The Kendall County Board Meeting was held at the Kendall County Office Building, Room 209, in the City of Yorkville on Tuesday, October 2, 2012 at 6:00 p.m. The Clerk called the roll. Members present: Chairman John Purcell, Bob Davidson, Elizabeth Flowers (6:07), Jessie Hafenrichter, Dan Koukol, Nancy Martin, John Shaw, Anne Vickery and Jeff Wehrli.

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

THE MINUTES

Member Vickery moved to approve the submitted minutes from the Adjourned County Board Meetings of 9/4/12. Member Koukol seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

THE AGENDA

Member Hafenrichter stated that she has 3 months of Housing Authority minutes to pass out for the Board to review and discuss at the next meeting.

Member Koukol moved to approve the agenda. Member Martin seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

NEW BUSINESS

HIDTA Agreement

Item moved to the next meeting.

Member Vickery would like to change the time of the Finance and COW meeting for October 11, 2012 to 2:00pm for Finance and 3:00pm for COW.

Member Martin stated that at the next Kencom Executive meeting on October 25, 2012 there will be vendor presentations between 6:15pm and 6:30pm for automatic phone messages.

OLD BUSINESS

Intergovernmental Agreement between County and Village of Oswego for Transportation Services

County Administrator, Jeff Wilkins explained that the Village of Oswego approved the agreement with the Park and Ride included. In the agreement the route is laid out with the times provided, the park and ride is grouped with the dial a ride, fuel and maintenance costs are spelled out, and the lease for vehicles is explained. The length of the agreement is 3 years.

Member Martin moved to approve the Intergovernmental Agreement between the County of Kendall and Village of Oswego for Transportation Services. Member Hafenrichter seconded the motion.

County Administrator, Jeff Wilkins explained that the Second Agreement with the Voluntary Action Center is to allow the Voluntary Action Center the ability to provide the park and ride service. Mr. Wilkins stated that Oswego would save money with this agreement. The agreement is for 3 years.

To allow the State’s Attorney time to review the agreement the motion was tabled.

Member Davidson moved to table the motion for the Intergovernmental Agreement between the County of Kendall and Village of Oswego for Transportation Services. Member Koukol seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye except Davidson. **Motion carried.**
Planning, Building and Zoning

Petition 12-29 Success in the Suburbs

Postponed to the next meeting.

Subdivision Bonds for the Fields of Farm Colony – Units 3 & 4

Member Martin made a motion to approve the Resolution authorizing the County Board Chairman to sign the Release and Assignment and to accept payment on behalf of the County of Kendall for Subdivision Bonds for the Fields of Farm Colony – Units 3 & 4. Member Wehrli seconded the motion. Chairman Purcell asked for a roll call vote on the motion. All members present voting aye. Motion carried.

RESOLUTION 12-41

A Resolution authorizing the County Board Chairman to sign the Release and Assignment and to accept payment on behalf of the County of Kendall for Subdivision Bonds for the Fields of Farm Colony – Units 3 & 4

WHEREAS, the Fields of Farm Colony, LLC, also doing business as Inland Capital Fund, L.P., Inland Land Appreciation Fund, and Inland Midwest Investment Corporation, hereinafter referred to as the “Developer”, requested and obtained approval for the Fields of Farm Colony, Unit 3, from the County of Kendall, hereinafter referred to as the “County”. Said development is located in unincorporated Kendall County, and;

WHEREAS, as part of the approval by the County, certain public improvements were required of the Developer upon completion of the development, and;

WHEREAS, as part of the approval by the County, the Developer was required and did in fact post a Subdivision Bond on August 17, 2001 and February 4, 2002 to guarantee that the public improvements required by the County would be completed, and;

WHEREAS, the County has made multiple requests of the Developer to complete the public improvements which to date remain outstanding, and;

WHEREAS, additionally, certain public improvements attempted by the Developer have failed, including the collapse of a weir wall in April of 2009 to which no corrective action has been taken, and;

WHEREAS, the County has provided a detailed list of public improvements from Strand Engineering to the Developer to specify which public improvements need to be completed and which public improvements need to be reconstructed or replaced, a copy of which is attached hereto, and:

WHEREAS, as of the date of this Resolution, the Developer has failed to complete or repair the public improvements which the Developer was obligated to as part of this project, and;

WHEREAS, to date no remedial work has been done since the date the County provided the report from Strand Engineering and the safety of the residents is still a concern;

WHEREAS, the taxpayers of Kendall County should not be obligated to pay for the public improvements or repairs to the public improvements, and;

WHEREAS, on April 17, 2012, the Kendall County Board authorized by Resolution numbers 12-16 & 12-17 to draw upon the bonds posted for Fields of Farm Colony, Units 3 & 4, and;

WHEREAS, the Resolutions and supporting documentation were served upon Travelers Insurance and upon a review of the claim, the development, and verification of the remaining unfinished public improvements, Travelers Insurance had determined that payment of $147,119.35 is warranted in this matter, and;

BE IT HEREBY RESOLVED that the Kendall County Board does hereby adopt the above findings and authorizes the Kendall County Board Chairman to execute the attached 2-page Release and Assignment (hereto attached and incorporated by reference) for the Fields of Farm Colony, Units 3 & 4 and shall accept payment on behalf of the County of Kendall for subdivision bonds B21843481 and B21851500 for the Fields of Farm Colony, Units 3 & 4 in the amount of $147,119.35 for the completion of the remaining public improvements for the Fields of Farm Colony Unit 3 & 4.

ADOPTED BY THE COUNTY BOARD THIS 2nd DAY OF October, 2012.

Attest:
Debbie Gillette
Kendall County Clerk
Co Board 10/2/12

John Purcell
Kendall County Board Chairman
OLD BUSINESS

Intergovernmental Agreement between County and Village of Oswego for Transportation Services

Member Martin moved to take off the table the motion for the Intergovernmental Agreement between the County of Kendall and Village of Oswego for Transportation Services. Member Hafenrichter seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye except Davidson. Motion carried.

Motion is back on the table for the Intergovernmental Agreement.

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

A complete copy of IGAM 12-30 is on file in the Office of the County Clerk.

2nd Agreement to Modify Contract between the County and the Voluntary Action Center

Member Martin moved to approve the Second Agreement to Modify Contract between Kendall County and the Voluntary Action Center. Member Hafenrichter seconded the motion. Chairman Purcell asked for a roll call vote on the motion. All members present voting aye except Davidson. Motion carried.

A complete copy of IGAM 12-31 is on file in the Office of the County Clerk.

STANDING COMMITTEE REPORTS

Public Safety

Member Flowers reviewed the 8/27/12 and 9/24/12 minutes in the packet.

Economic Development

Member Koukol reviewed the minutes in the packet from 9/28/12.

Finance

CLAIMS

Member Vickery moved to approve the claims submitted in the amount of $654,478.17. Member Martin seconded the motion.

COMBINED CLAIMS: FCLT MGMT $24,966.92, B&Z $2,643.27, CO CLK & REC $1,235.83, ELECTION $2,544.79, ED SRV REG $6,837.56, SHRFF $20,239.79, EMA $1,353.81, CRCT CT CLK $142.00, JURY COMM $5,327.97, CRCT CT JDG $6,869.03, CRNR $1,387.17, ST ATTY $1,159.49, BRD OF RVW $2,271.71, EMPLOY HLTH INS $327,202.54, OFF OF ADM SRV $276.11, GNRL INS & BNDG $98.00, CO BRD $851.18, TECH SRV $6,832.73, CONTINGEN $5,910.00, ECON DEV $7.04, CO HWY $434.28, HLTH & HMN SRV $91,849.13, EXP $2,606.00, FRST PRSRV $3,043.52, GEN CLR $992.60, ANML CNTRL EXP $1,647.65, CO RCDR DOC STRG $171.90, HINTA $45,120.35, COMM FND $13,058.25, CRT SEC FND $251.35, LAW LBRY $8,610.63, GIS $270.00, ANML POP CNTRL $660.00, VAC $9,413.46, FP BND SERV 2007 $55,350.52, CRTHSE EXPNSN $2,383.11, CRTHSE DEBT $458.48

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

Discussion of FY 2013 Budget

County Administrator, Jeff Wilkins stated that there have been minutes in the packets to let board members know what has been going on. The timeline for the budget approval is November 7, 2012 and the levy approval on November 20, 2012. Mr. Wilkins reviewed the levy – new construction is expected to be $20,900,000 which is a decrease from last year of $3,423,283. EAV is down on average countywide 7.69%. With the entire levy requests right now if the county was to match the levy requests the county would be at a $1,910,177 deficit. The most the county could levy is $10,507,154 if all of the other levies are met. The committee has made revisions to reduce the deficit amount to $1,345,797 as of 9/25/2012. The anticipated fund balance going into next year is $14.1 million. If all levies are balanced and reduced there is almost a 3% decrease of levy from last year. General Fund revenues are expected to go up 3.2% and expenditures and transfers out are expected to increase 3.5%.

Member Vickery would like to schedule budget meetings for October 12, 2012 and October 15, 2012 at 9:30am.
Judicial/Legislative

Member Koukol reviewed the minutes in the packet from the meeting held on 9/26/12.

Video Bond Call System

Member Koukol moved to approve the Video Bond Call System in the amount of $2,985.00 from the Courthouse Expansion Fund. Member Hafenrichter seconded the motion. Chairman Purcell asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Animal Control

Logo for Kendall County Animal Control

Member Martin moved to approve the logo for Animal Control. Member Hafenrichter seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

Sale of Inventory and Deposit of receipts into Animal Control Fund

Member Martin moved to authorize the sale of inventory and deposit the receipts into the Animal Control Fund. Member Hafenrichter seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

Labor & Grievance

Member Shaw reported that they met on September 24, 2012 and will meet again on October 29, 2012.

**STANDING COMMITTEE MINUTES APPROVAL**

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

**SPECIAL COMMITTEE REPORTS**

River Valley Workforce Investment

No report.

Housing Authority

Member Hafenrichter passed out minutes to the board members. There was a meeting with the new director and nothing was amiss financially it was just management style.

**CHAIRMAN’S REPORT**

Chairman Purcell explained that the Townships have a general assistance fund and individuals in the township can apply for assistance. There is a list of criteria for whether they can get assistance or not, Township Supervisors approves or denies the general assistance request. If there is a denial, state statute provides that an appeal can be made to the Public Aid Appeals Committee. There has been appeal in Bristol Township. Committee needs to consist of 4 Township Supervisors and the Chairman of the Board.

**APPOINTMENT**

* Ken Walker – Public Aid Appeals Committee – 2 yr term – expires September 30, 2014
* Jim Horton – Public Aid Appeals Committee – 2 yr term - expires September 30, 2014
* Frank Carreno – Public Aid Appeals Committee – 2 yr term - expires September 30, 2014
* Jim Detzler – Public Aid Appeals Committee – 2 yr term - expires September 30, 2014
* John Purcell – Public Aid Appeals Committee

Member Martin moved to approve the appointments. Member Hafenrichter seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. **Motion carried.**
Announcements
Robert Walker – Public Aid Appeals Committee – 2 yr term - expires September 30, 2014

Vacancy – Board of Health

CITIZENS TO BE HEARD

Todd Milliron, 61 Cotswold, Yorkville asked about the budget presentation worksheets and was granted a copy. Mr. Milliron also stated that the transportation agreement was a good deal for Oswego, they are getting additional services.

QUESTIONS FROM THE PRESS

Steve Lord from the Beacon News asked about the agreement with Oswego for the Park and Ride.

ADJOURNMENT

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

Motion carried.

Approved and submitted this 3rd day of October, 2012.
Respectfully submitted by,
Debbie Gillette
Kendall County Clerk