possible inclusion in the Kendall County Land Resource Management Plan as amended. From time to time, the Commission shall review the Plan and insert in the Historic Preservation Commission minutes a report of such review and take appropriate action on any amendments to the Plan deemed necessary.

3. NOMINATION OF LANDMARKS AND HISTORIC DISTRICTS

A) Landmarks

The Preservation Commission or any person may propose landmarks for designation by the County Board by filing a nomination for any property or properties and structures located in an unincorporated area or in an incorporated area by intergovernmental agreement with the appropriate municipality within the geographical boundaries of Kendall County. Nomination forms shall be filed with the Kendall County Planning, Building & Zoning Department.

Such forms shall be provided by the Commission. Nomination forms submitted for landmarks or historic districts shall include or be accompanied by the following information:

a) The name and address of the applicant and owner of record.
b) The legal description and Common Street address of the property.

c) A written statement describing the structure, building, or site and setting forth reasons in support of the proposed designation, including a list of significant exterior architectural features that should be protected.

d) Written documentation and evidence establishing that the applicant is the current owner of record of the nominated property and whether the owner of record consents or objects to the proposed landmark designation. Such documentation or evidence of record ownership shall include a recent title policy in the name of the applicant or other evidence of record ownership acceptable to the Historic Preservation Commission.

e) An overall site plan and photographs of the landmark. The plan shall also include a front, side, and rear elevation drawing.

f) Such other relevant information as requested by the Historic Preservation Commission.

g) The County Board reserves the right to set appropriate fees for administering this ordinance.

B.) Historic Districts

The Preservation Commission or any person may propose historic districts for designation by the County Board by filing a nomination for any property or properties and structures located in an unincorporated area or in an incorporated area by intergovernmental agreement with the appropriate municipality within the geographical boundaries of Kendall County. Nomination forms shall be filed with the Kendall County Planning, Building & Zoning Department.

Such forms shall be provided by the Commission. Nomination forms submitted for historic districts shall include or be accompanied by the following information:

a) The names and addresses of applicants.

b) The names and addresses of all of the owners of record of buildings, structures, or sites in the area nominated for designation.

c) A vicinity map delineating the boundaries of the area nominated for designation.

d) A written statement describing the area and structures, buildings, or sites
located in the area nominated for designation as an historic district and setting forth the reasons in support of the proposed designation, including a list and photographs of significant exterior architectural features of all structures, buildings, or sites in the district that should be protected.

e) Written documentation and evidence establishing that applicants are the current owners of record of property in the area nominated for designation and that such owner comprise the owners of record of at least fifty-one percent (51%) of all sites contained in the nominated area. Such documentation or evidence of record ownership shall include recent title policies in the names of the applicants or other evidence of record ownership acceptable to the Historic Preservation Commission.

f) The name, address, and telephone number of one of the applicants who shall be the designated contact person and liaison for the purposes of the application. The name, address, and telephone number of an additional applicant to serve as an alternative contact person shall also be provided.

g) Such other relevant information as requested by the Historic Preservation Commission.

h) The County Board reserves the right to set appropriate fees for administering this ordinance.

4. CRITERIA FOR DESIGNATION

A.) Landmarks
The Commission may recommend to the County Board the designation of landmarks when a thorough investigation results in a determination that the property, structure, improvement or area so recommended meets one (1) or more of the following criteria:

A) It has character, interest, or value which is part of the development, heritage, or cultural characteristics of a local community, the County, the State of Illinois or the Nation;

B) Its location is a site of a significant local, County, State, or National event;

C) It is identified with a person or persons who significantly contributed to the development of the local community, the County, the State of Illinois, or the Nation;

D) It embodies distinguishing characteristics of an architectural style valuable for the study of a period, type, method of construction, or use of indigenous materials;

E) It is identified with the work of a master builder, designer, architect, engineer, or landscape architect whose individual work has influenced the development of
the local area, Kendall County, the State of Illinois, or the Nation;

F) It embodies elements of design, detailing, materials, or craftsmanship that render it architecturally significant;

G) It embodies design elements that make it structurally or architecturally innovative;

H) It has a unique location or singular physical characteristics that make it an established or familiar visual feature;

I) It is a particularly fine or unique example of a utilitarian structure with a high level of integrity or architectural significance;

J) It is suitable for preservation or restoration;

K) It is included in the National Register of Historic Places and/or the Illinois Register of Historic Places.

L) It has yielded, or may be likely to yield, information important to pre-history, history or other areas of archaeological significance.

M) It is an exceptional example of an historic or vernacular style or type or one of few remaining in the County.

B.) Historic Districts
The Commission may recommend to the County Board the designation of Historic Districts. Historic Districts shall only be recommended for designation when a thorough investigation results in a determination that the properties, structure, improvement or area so recommended meets one (1) or more of the following criteria:

A) It has character, interest, or value which is part of the development, heritage, or cultural characteristics of a local community, the County, the State of Illinois or the Nation;

B) Its location is a site of a significant local, County, State, or National event;

C) It is identified with a person or persons who significantly contributed to the development of the local community, the County, the State of Illinois, or the Nation;

D) It embodies distinguishing characteristics of an architectural style valuable for the study of a period, type, method of construction, or use of indigenous materials;

E) It is identified with the work of a master builder, designer, architect, engineer,
or landscape architect whose individual work has influenced the development of
the local area, Kendall County, the State of Illinois, or the Nation;

F) It embodies elements of design, detailing, materials, or craftsmanship that
render it architecturally significant;

G) It embodies design elements that make it structurally or architecturally
innovative;

H) It has a unique location or singular physical characteristics that make it an
established or familiar visual feature;

I) It is a particularly fine or unique example of a utilitarian structure with a high
level of integrity or architectural significance;

J) It is suitable for preservation or restoration;

K) It is included in the National Register of Historic Places and/or the Illinois
Register of Historic Places.

L) It has yielded, or may be likely to yield, information important to pre-history,
history or other areas of archaeological significance.

M) It is an exceptional example of an historic or vernacular style or type or one of
few remaining in the County.

5. INITIAL REPORT & RECOMMENDATION OF PRESERVATION
COMMISSION
The Preservation Commission shall, within thirty (30) calendar days from receipt of a
completed application for designation, cause to be written an initial recommendation and
report stating whether the nominated landmark, historic district does or does not meet the
criteria for designation as provided for in Article III, Section 4 herein. The report shall
contain the following information:

A) An explanation of the significance or lack of significance of the nominated
landmark or historic district as it relates to the criteria for designation;

B) A description of the integrity or lack of integrity of the nominated landmark or
historic district;

C) A map showing the location of the nominated landmark or the boundaries of
the nominated historic district.

In addition, in the case of a nominated landmark found to meet the criteria for
designation, the report shall include:
A) A description of the significant exterior architectural features of the nominated landmark that should be protected;

In the case of a nominated historic district found to meet the criteria for designation the report shall include:

A) A list of addresses and Permanent Index Numbers showing which properties are contributing and which are non-contributing;

B) A description of the types of significant exterior architectural features of the structures within the nominated district that should be protected;

In the case of a nominated landmark or historic district the recommendation and report shall be available to the public in the office of the County Planning, Building & Zoning Department.

6. NOTIFICATION OF NOMINATION
The Preservation Commission shall, within thirty (30) days from completion of the initial report and recommendation as described above in Article III, Section 5, cause to be scheduled a public hearing on the nomination. Notice of the date, time, place and purpose of the public hearing shall be sent by certified mail to the owner(s) of record and to the nominators at least fifteen (15) days prior to the date of the hearing. Such notice shall also be published in a newspaper having general circulation in the area surrounding the nominated property or district at least fifteen (15) days prior to the date of the hearing. All notices shall state the street, address and Permanent Index Number or legal description of a nominated landmark or the boundaries of a nominated historic district.

7. HEARING
A public hearing shall be scheduled, and notification made thereof, pursuant to Article III, Section 6, above. Oral or written testimony shall be taken at the public hearing concerning the nomination. The Preservation Commission may solicit expert testimony or present its own evidence regarding the historic, archaeological, or scenic significance of a proposed landmark or of any property within a proposed historic district relative to compliance with criteria for consideration set forth above in Section 4 of this Article. The hearing shall be closed upon completion of testimony.

8. RECOMMENDATION OF PRESERVATION COMMISSION
Within thirty (30) days following the close of the public hearing, the Commission shall make its determination upon the evidence whether the proposed landmark or historic district does or does not meet the criteria for designation. A recommendation to the County Board regarding the proposed landmark or historic district shall be passed by resolution of the Preservation Commission. This recommendation shall be accompanied by a report stating the findings of the Preservation Commission concerning the historic, archaeological, architectural or scenic significance of the proposed landmark or historic district and also include if the property owner(s) objects to the designation. The Preservation Commission shall forward copies of the resolution and report to the
applicant and the owner of the subject property or representative for petitioners of the subject area.

In the case of the property owner’s (owners’) objection to a landmark designation or historic district, the nomination would require the affirmative vote of a super majority of the full County Board.

9. DESIGNATION
The County Board, upon a recommendation from the Preservation Commission that the proposed landmark or historic district should be designated, shall review the report and recommendations of the Preservation Commission.

For individual landmarks or historic district applications, the County Board, after reviewing the report and recommendation, shall, within sixty (60) days from receipt of the recommendation of the Preservation Commission, take one of the following steps:

A) Designate the landmark or historic district by ordinance; or
   (In the case of the property owner(s) objection to a landmark designation or historic district, the nomination would require the affirmative vote of a super majority of the full County Board.)

B) Refer the report and recommendation back to the Preservation Commission with suggestions for revisions, stating its reason for such action.

C) Reject the nomination application.

Upon return of the report and recommendation to the Commission, the Commission shall review and prepare new findings within forty-five (45) days of the County Board’s original decision. The County Board shall designate or not designate the landmark at the next regularly scheduled County Board meeting.

10. RESUBMISSION OF APPLICATION
Resubmission of any application for landmark or historic district designation may be made no sooner than ninety (90) days after County Board action on the nomination. Not more than one re-submission may be made within a twelve (12) month period.

11. NOTICE OF DESIGNATION
Notice of the action of the County Board, including a copy of the ordinance designating the landmark, historic district shall be sent by regular mail to all owners of record, including but not limited to each owner of record of a landmark or property within a historic district. Further, as soon as is reasonably possible, the County Board Chair shall cause to be notified the Kendall County Planning, Building & Zoning Department, the Recorder of Deeds, the County Clerk, and the Kendall County Collector by forwarding to each a copy of the designation ordinance. The Recorder of Deeds shall ensure that the designation be recorded on all directly affected parcels.
12. PUBLICATION OF MAP
A map showing the location of all designated landmarks and historic districts shall be published and amended upon each designation. Copies of the map shall be available to the public at the Kendall County Planning, Building & Zoning office, the same location and in the same manner as any County zoning map.

13. APPEALS
Adoption of an ordinance designating a landmark or historic district by the Kendall County Board shall be a final action reviewable under Section 3-101 of the Illinois Administrative Review Law.

14. INTERIM CODE
No building, zoning, site development, access, utility or other permit shall be issued by the Planning, Building & Zoning Department, the Highway Department or other County department without a Certificate of Appropriateness being issued in accordance with Article IV Section 2 for alteration, construction, demolition, or removal of a nominated landmark or the alteration of any physical feature of a property or structure within a nominated historic district from the date the nomination form is received by the County office until the final disposition of the nomination by the County Board unless such alteration, removal, or demolition is necessary for public health, welfare, or safety.

15. MARKING BY ATTACHMENT OF A PLAQUE
Each designated landmark or historic district may be marked by an appropriate plaque carrying a brief description and account of the historic significance of the property. The plaque shall be provided by the County at the expense of the property owner.

16. AMENDMENT & RESCISSION OF DESIGNATION
The County Board, upon recommendation of the Preservation Commission, may amend or rescind designation by the same procedure and according to the same standards and considerations set forth for designation. No amendment or rescission shall be made to a designation of a landmark or historic district based solely on a change in owner’s consent.

17. TRANSFER OF JURISDICTIONAL CONTROL
Should a designated landmark or historic district be incorporated into a municipality with a preservation ordinance, that municipality’s preservation ordinance shall govern. If a municipality annexes a designated landmark or historic district and does not have a preservation ordinance, the County’s preservation ordinance will continue to govern.

ARTICLE IV

ALTERATION, CONSTRUCTION, DEMOLITION, AND MAINTENANCE

1. SCOPE
Work on property and improvements so designated pursuant to this ordinance shall be regulated as follows:
A) *Landmarks:* No significant alterations, exterior construction or exterior demolition or interior alteration which may affect the exterior appearance may be performed on property and structures which have been designated under this ordinance as landmarks, except as shall be approved by a Certificate of Appropriateness.

B) *Historic districts:* No significant alterations, exterior construction or exterior demolition or interior alteration which may affect the exterior appearance may be performed on property and structures located within an area which is designated under this ordinance as a historic district, except as shall be approved by a Certificate of Appropriateness.

### 2. CERTIFICATE OF APPROPRIATENESS

A) A Certificate of Appropriateness from the Preservation Commission established pursuant to this Ordinance shall be required before any significant alteration, construction, demolition or removal that affects pending or designated landmarks or historic districts is undertaken. Such a certificate is required for all such actions from the date a nomination form is submitted to the Preservation Commission.

B) Applications for Certificates of Appropriateness.

i) Every application submitted to the Kendall County Planning, Building & Zoning Department for a permit wherein the applicant represents and/or delineates plans to commence any action as immediately described above in subsection (A) affecting any such property, improvements or areas therein described, shall be forwarded by the Director of Planning, Building and Zoning to a representative or representatives of the Preservation Commission, within five (5) business days following the receipt of said application by the Planning, Building & Zoning Department.

The Planning, Building & Zoning Department shall not issue the building or demolition permit until a Certificate of Appropriateness has been issued by the Preservation Commission. Any applicant may request a meeting with the Preservation Commission before the application is sent by the Director of Planning, Building and Zoning to the Preservation Commission or during the review of the application.

ii) Application for review of construction, alteration, demolition, or removal not requiring a building permit for which a Certificate of Appropriateness is required shall be made on a form prepared by the Preservation Commission and available at the office of Kendall County Planning, Building & Zoning Department. The Preservation Commission may schedule, provide notice and conduct a public hearing concerning the
application in the manner previously described in Article III, Section 6 and 7.

iii) If a public hearing is not scheduled, the Commission may consider the completed application at its next regular meeting and may grant a Certificate of Appropriateness at that time. The Commission may further designate support staff to be responsible for reviewing routine applications for Certificates of Appropriateness when the proposed work is clearly appropriate and in accordance with the criteria set forth in Article IV, Sections 2(c) and (d) below, and the purposes of this Ordinance.

iv) The Commission may seek technical advice from outside its members on any application for a Certificate of Appropriateness. The applicant and each commissioner shall receive a copy of the consultant's written opinion at least seven (7) days before a determination is to be made on the application. The costs for this technical advice will be paid by petitioner unless included as part of the annual approved budget for the Commission.

v) The Commission shall act promptly and in a reasonable manner in its judgment of plans for new construction or for alteration, removal, or demolition of structures in historic districts that have little historic value, except where such construction, alteration, removal, or demolition would seriously impair the historic or architectural value of surrounding structures or the surrounding area.

C) Design Guidelines. The Commission shall consider the following factors in reviewing applications for Certificates of Appropriateness:

i) Height: The height of any proposed alteration or construction should be compatible with the style and character of the landmark and with surrounding structures in a historic district.

ii) Proportions of Windows and Doors: The proportions and relationships between doors and windows should be compatible with the architectural style and character of the landmark and with surrounding structures within a historic district.

iii) Relationship of Building Masses and Spaces: The relationship of a structure within a historic district to open space between it and adjoining structures should be compatible or similar to relationships commonly found between similar structures in the district.

iv) Roof Shape: The design of the roof should be compatible with the architectural style and character of the landmark and surrounding structures which are similar in design in a historic district.
v) Landscaping: Landscaping should be compatible with the architectural character and appearance of the landmark and of surrounding structures and landscapes in historic districts.

vi) Scale: The scale of the structure after alteration, construction, or partial demolition should be compatible with its architectural style and character and with surrounding structures in a historic district.

vii) Directional Expression: Facades in historic districts should blend with other structures with regard to directional expression. Structures in a historic district should be compatible with the dominant horizontal or vertical expression of surrounding structures or of its stylistic design. The directional expression of a landmark after any alteration, construction, or partial demolition should be compatible with its original architectural style and character.

viii) Architectural Details: Architectural details, including materials and textures, should be treated so as to make a landmark compatible with its original architectural style or character.

D) Standards for Review. The Commission, in considering the appropriateness of any alteration, demolition, new construction, or removal to any property or structures designated or pending designation as a landmark, or any area designated or pending designation as a historic district, shall be guided by the following general standards and any design guidelines in the ordinance designating the landmark or historic district as well as conformance to applicable zoning classification, height, and area limitation:

i) Every reasonable effort shall be made to provide a compatible use for a property that requires minimal alteration of the building, structure, or site and its environment, or to use a property for its originally intended purpose.

ii) The distinguishing original qualities or character of a building, structure, site, and its environment shall not be destroyed. The removal or alteration of any historic material or distinctive architectural feature should be avoided whenever possible.

iii) All buildings, structures, and sites shall be recognized as products of their time. Alterations that have no historical basis or that seek to create an earlier/later appearance shall be discouraged.

iv) Changes that may have taken place in the course of time are evidence of the history and development of a building, structure, or site and its environment. These changes may have acquired significance in their own right, and this significance shall be recognized and respected.
v) Distinctive stylistic features or examples of skilled craftsmanship that characterize a building, structure, or site shall be treated with sensitivity.

vi) Deteriorated architectural features shall be repaired rather than replaced, wherever possible. In the event replacement is necessary, the new material should match the material being replaced in composition, design, color, texture, and other visual qualities. Repair or replacement of missing architectural features should be based on accurate duplication of features substantiated by historic, physical, or pictorial evidence, rather than on conjectural designs or the availability of different architectural elements from other buildings or structures.

vii) The surface cleaning of structures shall be undertaken with the utmost care and consideration. Sandblasting and other cleaning methods that will damage the historic building materials shall not be undertaken.

viii) Every reasonable effort shall be made to protect and preserve archaeological resources affected by or adjacent to any project.

ix) Contemporary design for alterations and additions to existing properties shall not be discouraged when such alterations and additions do not destroy significant historical, architectural, or cultural material, and such design is compatible with the size, scale, color, material, and character of the property, neighborhood, or environment.

x) Wherever possible, new additions or alterations to structures should be done in such a manner that if such additions or alterations were to be removed in the future, the essential form and integrity of the structure would not be impaired.

E) Determination by Preservation Commission. Within fifteen (15) business days after support staff review, or from the date of the regular meeting, or from the close of a public hearing concerning an application for a Certificate of Appropriateness, or within such further time as the applicant for said certificate (and/or permit) approves in writing, the Commission shall determine whether:

i) The proposed construction, alteration, demolition, removal or other modification will be appropriate to the preservation of the particular landmark or historic district and a Certificate of Appropriateness may be issued; or

ii) Such proposed modification is inappropriate to the preservation of the particular landmark or historic district and a Certificate of Appropriateness may be denied.
Written notice of the approval or denial of the application for a Certificate of Appropriateness shall be provided the applicant, sent by certified mail with return receipt requested, and to the Kendall County Planning, Building & Zoning Department within seven (7) days (Saturdays, Sundays, and legal holidays excluded) following the determination and shall be accompanied by a Certificate of Appropriateness in the case of an approval.

F) Denial of Certificate of Appropriateness. A denial of a Certificate of Appropriateness shall be accompanied by a statement of the reasons for the denial. The Preservation Commission shall make recommendations to the applicant concerning changes, if any, in the proposed action that would cause the Preservation Commission to reconsider its denial and shall confer with the applicant and attempt to resolve as quickly as possible the difference(s) between the applicant and the Commission. The applicant may resubmit an amended application or reapply for a building or demolition permit that takes into consideration the recommendations of the Preservation Commission.

G) Decision Binding on Planning, Building & Zoning Department. The Director of the Kendall County Planning, Building & Zoning Department shall be bound by the determination of the Commission and approve, if in conformance with other provisions of the Building Code, or disapprove any application for the proposed construction, alteration, removal of an exterior architectural feature, or demolition of any building or structure in a historic district or any landmark in accordance with said determination.

H) Failure of Commission to Review Application in a Timely Manner. Failure of the Commission to act upon an application for Certificate of Appropriateness within ninety (90) days shall constitute approval and no other evidence shall be needed. This time limit may be waived only by mutual consent of the applicant and the Commission.

I) Demolitions. Pursuant to Article IV, Sections 2(c) and (d) above, the Preservation Commission may deny any application for a Certificate of Appropriateness where demolition is proposed upon a finding that such proposed action will adversely affect the historic, archeological, architectural, or scenic significance of a landmark or historic district. Upon receipt of an application for a Certificate of Appropriateness for demolition, the Preservation Commission shall as soon as possible make a determination, supported by written findings, whether one or more of the following criteria are met:

i) The structure or visual resource is of such interest or quality that it would reasonably meet national, state or local criteria for designation as an historic or architectural landmark.

ii) The structure or visual resource is of such unusual or uncommon design, texture or materials that it could not be reproduced, or could be
reproduced only with great difficulty and expense.

iii) Retention of the structure or visual resource would aid substantially in preserving and protecting another structure or visual resource which meets criteria (i) or (ii) hereinabove.

Where the Preservation Commission determines that one or more of these criteria are met, no Certificate of Appropriateness shall be issued and the application shall be denied.

If a demolition permit is issued, the Preservation Commission shall require the applicant to submit for review and consideration post-demolition plans which shall include drawings and sketches with sufficient detail to show, as far as they relate to exterior appearance, the architectural design of any and all improvements incorporated in such plans.

J)) Compliance with Certificate. A Certificate of Appropriateness will become void if:

i) If there is any change in the scope of work pursuant to the approved application subsequent to the issuance of the Certificate; or

ii) If twelve (12) months have elapsed after issuance of the Certificate and no building permit has been issued.

K) Appeals. A denial of a Certificate of Appropriateness is an administrative decision as defined in Section 3-101 of the Illinois Administrative Review Law, and it shall be subject to judicial review pursuant to provisions of said Administrative Review Law and all amendments and modifications thereof, and the rules adopted thereto.

3. ECONOMIC HARDSHIP

A) The Preservation Commission may issue a Certificate of Economic Hardship upon determination that the failure to issue a Certificate of Appropriateness has denied, or will deny the owner of a landmark or of a property within a historic district all reasonable use of, or return on, the property. Application for a Certificate of Economic Hardship shall be made on a form and in the manner as prescribed by the Preservation Commission. The Preservation Commission may schedule a public hearing concerning the application and provide notice in the same manner as prescribed in Article III, Section 6, of this Ordinance and conduct the hearing in the same manner as prescribed in Article III, Section 7, of this Ordinance.

B) The Preservation Commission may solicit expert testimony and the applicant for a Certificate of Economic Hardship shall submit all of the following information in order to assist the Preservation Commission in its determination on
the application:

i) An estimate of the cost of the proposed construction, alteration, demolition, or removal, and an estimate of any additional cost that would be incurred to comply with the recommendations of the Preservation Commission for changes necessary for the issuance of a Certificate of Appropriateness;

ii) A report from a licensed engineer or architect with experience in rehabilitation as to the structural soundness of any structures on the property and their suitability for rehabilitation;

iii) Estimated market value of the property in its current condition; after completion of the proposed construction, alteration, demolition, or removal; after any changes recommended by the Preservation Commission; and, in the case of a proposed demolition, after renovation of the existing property for continued use;

iv) In the case of a proposed demolition, an estimate from a person or entity experienced in rehabilitation as to the economic feasibility of rehabilitation or reuse of the existing structure on the property;

v) Amount paid for the property, the date of purchase, and the party from whom purchased, including a description of the relationship, of any, between the owner of record or applicant and the person from whom the property was purchased, and any terms of financing between the seller and buyer;

vi) If the property is income-producing, the annual gross income from the property for the previous two (2) years; itemized operating and maintenance expenses for the previous two (2) years; and depreciation deduction and annual cash flow before and after debt service, if any, during the same period;

vii) Remaining balance on any mortgage or other financing secured by the property and annual debt service, if any, for the previous two (2) years;

viii) Any listing of the property for sale or rent, price asked and offers received, if any, within the previous two (2) years;

ix) Assessed value of the property according to the two (2) most recent assessments;

x) Real estate taxes for the previous two (2) years;

xi) Form of ownership or operation of the property, whether sole
proprietorship, for profit or not-for-profit corporation, limited partnership, joint venture, or other.

xii) Any other information, including the income tax bracket of the owner, applicant, or principal investors in the property considered necessary by the Preservation Commission to make a determination as to whether the property does yield or may yield a reasonable return to the owners.

C) Determination of Economic Hardship. Within sixty (60) days from receiving a request for a Certificate of Economic Hardship, the Commission, upon a determination that the denial of a Certificate of Appropriateness has denied, or will deny the owner of a landmark or of a property within a historic district all reasonable use of or return on the property, may undertake one of the following actions:

i) Offer the owner of the property reasonable financing, tax or other incentives sufficient to allow a reasonable use of, or return on, the property; or

ii) Offer to purchase the property at a reasonable price or institute eminent domain proceedings pursuant to Article VII of the Illinois Code of Civil Procedure; or

iii) Issue a Certificate of Appropriateness for the proposed construction, alteration, demolition or removal.

Written notice of the determination shall be provided in the same manner as required by Article IV, Section 2(e) of this Ordinance. This time limit may be waived only by mutual consent of the applicant and the Commission.

D) Appeals. A denial of a Certificate of Economic Hardship is an administrative decision as defined in Section 3-101 of the Illinois Administrative Review Law, and it shall be subject to judicial review pursuant to provisions of said law and all amendments and modifications thereof, and the rules adopted thereto.

4. MAINTENANCE OF HISTORIC PROPERTIES
Nothing in this Article shall be construed to prevent the ordinary maintenance of any exterior elements of a property or structures designated or nominated as a landmark or located within a designated or nominated historic district.

5. PUBLIC SAFETY EXCLUSION
None of the provisions of this ordinance shall be construed to prevent any measures of construction, alteration, or demolition necessary to correct or abate the unsafe or dangerous condition of any structure, other feature or part thereof, where such condition has been declared unsafe or dangerous by the Director, Kendall County Planning, Building & Zoning Department, the Kendall County Health Department or any Fire
Protection District and where the proposed measures have been declared necessary, by such department or departments to correct the said condition; provided, however, that only such work as is reasonably necessary to correct the unsafe or dangerous condition may be performed pursuant to this Section.

In the event any structure or other feature shall be damaged by fire or other calamity, or by Act of Nature or by the public enemy, to such an extent that, in the opinion of the aforesaid department or departments, it cannot reasonably be repaired and restored, it may be removed in conformity with normal permit procedures and applicable laws.

6. DEMOLITION BY NEGLIGENCE

It is the intent of this section to preserve from deliberate or inadvertent neglect the features of landmarks and contributing buildings and structures within designated historic districts.

Periodically, the Commission shall, in conjunction with its ongoing survey operations, survey the exterior of each designated landmark and each property within a historic district to ensure that the property is not suffering from demolition by neglect, as defined in the ordinance. The Commission's Secretary shall document the performance of each annual neglect survey.

Any owner who fails to maintain their building or structure in compliance with this section shall be subject to remedial procedures. Upon a finding by the Commission that a historic landmark or a contributing building or structure within a historic district is threatened by demolition by neglect, the Commission shall:

(a) Notify the County Board so that they or the appropriate county agency will require the owner to repair all conditions contributing to demolition by neglect.

(b) If the owner does not make repairs within a reasonable period of time the County Board or their agents may make such repairs as are necessary to prevent demolition by neglect. The costs of such work shall be charged to the owner, and may be levied as a special assessment or lien against the property.

ARTICLE V
ENFORCEMENT, PENALTIES AND EQUITABLE RELIEF

1. ENFORCEMENT
The Kendall County Planning, Building & Zoning Department shall give written notification, sent by certified mail, return receipt, postage prepaid requested, of any violation of this Ordinance to the owner of record, lessor, the trustee, or other legally responsible party for such property, stating in such notification that they have inspected the property and have found it in violation of this Ordinance. They shall state in the notification, in clear precise terms, a description or explanation of the violation. The property owner of record, trustee, lessor, or legally responsible party shall have thirty (30) days from the date he receives the notice in which to correct such violation or to give satisfactory evidence that he has taken steps that will lead to correcting such violation within a stated period of time, which time must be agreeable to the Planning, Building &
Zoning Department as being fair and reasonable.

Upon petition of the Preservation Commission, the Circuit Court for Kendall County may restrain and/or enjoin any construction, removal, alteration, or demolition in violation of this Act and may order the removal in whole or part of any exterior architectural feature existing in violation of this Ordinance and may further order such reconstruction as may be necessary or desirable to redress any alteration or demolition in said violation.

2. PENALTIES
Any person, firm, or corporation who violates, disobeys, omits, neglects, or refuses to comply with, or who resists enforcement of any provisions of this Ordinance, shall be subject to a fine of not less than twenty-five dollars ($25.00) nor more than five hundred dollars ($500.00) for each offense. Each day a violation is permitted to exist after notification thereof shall constitute a separate offense.

In the case of an unauthorized demolition of a landmark or any property within a designated preservation district, the Kendall County Building and Zoning Department will refuse to issue a building permit for the subject property for a period of five (5) years after the date of demolition.

The owner or tenant of any building, structure, or land, and any architect, planner, surveyor, engineer, realtor, attorney, builder, contractor, agent, or other person who commits, participates in, assists in, or maintains such violation may be found guilty of a separate offense and suffer the penalties herein provided.

Nothing herein contained shall prevent the County from taking such other lawful action as is necessary to prevent or remedy any violation.

3. EQUITABLE RELIEF
In addition to other remedies provided by law, Kendall County may institute any appropriate action or proceeding to prevent, restrain, abate or correct a violation of this Ordinance, including, but not limited to, requiring the restoration of property and improvements to its appearance prior to the violation.
ORDINANCE # 2014-_____

AMENDMENT TO THE KENDALL COUNTY LAND CASH ORDINANCE

WHEREAS, the Kendall County Board approved the last amendment to the Land Cash Ordinance on July 16, 2013; and

WHEREAS, the Kendall County Board amends these ordinances from time to time in the public interest; and

WHEREAS, the County Board has determined that the Fair Market Value of an improved acre should be adjusted; and

WHEREAS, the County Board had the authority to adjust the fair market value anytime by official action; and

NOW, THEREFORE, BE IT ORDAINED, the Kendall County Board hereby approves an amendment to the Kendall County Land Cash Ordinance, as presented in Exhibit “A” attached hereto and made a part hereof.

IN WITNESS OF, this Ordinance has been enacted by the Kendall County Board this 15th day of March, 2014.

Attest:

Kendall County Clerk
Debbie Gillette

Kendall County Board Chairman
John Shaw
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<tr>
<th>TOWNSHIP</th>
<th>2013</th>
<th># OF ACRES</th>
<th>2012</th>
<th># OF ACRES</th>
<th>2011</th>
<th># OF ACRES</th>
<th>TOTAL OF 3 YEARS</th>
<th>TOTAL # OF ACRES</th>
<th>AVERAGE/ACRE</th>
<th>EAV to Market Value (EAV x 3)</th>
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SUM: $486,127,566 | 17,247 | $563,020,539 | 17,182 | $618,866,699 | 17,182 | 5,735 | $24,227 | $72,680

Ave. for 9 townships

**# of acres is from 2013 & 2012. 2011 is using 2012 numbers for acreage**

Updated on 4.1.14

**TABLE 4**
Land Cash Donation Calculation Sheet - (2014)

Unit Type: Two-Bedroom Single-family Detached Unit

Forest Preserve/Park Donation:

\[
\text{Contribution per Unit} = \frac{10.0 \text{ acres}}{1,000 \text{ population} \times (\$72,680)} \\
(1 \text{ unit}) \times (2.017) \times (0.010) \times (\$72,680) = \$1,465.96
\]

School Donation:

\[
\text{Contribution per Unit} = \text{# acres per school type} \times \text{Fair Market Value} \\
(\# \text{ Dwelling Units}) \times (\text{Students per Unit by Grade}) \times \text{school capacity by school type} \times (\$72,680)
\]

Elementary

\[
(1 \text{ unit}) \times (0.143) \times (0.021) \times (\$72,680) = \$218.26
\]

Middle School

\[
(1 \text{ unit}) \times (0.041) \times (0.027) \times (\$72,680) = \$80.46
\]

High School

\[
(1 \text{ unit}) \times (0.020) \times (0.034) \times (\$72,680) = \$49.42
\]

Total School Contribution \( = \$348.14 \)

Forest Preserve Contribution \( = \$1,465.96 \)

\[ + \text{Total School Contribution} \]

Total Contribution per 2-Bedroom Unit \( = \$1,814.10 \)

TABLE 5 (Page 1 of 4)
Land Cash Donation Calculation Sheet - (2014)

Unit Type: Three-Bedroom Single-family Detached Unit

Forest Preserve/Park Donation:

\[
	ext{(#Dwelling Units) x (Total Population per Unit) x 1,000 population x 0.010 x ($72,680) = Contribution per Unit}
\]

\[
(1 \text{ unit}) \times (2.899) \times (0.010) \times ($72,680) = $2,106.99
\]

School Donation:

\[
	ext{(#Dwelling Units) x (Students per Unit by Grade) x School capacity by school type x ($72,680) = Contribution per Unit}
\]

- **Elementary**
  \[
  (1 \text{ unit}) \times (0.422) \times (0.021) \times ($72,680) = $644.09
  \]

- **Middle School**
  \[
  (1 \text{ unit}) \times (0.120) \times (0.027) \times ($72,680) = $235.48
  \]

- **High School**
  \[
  (1 \text{ unit}) \times (0.184) \times (0.034) \times ($72,680) = $454.69
  \]

Total School Contribution

\[
\text{Total School Contribution} = $1,334.26
\]

\[
\begin{align*}
\text{Forest Preserve Contribution} & \quad $2,106.99 \\
+ \text{Total School Contribution} & \quad + $1,334.26 \\
\text{Total Contribution per 3 - Bedroom Unit} & \quad $3,441.25
\end{align*}
\]

TABLE 5 (Page 2 of 4)
Land Cash Donation Calculation Sheet - (2014)

Unit Type: Four-Bedroom Single-family Detached Unit

Forest Preserve/Park Donation:

\[
\frac{(\text{#Dwelling Units}) \times (\text{Total Population per Unit}) \times 10.0 \text{ acres}}{(1 \text{ unit}) \times (3.764) \times (0.010)} \times (\text{1,000 population}) \times ($72,680) = \text{Contribution per Unit} \approx $2,735.68
\]

School Donation:

\[
(\text{#Dwelling Units}) \times (\text{Students per Unit by Grade}) \times \text{School capacity by school type} \times \text{Fair Market Value} = \text{Contribution per Unit}
\]

Elementary

\[
(1 \text{ unit}) \times (0.644) \times (0.021) \times ($72,680) = $982.92
\]

Middle School

\[
(1 \text{ unit}) \times (0.184) \times (0.027) \times ($72,680) = $361.07
\]

High School

\[
(1 \text{ unit}) \times (0.360) \times (0.034) \times ($72,680) = $889.60
\]

Total School Contribution = $2,233.59

\[
\begin{align*}
\text{Forest Preserve Contribution} & \quad $2,735.68 \\
+ \text{Total School Contribution} & \quad $2,233.59 \\
\hline
\text{Total Contribution per 4-Bedroom Unit} & \quad $4,969.27
\end{align*}
\]

TABLE 5 (Page 3 of 4)
Land Cash Donation Calculation Sheet - (2014)

Unit Type: Five-Bedroom Single-family Detached Unit

**Forest Preserve/Park Donation:**

\[
\text{(#Dwelling Units) x (Total Population per Unit) x 1,000 population x (0.010) x ($72,680) = Contribution per Unit}
\]

\[
(1 \text{ unit}) \times (3.770) \times (0.010) \times ($72,680) = $2,740.04
\]

**School Donation:**

\[
\text{(Dwelling Units) x (Students per Unit by Grade) x school capacity by school type x ($72,680) = Contribution per Unit}
\]

**Elementary**

\[
(1 \text{ unit}) \times (0.461) \times (0.021) \times ($72,680) = $703.62
\]

**Middle School**

\[
(1 \text{ unit}) \times (0.132) \times (0.027) \times ($72,680) = $259.03
\]

**High School**

\[
(1 \text{ unit}) \times (0.300) \times (0.034) \times ($72,680) = $741.34
\]

**Total School Contribution**

\[
\text{(Total School Contribution)} = $1,703.99
\]

**Forest Preserve Contribution**

\[
$2,740.04
\]

**Total Contribution per 5-Bedroom Unit**

\[
+ $1,703.99 = $4,444.03
\]

---

TABLE 5 (Page 4 of 4)
A RESOLUTION OPPOSING SENATE BILL 3263 (WIND ENERGY FACILITIES CONSTRUCTION AND DECONSTRUCTION ACT)

WHEREAS, Illinois law pursuant to 55 ILCS 5/5-12020 (Wind Farms) provides that a county may establish standards for wind farms and electric-generating wind devices and regulate the siting of wind farms and electric-generating wind devices; and

WHEREAS, Senate Bill 3263 (Wind Energy Facilities Construction and Deconstruction Act) would transfer the authority to establish standards for and regulate the siting of wind farms and electric-generating wind devices from counties to the Illinois Department of Agriculture; and

WHEREAS, the County Board of the County of Kendall believes that the authority to establish standards for and regulate the siting of wind farms and electric-generating wind devices should remain with the counties, as counties are better equipped to manage issues related to the regulation and siting of wind farms than the Illinois Department of Agriculture or any other State agency;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF KENDALL COUNTY, AS FOLLOWS:

1) The County Board hereby opposes Senate Bill 3263 (the Wind Energy Facilities Construction and Deconstruction Act) and the adoption thereof; and

2) The County Board urges members of the 98th General Assembly to reject any legislative proposal that would amend the Illinois Constitution to remove counties authority over wind energy facilities; and

3) The County Board directs the Office of Administrative Services to submit this resolution to the State Senators representing Kendall County, Senator Jim Oberweis, Senator Linda Holmes, Senator Jennifer Bertino-Tarrant, and Senator Sue Rezin, and the State Representatives of Kendall County, Representative John Anthony, Representative Kay Hatcher, Representative Tom Cross, and Representative Stephanie Kifowit, and the Speaker of the House Michael Madigan, the Illinois House Republican Leader Jim Durkin, the Senate President John Cullerton, and the Senate Republican Leader Christine Radogno.

Approved and adopted by the County Board of Kendall County, Illinois, this 15th day of April, 2014.

Attest:

John Shaw, Chairman
County Board

Debbie Gillette
County Clerk
I. CALL TO ORDER
The meeting was called to order by Chair Judy Gilmour at 9:00 a.m.

II. ROLL CALL
Committee Members Present: Lynn Cullick, Elizabeth Flowers (9:04a.m., left meeting at 11:04a.m.), Judy Gilmour, Dan Koukol (9:06a.m.), John Purcell (left the meeting at 10:20a.m., and returned at 10:47a.m.)

Others present: Glen Campos, Leslie Johnson, Darryl Kollins, Jim Pajauskas, Becki Rudolph, and Jeff Wilkins

III. CBIZ Wellness Program Options – Jim Pajauskas reviewed wellness alternative options, the various vendors and the pricing for each option. Mr. Pajauskas also reviewed the CBIZ Six Pillars of an Effective and Measurable Wellness and Risk Management System, if/when the committee decides to implement a wellness program. There was consensus of the committee to offer the wellness screenings to everyone on the HMO or PPO plans with a target date of June 2014. Mr. Pajauskas will provide additional information on how to begin the wellness program and offering wellness screenings.

IV. NEW BUSINESS

- Electric Supply Aggregation procedures and timeline – Chris Childress, Progressive Energy reviewed the Plan of Operation and Governance, and the timeline for implementation in July 2014, the opt-out letters sent by the County, the supplier and the current suppliers (Com Ed, Ameren, etc). Mr. Childress also reviewed the Electric Supply Aggregation Steps, and the Ordinance Authoring Aggregation of Electrical Load and Adopting an Electric Aggregation Plan of Operation and Governance.

- Recommend Approval of Ordinance Authorizing Aggregation of Electrical Load and Adopting an Electric Aggregation Plan of Operation and Governance – John Purcell made a motion to forward the item to the County Board for approval, second by Lynn Cullick. Chair Gilmour called for a Voice Vote: John Purcell – yes, Elizabeth Flowers – aye, Dan Koukol – yes, Lynn Cullick – yes, Judy Gilmour – yes. With all in agreement, the motion passed.

V. REPORTS

County Administrator

- Recommendations regarding revisions to Website Transparency Policy related to video recording of County Board meetings and print format of calendar – Jeff Wilkins reviewed the proposed policy revisions.
Discussion on the equipment cost, the estimated cost of a new computer versus using an in-house laptop to accommodate the video and audio recording software, the possible need for additional storage of the video recordings, the original proposal from Stan Laken, and the equipment purchased prior to County Board approval of a video recording policy. Lynn Cullick reviewed information on similar equipment purchased by the Oswego School District 308 for video recording of Board meetings. Member Cullick will provide this information at the COW meeting. There was consensus by the committee to discuss these issues further at the April 10, 2014 Committee of the Whole meeting.

Dan Koukol made a motion to forward the Recommendations regarding revisions to Website Transparency Policy related to video recording of County Board meetings and print format of calendar to the County Board for approval, second by Elizabeth Flowers. **With all in agreement, the motion passed.**

Mr. Wilkins reviewed the monthly Human Resources reports with the committee, and updated the committee on the County Office Building HVAC project.

Mr. Wilkins stated that the Kendall County Groundwater Resource Study report conducted by the Illinois Water Survey and the Illinois ??? will be available soon.

Mr. Wilkins stated that HR has organized Ergonomic Workshops on April 24 & 25, 2014 and an Employee A??? Program Workshop on May ?

Mr. Wilkins reported that Kendall Area Transit should receive two new vehicles in May that were awarded to them by ??? Mr. Wilkins also reported that Administrative Services is finalizing the 5311 paperwork for submission to the state, and finalizing the application for ??? Wilkins reported that the Kendall Area Transit program was pre-approved for ??? software, and said that IDOT requires ????

**Other Department Head and Elected Officials Reports - None**

VI. **OLD BUSINESS** - Assistant State’s Attorney Leslie Johnson updated the committee on the Human Resources Audit.

Assistant State’s Attorney Johnson provided an update on the number of variable employees in the county and the requirement by the Affordable Care Act to provide insurance benefits to any employee that works 30 hours or more per week. Discussion on ????

VII. **ACTION ITEMS FOR COUNTY BOARD**

- **Recommend Approval of Ordinance Authorizing Aggregation of Electrical Load and Adopting an Electric Aggregation Plan of Operation and Governance**

VIII. **ITEMS FOR COMMITTEE OF THE WHOLE**

- **Wellness Program/Health Screenings**
- Recommendations regarding revisions to Website Transparency Policy related to video recording of County Board meetings and print format of calendar

IX. EXECUTIVE SESSION – None

X. PUBLIC COMMENT – None

XI. ADJOURNMENT – Dan Koukol moved to adjourn the meeting at 11:03 a.m., Lynn Cullick seconded the motion. The motion was unanimously approved by a voice vote.

Respectfully Submitted,

Valarie McClain
Administrative Assistant/Recording Secretary
RESOLUTION 2014-______

A RESOLUTION ADOPTING REVISIONS TO THE KENDALL COUNTY WEBSITE TRANSPARENCY POLICY

WHEREAS, the Kendall County Board recognizes the importance and the need for an open and transparent government to serve its residents; and

WHEREAS, the Kendall County Board is committed to transparency in the conduct of the public’s business; and

WHEREAS, the Kendall County Board has developed standards for the Kendall County website to provide the public with information in an accountable and transparent manner; and

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF KENDALL COUNTY, ILLINOIS, as follows:

The Kendall County Website Transparency Policy as revised, attached hereto and made a part of as Exhibit “A”, is hereby adopted by the County Board of Kendall County.

ADOPTED BY THE COUNTY BOARD OF TRUSTEES OF KENDALL COUNTY THIS _____ DAY OF ____________________, 2014.

Attest:

John Shaw
County Board Chairman

Debbie Gillette
County Clerk
EXHIBIT A

KENDALL COUNTY WEBSITE TRANSPARENCY POLICY
County of Kendall  
County Board Policy

Policy Subject: County Website Transparency  
Date Adopted: April 16, 2013  
Adopted revisions: April 15, 2014

I. Purpose  
This policy provides guidance as to how the County Board presents public information in a transparent and accountable manner, with emphasis on openness, ethics, and fiscal responsibility. This policy is a minimum standard and should not inhibit other public information presented on the County’s website by Kendall County departments, Kendall County elected officials, Kendall County Board of Health, and Kendall County Forest Preserve District.

II. Effective Date  
The provisions of this Policy shall be applicable on or after April 16, 2013.

III. Procedures/Guidelines  
As part of the commitment of the County Board to open, transparent and honest government, the County website at www.co.kendall.il.us shall include the following information and documents accessed by a link named “Transparency” on the website homepage.

1. Elected & Administrative Officials  
The County website shall include contact information, including name, department or office, job title, mailing address, facsimile number, telephone number, and an electronic contact method for all elected County Board members, elected officials, appointed administrators, directors and department heads for all County operations.

2. Meeting Information  
The County website shall comply with the Illinois Open Meetings Act. The County website shall include the annual meeting schedule and monthly calendar for all meetings of the County Board and its advisory committees. The County website shall also identify the current County Board committee assignments. The monthly calendar will be available for viewing in electronic format and printable format. The updated electronic monthly calendar shall present agendas for all meetings of the County Board’s advisory committees. The website shall also include agendas, packets, minutes, audio and video recordings of all open sessions of County Board meetings. Meeting dates may be changed, and meetings may be canceled, subject to the
requirements of the Open Meetings Act. The County shall use its best efforts to promptly update the County's website to notify the public of any canceled or rescheduled meetings.

The County Board meeting agendas, packets and minutes shall remain available on the County's website for a minimum of four years after completion of the County Board meeting. Audio and video recordings of open sessions of County Board meetings shall remain on the County's website for at least one calendar year after completion of the County Board meeting. Once per year, the County Clerk shall remove all audio and video recordings that have been on the County's website for at least one calendar year. Subsequently, the County Clerk shall apply to the Illinois Records Commission for disposal of all audio and video recordings of open sessions that have been removed from the County's website.

3. Public Records
The County website shall include the name, department or office, job title, mailing address, telephone number, and an electronic contact method for all County Freedom of Information Act (FOIA) Officers, along with the mailing address, facsimile number, and electronic submission method for FOIA requests.

4. Budgets
The County website shall include the detailed budget for the current fiscal year, along with the detailed budgets for a minimum of four prior fiscal years.

5. Financial Audits
The County website shall include the County's Annual Audited Financial Reports for a minimum of four years after the County's auditor presents the Audited Financial Report to the County Board.

6. Expenditures
The County website shall include the County's bi-monthly claims reports starting April 16, 2013 showing County expenditures approved by the County Board to all individuals and third-party vendors. The claims reports should include the name of the payee, a brief description of expenditure, the amount of expenditure, and the line item account number. Bi-monthly claims will remain on the County's website for a minimum of four years after the County Board has approved the claims.

7. Salary & Benefits
Starting with Fiscal Year 2013, the County website shall display total compensation for each County budgeted position per fiscal year in accordance with Public Act 97-0609. Each County budgeted position will be displayed by position and department or office. County paid benefits shall be shown in separate categories, including, total compensation, budgeted salary, clothing allowance, health and dental insurance, life insurance, pension, FICA, and Medicare. In addition, annual vacation days, annual personal and sick days, and annual number of holidays will be shown for each County
budgeted position. This information shall be updated within six (6) business days after the beginning of each fiscal year and shall remain available on the County's website for a minimum of three years after the information has been posted on the County's website.

8. Contracts
The County website shall include a list of all vendor contracts over $30,000 approved by the County Board starting April 16, 2013. The vendor's name, the awarding office or agency, the dollar value of the contract, and a brief description of the goods or services provided shall be listed on the County website. The list of vendor contracts shall remain available on the County's website for three years after the contracts have been executed by the parties.

The County website shall also display the current union contracts for all bargaining units. The union contract will remain posted on the website until a new union contract is approved and ratified by the bargaining unit, the Kendall County Board and the respective elected official.

9. Lobbying
The County Board does not currently have a contract with a certified lobbyist. The County Board, Elected Officials and multiple departments have memberships with various associations. Each January, the County website shall be updated to include all association memberships provided by the Kendall County Board, Kendall County elected officials and Kendall County departments.

10. Taxes and Fees
Each January, the County website shall be updated to include the current fee schedule submitted by Kendall County elected officials and Kendall County departments, the prior year's actual property tax rate, the following year's estimated property tax rate, and Kendall County sales tax rates for public safety and transportation. This information will be listed on the County website in a user-friendly format.
Wellness Alternatives

CHC Wellness
The pricing below is based on 100% participation. There also is a 25 participant minimum at each location.

**Screen: June – August** *(Pricing for screening during this time frame can be very flexible.)*
PPO – Bill through plan with no direct bill
HMO - $135 X 110

Total = $135 X 110 = $14,850

**Screen: September – December**
PPO – Bill through plan with an additional direct bill of $20 per participant (180 X $20)
HMO - $135 X 110

Total:
PPOs = $3,600
HMOs = $14,850

Interactive Health
The pricing is $180 per participant, and the price is not contingent on a specific number of participants. IHS requires 30 participants per location in order to send an IHS team to each location for the wellness screening. As County of Kendall would be a new, fully insured client with IHS, they will be directly billed for the entire amount of the wellness screenings due to reimbursement changes with BCBS.

**Screen:**
PPO – $180 X 104
HMO – $180 X 110
HDHP – $180 X 76

Total = $180 X 290 = $52,200
County Of Kendall
ORDINANCE NO. __________

Ordinance Authorizing Aggregation of Electrical Load and Adopting an Electric Aggregation Plan of Operation and Governance.

Recitals

1. Section 1-92 of The Illinois Power Agency Act ("Act"), Chapter 20, Illinois Compiled Statutes, Act 3855, titled Aggregation of Electrical Load by Municipalities and Counties, gives municipalities, townships, and counties the authority to adopt aggregate electrical for residential and small commercial retail consumers.

2. Under the Act, the County may operate an aggregation program as an opt-out program for residential and small commercial retail customers if a referendum is passed by a majority vote of the residents pursuant to the requirements under the Act.

3. The County Board of Kendall County ("County Board") submitted the question in a referendum on March 18, 2014, and a majority of the electors voting on the question voted in the affirmative.

4. The County Board hereby finds that it is in the best interest of the County to operate the aggregation program under the Act as an opt-out program and to implement the program according to the terms of the Act.

5. The Act requires the County Board to adopt an electrical power aggregation plan of operation and governance and hold not less than two (2) public hearings, prior to the implementation of an opt-out electrical aggregation program.

6. The County Board held the required Public Hearings for the Electric Power Aggregation Plan of Operation and Governance on April 10, 2014, and April 15, 2014, and provided the required public notice.

BE IT ORDAINED BY THE COUNTY BOARD OF THE COUNTY OF KENDALL, ILLINOIS, AS FOLLOWS:

Section One: The County Board finds that the recitals set forth above are true and correct and incorporates them herein by reference.

Section Two: The County Board determines that it is in the best interest of the County to operate the Electric Aggregation Program ("Aggregation Program"), under the Act, as an opt-out program.
Section Three: The Aggregation Program

A. The County is hereby authorized to aggregate, in accordance with the terms of the Act, residential and small commercial retail electrical loads located in the unincorporated area within the corporate limits of the County, and for that purpose may solicit bids and enter into service agreements to facilitate the sale and purchase of electricity and related services and equipment for those loads.

B. The County may, in combination with other municipalities or counties, initiate a process jointly to authorize aggregation by a majority vote of the governing body of each particular municipality or county, as required by the Act.

C. The Aggregation Program for Kendall County shall operate as an opt-out program for residential and small commercial retail customers, with a single rate for all customer classes.

D. The Aggregation Program shall be approved by a majority of the members of the County Board.

E. The County Board, with the assistance from the Illinois Power Agency and Progressive Energy Group, has developed a Plan of Operation and Governance for the Aggregation Program, ("Plan"), attached as exhibit A, and has conducted such public hearings and provided such public notice as required under the Act. The Plan provides for universal access to all applicable residential customers and equitable treatment of applicable residential customers, describes demand management and energy efficiency services to be provided to each class of customers, and meets any requirements established by law concerning aggregated service offered pursuant to the Act.

F. As an opt-out program, the County shall inform residential and small commercial retail customers of their right to opt-out of the Aggregation Program with sufficient time for them to exercise that right. The disclosure and information provided to the customers shall comply with the requirements of the Act.

G. The electric aggregation shall occur automatically for each person owning, occupying, controlling, or using an electrical load center proposed to be aggregated in the unincorporated limits of Kendall County, subject to a right to opt-out of the program as described under this ordinance and the Act.

H. The County Board hereby grants the County Board Chairman, or his Vice Chairman in his absence, the authority to execute a contract without further action by the County Board and the authority to bind the County subject to the following limitations:

- The contract term shall be no longer than 48 months.
• The electric supply rate must match or be lower than any applicable Commonwealth Edison or Ameren tariffed rate, and the contract must allow County residents and small businesses to revert back to Commonwealth Edison or Ameren tariffed rates if the Commonwealth Edison or Ameren tariffed rates are ever lower than the contracted price.
• The winning electric supplier must utilize Commonwealth Edison or Ameren as the billing/invoicing agent.
• The contract does not contain early termination fees.
• The contract provides the County is to be reimbursed by the winning electric suppliers for any Commonwealth Edison or Ameren charges and legal fees.

Section Four: The County Board hereby adopts the Plan attached as Exhibit "A," and incorporated by reference, as if fully set forth herein.

Section Five: This ordinance shall be in full force and effect after its passage by approval of the County Board.

PASSED and APPROVED by the County Board of the County of Kendall, Illinois, on the 15th day of April, 2014, and filed in the Office of the Kendall County Clerk.

SIGNED by the Board Chairman of the Kendall County Board, County of Kendall, Illinois, this 15th day of April, 2014.

________________________________________
Board Chairman
County of Kendall, Illinois

ATTEST:

________________________________________
County Clerk
County of Kendall, IL
Kendall County
Electric Power Aggregation
Plan of Operation and Governance

I. INTRODUCTION

Section 1-92 of the Illinois Power Agreement Act Chapter 20, Act 3855 of the Illinois Compiled Statutes ("the Act") allows the corporate authority of a county to adopt an ordinance, in accordance with the Act, to aggregate electrical loads for residential and small commercial retail customers within the unincorporated limits of the county as an opt-out or opt-in program. The Act further authorizes a county to solicit bids, select suppliers of retail electric supply, and enter into service agreements to facilitate the sale and purchase of electricity and related services. The legislation authorizes the Illinois Power Agency ("IPA") to assist a unit of local government in developing a plan of operation and governance.

Large industrial and commercial consumers with sophisticated electric operations use their size and expertise to obtain lower electric power rates. Individual residential and small commercial retail consumers are typically unable to obtain significant price reductions since they lack the same bargaining power, expertise, and economies of scale enjoyed by larger consumers. Aggregation, the combining of multiple electric loads, provides the benefits of retail electric competition for consumers with lower electric usage.

Local government aggregation, the combining of multiple retail electric loads of customers by a unit of local government, provides the means through which county residential and small commercial retail customers may obtain economic benefits of Illinois' competitive retail electric market. The Kendall County Aggregation Program combines the electric loads of residential and small commercial retail customers to form a buying group ("Aggregation Group"). Kendall County ("County") will act as purchasing agent for the Aggregation Group. Therefore, Kendall County will be a Governmental Aggregator, as described by Illinois law and the rules established by authorized agencies, and shall act on behalf of Commonwealth Edison Company or Ameren, as applicable ("ComEd or Ameren") in Kendall County to obtain the best Power Supply Agreement for the Members of the Aggregation Group.

II. DEFINITIONS

In order to clarify certain terminology, the following terms as used in this Plan shall have the meanings set forth below:

"Aggregation Group" shall mean all the residential and small commercial retail customers of ComEd or Ameren in the unincorporated limits of the County that have not opted-out of the Program and are permitted under the terms of the Act to participate in the Program.

"Aggregation Program" or "Program" means the program developed and implemented by the County, as a Governmental Aggregator under the Act, to provide ComEd or Ameren
residential and small commercial retail customers in the unincorporated limits of the County with retail electric generation services.

"Governmental Aggregator" means the County operating an Aggregation Program under the County's legislative authority to act as an aggregator to provide a competitive retail electric service to residential and small commercial retail customers of ComEd or Ameren, in the unincorporated limits of the County. Pursuant to the Act, a Governmental Aggregator is not a public utility or an alternative retail electric supplier.

"Member" means a person or legal entity enrolled in the unincorporated Kendall County Aggregation Program for competitive retail electric services, and a member of the Aggregation Group.

"Retail Electric Supplier" ("RES" or "Provider") means an entity certified by all required authorities of the State of Illinois to provide competitive retail electric supply service(s), and which is duly selected by the County to be the entity responsible for providing the required retail electrical supply service under an Aggregation Program as defined in the Act, the County Ordinances, and applicable rules and regulations of any authorized agency of the State of Illinois, and has duly executed a Power Supply Agreement with the County.

"Power Supply Agreement" means the agreement entered into between the County and the selected Provider, under the Aggregation Program, for the supply of electricity to the Aggregation Group, the members of which are an intended third-party beneficiary to the agreement.

III. PROCESS

On March 18, 2014, in accordance with the requirements of the Act, County voters approved a referendum to operate an Aggregation Program as an "opt-out" program. Under the opt-out program, all applicable ComEd or Ameren residential and small commercial retail customers in unincorporated Kendall County are automatically included as participants in the Aggregation Program unless they opt-out of the Aggregation Program by providing notice of their intention not to participate as a part of the Aggregation Group. As required by state law, the County Board of Kendall County ("County Board") passed an ordinance authorizing the County's electorate to determine whether the Aggregation Program shall operate as an opt-out program. Following the approval of the referendum by the electorate, the County passed the Ordinance Authorizing Aggregation of Electrical Load and Adopting an Electrical Aggregation Plan of Operation and Governance on April 15, 2014, authorizing the County to aggregate electric loads for residential and small commercial retail customers in the County and to implement an opt-out program.

In addition to passing the required ordinances, the County may also be required to comply with various rules and regulations established by authorized agencies of the State of Illinois.

As required by the Act, the County Board developed and approved this Aggregation Plan of Operation and Governance ("Plan"). Before adopting this Plan and as required by the Act, the
County Board published a notice in the Kendall County Record, a newspaper of general circulation in the County of Kendall, of public hearings to be held on April 10, 2014 at 4:00 o’clock P.M. and on April 15, 2014 at 9:00 o’clock A.M. The public hearings were held by the County Board at the Kendall County Boardroom, 111 W. Fox Street, Yorkville, Illinois, and provided the residents of the County a meaningful opportunity to be heard regarding the Aggregation Program and the Plan. The County Board considered the concerns of the residents and information disclosed at the hearings in the development of the Plan.

The opt-out notice for the Aggregation Program shall be provided to all eligible electric customers in the unincorporated limits of the County upon approval of this Plan, according to the Opt-out Disclosure Procedure. The opt-out notice and disclosures shall comply with the Act and all applicable rules and regulations of any authorized agency in the State of Illinois, and shall fully inform such customers, in a timely manner, that they have the right to opt-out of the Aggregation Program. The opt-out notice shall disclose all required information, including but not limited to the rates, terms and conditions of the Program, and the specific method to opt-out of the Program.

By majority vote of the County Board, the County may select a Retail Electric Supplier ("RES" or "Provider") to provide the electric power for the County Aggregation Program according to the terms of a written service agreement entered into by and between the Provider and the County. By majority vote of the County Board, the County may determine not to enter into a service agreement with any Provider and in such event the Aggregation Group shall continue to purchase electric power through ComEd or Ameren, as applicable. If the County enters into a service agreement with a Provider, ComEd or Ameren, as applicable, will continue to provide and deliver the electricity purchased from the Provider. ComEd or Ameren, as applicable, will remain responsible for metering, repairs, and emergency service. The County Board has determined that each participant in the Aggregation Group shall receive a single monthly bill from ComEd or Ameren.

IV. OPERATIONAL PLAN

A. Aggregation Services

1. Provider: The County will use a competent entity as a Provider to perform and manage aggregation services for Members of the Aggregation Program. The Provider shall provide adequate, accurate, and understandable pricing, terms, and conditions of service. The Provider will not charge a fee for switching providers and Provider will clearly state the conditions under which a Member may opt-out without penalty. The Provider must provide the County, upon request, an electronic file containing the Members’ usage, charges for retail supply service, and such other information reasonably requested by the County.

2. Database: The Provider shall create and maintain a secure database of all Members. The database will include the name, address, ComEd or Ameren account number, Providers’ account number of each active Member, and other pertinent information
such as rate code, rider code (if applicable), meter reading cycle, and most recent 12 months of usage and demand. The database will be updated at least quarterly. Accordingly, the Provider will implement and maintain a process, within this database, to accommodate Members who (i) leave the Aggregation Group due to relocation, opting out, etc., (ii) decide to join the Aggregation Group, (iii) relocate anywhere within the unincorporated limits of Kendall County, or (iv) move into unincorporated Kendall County and elect to join the Aggregation Group. The Provider will use this database to perform audits for clerical and mathematical accuracy of Member electric supply bills. The Provider will make the database available to the County any time the County requests it.

3. **Member Education:** The Provider shall develop and implement, with the assistance of the County, as the County may determine in its sole discretion, an educational program that (i) generally explains the Aggregation Program to all residential and small commercial retail customers in the unincorporated limits of the County, (ii) provides updates and disclosures mandated by Illinois law, including applicable rules and regulations, and (iii) implements a process to allow any Member the opportunity to opt out of the Aggregation Program according to the terms of the Power Supply Agreement. See Appendix A for further details.

4. **Customer Service:** Provider shall, (i) hire and maintain an adequate customer service staff, and (ii) develop and administer a written customer service process that will answer questions regarding the Aggregation Program in general, and accommodate Member inquiries and complaints about billing. This written process will include a description of (i) how telephone inquiries will be handled, either internally or externally, (ii) how invoices will be prepared, (iii) how Members may remit payment, and (iv) how collection of delinquent accounts will be addressed. The Provider and the County will enter into a separate customer service plan agreement or the terms shall be included in the Power Supply Agreement.

5. **Billing:** ComEd or Ameren, as applicable, will provide a monthly billing statement to each Member which shall include the charges of the Provider. The Provider will not charge any additional administrative fee.

6. **Compliance Process:** The Provider shall develop internal controls and processes to ensure that the County remains in good standing as a Governmental Aggregator and ensure that the County and the Program comply with the Act and all applicable laws, rules, and regulations as they may be amended from time to time. It will be the Provider's responsibility to timely deliver reports at the request of the County that will include (i) the number of Members participating in the Program; (ii) a savings estimate or increase from the previous year's baseline; (iii) a comparison of the Members' charge for the supply of electricity from one designated period to another, as identified by the County; and, (iv) such other information reasonably requested by the County. The Provider shall also develop a process to monitor to the Act or any laws, rules or regulations applicable to the Aggregation Program, and shall promptly notify the County, in writing, of any changes or amendments to them.
7. **Notification to ComEd or Ameren:** The residential and small commercial retail customers of ComEd or Ameren in the unincorporated limits of the County that do not opt-out of the Aggregation Program will be enrolled automatically in the Aggregation Program by the Provider. Members of the Aggregation Group will not be asked to take affirmative steps to be included in the Aggregation Group. To the extent that ComEd or Ameren, as applicable, requires notification of participation; the Provider shall provide such notice to ComEd or Ameren. Further, the Provider will promptly inform ComEd or Ameren, through electronic means, of any new members that it enrolls in the Aggregation Group.

8. **Plan Requirements:** Pursuant to the Act, the Provider selected by the County and the County will agree to the following:
   a. All applicable residential customers will receive universal access to the Aggregation Program and will be treated equitably under the Aggregation Program;
   b. The County is not currently seeking any management or energy efficiency services beyond those identified and described in this Plan or the Power Supply Agreement. To the extent, however, that other management or energy efficiency services become available to the Aggregation Group during the term of the Power Supply Agreement, the customers will promptly receive a description of those services;
   c. The County and the Provider will meet any requirements established by law concerning aggregated services offered pursuant to the Act.

9. **Solicitation of Bids:** Pursuant to the requirements of the Act, the process of soliciting bids for electricity and related services and awarding Power Supply Agreements for the purchase of electricity and other related services by the County, shall be conducted in the following manner:
   a. The County may solicit bids for electricity and other related services.
   b. Notwithstanding Section 16-122 of the Illinois Public Utilities Act and Section 2HH of the Illinois Consumer Fraud and Deceptive Business Practices Act, an electric utility that provides residential and small commercial retail electric service in the County must, upon request of the County Board, submit, in an electronic format, the names and addresses of residential and small commercial retail electric customers in the unincorporated limits of the County that are reflected in the electrical utilities records at the time of the request and such other information required by the Act or any applicable rule or regulation of an authorized Illinois agency.
   c. The County, upon receiving customer information from an electric utility, shall be subject to the limitations on the disclosure of that information described in Section 16-122 of the Illinois Public Utilities Act and Section 2HH of the Illinois Consumer Fraud and Deceptive Practices Act. An electric utility providing
customer information pursuant to this Section and the Act shall not be held liable for any claims arising out of the providing that information.

B. Power Supply Agreement

The Corporate Authorities of the County and the Provider shall duly execute and enter into a Power Supply Agreement to serve the Aggregation Group.

C. The County's Provider

The County may require the Provider to satisfy each of the following requirements in the Power Supply Agreement:

1. Have sufficient sources of power to provide retail firm power to the Aggregation Group;
2. Maintain a license as a Federal Power Marketer with the Federal Energy Regulatory Commission;
3. Maintain any and all other licenses or certifications required by Illinois law, including a certification from the State of Illinois as a certified retail electric supplier;
4. Register as a retail electric supplier with ComEd or Ameren, as applicable;
5. Maintain a Service Agreement for Network Integration Transmission Service under Open Access Transmission Tariff;
6. Maintain a Service Agreement as required under all applicable rate tariffs of the State of Illinois;
7. Maintain the necessary corporate structure to sell retail firm power to the ComEd or Ameren residential and small commercial retail customers in the County;
8. Maintain an Electronic Data Interchange computer network that is fully functional at all times and capable of handling the ComEd or Ameren residential and small commercial retail electric customers in the County;
9. Maintain the marketing ability to reach all ComEd or Ameren residential and small commercial retail customers in the County to educate them on the terms of the Aggregation Program and the Act;
10. Maintain a call center capable of handling calls from Members of the Aggregation Group;
11. Maintain a local or toll-free telephone number for customer service and complaints related to the County's Aggregation Program;
12. Agree to hold the County financially harmless and fully indemnifying the County from any and all financial obligations arising from supplying power to the Aggregation Group;
13. Satisfy the credit requirements of the State of Illinois and the County;
14. Have the binding authority (to the satisfaction of legal counsel for the County) to execute the Power Supply Agreement with the County and be fully bound by all of its terms and conditions;
15. Affirm the Provider, its parent companies, subsidiaries and affiliates are not barred from entering into this agreement as a result of a violation of either 720 ILCS 5/33E-3 or 5/33E-4 (bid rigging or bid rotating) or as a violation of 820 ILCS 130/1 et seq. (Illinois Prevailing Wage Act);
16. Assist the County in filing all reports required by the Act and any applicable law, rule
or regulation, as may be amended from time to time;
17. Assist the County in developing a Consumer Education Plan; and
18. Assist the County in developing a smart-meter program.

D. Activation of Service

After a notice is mailed to all residential and small commercial retail electric customers in the unincorporated limits of County providing an opportunity to opt-out of the Program within a specific period of time, all customers who do not opt-out will be automatically enrolled in the Program. Customer enrollment with the Provider will occur thereafter, without further action by the customer, on terms set forth in the Power Supply Agreement and according to the retail tariffs of Commonwealth Edison or Ameren, as applicable.

E. Changes, Extension or Renewal of Service

The Power Supply Agreement with the Provider will identify when service shall begin and end. If the Power Supply Agreement is extended or renewed, Members will be notified as to any change in rates or service conditions and other information required by law. The Power Supply Agreement shall describe the terms upon which a Member or non-member will be given an opportunity to opt into or out of the Program. Members and non-members will receive reasonable notice regarding these opportunities as required by the Act or any applicable law. Members must be permitted to opt-out upon receiving notice of a rate change. Members who opt-out will also be notified of their right to select an alternate retail electric supplier and of their ability to return to ComEd or Ameren provided supply service.

F. Termination of Service

In the event that any Power Supply Agreement is terminated for any reason prior to the end of the scheduled term, each Member of the Aggregation Group will receive prompt written notification the Program has been terminated at least sixty (60) days prior to termination of service under the Agreement. If the Agreement is not extended or renewed, Members will be notified in a manner determined by the County and any applicable law, prior to the end of any service. Members will also be notified of their right to select an alternate retail electric supplier and of their ability to return to ComEd or Ameren supply service upon termination of the Agreement.

G. Opt-In Procedures

ComEd or Ameren residential and small commercial retail customers will be automatically enrolled in the Aggregation Program after any opt-out period has expired, unless they timely call the Provider’s 800 number or return a form notifying the Provider that they do not want to participate in the Aggregation Program. If directed by the County, the Provider must provide special notice directly to categories of ComEd or Ameren customers and inform such customers of specific potential consequences of their change from existing service to the Program, including but not limited to (i) space heating customers, (ii) Real Time (Hourly) pricing customers, and (iii) customers using an electrical supplier other than ComEd, Ameren,
or the Provider. ComEd or Ameren residential and small commercial retail customers in the unincorporated limits of the County may request to join the Aggregation Group after the expiration of any enrollment period by contacting the Provider, who shall accept them into the Aggregation Program, subject to written policies mutually agreed upon between the County and the Provider in the Power Supply Agreement. The agreed upon policy shall be consistent with ComEd or Ameren’s supplier enrollment requirements. Members of the Aggregation Group who move from one location to another within the unincorporated limits of the County shall continue as a Member of the Aggregation Group.

H. Opt-out Disclosure Procedures

ComEd or Ameren residential and small commercial retail customers in the County may opt-out of the Aggregation Program at any time during the opt-out period. The Provider may or may not charge an early termination fee. Members of the Aggregation Group will be allowed to switch to a different electric supplier after the expiration of the opt-out period on the terms set forth in the Power Supply Agreement, but Members shall be allowed to opt-out at least every three years. Requirements for notification of intent to opt-out of the Aggregation Group shall be set forth in the Power Supply Agreement. Consumers who opt-out of the Aggregation Group will not be switched from their current supplier or their ComEd or Ameren Standard Service Offer, until the consumer selects an alternate generation supplier. As required by the Act, it shall be the duty of the County or the Provider, if so provided in the Power Supply Agreement, to fully inform residential and small commercial retail customers in the County, in a timely manner, that they have the right to opt-out of the Aggregation Program. Such disclosure shall prominently state the charges the customer may incur in choosing to opt-out of the Program, if any, and shall fully disclose the customer’s option to obtain services through traditional means under Section 16-103 of the Public Utilities Act, including, the cost to obtaining these services, the method of accessing these services, and the fact that these services are available to them without penalty, as long as they are currently receiving services under that section. As further required by the Act, the IPA shall furnish, without charge, to any resident of the County, a list of all supply options available to them in a format that allows comparison of prices and products.

I. Bid Process

The County may elect to hold an individual bid or participate in a group bid. If the County elects to participate in a group bid, the County will use a Registered Agent, Broker, Consultant ("A/B/C") to assist with the group bid. The County will not delegate any signing authority to the A/B/C or any other entity, but will make its own decision to accept or reject their individual bid resulting from the group bid. Suppliers will present individual bids to each community participating in the bid group. The A/B/C will create an advisory group, representing and consisting of those communities participating in the bid, to determine the bid winner(s) on the day of the bid. The A/B/C will then recommend that each county, city or village accept the bid winner’s individual bid for that county, city, or village. The County will then decide to accept or reject their individual bid. Whether or not each community participating in the bid accepts or rejects their individual bid will have no impact upon the individual bids of the other communities.

V. MISCELLANEOUS GOVERNANCE GUIDELINES
C. The County will require any Provider to disclose any subcontractors that it uses in fulfillment of the services described above in the Power Supply Agreement and require all subcontractors be bound by the terms of the Power Supply Agreement.

D. The County will require the Provider to maintain either a toll-free telephone number, or a telephone number that is local to the Members for purposes of customer service, complaints and general information relating to the Aggregation Program.

VI. LIABILITY

THE COUNTY SHALL NOT BE LIABLE TO RESIDENTIAL AND SMALL COMMERCIAL ELECTRIC RETAIL CUSTOMERS IN THE UNINCORPORATED LIMITS OF THE COUNTY FOR ANY CLAIMS, HOWEVER Styled, ARISING OUT OF THE AGGREGATION PROGRAM OR THE AGGREGATION SERVICES PROVIDED BY THE COUNTY OR THE PROVIDER. RESIDENTIAL AND SMALL COMMERCIAL ELECTRIC RETAIL CUSTOMERS IN THE UNINCORPORATED LIMITS OF THE COUNTY SHALL ASSERT ANY SUCH CLAIMS SOLELY AGAINST THE PROVIDER PURSUANT TO THE POWER SUPPLY AGREEMENT, UNDER WHICH SUCH RESIDENTIAL AND SMALL COMMERCIAL ELECTRIC RETAIL CUSTOMERS IN THE UNINCORPORATED LIMITS OF THE COUNTY ARE EXPRESS THIRD-PARTY BENEFICIARIES.

VII. INFORMATION AND COMPLAINT NUMBERS

Copies of this Plan shall be available from the County, free of charge. Members and residential and small commercial retail customers of ComEd or Ameren may call Progressive Energy Group office at 630-882-6100 for a copy of the Plan or for more information.
Appendix A -- Education Process

The Provider shall develop the educational program in conjunction with the County. Its purpose will be to (1) explain the Aggregation Program to its members, (2) provide updates and disclosures as mandated by State law and the rules and regulations of any applicable Illinois agency, and (3) provide the opportunity for the Members to opt-out of the Aggregation Program. The following are components of the education program:

1. Each residential and small commercial retail customer of ComEd or Ameren, within the unincorporated limits of the County will receive notification by U.S. Mail stating: (1) the meaning Aggregation Program, (2) the procedure which must be followed to opt-out of the Aggregation Program, (3) the estimated price of electricity for a Member of the Aggregation Program, and (4) the deadline for returning the Opt-out form.

2. The Provider shall cooperate with the County to provide opportunities for educating residential and small commercial retail ComEd or Ameren customers in the unincorporated limits of the County about the Program and their rights under the applicable law, rules and regulations. In addition, the Provider and County will cooperate to provide education about opportunities for energy efficiency measures to help Members reduce energy consumption.

3. The Provider will provide updates and disclosures to the County and Members as mandated by applicable State law, rules, and regulations, as amended from time to time.
HIGHWAY COMMITTEE MINUTES

DATE: April 4, 2014
LOCATION: Kendall County Highway Department
MEMBERS PRESENT: Dan Koukol, Judy Gilmour, Jeff Wehrli, Amy Cesich (arrived at 4:03) & Scott Gryder (arrived at 4:12 PM)
STAFF PRESENT: Fran Klaas & Ginger Gates
ALSO PRESENT: John Shaw, Angela Zubko, Matt Papirnik and Kelly Farley

The committee meeting convened at 4:00 P.M. with roll call of Committee Members. Gryder and Cesich absent. Quorum established. Absent members arrived later.

Motion Gilmour; second Gryder to approve the Highway Committee Minutes from the March 11, 2014 meeting. Motion carried unanimously.

Klaas provided a brief history of Motor Fuel Taxes in Illinois and how they are distributed to local agencies. Chairman Koukol presented the low bidders of 12 county and township projects from the April 4, 2014 bid opening. (A listing of the projects is provided in Action Items below). Motion Gilmour; second Gryder to recommend approval of the low bidders and some 2nd low bidders for county and township projects. Motion approved unanimously.

The Phase II Engineering Agreement between Kendall County and HR Green for the Eldamain Road Extension was presented to the Committee. Motion Gryder; second Wehrli to recommend approval of the engineering agreement to the County Board. Wehrli asked what share the County would have to pay for this work. The County will pay only 20% of the engineering costs. The fee for said work is not to exceed $2.9 million. This engineering fee represents less than 6% of the estimated cost of construction for the project, while the typical fees for Phase II Engineering is between 6% and 8%. By roll call, motion carried unanimously.

A Supplemental Engineering Agreement between Kendall County and H.W. Lochner, Inc. was presented to the Committee. The supplement is not to exceed $55,000. This work is for the completion of engineering on the Ridge Road at Route 126 improvement. That project was split into 2 contracts, with 2 separate sets of plans and specs. Wehrli asked if splitting of the contracts had saved any money. Klaas indicated that it had probably saved over a million dollars on the construction. Motion Wehrli; second Gryder to recommend approval of the Agreement to the County Board. By roll call, motion carried unanimously.

Construction has approached the Highway Department to place a concrete crushing machine on the Highway Department site in order to recycle concrete pavement on the Route 47 project. Chairman Koukol asked Gryder about the discussion that had occurred the previous night at the Planning, Building and Zoning meeting. Gryder indicated that the PB&Z Committee had discussed potential zoning for such an operation. He stated that the existing zoning was B-3 and concrete crushing wasn’t necessarily something that was allowed in said zoning; but could perhaps be allowed as a temporary use. Cesich indicated that as a temporary use, the County might be able to frame the use and obtain the necessary controls on the operation. Wehrli indicated the crushing could take place in any ag-zoned parcel in the County as a temporary use. Zubko also indicated this could be allowed as a temporary use, but might take 3 months to get
through the zoning process. Cesich asked about potential damage to the parking lot and driveways at the Highway Department. Klaas indicated that the proposed operation would be located along Fountainview Drive and wouldn’t necessarily affect the parking lot area or main activities of the Highway Department at all. He also indicated that the Highway Department has a very good working relationship with this contractor, who has performed many highway and bridge improvements for the County. Koukol stated that he didn’t have a problem with the proposal in the interest of getting the Route 47 project completed as soon as possible. Gilmour thought that a contract between the County and the contractor would be a good idea to protect everyone’s interests. Gryder and Cesich also weren’t necessarily opposed to the idea. Wehrli wasn’t opposed either, he just wanted to make sure it wouldn’t cause a problem for the Highway Department operations. Additional discussion included impacts to neighbors, hours of operation, length of contract, and the timing of any zoning changes. Gryder suggested that the County talk to D Construction to see if there is a similar contract with another agency that we could use as a starting point for our contract. Wehrli was concerned that a public hearing would be necessary so that adjoining neighbors would be aware of the situation. Even in the best scenario, it would likely take a month to get through the County process. The County Engineer was directed to talk to D Construction about some more specifics of the proposed operation.

Klaas provided an update of the proposed work to remediate the Highway Department site due to the underground fuel storage tanks that were removed from the Highway Department site nearly 20 years ago. Additional soil borings and monitoring wells will be installed in the very near future. Klaas expressed frustration in the cost to perform all the work that the IEPA is demanding. Gryder asked if there had ever been an effort to contact any of our legislators, specifically Tom Cross, to see if there was any way to work with the IEPA to lessen the burden on the County. Klaas indicated that he wasn’t aware of any effort, but would contact Cross.

Gilmour asked about the bump on Grove Road just north of Route 126. Klaas stated that there had been a really bad bump at that location over the winter, but it had actually gotten a lot better lately. He couldn’t explain exactly how the freeze/thaw cycle had affected this bump, but the Highway Department will monitor it and perhaps put a patch in this summer.

Motion Wehrli; second Koukol to forward bills for the month of March in the amount of $122,977.77 to the Finance Committee for approval. Motion carried unanimously

Meeting adjourned at 4:55 P.M.

Respectfully submitted,

Francis C. Klaas, P.E.
Kendall County Engineer
ACTION ITEMS

1. Resolution to award the following bids for highway and bridge construction:
   a. Ridge Road from Wheeler Road to Route 126 to Hardin Paving Services in the amount of $2,905,905.00
   b. Intersection Improvement at Ridge Road & Caton Farm Road to Austin Tyler Construction in the amount of $427,517.95
   c. Galena Road Bridge over Big Rock Creek to D Construction, Inc. in the amount of $565,839.82
   d. Resurfacing of Orchard Road to Hardin Paving Services in the amount of $909,909.00
   e. Resurfacing of Millbrook Road to Hardin Paving Services in the amount of $251,651.00
   f. Resurfacing of Ridge Road from Caton Farm Road to Wheeler Road to D Construction, Inc. in the amount of $357,910.86
   g. Big Grove Road District Bituminous Surface Treatment to Steffen’s 3-D Construction in the amount of $55,281.00
   h. Kendall Road District Resurfacing to D Construction, Inc. in the amount of $51,287.00
   i. Lisbon Road District Bituminous Surface Treatment to Beniach Construction Company in the amount of $75,482.50
   j. Little Rock Road District Resurfacing to Hardin Paving Services in the amount of $128,821.00
   k. Na-Au-Say Road District Bituminous Surface Treatment to Steffen’s 3-D Construction in the amount of $28,887.25
   l. Oswego Road District Resurfacing to Hardin Paving Services in the amount of $310,310.00

2. Phase II Engineering Agreement between Kendall County and HR Green for professional engineering services on the Eldamain Road Extension project in an amount not to exceed $2.9 Million.

3. Supplemental Engineering Agreement for professional engineering services between Kendall County and H.W. Lochner, Inc. for completion of Phase II Engineering on the Ridge Road at Route 126 project in an amount not to exceed $55,000.
KENDALL COUNTY

Resolution No. _____

WHEREAS, bids were received at the County Highway Office on April 4, 2014 on the following listed projects:

Sec. 07-00101-00-FP, Ridge Road @ Route 126 & Wheeler Road, C. H. #11, approve the low bid of Hardin Paving Services in the amount of $2,905,905.00.

Sec. 12-00118-00-TL, Caton Farm Road & Ridge Road, C. H. #23 & C.H. #11, approve the low bid of Austin Tyler Construction in the amount of $427,517.95.

Sec. 13-00123-00-BR, Galena Road over Big Rock Creek, C. H. #9, approve the low bid of D Construction, Inc. in the amount of $565,839.82.

Sec. 14-00000-00-GM, Orchard Road, C.H. #9A, approve the low bid of Hardin Paving Services in the amount of $909,909.00.

Sec. 14-00000-01-GM, Millbrook Road, C. H. #14, approve the low bid of Hardin Paving Services in the amount of $251,651.00.

Sec. 14-00000-02-GM, Ridge Road, C. H. #11, approve the low bid of D Construction Inc. in the amount of $357,910.86.

Sec. 14-00100-00-GM, Big Grove Road District, Seal Coat, approve the low bid of Steffen’s 3-D Construction, Inc. in the amount of $55,281.10.

Sec. 14-00400-00-GM, Kendall Road District, approve the low bid of D Construction, Inc. in the amount of $51,287.00.

Sec. 14-00500-00-GM, Lisbon Road District, approve the low bid of Beniach Construction Co., Inc. in the amount of $75,482.50.

Sec. 14-06000-00-GM, Little Rock Road District, approve the low bid of Hardin Paving Services in the amount of $128,821.00.

Sec. 14-07000-00-GM, Na-Au-Say Road District, approve the low bid of Steffen’s 3-D Construction, Inc. in the amount of $28,887.25.

Sec. 14-08000-00-GM, Oswego Road District, approve the low bid of Hardin Paving Services in the amount of $310,310.00.
NOW, THEREFORE, BE IT RESOLVED, that the County Board of Kendall County award the above listed projects to the lowest responsible bidders as listed above.

This resolution approved by the County Board of Kendall County, State of Illinois.

John Shaw - Kendall County Board Chairman

I, Debbie Gillette, County Clerk in and for said County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the Kendall County Board, at its regularly scheduled meeting in Yorkville, Illinois, on the 15th day of April, 2014.

Debbie Gillette - County Clerk

(SEAL)
SUMMARY OF SERVICES

The additional scope of service for this project includes revised Plans, Special Provisions, and Estimate for the Paving Contract for proposed Ridge Road between the intersections of Wheeler Road and IL 126 including grading, paving, drainage and revisions to traffic signals at the intersection of Ridge Rd and IL 126. Preparation for contract advertisement has also been included as additional scope.

INDEX

I. ENGINEERING TASKS
II. PLAN CHANGES
III. DIRECT COSTS
IV. ADDITIONAL TERMS & CONDITIONS
SUBCONSULTANT SCOPES - NONE
KENDALL COUNTY HIGHWAY DEPARTMENT

RIDGE ROAD FROM WHEELER ROAD TO ILLINOIS ROUTE 126

RIDGE ROAD – PAVING THROUGH FINAL & POST FINAL COMPLETION

I. ENGINEERING TASKS

A. Revised Pavement Design
   Per Kendall County, remove breakover from Ridge Rd pavement at curves and construct at constant cross slope.

B. Revised Roadway Design
   Per IDOT, mountable curb and larger traffic signal mast arm offsets were required at northwest and northeast corners of Ridge Rd & IL 126. To ensure revised traffic signal mast arm offsets were proposed at elevations above previously installed ditch flow lines, additional proposed drainage structures were added along with the re-grading of previously installed ditches.

C. Changes/Modifications to Design Tasks
   a. Quantity Take Offs
   b. QA/QC
   c. Specifications and Special Provisions
   d. Cost Estimate Preparation
   e. Sub-Consultant Coordination

II. PLAN CHANGES
   The following is a summary of the effort for revising and reengineering to the Paving Plans required.

   A. Sheets revisions
      1. Proposed pavement cross slopes at curves
      2. Proposed grading contours at Ridge Rd & IL 126
      3. Proposed drainage at Ridge Rd & IL 126
      4. Proposed mountable curb at Ridge Rd & IL 126
      5. Proposed traffic signals at Ridge Rd & IL 126
      6. Proposed signage (by others) along IL 126 (post final)

III. DIRECT COSTS

   A. Printing – 15 Full Size Sets
      14 Half Size Sets
      19 Contract Proposals in binder combs

   B. Shipping

Please note this is for services through the 100% final paving plan submittal and post final completion.
KENDALL COUNTY HIGHWAY DEPARTMENT

RIDGE ROAD FROM WHEELER ROAD TO ILLINOIS ROUTE 126

RIDGE ROAD – PAVING THROUGH FINAL & POST FINAL COMPLETION

IV. ADDITIONAL TERMS & CONDITIONS
H.W. Lochner, Inc. agrees to provide the above described services in accordance with the terms and conditions of the original Agreement for Professional and Consulting Services executed on November 20, 2007 between H.W. Lochner, Inc. and Kendall County. To the extent that terms and conditions within this agreement and the prior agreement are in conflict, this 2014 agreement’s terms shall apply.

A. Payment shall be made in accordance with the Illinois Local Government Prompt Payment Act, as amended (50 ILCS 505/1 et seq.)

B. This Agreement shall be construed in accordance with the law and Constitution of the State of Illinois and if any provision is invalid for any reason such invalidations shall not render invalid other provisions which can be given effect without the invalid provision. The parties agree that the venue for any legal proceedings between them shall be the Circuit Court of Kendall County, Illinois, Twenty-Third Judicial Circuit, State of Illinois.

C. Any notice required or permitted to be given pursuant to this Agreement shall be duly given if sent by fax, certified mail, or courier service and received, in the case of notice to Kendall County, to: Kendall County, Highway Department, Attention: County Engineer, 6780 Route 47, Yorkville, Illinois, 60560, fax (630) 553-9583 with copy sent to: Kendall County State’s Attorney, 807 John Street, Yorkville, Illinois, 60560, fax (630) 553-4204. And, in the case of H.W. Lochner, Inc. to: H.W. Lochner, Inc., 225 W. Washington, 12th Floor, Chicago, Illinois, 60606.

D. H.W. Lochner, Inc. agrees to comply with all applicable federal, state and local laws and regulatory requirements and to secure such licenses as may be required for its employees to conduct business in the state, municipality, county and location. Such obligation includes, but is not limited to, environmental laws, civil rights laws, prevailing wage and labor laws.

E. H.W. Lochner, Inc. certifies that it, its parent companies, subsidiaries, and affiliates are not barred from entering into this Agreement as a result of a violation of either 720 ILCS 5/33E-3 or 5/33E-4 (bid rigging or bid rotating) or as a result of a violation of 820 ILCS 130/1 et seq. (the Illinois Prevailing Wage Act). H.W. Lochner, Inc. further certifies that it has not been convicted of bribery or attempting to bribe an officer or employee of the State of Illinois nor has H.W. Lochner, Inc. made an admission of guilt of such conduct which is a matter of record, nor has any official, officer, agent, or employee of this company been so convicted nor made such an admission.

F. H.W. Lochner, Inc. certifies that it and its consultants, employees, contractors, subcontractors, and agents agree to comply with all provisions of the Substance Abuse Prevention on Public Works Act, 820 ILCS 265/1 et seq. and the Illinois Drug Free Workplace Act, 30 ILCS 580/1 et seq.
KENDALL COUNTY HIGHWAY DEPARTMENT

 RIDGE ROAD FROM WHEELER ROAD TO ILLINOIS ROUTE 126

 RIDGE ROAD – PAVING THROUGH FINAL & POST FINAL COMPLETION

G. H.W. Lochner, Inc., its officers, employees, and agents agree not to commit unlawful discrimination and agree to comply with all applicable provisions of the Illinois Human Rights Act, Title VII of the Civil Rights Act of 1964, as amended, the Americans with Disabilities Act, the Age Discrimination in Employment Act, Section 504 of the Federal Rehabilitation Act, and all applicable rules and regulations.

H. In the event Kendall County is in default under the Agreement because funds are not appropriated for a fiscal period subsequent to the one in which the Agreement was entered into which are sufficient to satisfy all or part of the County’s obligations under this Agreement during said fiscal period, the County agrees to provide prompt written notice of said occurrence to H.W. Lochner, Inc. In the event of a default due to non-appropriation of funds, County has the right to terminate the Agreement upon providing thirty (30) days written notice to H.W. Lochner, Inc. No additional payments, penalties and/or early termination charges shall be required upon termination of the Agreement.

I. All services to be undertaken by H.W. Lochner, Inc. shall be carried out by competent and properly trained personnel of H.W. Lochner, Inc. to the highest standards and to the satisfaction of Kendall County. No warranties implied or explicit may be waived or denied.

J. It is understood and agreed that H.W. Lochner, Inc. is an independent contractor and is not an employee of, partner of, agent of, or in a joint venture with Kendall County. H.W. Lochner, Inc. understands and agrees that H.W. Lochner, Inc. is solely responsible for paying all wages, benefits and any other compensation due and owing to H.W. Lochner, Inc.’s officers, employees, and agents for the performance of services set forth in the Agreement. H.W. Lochner, Inc. further understands and agrees that H.W. Lochner, Inc. is solely responsible for making all required payroll deductions and other tax and wage withholdings pursuant to state and federal law for H.W. Lochner, Inc.’s officers, employees and/or agents who perform services as set forth in the Agreement. H.W. Lochner, Inc. also acknowledges its obligation to obtain appropriate insurance coverage for the benefit of H.W. Lochner, Inc., its officers, employees and agents and agrees that Kendall County is not responsible for providing any insurance coverage for the benefit of H.W. Lochner, Inc., or its officers, employees and agents. H.W. Lochner, Inc. hereby agrees to defend with counsel of Kendall County’s own choosing, indemnify and waive any right to recover alleged damages, penalties, interest, fees (including attorneys’ fees), and/or costs from Kendall County, its board members, officials, employees, insurers, and agents for any alleged injuries that H.W. Lochner, Inc., its officers, employees and/or agents may sustain while performing services under the Agreement.

K. This Agreement may be executed in counterparts (including facsimile signatures), each of which shall be deemed to be an original and both of which shall constitute one and the same Agreement.
KENDALL COUNTY HIGHWAY DEPARTMENT

RIDGE ROAD FROM WHEELER ROAD TO ILLINOIS ROUTE 126

RIDGE ROAD – PAVING THROUGH FINAL & POST FINAL COMPLETION

L. In any action with respect to this Agreement, the parties are free to pursue any legal remedies at law or in equity. If Kendall County is required to take legal action to enforce performance of any of the terms, provisions, covenants and conditions of this Agreement, and by reason thereof, Kendall County is required to use the services of an attorney, then Kendall County shall be entitled to reasonable attorneys’ fees, court costs, and expenses incurred by Kendall County pertaining thereto and in enforcement of any remedy, including costs and fees relating to any appeal.

M. This Agreement constitutes the entire agreement between the parties with respect to its subject matter, and there are no promises, agreements, obligations, assurances, or conditions precedent or otherwise affecting it with the exception of the Agreement for Professional and Consulting Services executed on November 20, 2007. Any change, modification, amendment, addendum or alteration of this Agreement shall be in writing and signed by the parties to this Agreement. No course of dealing between the parties shall be construed to alter the terms hereof, except as stated in this Agreement.

N. The County of Kendall and H.W. Lochner, Inc. each hereby warrant and represent that their respective signatures set forth below have been and are on the date of this Agreement duly authorized by all necessary and appropriate corporate and/or governmental action to execute this Agreement.

Kendall County Highway Department Approval
The County agrees to the proposed supplemental scope and additional fee of $55,000.

Approved By: ________________________________

Title: County Board Chairman

Date: ________________________________

H.W. Lochner, Inc. Approval
H.W. Lochner agrees to provide the above described services in accordance with the November 20, 2007 agreement and the terms and conditions contained herein.

Approved By: ________________________________

Title: Vice President

Date: 4/1/14
Chairman Koukol called the Facilities Management Committee meeting to be in session; located in the County Office Building County Board Conference Room to order at 3:30 p.m.

1) **Roll Call** – Chairman Koukol called roll call for attendance. Present were Chairman Koukol, Vice-Chair Gilmour, Member Prochaska, Member Wehrli & Member Cullick. All members were present to form a quorum of the committee. Facilities Management Director Smiley was also present.

2) **Approval of the March meeting minutes** – Member Prochaska made a motion to approve the March committee minutes. Member Cullick 2nd the motion. All members voted aye via voice vote. Motion approved.

3) **Public Comment** - No members of the public were present at the meeting.

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1) **Technology Request for a Generator at the Historic Courthouse**
   - Jim contacted another vendor to go over the project to give recommendations and pricing.
   - We should have pricing from this vendor by the FM Committee meeting in May.

**Report from meeting**

Member Wehrli suggested Jim call Jason at the Forest Preserve. They just had a local Yorkville company install a backup generator at the Ellis House.

2) **County Office Building (COB) Roof and Systems Update**
   - Excavation for the generator pad was to start last week. However when they started to layout the pad according to Kluber’s design they found the South West edge of the pad would have been 21 inches lower than the grade.
   - Kluber was contacted and the design was revised. Work on the pad is to begin again this week.
   - Roofing work was also to start last week, but was put off until this week due to the forecast of rain for most of last week.
   - Cutover to the new H.V.A.C. system is planned to start on April 14, 2014.
   - Relocation of the generator is currently scheduled for the week of April 21st.
   - Generator Startup and Commissioning is scheduled for the week of April 28th.
   - Landscaping is scheduled to be completed after the generator work is completed.

3) **PSC Records Remodeling Phase II Update**
   - The remodeling work was completed and the staff moved back into the area a few weeks ago.
   - The Sheriff’s office has asked to also have the main reception counter Formica replaced and to redo the counter by the main public window.
   - So, Jim is working to get costs to perform this work.

4) **Historic Courthouse Damaged Sign Update**
   - The sign is scheduled to be installed this week.

5) **New Offices in the Treasurer’s Department**
   - Office construction is nearly complete.
   - The areas were painted last week.
   - Carpeting is ordered and should be in this week.
   - KCFM staff has completed the electrical and low voltage wiring.
   - Furniture is in and will be scheduled for installation as soon as the carpeting is installed.

6) **County Office Building (COB) Security Improvements**
   - Jim has received pricing to add additional millwork to each department to secure them.
   - A door was added to the Administration department lobby.
   - Jim has pricing to upgrade the video server.

7) **Voicemail Server Replacement**
   - Technology wants to get all servers off of Windows XP. So Jim received a quote to update the software on this server.
   - Jim is working with Technology to figure what is need for a new server and to secure funding to do this project.
7) Voicemail Server Replacement Continued

Report from meeting
Member Wehrli said that he knew Windows XP is a serious security threat with hackers and suggested this be sent to the Finance Committee to consider being done this year. Member Prochaska said that he knew support for XP was ending at midnight tonight. Jim said that it was included in the 5 year plan last year, but was not included to be funded this year. Vice-Chair Gilmour asked if we could send this to Finance since a price was not listed on the agenda. Chairman Koukol and other committee members said that it could be sent to Finance since we were not actually approving this item at this meeting. Judy asked if we actually had a cost to include to the Finance committee. Jim said that we had a price from our current service provider and costs from the Technology department for their part of the project. Chairman Koukol asked for a motion. Member Wehrli made a motion to send this to the Finance Committee for approval to be done this year. Member Cullick 2nd the motion. All members voted aye via a voice vote. Motion approved.

8) Request for additional microphone and connection for video recording at the COB
- Stan Laken provided Jim with information on the type of equipment that his department plans to purchase.
- Facilities will install the equipment and wiring when it arrives and Jim is given approval to install it in the Board room.

Report from meeting
Vice-Chair Gilmour asked if we purchased the camera yet. Jim said he was not sure if Technology had purchased the equipment since this is a Technology project and Facilities is only installing what they are purchasing. General discussion centered on whether approval had been given to Technology to purchase the equipment. Members agreed that approval was given at another meeting of the county. Chairman Koukol asked if everyone realized this was not going to be a live stream. Member Cullick suggestedmaybe a tripod is used to test a live stream of the feed. Dan said personally he would like to see it a s live stream and shared Lynn’s email about what the school district had done to setup a live stream for their meetings. Members ended up agreeing that the written policy was still to be tweaked to include how stored video of the meetings will be handled before the system can be installed and used.

1) Chairman’s Report
- Chairman Koukol let the committee know we are starting to work on landscaping projects for 2014. These projects will include working on the shrubbery at the County Office Building and repairs from the winter. Dan also reminded everyone to remember the demand that has been put on Jim and facilities overall with day to day activities and all of the projects that are going on. These include the project at the Treasure’s & Circuit Clerks office, the Animal Control H.V.A.C. improvements, PSC Records department and many others.

2) Animal Control HVAC Improvements
- The project was approved by the County Board at their last meeting.
- Jim will be forwarding the contract to Artlip and Sons for reviewing and signing so we can get the project started.

Report from meeting
Jim said the State’s Attorney’s Office approved contract would be sent to Artlip this week. Jim guessed the project would start before the next FM Committee meeting in May.

3) Illinois Counties Risk Management Training Website
- Jim met with our representative to sign up on the website and to go over the types of training available through the website.
- Jim plans to use this for training on Lock Out Tag Out and many other maintenance related items.

4) Jail Floor Refinishing Project
- The main hallways were stripped and recoated with polyurethane like product instead of wax.
- This should last for years without the need to do additional maintenance to the floors.
5) Circuit Clerk Office Remodeling
   - Jim had planned to start this project in July. Becky had been okay with this plan up until a couple of weeks ago.
   - Due to some issues she has in the department she has asked Jim if he could start the project earlier or setup the room so someone could be moved into it ASAP.
   - Jim looked at what could be done and determined KCFM staff could redistribute some low voltage wiring from an adjacent office and install an outlet in order to setup the office for someone.
   - Becky then decided that she is okay with waiting to move the employee until the construction is complete. But she would still like it to be done sooner than July if possible.
   - Jim will need to get some engineering work done for the HVAC supply in order to get this project completed.

6) Courthouse Entry System Repair
   - D.C. Leinen asked Jim if he could determine why the counter stopped working on the magnetometer for the public.
   - Jim determined there were batteries inside the counter that needed to be replaced.
   - The batteries were replaced and the unit is working properly now.

   - Chairman Koukol asked for a motion to adjourn the meeting. Member Cullick made a motion to close the meeting at 4:16 p.m. Vice-Chair Gilmour 2nd the motion. All members voted aye via voice vote. Motion approved. Meeting adjourned by Chairman Koukol at 4:16 p.m.

Submitted by,
Jim Smiley
Facilities Management Director
KENDALL COUNTY, ILLINOIS
Budget and Finance Committee
Senior Tax Levy Presentation
Special Meeting Minutes
Monday, March 31, 2014

Call to Order
The Budget and Finance Committee met at 9:43 a.m., and was called to order by Chair John Purcell.

Committee members present: Amy Cesich, Lynn Cullick, Elizabeth Flowers (9:57 a.m.), Judy Gilmour, John Purcell

Items of Business

2014 Senior Tax Levy Applicant Presentations – John Purcell reviewed the Senior Tax Levy presentation and grant procedure, the requested amounts, the available levy amount, and encouraged the committee to ask questions of the presenters.

Community Meals for Seniors/Request: $26,250 – Richard Aubrey provided an introduction of organization staff, and then explained the program, the operation, the number of seniors served in Kendall County. Mr. Aubrey explained that the program goal is to encourage senior residents of Kendall County to enjoy dinner and fellowship at local restaurants with other senior residents. Mr. Aubrey explained that Kendall County seniors are able to purchase meal tickets at the cost of $3.50 per meal for a meal at participating local restaurants. The actual meal cost is $6.50, and the remainder of the initial cost is funded by the senior levy tax funds awarded by Kendall County. They currently are able to provide 2 meals per month to each senior.

Client Enrollment by Year:
2010 – 105
2011 – 170
2012 – 349
2013 – 540

Mr. Aubrey said that CMFS has added a donation button to their website page, but haven’t received substantial individual donations thus far. The program did not hold any fundraisers to supplement funding provided by Kendall County.

Fox Valley Older Adult Services/Request: $66,000 - Cindy Worsley, Executive Director and Susan Thanepohn, Marketing Director and Grant Writer – Ms. Worsley stated that FVOAS has been in existence since 1992. Their primary mission is to assist clients to remain independently living in their own homes. FVOAS served 105 clients in 2013, with adult day service and in-home service.
The in-home service provides weekly service to clients in their homes, and the adult day service program operates in local facilities where clients are transported to those facilities each day.

Ms. Worsley explained the new web-based software program that requires aides to log-in when they arrive at a clients' residence, for each service provided while the aide is in the home, and when the aide leaves the residence. Ms. Worsley explained that although this is a state requirement, there has been no additional funding provided to cover the additional cost to FVOAS. Ms. Worsley said that monies from Kendall County are primarily used to cover mileage for the aides serving Kendall County senior residents.

**Kendall County Department of Health & Human Services/Request: $64,000 –**

Presenters included Dr. Amaal Tokars, Jason Andrade, Steve Curatti, and Keith Bielema. Dr. Tokars said that the goal of the Senior Transition program is to serve residents over the age of 60 years and their caregivers by providing counseling, case management, and caregiver support and education, service coordination through quality assurance with mental health files assuring all appropriate paperwork is in order and best practice standards are being met, education through individual, group, and community programs.

Steve Curatti informed the committee of the HHS Transitions program partners including Senior Service Association, Oswego Senior Center, Presence Mercy Hospital, Rush-Copley Hospital, Prairie State Legal Services, University of Illinois Extension, Local law enforcement agencies, clergy, senior housing authorities, and the KC State’s Attorney’s Office. Mr. Curatti stated that these partners meet at the HHS once a month and share ideas and resources.

Keith Bielema, Transition Program Director, provided case examples of recent client opportunities, and the progress that was achieved with education, outreach, resources, assistance, and service provided through the HHS Transition Program.

**Visiting Nurses Association Request: $15,000 –** Shannon Setchell, Director of Home Health and Hospice Care, and Sonny de Rama, Director of VNA Healthcare Services.

VNA began serving seniors in 1918. Mr. de Rama explained the challenge they face in their Home Health Care area. They do accept health insurance funding, but many clients do not have insurance, have no Medicare or Medicaid, or have inadequate means to pay for any care.

Ms. Setchell stated that Medicare reimbursement is based on the patient diagnosis, but often does not reimburse the full cost of services or supplies. Ms. Setchell briefed the committee on what care is provided to clients in-home, how Medicare, Medicaid and Insurance Companies reimburse VNA. Ms. Setchell stated that the client is not charged for any of the services, supplies, or therapies that are provided. Ms. Setchell stated that one of the major goals to keep clients at home for care instead of in the hospital care.

Mr. de Rama stated that VNA has opened 5 new healthcare centers in the past two years.
**Fox Valley Family YMCA/Request:** $7,000 – Stephanie Wayne explained that they offer land and water exercise programs for all Kendall County seniors. They offer reduced rates to all seniors, but offer additional grants if needed. They also offer monthly trips, weekly classes and monthly social activities for seniors as well. Ms. Wayne stated that they have recently incorporated documentation of more measurable outcomes to better provide information when requesting funding from Kendall County.

The committee recessed at 11:29a.m., and reconvened the meeting at 12:22p.m.

**Community Nutrition Network/Request:** $30,000 – Cindy Helland, Director, and Louise Maritato, Manager, provided background information on the organization, on the services that are provided including wellness checks and delivering meals to the senior client homes throughout Kendall County. Currently the program has approximately 80 senior clients in Kendall County. Clients are asked to pay a suggested donation of $3.75 per meal, but no senior is refused service in the program if they are unable to pay. The program has seen an increase in the need for meals for seniors, and they have not had to utilize a waiting list thus far. Clients are assessed by the KC Department of Health and Human Services prior to enrollment in the program.

**Prairie State Legal Services/Request:** $8,500 – Kathryn Bettcher, Managing Attorney of Fox Valley, and Kathleen Finn, Staff Attorney for Kendall County, provided background information on the organization, their goal of trying to remove barriers from seniors that hinder their independency and living at home. Ms. Bettcher stated there are currently eight attorneys in the Fox Valley office that provide services to Kendall, Kane and DeKalb County seniors.

Ms. Finn reported there are numerous legal issues that seniors face on a daily basis including guardianship, consumer counseling, elder abuse situations, and counseling regarding foreclosure issues. Ms. Finn meets with clients at the KC Department of Health & Human Services at least twice per month, and at the Beecher Center at least once per month.

**Oswegoland Seniors, Inc./Request:** $45,000 – Bob Wyngard, Executive Director provided background on the organization, 703 KC guests, and 9,000 meals. The program offers meals, recreational and educational activities, wellness programs, low-income income tax services and exercise classes. To augment the grants they receive, they also receive funds from Kendall County, NEILAAA, Oswego Township and the Village of Oswego. The program received over $123,000 in fundraising efforts in the last two years. Partners to the program include Oswego Fire Protection District, the KC Department of Health & Human Services, Senior Services Associates, KC Veteran’s Affairs Commission, YMCA, Optimists Club, Oswegoland Park District, Oswego School District, all area health care providers, and all area senior living environments.
Mr. Wyngard reported there are 7 paid part-time workers, including 3 salaries for executive services and 4 salaries for administrative services, and two paid fitness instructors who are paid out of grant monies. The program also utilizes volunteers in every area of the organization. Mr. Wyngard said that the program does have some clients that are not Kendall County residents.

Mr. Wyngard stated that the organization is expecting delivery of a light-duty, para-transit van/bus within the next 90 days. The organization will charge fares for some rides. They are selling advertising for the exterior walls of the bus and requesting dedicated donations/sponsorship for the transportation program.

Jim Feeley reported there were approximately 49 activities per month in 2013.

**Senior Services Associates, Inc./Request: $133,000** - Bette Schoenholtz, Executive Director began by providing information on the challenges of the program, the services provided, the clients served throughout Kendall County, and the partnerships the program has with other Kendall County senior providers/organizations. Senior Services Associates has companion, recreational, educational, and exercise programs as well as wellness activities that they operate out of the Beecher Center in Yorkville. Ms. Schoenholtz said they actively recruit seniors 55 years of age and older, and utilize state transportation funds and enroll clients for the Kendall Area Transit program.

Discussion and final recommendations of funding allocations to agencies from 2014 Senior Social Services Property Tax Levy.

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<tr>
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<th>2013 Requested/Granted</th>
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<th>2014 Proposed Awards</th>
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<td>VNA</td>
<td>$15,000/$8,000</td>
<td>$15,000</td>
<td>$8,000</td>
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<td><strong>TOTALS</strong></td>
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<td><strong>$394,750.00</strong></td>
<td><strong>$318,178</strong></td>
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</table>
Items for COW

- Discussion on funding allocations to agencies from 2014 Senior Social Services Property Tax Levy

Items for County Board

- Recommend approval of funding allocations to agencies from 2014 Senior Social Services Property Tax Levy

Executive Session – None needed

Adjournment – Judy Gilmour made a motion to adjourn, second by Amy Cesich. With all members voting aye, the meeting adjourned at 3:15p.m.

Respectfully submitted,

Valarie A. McClain
Administrative Assistant/Recording Secretary
KENDALL COUNTY, ILLINOIS
Budget and Finance Committee
Meeting Minutes
Thursday, April 10, 2014

Call to Order
The Budget and Finance Committee met and was called to order at 2:41p.m. by Chair John Purcell.

Committee members present: Amy Cesich (2:43p.m.), Lynn Cullick – here, Judy Gilmour - here, and John Purcell - here

Committee members absent: Elizabeth Flowers

Others Present: Latreese Caldwell, Jill Ferko, Julie Hanna, Gina Hauge, Bob Jones, Darryl Kollins, Stan Laken, Chief Deputy Scott Koster, Andy Nicoletti, Jim Smiley, Dr. Amaal Tokars, RaeAnn Van Gundy, Jeff Wilkins, Angela Zubko

Claims Review and Approval
The Committee reviewed the County claims report. A motion was made by Judy Gilmour to forward the claims in the amount not to exceed $560,133.14 to the County Board for approval, second to the motion by Amy Cesich. **With a voice vote of all ayes, the motion carried.**

Department Head and Elected Official Comments

**Jill Ferko, Treasurer**– No report

**Chief Deputy Scott Koster, Sheriff’s Office** – No report

**Stan Laken, Technology Director** – No report

**Andy Nicoletti, Assessment Office** – No report

**Jim Smiley, Facilities Management** – Mr. Smiley reported that the County will probably be approximately $21,000 over the Natural Gas and Electricity budget for this year due to the inclement winter weather.

**RaeAnn Van Gundy, Department of Health and Human Services** – No report

**CASA Presentation** – Andrew Smith, President thanked the committee for allowing CASA to present at today’s meeting, and introduced Dick Whitfield, who provided background and statistics. Mr. Whitfield explained that CASA experienced a financial crisis in March. Mr. Whitfield explained that CASA is asking the County to approve the County Fee Bill to derive additional funding to bring CASA into compliance with Illinois the Illinois CASA’s staffing requirements. Mr. Whitfield explained how the funds would be utilized in the program.
Mr. Smith, President and Chris Goerlich Weber, CASA Executive Director provided a brief overview of the program, and explained that they were in financial crisis in March 2014 due to lack of funding. Mr. Smith said that CASA is asking the County Board to resolve to enact the County Bill, imposing a mid-range $20 fee as allowed for in HB 2690 by the defendant found guilty of a felony, a Class A, Class B, or Class C misdemeanor, and a number of other offenses. Mr. Smith reported on the other funds that they receive, and explained that funds would support training of additional Advocates, for continuation of staff and volunteer education, and continued support of the abused and neglected children in the program.

**Items from Other Committees**

- **From Facilities Management** — Authorize replacement of voice mail server from General Fund contingency line item 0102-037-6999 — Jim Smiley explained that there is need for updated virtual software and server for the voicemail system that provides voicemail for all County departments and offices at the Government campus and the Fox Street campus. Amy Cesich made a motion to forward to the County Board for approval authorization for replacement of voice mail server from General Fund contingency line item 0102-037-6999, second by Lynn Cullick.

After discussion, Judy Gilmour made a motion to amend the original motion to an amount not to exceed $18,000 with $4,000 to come from the Facilities Management budget, and the remainder from the contingency line item 0102-037-6999, second by Lynn Cullick. **With all members voting aye to amend the motion, the motion passed unanimously.**

**Items of Business**

- Discussion and recommendations for resolutions establishing salaries for County Clerk/Recorder, County Sheriff and County Treasurer/Collector effective December 1, 2014 to November 30, 2018 — **Item tabled to May 15, 2014 meeting**

- Review Request for Proposal draft for Professional Audit Service — **Item tabled to May 15, 2014 meeting**

- Discussion and Recommendations regarding Capital Plan — Dr. Amaal Tokars reviewed the Department of Health & Human Services capital plan requests.

**Old Business** — None

**Action Items for County Board**

- Recommend approval of claims in an amount not to exceed $560,133.14

- Authorize replacement of voice mail server from General Fund in an amount not to exceed $18,000, $4,000 from the Facilities Management budget, and $14,000 from contingency line item 0102-037-6999
Public Comment – None

Questions from the Media – None

Executive Session – None

Adjournment – Lynn Cullick made a motion to adjourn the Budget and Finance Committee meeting, second by Judy Gilmour. With all members voting aye, the meeting adjourned at 4:00p.m.

Respectfully submitted,

Valarie A. McClain
Administrative Assistant/Recording Secretary
Kendall County

Voicemail System Upgrade

April 10, 2014

Need for updated software and server is needed for the voicemail system that provides voicemail for all county departments at the Route 34 Government campus and the Fox St. campus.

- Technology department need to get all servers updated from Windows XP.

- Existing voicemail server running the voice mail system was due to be “refreshed” due to its age and the out of support operating system it is running on. Current unit is a reconditioned server that Technology gave Facilities to use in 2008.

- Virtualize the voice mail system to provide a better disaster recovery/business continuity plan for the County. Allows Technology to backup the system and have failover to another virtual server if the server running the program fails.

- Virtualizing the voice mail system will also eliminate the issue of hardware obsolescence.

- NEC customers in that a tighter IP integration was written and is a part of the virtualization strategy with the Kendall County voicemail system provider AVST.

- The County will provide a virtual Windows 2008 R2 server with the following resource allocation: 2x single core Intel Xeon 3.2 Ghz CPU’s, 4GB RAM and at least 500 GB hard drive.

- $12,000.00 originally budgeted. $4,000.00 per year 2014-2016.

- Additional costs $575.00 for a Windows server license and $500.00 for Technology department related consulting services if needed.
Mr. Jim Smiley  
KENDALL COUNTY  
804 John Street  
Yorkville, IL 60110  

Reference: Kendall County Voice Mail Upgrade Project  

The need for this project was created when the county IT group decided that the existing server running the voice mail system was due to be “refreshed” due to its age and the out of support operating system it is running on. The county had asked us for the specification for a new server.  

During subsequent discussions it was decided that it would be more prudent to virtualize the voice mail system to provide a better disaster recovery/business continuity plan for the County. Virtualizing the voice mail system will also eliminate the issue of hardware obsolescence that has always been a concern when upgrading any server based system. The upgrade we are proposing includes virtualizing the voice mail system in the County’s VMware environment.  

The existing voice mail system is an AVST CallXpress. A couple years NEC, the manufacturer of the County’s phone systems entered into a partnership with AVST. NEC bought a minority share of AVST and AVST became the exclusive voice mail provider for new NEC solutions. This partnership benefited NEC customers in that a tighter IP integration was written and is a part of the virtualization strategy.  

The AVST CallXpress will be migrated and upgraded to the NEC SV8700 voice mail system. This is the NEC version of the CallXpress and allows the proprietary IP integration.  

The County owns one NEC SV8300 system which is presently located at the Health and Human Services facility. We will leverage this system for the IP Integration so it will become a “gateway” for the new voicemail system. As part of this project the SV8300 system will be moved to the Public Safety facility. After it is moved County IT personnel will need to verify that the existing Fax Server that is integrated to it still works properly.  

The County will provide a virtual Windows 2008 R2 server with the following resource allocation: 2x single core Intel Xeon 3.2 Ghz CPU’s, 4GB RAM and at least 500 GB hard drive. Sound Inc. will install the NEC UM8700 software onto the virtual server provided. We have included a temporary “custom” Key lock to allow us to run both voice mail systems simultaneously. Note: Once the project is completed this temporary key lock must be returned to NEC in order to get the credit indicated on the proposal.  

The SV8300 system will be upgraded to the current level and the licensing needed for this project will be installed and configured. The new voice mail IP Integration will be set up and tested.  

Once the system is operational Sound Inc. will proceed with moving all of the configuration, recordings, and messages to the new system. This will be done after hours on a day and time to be agreed on by both parties. The voice mail system will be down for approximately four hours during this process. Once completed inbound calls will be made to test that the Auto Attendant is working properly and then tested to verify that the system is taking messages properly.  

Once the new system in working and tested the old voice mail system will be shut down and disconnected from the phone system. The temporary key lock will be removed and returned to Sound Inc. The Sound Inc. technician will be on site the first business day (M-F) after cutover to deal with any issues that might arise related to this project.
Administration training will be performed on a time and date to be agreed on by both parties. User training will not be needed nor is included as nothing will change as far as the user interface and system functionality is concerned. A User guide / cheat sheet in electronic format (.doc or .pdf) will be provided for the County to distribute to users as needed.

Our proposal includes the professional installation of the hardware and software as described in the material list, Schedule A, below.

Total Solution Investment including Hardware, Installation and Implementation ..........$16,507.06

WARRANTY

NEC Hardware and software is covered for one year, parts and labor. Warranty exclusions include Moves, Adds, Changes, Acts of God, power surge, and damage from abuse, are billable at standard Sound, Inc. labor rates. Any necessary conduit or electrical requirements provided by others are not covered by the warranty.

TERMS

50% of the purchase price must be paid upon the signing of this order, 30% must be paid after cutover and 20% due upon system acceptance. Any portion of the system not installed will be deducted from the balance due until the item is installed.

Respectfully Submitted By: _________________________________

Chris Pochyly

ACCEPTANCE BY PURCHASER:

By: _________________________________
Name: _______________________________
Title: _______________________________
Date: _______________________________

ACCEPTANCE BY SELLER:

At Naperville, IL
By: _________________________________
Name: _______________________________
Title: _______________________________
Date: _______________________________
TERMS AND CONDITIONS

   Until such time as Buyer has paid the agreed purchase price, Seller hereby retains and Buyer hereby grants a
   purchase money security interest in the described equipment. In connection therewith, Buyer agrees to
   execute all instruments (including financing statements) deemed necessary by Seller under applicable law to
   establish, maintain and continue perfected Seller’s purchase money security interest in the equipment or
   otherwise protect its rights in and to said equipment. Buyer hereby authorizes Seller as its attorney-in-fact to
   execute and file, on Buyer’s behalf, any such UCC Financing Statement.

2. Limitation and Exclusion of Warranties.
   Seller hereby warrants the described equipment against defective parts for a period of one (1) year from the
date of installation and warrants that the installation of said equipment shall be performed in a workmanlike
manner. Buyer’s exclusive remedy under these warranties shall be the repair and replacement by Seller at
Seller’s expense of nonconforming equipment of parts thereof.
   The Warranty does not extend to any equipment which has been (1) subject to misuse, neglect, accident or
abuse, (b) damaged by acts of God, exposure to elements of weather, inadequate or surplus utility power,
power surges, insufficient heating/ventilating/air conditioning (HVAC), HVAC failure or causes other than
ordinary use (It is the buyer’s responsibility to regulate and filter any and all necessary power requirements
and to supply and maintain a static free environment to insure system integrity), (c) wired, repaired or
altered by anyone other than Seller without Seller’s express and prior approval, (d) improperly installed by
someone other than Seller, its subcontractors or affiliates, (e) used in violation of instructions furnished by
Seller. In no event shall Seller be liable for consequential or incidental damages arising out of a breach of
any warranty or any other provision contained herein. Seller may suspend warranty work if the purchase
price is not paid in full when due and shall not be required to recommence warranty work until all
obligations of Buyer under this Agreement are satisfied in full; provided, however, that nothing hereunder
shall extend in the warranty period beyond one (1) year from the date of installation.
   THIS WARRANTY IS THE ONLY WARRANTY GIVEN BY SELLER, AND ALL OTHER
WARRANTIES EXPRESS OR IMPLIED ARE EXCLUDED, INCLUDING ANY IMPLIED
WARRANTY OF MERCHANTABILITY OR ANY IMPLIED WARRANTY OF FITNESS FOR A
PARTICULAR PURPOSE. THERE ARE NO WARRANTIES WHICH EXTEND BEYOND THE FACE
HEREOF.

3. Waiver, Amendment, Notice, Termination.
   Any waiver of rights hereunder or any amendment or requirement of notice or termination hereof shall not
be effective unless made in writing and signed by the party against whom such waiver, amendment, notice
or termination is sought to be enforced.

4. Risk of Loss.
   Upon identification of the described equipment to the contract, Buyer shall bear the risk of loss and it shall
remain on Buyer regardless of any breach by Seller of any provisions hereof.

5. Tax Obligation.
   Buyer will pay promptly when due all taxes, assessments and other charges levied or assessed by any
governments or governmental agency upon the sale of the described equipment.

6. Assignment.
   Buyer may not delegate its performance or assign its rights under this Agreement except upon the express
written consent of Seller which consent may be withheld in Seller’s sole discretion.

   This Agreement shall be binding upon, shall inure to the benefit of, and shall be enforceable by, each of the
parties hereto, its successors and assigns.
8. Construction
This writing constitutes the final expression of the agreement between the parties and is intended as a complete statement of the terms of the agreement. No course of prior dealings between the parties and no trade usage shall be relevant to supplement or explain any term used in this Agreement. This Agreement has been finally accepted in the State of Illinois and shall be governed by the laws of the State of Illinois including the Uniform Commercial Code and its amendments as effective in the State of Illinois.

9. Interest/Late Charges.
Buyer agrees to pay 1 1/2% per month FINANCE CHARGE (18% PER ANNUM) if the purchase price it is not paid in full when due. Payments shall be made in accordance with the provisions of the Illinois Prompt Payment Act.

10. Severability.
This Agreement and all provisions hereof are intended to be severable, and this Agreement shall remain enforceable in the event any provision thereof is declared invalid.

Buyer represents, covenants and warrants to Seller that Buyer has corporate or other power to make and perform this Sales Agreement and that the making and performance of the Sales Agreement by Buyer, and the financing hereunder, have been duly authorized by all necessary corporate or other action of the Buyer and will not violate any provision of law or of its Articles of Incorporation or By Laws, Articles of Organization, Certificate of Formation or other charter, or Operating Agreement, or result in the breach of any agreement to which Buyer is a party or by which it is bound.
# SCHEDULE A – EQUIPMENT LIST

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**Software Assurance**

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-1 1090-9812100  Security Key Return $2,516.20 ($2,516.20)

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Sub-Total Hardware and Software $8,871.81

Technician Labor $6,993.72

Implementation and Training Labor $528.00

Freight $113.53

**TOTAL** $16,507.06
RESOLUTION AUTHORIZING THE ESTABLISHMENT
OF A COURT APPOINTED SPECIAL ADVOCATES FUND

WHEREAS, Kendall County is a unit of a local government exercising power under the Illinois Counties Code (55ILCS 5/1-100, et seq.); and

WHEREAS, Kendall County, a local government entity established within the great State of Illinois, depends on the state for authority and financial assistance to carry out its responsibilities to effectively meet the needs of its residents; and

WHEREAS, the duly elected Kendall County Board believes it is their obligation to respond to legislation introduced that can adversely or positively impact the residents of their County; and

WHEREAS, the Illinois General Assembly introduced legislation amending the Illinois Counties Code 55 ILCS 5/5-1101, and Governor Quinn has signed the following amended language into law effective August 13, 2013:

In each county in which the Court Appointed Special Advocates provide services, the county board may, in addition to any fine imposed under Section 5-9-1 of the Unified Code of Corrections, adopt a mandatory fee between $10 and $30 to be paid by the defendant on a judgment of guilty or a grant of supervision for a felony; for a Class A, Class B or Class C misdemeanor; for a petty offense; for a business offense; where a court appearance is required. Assessments shall be collected by the clerk of the circuit court and must be deposited into an account specifically for the operations of the Court Appointed Special Advocates. The clerk of the circuit court shall collect the fees as provided in this subsection and must remit the fees to the Court Appointed Special Advocates Fund that the county board shall create for the receipt of funds collected under this subsection, and from which the county board shall make grants to support the activities and services of the Court Appointed Special Advocates within that county. The term “Court Appointed Special Advocates” is copyrighted and is used with permission of the holder of the copyright.

NOW, THEREFORE, BE IT RESOLVED, BY THE COUNTY BOARD OF KENDALL COUNTY, ILLINOIS, as follows: A fee of $20 will be assessed on and paid by the defendants as set forth in the afore cited language of 55 ILCS 5/5-1101; and

BE IT FURTHER RESOLVED, that a separate, special revenue fund will be established by Kendall County for the purpose of fiscal management of the deposit and disbursement of collected fees; and

BE IT FURTHER RESOLVED, that the disbursement of said funds will occur no less than quarterly and no more than monthly.

ADOPTED BY THE COUNTY BOARD OF KENDALL COUNTY, ILLINOIS THIS _____ DAY OF _________, 2014.

Attest:

John A. Shaw
County Board Chairman

Debbie Gillette
County Clerk
CASA Kendall County
Executive Overview

Facts

- In its 16 year history, CASA Kendall County has served hundreds of abused and neglected children in our juvenile court system.

- In 2013, CASA’s volunteer child advocates donated more than 4,000 hours of representation. (see page 10)

- In 2013, without CASA, the cost to the County to purchase the equivalent representation from attorneys would have been approximately $600,000.00. (See page 10)

- Each year is a financial challenge and the program always seems at risk. However, the committed determination of the volunteers and a short list of generous donors has kept CASA in existence thus far.

- Due to inadequate funding, CASA Kendall County does not meet minimum staffing requirements according to the Standard for Local CASA/GAL Programs, 2012 Edition. (See page 4)

- To insure the long term success of the program and reduce the risk that the County would have to pay professional attorneys to represent these children, a long term funding solution is necessary.

Opportunity

- In August, 2013, Governor Quinn signed HB 2690 which specifies the means for a long term funding solution. (See page 6)

- Each County in which a CASA program operates may now adopt a court-imposed fee of between $10 and $30 to be paid by the defendant found guilty of a felony; of a Class A, Class B, or Class C misdemeanor; and a number of other offenses. (See page 6)

Proposal

- CASA Kendall County is asking the County Board to resolve to enact the County Fee Bill, imposing a mid-range $20 fee as allowed for in HB 2690.

- This bill will not only aid in the sustainability of CASA Kendall County, but allow CASA to broaden the scope of our services to include community outreach and awareness regarding juvenile abuse and neglect.

- Passage of the County Fee Bill, as presented, will provide CASA Kendall County with a future financial base and lessen the ongoing concern that it could not be able to serve every abused and neglected child in our juvenile court system.
PRESENTATION OF THE COUNTY FEE BILL

FINANCE COMMITTEE OF THE KENDALL COUNTY BOARD

APRIL 10, 2014

2:30 PM
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<tr>
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<tr>
<td>I. WHAT IS CASA KENDALL COUNTY?</td>
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<tr>
<td>II. FUNDING NEEDS AND REQUEST</td>
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<tr>
<td>III. OVERVIEW OF ILLINOIS HB 2609</td>
<td>6</td>
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<tr>
<td>IV. CASA PROGRAMS THROUGHOUT ILLINOIS</td>
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<tr>
<td>V. FINANCIAL DATA</td>
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</tr>
<tr>
<td>VI. PROPOSED RESOLUTION</td>
<td>11</td>
</tr>
<tr>
<td>VII. BOARD OF DIRECTORS</td>
<td>12</td>
</tr>
</tbody>
</table>

APPENDIX
CASA KENDALL COUNTY
WHAT IS CASA KENDALL COUNTY?

CASA is an acronym for Court Appointed Special Advocate. CASA Kendall County is an Illinois not for profit organization and a qualified 501(c)(3) charity. CASA Kendall County was founded in 1998 and has been blessed and honored to serve Kendall County for the last 16 years. CASA Kendall County is a charter of Illinois CASA. For more information regarding CASA Kendall County, please visit our website at www.casakendallcounty.org.

Our Mission and Vision

CASA Kendall County’s mission is simple: for our volunteer advocates to provide children in abuse and neglect court proceedings with an attentive and consistent voice. Our vision is to advocate that every abused and neglected child is placed in a safe, permanent and nurturing home.

Our Service to Kendall County

CASA Kendall County recruits, trains and supports our volunteer advocates. In turn, our volunteer advocates are able to effectively and persuasively advocate for the best interests of the children in Kendall County’s juvenile court system. We work alongside the children’s physicians, social workers, therapists, family members, teachers and other support staff. The volunteer advocates submit detailed reports to the Juvenile Court Judge, which outline the advocates’ recommendation regarding the course of rehabilitation and placement of the child.

2013 - Year in Review

In 2013, CASA Kendall County proudly served a total of 66 children in the juvenile court system. Our Advocates spent over 4,000 hours visiting children, writing reports and appearing in court. These hours were spent to ensure that Kendall County’s most vulnerable children had a voice in court.
Funding Needs

In 2013, CASA Kendall County’s annual budget was $60,000. Of that amount, approximately $50,000 went to payroll (2 part-time staff) and the remaining $10,000 went to non-payroll expenses such as utilities, fundraising, supplies and training manuals.

At present, CASA Kendall County does not meet the staffing requirements for local programs that serve over 45 children and support over 30 volunteer advocates. According to the Standards for Local CASA/GAL Programs, 2012 Edition, there shall be one full-time Advocate Supervisor for every 45 cases or 30 advocates. Moreover, Illinois CASA strongly recommends that each local program have a full-time Executive Director. Currently, CASA Kendall County employs a part-time Executive Director (Christine Goerlich Weber) and an Advocate Supervisor (Jennifer Gilbert).

CASA Kendall County is seeking the County Fee Bill to derive additional funding to bring our organization in compliance with Illinois CASA’s staffing requirements. While CASA Kendall County is not the largest CASA program in Illinois, it serves a proportionately large number of children. If the County Fee Bill is passed, CASA Kendall County plans to use the additional funding as set forth below:

- Converting part-time positions to full-time: $25,000
- Advocate Training and Advocate Expense: 6,500
- Community Outreach and Prevention: 2,500
- Staff Training/continuing education credit: 2,500

Total: $36,500\(^1\)

The additional funding will bring CASA Kendall County within the staffing requirements of Illinois CASA and will allow us to increase training to our volunteer advocates and increase community awareness regarding abuse and neglect.

\(^1\) These are recurring, annual operating expenses.
Funding Request

Over the last 16 years, CASA Kendall County has struggled financially to fulfill its mission, despite its continued efforts at fundraising, which consists of individual and corporate donations and community grants.

Passage of the County Fee Bill, as presented, will provide CASA Kendall County with a future financial base and lessen the ongoing concern that we would not be able to serve every abused and neglected child in our juvenile court system. Accordingly, we are requesting that the Kendall County Board pass the proposed resolution which requires a fee of $20.00\(^2\) to be assessed on and paid by the defendants in the Kendall County Circuit Court system.

The additional funding would not only aid in the sustainability of CASA Kendall County, but would allow us to broaden the scope of our services to include community outreach and awareness regarding juvenile abuse and neglect. We do not envision the passage of the proposed resolution as our sole source of funding and we will endeavor to continue to solicit individual and corporate donations and apply for community grants.

\(^2\) Pursuant to HB 2690, local CASA organizations can receive a maximum of $30.00 per defendant and a minimum of $10.00.
CASA KENDALL COUNTY
OVERVIEW OF H.B. 2690
“COUNTY FEE BILL”

What started as a grass roots effort by a local CASA chapter has turned into an Illinois state law. Illinois State Representative Larry Walsh, Jr., 86th District, and Illinois State Senator Pat McGuire, of the 43rd District, sponsored HB 2690 at its inception. Sen. McGuire stated that “[t]his law creates a situation in which the guilty can protect the innocent.”

Sen. McGuire further stated that the reason for the passage of this bill is that “[t]he fines collected from those who do wrong will create a revenue stream so that CASA organizations can continue to remove abused and neglected children from dangerous and harmful environments.”

On August 13, 2013, Governor Quinn signed HB 2690 into public law (as P.A. 98-0331). HB 2690 amended 55 ILCS 5/5-1101, entitled “Additional fees to finance court system”, to include subsection (f-10). Subsection (f-10) specifically states:

(f-10) In each county in which the Court Appointed Special Advocates provide services, the county board may, in addition to any fine imposed under Section 5-9-1 of the Unified Code of Corrections, adopt a mandatory fee of between $10 and $30 to be paid by the defendant on a judgment of guilty or a grant of supervision for a felony; for a Class A, Class B, or Class C misdemeanor; for a petty offense; for a business offense; where a court appearance is required. Assessments shall be collected by the clerk of the circuit court and must be deposited into an account specifically for the operations of the Court Appointed Special Advocates. The clerk of the circuit court shall collect the fees as provided in this subsection and must remit the fees to the Court Appointed Special Advocates Fund that the county board shall create for the receipt of funds collected under this subsection, and from which the county board shall make grants to support the activities and services of the Court Appointed Special Advocates within that county. The term “Court Appointed Special Advocates” is copyrighted and is used with permission of the holder of the copyright. 55 ILCS 5/5-1101(f-10) (2013)

On page 11, is a proposed Resolution which establishes a Court Appointed Special Advocates Fund to collect and remit funds to CASA Kendall County as fees are received.

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4 See footnote 1.
Currently, there are 36 CASA programs in Illinois. Below is a County map of Illinois with the CASA programs designated in blue. On a national scale, there are over 900 CASA programs in existence.
Illinois is 1 of 7 states that does not directly support and fund its local CASA programs. Below is a graph that lists the various CASA programs in Illinois and the support they receive. As of March 2014, 9 counties have passed legislation incorporating the provisions of HB 2690 also known as the “County Fee Bill”.

1. 14 counties contribute $25,000 to $72,000 directly to their local CASA.
2. 9 counties have passed the County Fee Bill, and project annual funding of $7,000 to $70,000.
3. 11 counties are currently considering the adoption of the County Fee Bill.
4. 7 counties provide significant cash contributions to their local CASA.
5. 2 counties did not contribute to their local CASA.

Although CASA Kendall County receives no direct financial support from Kendall County, CASA Kendall County is provided with a rent and utility free office space at the Kendall County Health and Human Services Building.
## Kendall County CASA Financial Data

<table>
<thead>
<tr>
<th>Description</th>
<th>2013</th>
<th>2012</th>
<th>2011</th>
<th>2010</th>
</tr>
</thead>
<tbody>
<tr>
<td>2 Part-time Paid Staff Salary Expense (Executive Director 30 hrs/wk and Advocate Supervisor 20 hrs/wk):</td>
<td>$49,844</td>
<td>$48,442</td>
<td>$52,616</td>
<td>$21,670</td>
</tr>
<tr>
<td>Other non-payroll expenses requiring cash outlay to perform Advocate role for Kendall County</td>
<td>$10,388</td>
<td>$8,569</td>
<td>$7,713</td>
<td>$10,629</td>
</tr>
<tr>
<td>Total Expenses for CASA Advocacy Services</td>
<td>$60,232</td>
<td>$57,011</td>
<td>$60,329</td>
<td>$32,299</td>
</tr>
<tr>
<td>1) Provision for standardizing advocate supervisor to 30 hrs weekly per CASA bylaws; part-time administrative assistant; ensuring pay levels are competitive to reduce turnover</td>
<td>$25,000</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2) Training and travel expense for 40 advocates</td>
<td>$6,500</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3) Annual community outreach/prevention</td>
<td>$2,500</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4) Annual staff training to region CASA sponsored events</td>
<td>$2,500</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Total yearly budget needed</strong></td>
<td><strong>$96,732</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Current Expense per day</td>
<td>$165</td>
<td>$156</td>
<td>$165</td>
<td>$88</td>
</tr>
<tr>
<td>Needed Expense per day</td>
<td>$265</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cash balance at year-end</td>
<td>$4,927</td>
<td>$25,807</td>
<td>$12,421</td>
<td>$25,550</td>
</tr>
<tr>
<td>Net Fixed Assets</td>
<td>$384</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
In 2013, Kendall County CASA provided approximately 4,000 hours of free services to children of abuse and neglect. Per the Child Abuse and Prevention and Treatment Act of 1974, ALL children must be assigned a Guardian ad Litem (GAL) for purposes of abuse and neglect proceedings. In counties in which CASA does exist, an attorney or individual employed as such must provide GAL services for every child brought into the system. The average rate paid to a non-CASA GAL assigned to a case is $150 per hour.

CASA volunteer advocates typically spend 5-10 hours per month for each child represented

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Standard non-CASA GAL hourly fee</td>
<td>$150</td>
</tr>
<tr>
<td>2013 hours served by CASA volunteer advocates</td>
<td>4,000</td>
</tr>
<tr>
<td>Saved by Kendall County in 2013</td>
<td>$600,000</td>
</tr>
</tbody>
</table>
CASA KENDALL COUNTY
PROPOSED RESOLUTION

RESOLUTION AUTHORIZING THE ESTABLISHMENT
OF A COURT APPOINTED SPECIAL ADVOCATES FUND

WHEREAS, Kendall County is a unit of local government exercising power under the Illinois Counties Code (55 ILCS 5/1-100, et seq.); and

WHEREAS, Kendall County, a local government entity established within the great State of Illinois, depends on the state for authority and financial assistance to carry out its responsibilities to effectively meet the needs of its residents; and

WHEREAS, the duly elected Kendall County Board believes it is their obligation to respond to legislation introduced that can adversely or positively impact the residents of their County; and

WHEREAS, the Illinois General Assembly introduced legislation amending the Illinois Counties Code 55 ILCS 5/5-1101, and Governor Quinn has signed the following amended language into law effective August 13, 2013:

In each county in which the Court Appointed Special Advocates provide services, the county board may, in addition to any fine imposed under Section 5-9-1 of the Unified Code of Corrections, adopt a mandatory fee of between $10 and $30 to be paid by the defendant on a judgment of guilty or a grant of supervision for a felony; for a Class A, Class B, or Class C misdemeanor; for a petty offense; for a business offense; where a court appearance is required. Assessments shall be collected by the clerk of the circuit court and must be deposited into an account specifically for the operations of the Court Appointed Special Advocates. The clerk of the circuit court shall collect the fees as provided in this subsection and must remit the fees to the Court Appointed Special Advocates Fund that the county board shall create for the receipt of funds collected under this subsection, and from which the county board shall make grants to support the activities and services of the Court Appointed Special Advocates within that county. The term "Court Appointed Special Advocates" is copyrighted and is used with permission of the holder of the copyright.

NOW, THEREFORE, BE IT RESOLVED, by the Kendall County Board that effective ____, 2014, a fee of $20 will be assessed on and paid by the defendants as set forth in the afore cited language of 55 ILCS 5/5-1101; and

BE IT FURTHER RESOLVED, that a separate, special revenue fund will be established by Kendall County for the purpose of fiscal management of the deposit and disbursement of collected fees; and

BE IT FURTHER RESOLVED, that the disbursement of said funds will occur no less than quarterly and no more than monthly.
CASA KENDALL COUNTY
BOARD OF DIRECTORS

Board President
Andrew R. Smith, Attorney
CDH Law Group, LLC
2000 W. Galena Blvd., Ste. 210
Aurora, IL 60506

Vice-President
Nathan Ewing, Attorney
Nathan Ewing Law Offices
11000 E. Route 34, Ste. 1
Plano, IL 60545

Treasurer
Brenda Van Wyhe, CFO
Rush-Copley Medical Center
301 Prairievlew Drive
Oswego, IL 60543

Secretary
Karen Wiley, Retired
1584 Holiday Drive
Sandwich, IL 60548

Director
Arthur Sheridan
Arthur Sheridan and Associates
1510 W. Downer Place
Aurora, IL 60506

Director
Dawn Carver, Branch Manager
Bridgeview Bank
2121 Murfield Drive
Yorkville, IL 60560

Director
Lisa A. Coffey, Attorney
Law Office of Lisa Coffey, P.C.
5 West Merchants Drive
Oswego, IL 60543

Director
Donna Lindstrom, Flight Attendant
65 Winthrop New Road
Sugar Grove, IL 60554

Director
Nicole Sartori, Attorney
The Satori Law Office
801 N. Bridge St., Ste. C
Yorkville, IL 60560
CASA KENDALL COUNTY
APPENDIX

A. 2013 Independent Auditor's Report for CASA Kendall County
B. Savings and Outcomes of the CASA Program (Illinois statewide)
C. National CASA Brochure
## KENDALL COUNTY
### BUDGET & FINANCE COMMITTEE

#### 2014 Senior Social Services Property Tax Levy
**Recommendations for Funding Allocations to Agencies**

<table>
<thead>
<tr>
<th>AGENCY</th>
<th>2013 Requested/Granted</th>
<th>2014 Requested</th>
<th>2014 Proposed Awards</th>
</tr>
</thead>
<tbody>
<tr>
<td>Community Meals for Seniors</td>
<td>$26,250/$15,500</td>
<td>$26,250</td>
<td>$15,250</td>
</tr>
<tr>
<td>Community Nutrition Network</td>
<td>$20,500/$15,750</td>
<td>$30,000</td>
<td>$16,500</td>
</tr>
<tr>
<td>FV Family YMCA</td>
<td>$6,069.90/$1,000</td>
<td>$7,000</td>
<td>$1,000</td>
</tr>
<tr>
<td>FV Older Adult Services</td>
<td>$60,000/$54,250</td>
<td>$66,000</td>
<td>$54,250</td>
</tr>
<tr>
<td>KC Health &amp; Human Svcs</td>
<td>$64,000/$59,178</td>
<td>$64,000</td>
<td>$59,178</td>
</tr>
<tr>
<td>Oswegoland Seniors, Inc.</td>
<td>$40,000/$38,500</td>
<td>$45,000</td>
<td>$38,000</td>
</tr>
<tr>
<td>Prairie State Legal Service</td>
<td>$8,500/$6,500</td>
<td>$8,500</td>
<td>$7,000</td>
</tr>
<tr>
<td>Senior Services Associates, Inc.</td>
<td>$129,300/$119,500</td>
<td>$133,000</td>
<td>$119,000</td>
</tr>
<tr>
<td>Visiting Nurse Association</td>
<td>$15,000/$8,000</td>
<td>$15,000</td>
<td>$8,000</td>
</tr>
<tr>
<td><strong>TOTALS</strong></td>
<td><strong>$370,456.90/$318,178</strong></td>
<td><strong>$394,750.00</strong></td>
<td><strong>$318,178</strong></td>
</tr>
</tbody>
</table>

- **FY14 Budgeted Amount**: $318,178.00
- **FY14 Requested**: $394,750.00
- **Funding Difference of**: $76,572.00
KENDALL COUNTY  
Judicial/Legislative Committee  
Wednesday, March 12, 2014  
Courthouse Jury Assembly Room  

Meeting Minutes  

Call to Order  
The Judicial Legislative Committee met at 3:00 p.m. and was called to order by Vice Chair Judy Gilmour.  

Roll Call  
Committee Members Present: Amy Cesich (3:14p.m.), Judy Gilmour, Matt Prochaska, John Purcell  
Members Absent: Lynn Cullick  
Also Present: Vicky Chuffo, Chief Judge Tim McCann, Ed Kline, Jim Smiley, Nicole Swiss, Eric Weis, Jeff Wilkins  

Approval of January 29, 2014 Meeting Minutes – Matt Prochaska made a motion to approve the January 29, 2014 minutes, second by John Purcell. Minutes approved with all in agreement.  

Status Reports  

Circuit Clerk – Ed Kline stated that the Circuit Clerk FY2013 audit was completed recently and there were no findings by the auditors, and pursuant to statute, Becky Morganegg will report at the March 19, 2014 County Board meeting.  

Courthouse – Judge McCann briefed the committee on the success of the Legal Aid Self-Help system funded by a grant that allowed computer access. Judge McCann reported that there have been approximately 5000 inquiries through the system at several Kendall County Libraries. Judge McCann said that WSPY has been running occasional free advertisement about the self-help program available to Kendall County citizens.  

Judge McCann reported on the Drug Court continues to be a subject of discussion. The next meeting is March 19, 2014. Judge McCann said they will continue with the enormous amount of legwork and behind the scenes work necessary.  

Judge McCann said we currently use contract request publishing and online services for all court departments; the State of Illinois has now contracted with West for publications, and the possibility of lowering costs as much as thirty-five percent. Judge McCann said they will research further to see if there would be actual cost savings through the state.  

Court Security – No report  

Court Services/Probation – Report as submitted
Public Defender – Vicky Chuffo will provide a copy of the February and March reports at the April meeting. Ms. Chuffo reported that Mike Montgomery began with the department on March 3, 2014 to fill the new position. Ms. Chuffo stated the another assistant has resigned, and so she has been interviewing to fill this vacancy for an assistant and should make a decision by early April.

Sheriff’s Office – No report

State’s Attorney – No report

Legislative Report – Matt Prochaska said that UCCI will be presenting a bill on charging cell phones for 911 call fee, and will encourage Counties to take a stance on the issue. Member Prochaska will provide additional information at a future meeting.

Old Business - None

Items of Business

❯ ProAct prescription drug discount program – Ike Magalis from ProAct RX Savings distributed information to the committee and described the program, how to obtain discounts on existing drugs, a sample drug formulary list, participating pharmacies, and how it could be of benefit to County citizens. Mr. Magalis said there would be no cost to the County or to any participant in the program. Mr. Magalis encouraged the committee to contact participating counties for feedback and input on the program.

Member Prochaska left the meeting at 3:15p.m.

Items for COW - None

Actions Items for County Board - None

Public Comments - None

Executive Session – None Needed

Adjournment – A motion was made by Amy Cesich, second by John Purcell, to adjourn the Judicial Legislative Committee at 3:30p.m. With all in agreement, the meeting adjourned.

Respectfully Submitted,
Valarie McClain
Administrative Assistant
KENDALL COUNTY
Health & Environment Committee
County Office Building, County Board Room 209-210
Monday, March 10, 2014
Meeting Minutes

CALL TO ORDER
The meeting was called to order by Chair Judy Gilmour at 9:00 a.m.

ROLL CALL
Committee Members Present: Lynn Cullick, Judy Gilmour, Dan Koukol, Matthew Prochaska, and John Purcell (9:01 a.m.)

Committee Members Absent: None

Others Present: Megan Andrews, KC Soil & Water Conservation District, Dr. Amaal Tokars, Department of Health & Human Services, and Angela Zubko, Planning, Building and Zoning, John A. Shaw (9:43 a.m.)

APPROVAL OF MINUTES
Member Prochaska made a motion to approve the minutes from December 16, 2013, Member Koukol seconded the motion. With all in agreement, the minutes were approved.

STATUS REPORTS

Department of Health and Human Services – Dr. Tokars reviewed the Kendall County Health Department 2016 Strategic Plan, including their priorities of Educating the Community, Integrating Cultural Competence topics into unit staff meetings, Emergency Preparedness, Financial Solvency, Health Improvement Plan: socioeconomic well-being, youth high risk behavior, radon mitigation, BMI reduction education, Organizational Achievement, Energy Conservation, Treatment Engagement, Nutrition Education, Systems Improvement, Workforce Development, and Refreshing Policy Direction.

Farmland Protection – None

Soil & Water – Megan Andrews briefly updated the committee on Spring 2014 activities, including a Spring Pond Seminar, Erosion and Sediment Seminar, and the education department’s “Meet A Farmer” program in local schools.
Solid Waste Plan Committee – Ms. Gilmour briefly reviewed the committee’s meeting from March 5, 2014 – Waste to Energy: Alternative Technologies. The committee approved 5 specific objectives:

1. Offering to Educate Community and Monitor Compost Facilities and support legislation to improve compost and yard waste land application regulation
2. Identify State and Federal Regulations related to Waste Energy and Alternative Technologies
3. Identify status of EPA Clean Air attainment and non-attainment designation for Townships relating to waste energy sightings
4. Continue to identify and explore Alternative Technologies and offer to educate the public and County leaders regarding these technologies
5. No new waste energy or alternative technology pollution control facilities for handling municipal solid waste

Ms. Gilmour reported the next meeting in May will include the topics of Transfer Stations, Landfills and Franchising. The July meeting will feature State’s Attorney Eric Weis who will provide a summary of the County siting ordinance.

Water Related Groups – Angela Zubko reported that Northwest Water Planning Alliance rolled out a new reporting system with the Illinois State Water Survey, so all of the Public Works Directors can now report through the NWPA. Ms. Zubko reported that Fix a Leak week is March 17-23, and World Water Day is March 22, 2014.

Ms. Zubko reported that the Groundwater study has now been completed, and is awaiting approval from the Director. Ms. Zubko will present the information to the County Board after final approval.

Ms. Zubko said that the SAO is working with Green Organics on the host fee agreement, which will hopefully be completed for the March 19, 2014 County Board meeting. Ms. Zubko was notified by the SAO that host fees are not appropriate in a Special Use Permit, and would require a separate agreement.

Ms. Zubko reviewed an application Clean Construction or Demolition Debris. She distributed an aerial map showing the location, west of Beecher Road and across the street from Green Organics. The facility will be a CCDD fill operation and is owned by Two Star Enterprises, LLC. The facility will be operated by Thomas Schnabel, Jr. and the anticipated closure date is 2030. Two Star Enterprises anticipates using this site for
an industrial park in the future. Ms. Zubko stated that the County has 21 days (beginning on February 28, 2014) to respond to the letter from the EPA with any questions or concerns.

OLD BUSINESS – None

NEW BUSINESS – None

PUBLIC COMMENT – John Shaw briefed the committee about a facility in Joliet near the old quarry, and provided background information on Alderman Dick Mell’s involvement, and similar action recently taken by Vulcan.

ACTION ITEMS – None

EXECUTIVE SESSION – None Needed

ADJOURNMENT – Matt Prochaska made a motion to adjourn the meeting. John Purcell seconded the motion. With all in agreement, the meeting was adjourned at 9:59a.m.

Respectfully Submitted,

Valarie McClain
Administrative Assistant
Call to Order
The Committee of the Whole was called to order by Chair John Shaw at 4:06 p.m., who led the group in the Pledge of Allegiance.

Roll Call
Members Present: Amy Cesich - here, Elizabeth Flowers (4:12 p.m.), Judy Gilmour - here, Scott Gryder - here, Dan Koukol - present, Matt Prochaska - here, John Purcell - here John Shaw - here, Jeff Wehrli - here

Members Absent: Lynn Cullick

Others Present: David Berault, Jill Ferko, Brian Holdiman, Leslie Johnson, Stan Laken, Jim Smiley, Jeff Wilkins, Angela Zubko

Public Hearing for Residential Aggregation for Electric Rates in Unincorporated County of Kendall

- Discuss and recommend approval of Ordinance Authorizing Aggregation of Electrical Load and Adopting an Electric Aggregation Plan of Operation and Governance – With consensus, the Committee of the Whole agreed to forward the item to the County Board for approval.

Public Comment – Todd Milliron, 61 Cotswold Drive, Yorkville asked Chris Childress to provide an definition of the term 100% green.

Items of Business

From Finance Committee:

- Review Senior Tax Levy funding allocations – John Purcell reviewed the Finance Committee recommendations with the Committee of the Whole.

- CASA Presentation – Andrew Smith, President and Chris Goerlich Weber, CASA Executive Director provided a brief overview of the program, and explained that they were in financial crisis in March 2014 due to lack of funding, and they were also unable to hold volunteer advocate training in the month of March. Mr. Smith said that CASA is asking the County Board to resolve to enact the County Bill, imposing a mid-range $20 fee as allowed for in HB 2690 by the defendant found guilty of a felony, a Class A, Class B, or Class C misdemeanor, and a number of other offenses. Mr. Smith reported on the other funds that they receive, and explained that funds would support training additional Advocates, for continuation of staff and volunteer education, and continued support of the abused and neglected children in the program. Member Prochaska and Member Wehrli asked for additional information before making any decisions. There was consensus of the Committee of the Whole to forward this item to the April 15, 2014 County Board meeting for discussion and approval.
From Per Diem Committee:

- Discussion and recommendations establishing Board member and Board Chairman/Liquor Control Commissioner Compensation, Mileage Expense Reimbursement, and Health & Dental Plan Benefits – Discussion on the proposed changes to the voucher and mileage forms, and the proposed attendance form; various options, additional information on the impact to the County needed before making decisions, the timeframe for making any changes for those taking office on December 1, 2014, and those that will continue their term until 2016. Jeff Wilkins explained that there would be new rules added or changed to the Board Rules of Order. The issue will be discussed further at the April 22, 2014 Per Diem Committee meeting.

From PBZ Committee:


- Petition 14-01: Granting an amendment to the Kendall County Building Code to adopt model building codes with certain insertions, deletions and changes – Brian Holdiman said that the last time changes were made in Kendall County was 2009. The PBZ Committee has spent several meetings reviewing the proposed code insertions, deletions and changes.

Member Flowers left the meeting at 6:38 a.m.

From the Admin/HR Committee:

- Recommendations regarding revisions to Website Transparency Policy - Member Gilmour provided an overview of the revisions to the policy. Mr. Laken answered questions about storage of video recordings, the purchase of a camera, purchase of a new laptop to accommodate for the video recordings.

- Wellness Program/Health Screenings – Member Gilmour reviewed the alternative options for wellness screenings for this year. If the County offered the screenings to all employees the cost to the County would be approximately $14,000.

Old Business – None

Review Draft Board Agenda – Mr. Shaw asked the committee to review the draft agenda.

Action Items for the County Board

From the Finance Committee:

- Recommend approval of claims in an amount not to exceed $560,133.14

- Authorize replacement of voice mail server from General Fund in an amount not to exceed $18,000, $4,000 from the Facilities Management budget, and $14,000 from contingency line item 0102-037-6999
Kendall County, Illinois
Committee of the Whole

- Approve Recommendations for Senior Tax Levy funding allocations

- Approve Resolution Authorizing the Establishment of a Court Appointed Special Advocates Fund and a fee of $20 assessed on and paid in full by defendant as set forth in IL5/5-1101

From PBZ Committee:

- Petition 13-29: Approve text amendment to the Historic Preservation Ordinance to become eligible for Certified Local Government (CLG) status — Presentation by Catherine O’Connor, Illinois Historic Preservation

- Petition 14-01: Approve Ordinance for amendment to the Kendall County Building Code to adopt model building codes with certain insertions, deletions and changes

From Admin HR Committee:

- Approve Resolution Adopting Revisions to the Kendall County Website Transparency Policy

- Authorize CHC Wellness Screenings between June and August 2014 for all employees enrolled in County Health Plans

- Approval of Ordinance Authorizing Aggregation of Electrical Load and Adopting an Electric Aggregation Plan of Operation and Governance

Public Comment — None

Questions from the Media — None

Executive Session — None needed

Adjournment — Member Matthew Prochaska moved to adjourn the Committee of the Whole meeting and the motion was seconded by Member Koukol. There being no objection, the Committee of the Whole, at p.m. adjourned.

Respectfully submitted,

Valarie A. McClain
Administrative Assistant/Recording Secretary
KENDALL COUNTY
HISTORIC PRESERVATION COMMISSION
111 West Fox Street, Room 209 & 210, Yorkville, IL 60560
Meeting minutes of March 19, 2014
(Unofficial until approved)

CALL TO ORDER
The meeting was called to order by Chairman Michael Garrigan at 7:05 p.m.

ROLL CALL
Present were: Ken Boyer, Ken Donart, Whitney French (Vice-Chair), Michael Garrigan (Chairman), Richard Scheffrahn, Stephenie Todd and Jeff Wehrli (CB Representative)
Also present: Planning & Zoning Manager Angela Zubko
Members in the audience: Anne Luccietto
Absent: None

APPROVAL OF AGENDA
Stephenie Todd made a motion to approve the agenda as written, Ken Donart seconded the motion. All agreed and the agenda was approved.

APPROVAL OF MINUTES
Ms. Todd informed Ms. Zubko in the future if minutes were modified the modification must be stated in the minutes. Also her name is spelled incorrectly, it’s Stephenie.

Jeff Wehrli a motion to approve the minutes from January 16, 2014 meeting. Ken Donart seconded the motion. All agreed and the minutes were approved.

SPECIAL RECOGNITION
Pete Bochek- 3 years
Fred Dickson- 5 years

CHAIRMAN’S REPORT
Mr. Garrigan stated the Village of Plainfield had a good workshop about the existing building code which treats historic structures differently. Dan Segerbruck conducted the workshop and works for the City of Aurora. It might be good to invite him to talk to Kendall County in the future. There was some discussion on Kendall County looking into adopting the building code which would include exceptions to historic structures. There was a side conversation on a project in Plano.

NEW BUSINESS
None
OLD BUSINESS

1. Draft Ordinance changes- discussion and recommendation on more information requested by the PBZ Committee- Catherine O’Conner- Planner Zubko stated in the packet were some suggestions from Catherine O’Conner with regards to owner’s consent or non-consent. Also she suggested adding some language on the application process. After much discussion Ms. Todd stated the suggestions are very similar to what we have with some changes. She suggested just deleting our sections and inserting the suggested language with some modifications. The Commission agreed to add the suggested language into 3A and 3B and keep our current condition with regards to County Board being permitted to set fees. Suggestions were also made to modify the language on page 15 and 16 to include both landmark nominations and historic districts. Also the Commission decided to make it an affirmative action of a supermajority of the County Board members present. Whitney French made a motion to recommend approval of the revised ordinance and forward it onto Catherine O’Conner and the PBZ Committee. Jeff Wehrli seconded the motion. All agreed and the Ordinance will be revised, sent to Catherine O’Conner for approval and then back to the PBZ Committee to hopefully get approved and passed onto the full County Board. **ACTION:** Planner Zubko will make the modification and email it out to the Commission to verify the modifications looked good. **ACTION:** Planner Zubko will include on next month’s agenda modifications to our Landmark Application if the County Board passes this text amendment.

2. Update on Millbrook Bridge- At the last meeting Ms. French was going to check out the book from the library, unfortunately the library could not locate the book. **ACTION:** Planner Zubko will ask Andy Meyer from the Highway Department if he knows the title of the book or has a copy of the book we could borrow. Mr. Wehrli stated he talked to the grant writer of the Forest Preserve District and she stated designating the bridge could hinder getting grants. Mr. Wehrli said the grant writer stated if it was designated there are some grants they would not qualify for. **ACTION:** Ms. French will contact the grant writer to discuss this and explain how the designation could help and educate her a little.

3. Discuss and decide what is next for the reconnaissance survey- have some pictures from Seward and NaAuSay Township- Planner Zubko stated Oswego is almost complete but wanted to know what the Commission wanted to work on next. Ms. Todd would like to make comments to road projects like Eldmain and other road projects and not waste our time on the way on the windshield survey how it’s currently being done. **ACTION:** Ms. Zubko will get Ms. Todd the pin for the Witness tree in Grove Estates. **ACTION:** The Commission decided to start with NaAuSay Township. There was discussion on the next steps. **ACTION:** Planner Zubko will get a list of how many we have, no many we’ve done and how many are in each township so we can understand where we’re currently at with regards to this project.

4. 5 year plan/ Project Tracking Sheet- Discuss and approve changes/adjustments and select next steps for meeting 2014 goals- We will discuss this next month.

5. Discussion on public outreach event- There was brief discussion on the next steps and how to accomplish a public outreach event; Preservation Month might be too close. **ACTION:** Ms. French is going to contact Michael Vincent to see when he will be back in town.

Off topic Ms. Zubko asked Ms. Todd if she talked to Ann-Marie about joining the Commission. Ms. Todd never got a response from Ann-Marie. **ACTION:** Planner Zubko will put a press release out
regarding the openings and Commission. Ms. Todd suggested Roger Matile or Al LaFan (who used to be an inspector for the City of Aurora).

**PUBLIC COMMENT**

There was no public comment at this time

**ADJOURNMENT—Next meeting will be April 16, 2014**—Ken Donart made a motion to adjourn, seconded by Jeff Wehrli, all agreed. Chairman Garrigan adjourned the meeting at 8:45 pm.

Submitted by,
Angela L. Zubko, Recording Secretary & Planning & Zoning Manager