

A G E N D A
COUNTY BOARD, COUNTY OF KANE
TUESDAY, FEBRUARY 9, 2010
9:45 A.M.

1. CALL TO ORDER
2. ROLL CALL
3. MINUTES: January 12, 2010
4. NEW AND UNFINISHED BUSINESS

(A) PRESENTATIONS:

- Res. #10-31: Recognition of February as Black History Month

(B) SPEAKERS (Agenda Items):

- Sandy Shelby, Anderson Animal Shelter on Res. #10-51: Proclaiming February 2010 As Prevent A Litter Month

(C) ZONING PETITIONS

Petition #4227

Petitioner:

Location:

Proposed:

2030 Plan:

Objectors:

Recommendations:

ST. CHARLES TOWNSHIP (*Held over from December 8, 2009*)

Nelson/Bowman

On the east side of Thorn Tree Road, 1 block east of Randall Road, Section 21, St. Charles Township (4N075 & 4N011 Thorn Tree Road).

F District-Farming to R-1 District Estate Residential (5.53 acres)

Rural Residential

None

Staff: **DENIAL**

Regional Planning Comm.: Not Applicable

Zoning Board Recommendation: Approve

Development Committee Recommendation: **DENIAL**

(D) RESOLUTIONS & ORDINANCES

.....CONSENT AGENDA

Administration -

#10 - 32 Wireless Services-Pagers, Aircards and Phones (Information Technology Department)

#10 - 33 Janitorial Services

County Development -

#10 - 34 Mill Creek Special Service Area Landscape Maintenance

#10 - 35 Parkway Tree Planting Program for the Mill Creek Special Service Area

#10 - 36 Approving an Amendment to an Intergovernmental Agreement with Dundee Township for Property Transfer from Voluntary Floodprone Property Buyout

Executive -

- #10 - 37 Authorizing Certain Actions Relative To The County Tax Agent

Finance/Budget -

- #10 - 38 Adjusting the Fiscal Year 2009 County Clerk's Office Budget
- #10 - 39 FY2010 Budget Adjustment Pandemic Flu Grant Award for Public Health Department
- #10- 40 Amending the 2010 Fiscal Year Budget Kane County Division of Transportation County Highway Fund and Motor Fuel Tax Fund
- #10 - 41 Amending the 2010 Fiscal Year Budget Kane County Sheriff's Department (Hazardous Devices)
- #10 - 42 Amending the 2010 Fiscal Year Budget Kane County Sheriff's Department (Homeland Security)
- #10 - 43 Amending the 2009 and 2010 Fiscal Year Budgets Year-End Entries

Public Health -

- #10 - 44 Agreement Between Kane County Health Department and Community Foundation of the Fox River Valley to Support "Fit for Kids Fund"
- #10 - 45 Professional Services Agreement
- #10 - 46 Citizen Corps Program Grant Award
- #10 - 47 FFY2009 Emergency Management Assistance (EMA) Program Grant Additional Allocation Authorization
- #10 - 48 FY2010 Emergency Management Assistance (EMA) Program Grant Authorization
- #10 - 49 Illinois Disaster Assistance Program Awards
- #10 - 50 NACCHO MRC Capacity Building Award
- #10 - 51 Proclaiming February 2010 As Prevent A Litter Month

Transportation -

- #10 - 52 Approving a Phase II Engineering Services Agreement with HDR Engineering, Inc. for Randall Road at U.S. Route 20 Ramps / Foothill Road, Kane County Section No. 06-00345-00-CH
- #10 - 53 Approving an Intergovernmental Agreement with the State of Illinois for Phase II Engineering Services for Randall Road at U.S. Route 20 / Foothill Road, Kane County Section No. 06-00345-00-CH
- #10 - 54 Approving an Engineering Services Agreement with Applied Research Associates, Inc. for Countywide Pavement Management Services, Kane County Section No. 10-00401-00-EG

- #10 - 55 Approving an Agreement with Hampton, Lenzini, & Renwick, Inc. For Professional Land Survey Services, Kane County Section No. 10-00368-01-EG
- #10 - 56 Approving Contract for Construction, 2010 County Resurfacing Program, Kane County Section No. 10-00400-00-RS
- #10 - 57 Approving a Phase III Engineering Services Agreement with ESI Consultants, LTD. For Damisch Road Bridge Over Tyler Creek, Kane County Section No. 07-00358-00-BR
- #10 - 58 Approving an Intergovernmental Agreement with the State of Illinois for Phase III Construction and Construction Engineering Services for Damisch Road Bridge Over Tyler Creek, Kane County Section No. 07-00358-00-BR
- #10 - 59 Authorizing Acquisition of Highway Right of Way Big Timber Road (County Highway No. 21) Over Tyler / Pingree Creeks West of McCornack Road Kane County Section No. 01-00266-00-BR (4 Parcels)

.....END OF CONSENT AGENDA

- #10 - 60 Kane County Law Library & Self Help legal Center Conference Rooms

(E) APPOINTMENTS:

- 5. EXECUTIVE SESSION
- 6. SPEAKERS (Non-Agenda Items):
- 7. ADJOURNMENT to Tuesday, March 9, 2010 at 9:45 a.m.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 31

RECOGNITION OF FEBRUARY AS BLACK HISTORY MONTH

WHEREAS, February is designated nationally as Black History Month; and

WHEREAS, it is desirable and appropriate that we reflect upon the contributions of African Americans to this country in the areas of Arts, Sciences, Politics, Education, Culture and Law, and

WHEREAS, it is periodically appropriate to focus on the significant contributions of African Americans; and

WHEREAS, the list of exceptional African Americans includes James Baldwin, most prolific Black play writer, essayists and novelists of modern times and Langston Hughes an outstanding poet and novelist, Josephine Baker, most colorful dancer and singer. In the area of science, Dr. Charles Drew, founder of blood plasma, director of Red Cross Blood bank, Matthew Henson, first man to set foot on the North Pole and Dr. Daniel Hale Williams performed the first successful heart surgery. Politicians Shirley Chisholm the first black woman to run for president, Andrew Young who was the first black ambassador to the UN and Eric Holder the first black attorney general. Educators Benjamin Mays, President of Morehouse College, George Washington Carver, founder of Tuskegee Institute and Marva Collins the founder of the Westside Preparatory School in Chicago. Oliver Brown addressed segregation in the Brown vs. the Board of Education and Marian Anderson an American contralto. There was Adam Clayton Powell Jr, the first black congressman from New York and Joseph Hayne Rainey the first Black seated in the U.S. House of Representatives presiding over that House. Let us not forget our local heroes, Cynthia Latimer, Assistant Superintendent Division of Teaching and Learning in District 129, Marie Wilkerson, founder of the Marie Wilkerson Daycare Center and Food Pantry and long time community activist, Dr. Deslyn Browne, African American physician at Rush Copley Hospital and Wilbert Walters, educator and founder of the non-for-profit Aurora Sundowners track club which has been in existence for over 42 years.

NOW, THEREFORE, BE IT RESOLVED that the Kane County Board wishes to recognize Black History Month and the contributions those African-Americans have made to American society.

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

STATE OF ILLINOIS }
 }§
COUNTY OF KANE }

PETITION NO. 4227
ORDINANCE AMENDING THE
ZONING ORDINANCE OF KANE COUNTY, ILLINOIS

BE IT ORDAINED by the County Board of Kane County, Illinois, as follows:

- 1) That the following described property is hereby rezoned and reclassified from F-District Farming to R-1 District – One Family Residential on the following described property:

That part of Lot 5 of Timber Valley Subdivision II, a resubdivision of Lots 3, 4, 5 and 6 of Timber Valley Subdivision, being a part of Sections 21 and 28, Township 40 North, Range 8 East of the 3rd Principal Meridian, lying Northerly of the following described line: Beginning at the Southwesterly corner of Lot 4 of said Subdivision; thence South 25°35' W 24.0 feet; thence Westerly along a curve convex to the Left having a radius of 60.0 feet tangent to a line drawn at Right angles to the last described course 76.33 feet; thence North 75°25' West 88.0 feet; thence North 65°55' West 136.0 feet to a point on the Westerly line of said Lot 5 that is North 20°20' East 66.14 feet of an angle in said Westerly line, in St. Charles Township, Kane County, Illinois. The second property is described as follows: That part of Lot 5 of Timber Valley Subdivision II, a resubdivision of Lots 3, 4, 5 and 6 of Timber Valley Subdivision, being a part of Sections 21 and 28, Township 40 North, Range 8 East of the 3rd Principal Meridian, lying Southerly of the following described line: Beginning at the Southwesterly corner of Lot 4 of said Subdivision; thence South 25°35' West 24.0 feet; thence Westerly along a curve to the Left having a radius of 60.0 feet tangent to a line drawn at Right angles to the last described course 76.33 feet; thence North 75°25' West 88.0 feet; thence North 65°55' West 136.0 feet to a point on the Westerly line of said Lot 5 that is North 20°20' East 66.14 feet of an angle in said Westerly line, in St. Charles Township, Kane County, Illinois.

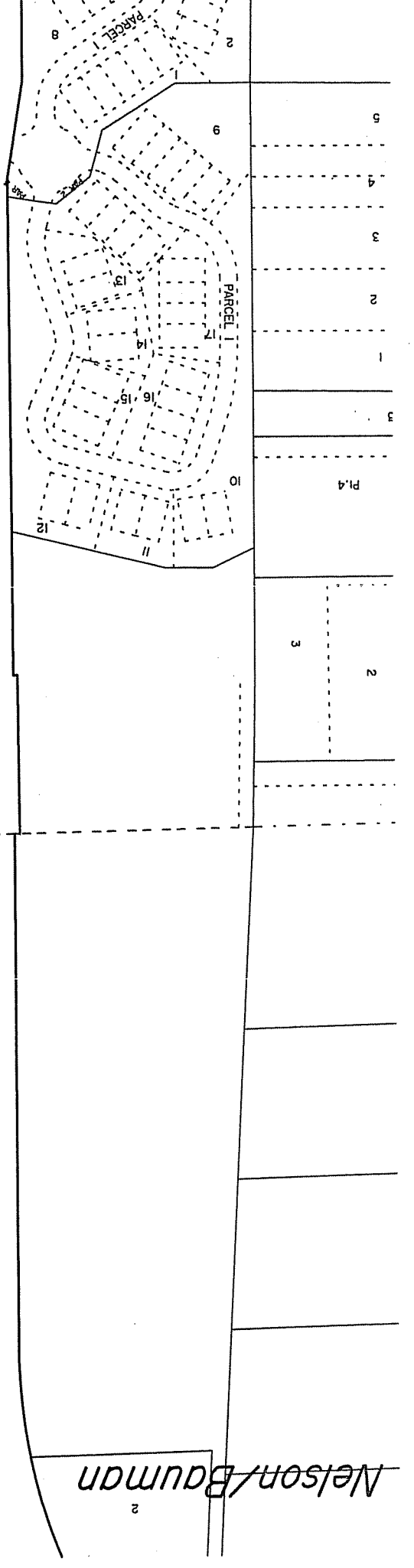
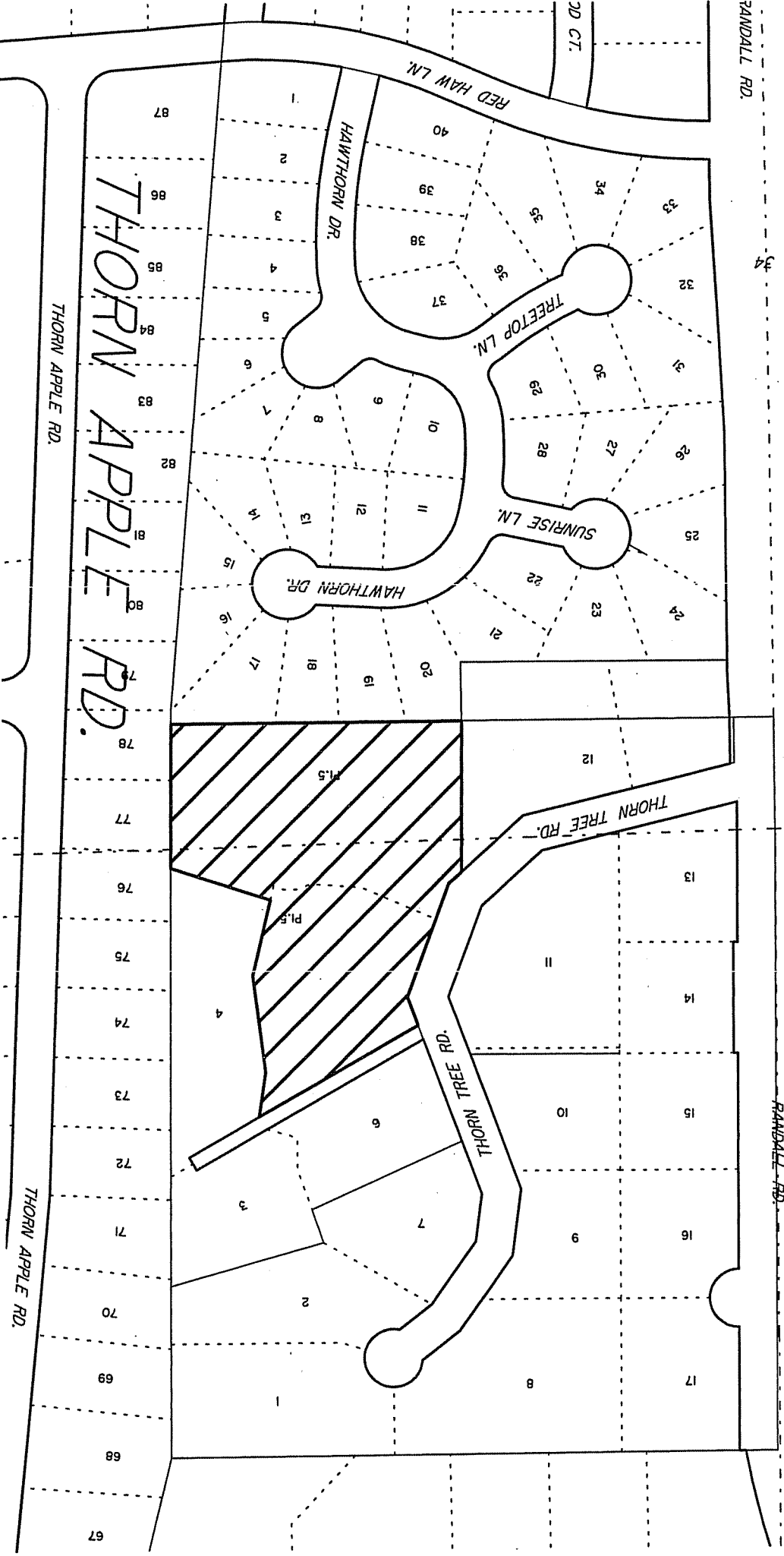
- 2) That the zoning maps of Kane County, Illinois, be amended accordingly.
- 3) This ordinance shall be in full force and effect from and after its passage and approved as provided by Law.

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____



Nelson/Bauman

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 – 32

**WIRELESS SERVICES – PAGERS, AIRCARDS AND PHONES
(Information Technologies Department)**

WHEREAS, the Kane County Information Technologies Department (ITD) provides wireless service to County Offices and Departments including cellular phones, aircards and pagers; and

WHEREAS, the Kane County Information Technologies Department solicited and received competitive bids for wireless services; and

WHEREAS, USAMobility was the lowest qualified responsible bid for paging, for a three year contract; and

WHEREAS, Nextel has the lowest qualified pooled minutes plan for cellular phones; and

WHEREAS, Verizon Wireless was the lowest qualified responsible bid for aircards.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Kane County Board that the County Board Chairman enters into a contractual agreement with USAMobility for paging service (three year contract), Verizon Wireless for aircards (existing contract), and Nextel for cellular services (existing contract).

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
001.800.800.64000	Telephone	Yes	Yes	

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO 10 - 33

JANITORIAL SERVICES

WHEREAS, bids were solicited and received for providing outside janitorial services for the Kane County Judicial Center, Sherriff's Department, Government Center, 3rd Street Courthouse, 6th St. Center, Building Management, Child Advocacy Center, Diagnostic Center, Circuit Clerk North Campus, Juvenile Justice Center, Aurora Heath Department, Elgin Health Department, Elgin and Aurora Court Services, and Division of Transportation; and

WHEREAS, Perfect Cleaning Service, Inc., Chicago, IL was the lowest responsible bidder at a cost of Thirty-One Thousand, Two Hundred, Fifteen Dollars (\$31,215.00) per month for all locations listed above; and

WHEREAS, the bid specifications and contract call for the successful bidder to phase into the full janitorial contract, beginning janitorial services at the Judicial Center March 1, 2010, the Government Center April 16, 2010, and all remaining locations June 1, 2010. The agreement with the current janitorial services vendor, DuKane Contract Services, Inc., will be amended to include the following janitorial services:

March 1-April 16- All facilities except the Judicial Center

April 16-May 31- All facilities except the Judicial Center and Government Center; and

WHEREAS, adequate funds have been budgeted and exist to cover all expenditures defined in this resolution.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board, that the Chairman of the Kane County Board is hereby authorized to enter into a contract with Perfect Cleaning Service Inc, Chicago, IL to provide outside janitorial services at the Kane County Judicial Center, Sheriffs Department, Government Center, 3rd Street Courthouse, 6th St. Center, Building Management, Child Advocacy Center, Diagnostic Center, Circuit Clerk North Campus, Juvenile Justice Center, Aurora Heath Department, Elgin Health Department, Elgin and Aurora Court Services, and Division of Transportation commencing on a phase in program defined above with contractual terms of March 1, 2010 through February 28th, 2013 a cost of Thirty-One Thousand, Two Hundred, Fifteen dollars (\$31,215.00) per month for all locations listed above. Funds to be paid from the General Fund, Contract Service – Janitorial Line Item 001-080-080-52010, 001-080-081-52010, 001-080-082-52010, 001-080-083-52010, 001-080-084-52010-080-085-52010, 001-080-086-52010, Court Services Fund 001-430-431-52010, 001-430-434-52010, County Highway Fund, 300-520-520-52010 and County Health Fund, Repair/Mtc Building & Grounds Line Item 350-580-580-52010.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Kane County Board, that the current agreement for janitorial services with DuKane Contract Services is amended to include the following janitorial services:

March 1-April 16- Sherriff's Department, Government Center, 3rd Street Courthouse, 6th St. Center, Building Management, Child Advocacy Center, Diagnostic Center, Circuit Clerk North Campus, Juvenile Justice Center, Aurora Heath Department, Elgin Health Department, Elgin and Aurora Court Services, and Division of Transportation.

April 16-May 31- Sherriff's Department, 3rd Street Courthouse, 6th St. Center, Building Management, Child Advocacy Center, Diagnostic Center, Circuit Clerk North Campus, Juvenile Justice Center, Aurora Heath Department, Elgin Health Department, Elgin and Aurora Court Services, and Division of Transportation.

Passed by the Kane County Board February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes

No

Voice

Abstentions

2JanitorialBids

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 34

**MILL CREEK SPECIAL SERVICE AREA
LANDSCAPE MAINTENANCE**

WHEREAS, bids have been solicited and received for landscape maintenance of selected areas of the Mill Creek Subdivision for the Mill Creek Special Service Area District; and

WHEREAS, Forever Green Lawns of South Elgin, IL was the lowest responsible bidder for providing maintenance at a cost of \$ 31,225.00; and

WHEREAS, Forever Green Lawn of South Elgin, IL will perform additional services, on request, according to the following price structure.

Sodded lawns in place, per square yard	\$ 2.05
Seeded lawns in place, per square yard	\$ 0.98
Bark Mulch, per cubic yard	\$ 45.00
Deep root watering, per application	\$1150.00
Perennial watering, per application	\$ 675.00
Overseed Wildflowers	\$ 785.00
Wildflower Installation, each	\$ 2.10

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chair thereof is authorized to enter into a contract with Forever Green Lawns of South Elgin, IL for the landscape maintenance for selected areas of the Mill Creek Subdivision for the Mill Creek Special Service Area District at a cost of Thirty-One Thousand, Two Hundred Twenty-Five Dollars (\$31,225.00) and any required costs for additional services performed on request. Funding shall be paid from the Special Service Area Fund 520.690.730.52120.

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
520.690.730.52120	Repair & Maintenance – Buildings & Grounds	Yes	Yes	N/A

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 35

**PARKWAY TREE PLANTING PROGRAM FOR THE
MILL CREEK SPECIAL SERVICE AREA**

WHEREAS, bids have been solicited and received for the supplying of all materials, and completion of all work items associated with the installation, warranty, and maintenance of new parkway trees for the Mill Creek Special Service Area District; and

WHEREAS, St. Aubin Nursery & Landscaping, Inc., Woodstock, IL, was the lowest responsible bidder for providing 2" to 2 1/2" diameter trees, materials, installation, and warranty according to the following price structure.

<u>Tree</u>	<u>Quantity Available</u>	<u>Cost / Tree</u>
Red Oak	200+	\$189.00
Swamp White Oak	150+	\$205.00
Hophornbeam	50+	\$219.00
Sugar Maple	150+	\$209.00
Gingko	100+	\$229.00
Hackberry	500+	\$169.00
Honey Locust	400+	\$179.00
Aristocrat Pear	100+	\$209.00
Buckeye/Horsechestnut	140+	\$229.00
Kentucky Coffee Tree	200+	\$209.00
Japanese Tree Lilac	50+	\$219.00
Crabapple	300+	\$159.00
Serviceberry	200+	\$174.00

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is authorized to enter into a contract with St. Aubin Nursery & Landscaping, Woodstock, IL for the supply of all materials, and completion of all work items associated with the installation, warranty, and maintenance of new parkway trees for the Mill Creek Special Service Area District at a cost not to exceed Forty Thousand Dollars (\$40,000.00). Funding shall be paid one-half from the homeowner in Mill Creek Special Service Area District receiving the parkway tree and one-half from the Special Service Area Fund 520.690.730.55000.

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
520.690.730.55000	Other Contractual Expenses	Yes	Yes	N/A

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

2MC-trees

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 36

**APPROVING AN AMENDMENT TO AN INTERGOVERNMENTAL AGREEMENT
WITH DUNDEE TOWNSHIP FOR PROPERTY TRANSFER FROM VOLUNTARY
FLOODPRONE PROPERTY BUYOUT**

WHEREAS, on October 13, 2009 Kane County (KANE) passed Resolution No. 09-373, approving an Intergovernmental Agreement with Dundee Township for property transfer from voluntary floodprone property buyout; and

WHEREAS, on November 10, 2009 KANE passed Ordinance No. 09-416, establishing a Richardson Subdivision Special Service Area for the purpose of paying the cost of providing special services in and for such area; and

WHEREAS, both KANE and Dundee Township desire to modify said Intergovernmental Agreement to specify the conditions under which Kane would activate the Richardson Subdivision Special Service Area; and

WHEREAS, residents of both Kane County and Dundee Township will benefit from this Project through reduced flooding and reduced flood hazard exposure along Fox River.

NOW THEREFORE, BE IT RESOLVED by the Kane County Board that the attached amended Intergovernmental Agreement between KANE and Dundee Township is hereby accepted and approved and that the Chairman of the Kane County Board is hereby authorized and directed to execute the Agreement on behalf of the County.

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

INTERGOVERNMENTAL AGREEMENT BETWEEN
DUNDEE TOWNSHIP
AND
THE COUNTY OF KANE

THIS AGREEMENT made as of the date of final execution, by and between Dundee Township ("Township") and the County of Kane ("County") for the mutual benefits and purposes as set forth below:

WHEREAS, Article VII, Section 10, of the Illinois Constitution of 1970 provides that units of local government may contract or otherwise associate among themselves to obtain or share services and to exercise, combine, or transfer any power or function in any manner not prohibited by law or by ordinance and may use their credit, revenues, and other resources to pay costs related to intergovernmental activities; and

WHEREAS, the Illinois Intergovernmental Cooperation Act, 5 ILCS 220/1 *et seq.* further authorizes intergovernmental cooperation; and

WHEREAS, the County and the Township desire to transfer and accept certain properties in order to help each party better fulfill their respective functions and provide services to the public; and

WHEREAS, on October 13, 1998, the County passed Ordinance No. 98-251 adopting the Kane County Stormwater Management Plan (the "Plan") pursuant to 55 ILCS 5/5-1062 which established goals to identify, protect, and improve floodplains, waterways, lakes, ponds, wetlands, and groundwater recharge areas; to minimize and reduce stormwater damages to existing structures; and to guide land use in order to maximize the protection of public health, safety and welfare; as well as identify and develop revenue sources to complete the goals and objectives of the Plan; and

WHEREAS, pursuant to authority granted in 55 ILCS 5/5-1062 and 5/5-15001, *et seq.*, and the Home Rule provisions of the Illinois Constitution, the County is authorized to take action to control flooding and to enter into agreements for the purposes of stormwater management and flood control; and

WHEREAS, on October 13, 2003, the County passed Ordinance No. 03-308 adopting the Kane County Natural Hazards Mitigation Plan (the "Mitigation Plan"); and

WHEREAS, the Mitigation Plan lists seventeen action items to improve the County's natural hazard preparedness, including undertaking Repetitive Loss Projects; and

WHEREAS, the County's Department of Environmental Management developed a Floodprone Properties Mitigation Plan identifying potential voluntary elevation and buyout projects; and

WHEREAS, the County identified properties in the Township that suffered from severe repetitive flooding including one property commonly known as 15N302 Camp Flint Drive; and

WHEREAS, the current owner of 15N302 Camp Flint Drive has indicated his willingness to enter into a voluntary sale to the County; and

WHEREAS, on August 12, 2008 the County passed resolution #08-253, authorizing the County Board Chairman to enter into a grant agreement with the Illinois Emergency Management Agency in the amount of \$432,963.00 and other contracts to acquire, among other properties to be acquired by voluntary sale, the property in the Township; and

WHEREAS, the County is willing to acquire the property located at 15N302 Camp Flint Drive and transfer title to 15N302 Camp Flint Drive to the Township in exchange for a commitment to abide by all provisions of the Illinois Emergency Management Agency State-Local Flood Mitigation Assistance Program Agreement, dated January 12, 2009; and

WHEREAS, the Township is willing to enter into this Agreement for the transfer of title to the property located at 15N302 Camp Flint Drive; and

WHEREAS, the Township and County have mutually determined that it would be in the best interest of the citizens of the community to be able to assist each other through this transfer of property and agreements.

NOW, THEREFORE, in consideration of the foregoing, as well as the mutual covenants and agreements hereinafter set forth, the Township and the County hereby agree as follows:

1. RECITALS. All of the Recitals set forth above are made a part of this Agreement and incorporated herein.

2. ACQUISITION AND TRANSFER OF TITLE TO 15N302 CAMP FLINT DRIVE. The County hereby agrees to acquire title to the property located at 15N302 Camp Flint Drive and to transfer title to the property located at 15N302 Camp Flint Drive to the Township by a recordable Warranty Deed subject only to: a) covenants, conditions and restrictions of record as of June 1, 2009; b) public and utility easements and roads and highways, if any; c) a covenant, running with the land, to comply with the provisions of the Illinois Emergency Management Agency State-Local Flood Mitigation Assistance Program Agreement, dated January 12, 2009. The County agrees, for the ultimate benefit of the Township, to cause the sellers of the 15N302 Camp Flint Drive to remove liens and other

encumbrances upon title other than the Permitted Exceptions.

3. DEMOLITION AND USE OF 15N302 CAMP FLINT DRIVE. Within 120 days of recording the Deeds transferring ownership to the County in accordance with the terms hereof, and prior to the County transferring ownership to Dundee Township, the County agrees to demolish the structure and improvements at 15N302 Camp Flint Drive; to grade the property at 15N302 Camp Flint Drive, and to seasonably seed and landscape the property at 15N302 Camp Flint Drive. The Township agrees, through a long-term Use and Maintenance Agreement with the Richardson Subdivision Homeowners Association (the "Association"), to maintain the property at 15N302 Camp Flint Drive, in perpetuity, as open or park space, and to otherwise comply with all provisions of the Illinois Emergency Management Agency State-Local Flood Mitigation Assistance Program Agreement, dated January 12, 2009.

4. CONTINGENCIES. This Agreement is contingent upon the terms set forth above as well as Dundee Township's execution of a long-term Use and Maintenance Agreement with the Richardson Subdivision Homeowner's Association and the approval of a backup Special Service Area between the Richardson Subdivision Homeowner's Association and Kane County, both to stipulate compliance with the Illinois Emergency Management Agency State-Local Flood Mitigation Assistance Program Agreement, dated January 12, 2009, and maintenance requirements as set forth and limited to the above referenced Use and Maintenance Agreement requested by the residents of the Richardson Subdivision. The County has heretofore on November 10, 2009, by Ordinance No. 09-416, established the Richardson Special Service Area. The County agrees that if the Association shall fail or refuse to perform any maintenance needed or required under the Use and Maintenance Agreement described in Paragraph 3 hereof, upon written request by Dundee Township, the County shall activate, as expeditiously as possible, the Special Service Area and agrees to levy an amount, determined by Dundee Township, but not to exceed the maximum allowed by the Richardson Subdivision Special Service Area, sufficient to perform all such maintenance together with all related administrative or legal expenses. The parties agree that Dundee Township shall not be responsible to expend any funds in excess of those actually received from the County pursuant to the Special Service Area ordinance.

5. COSTS OF TRANSFER. All costs and fees (but not including the fees and expenses of any attorney not retained by the County) associated with the transfer of the property at 15N302 Camp Flint Drive, including but not limited to premiums for the title insurance, examination fees, survey fees,

and recording fees, shall be paid by the County in accordance with the budget developed in accordance with the terms of the Grant.

6. **COMPLETION AND DEFAULT.** Should either party hereto breach any of the material terms of this Agreement, the other party shall serve written notice upon the President or Chairman of the breaching party, as the case may be. Should the breaching party fail to cure such breach within thirty (30) days after receipt of the written notice from the other identifying the breach, then--unless this Agreement is further extended or modified in writing by the parties--the non-breaching party may seek specific performance of the promises set forth herein and the breaching party shall indemnify the other for any reasonable costs necessary to enforce the terms hereof.

7. **INSURANCE.** The County shall arrange for all necessary property title insurance for the property located at 15N302 Camp Flint Drive effective on the date of execution of the Warranty Deed from the County to the Township.

8. **MISCELLANEOUS.** It is mutually understood and agreed that the provisions herein are severable and that in the event that any of them are held to be invalid by any court of competent jurisdiction, then this Agreement shall be interpreted as if such invalid portion were not contained therein. The agreements, terms and conditions herein may be modified only through the written mutual consent of the parties hereto. Except as specifically set forth above, written communications under this Agreement shall be directed as follows:

Supervisor
Dundee Township
557 Barrington Avenue
Dundee, Illinois 60118

Chairman
Kane County Board
719 Batavia Avenue
Geneva, Illinois 60134

IN WITNESS WHEREOF, this Agreement has been duly executed by the following persons on behalf of the Township and the County as of the date of final execution, noted below.

DUNDEE TOWNSHIP

COUNTY OF KANE

Sue Harney
Supervisor
Township of South Elgin

Karen McConnaughay
Chairman
Kane County Board

Date

Date

Attest:

STATE OF ILLINOIS
COUNTY OF KANE

RESOLUTION NO. 10 - 37

**AUTHORIZING CERTAIN ACTIONS RELATIVE
TO THE COUNTY TAX AGENT**

WHEREAS, the County of Kane has undertaken a program to collect delinquent taxes and to perfect titles to real property in cases where the taxes on the same have not been paid pursuant to 35 ILCS 200/21-90; and

WHEREAS, pursuant to this program the County of Kane, as trustee for taxing districts involved, has acquired an interest in the real estate described on the attachment to this resolution; and

WHEREAS, it appears to the Kane County Board that it would be to the best interest of the taxing districts of Kane County to dispose of this interest in said property.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute a deed of conveyance of the County's interest or authorize the cancellation of the appropriate certificate of purchase, as the case may be, on the attached described real estate for the sums shown and to be disbursed as shown and according to law.

Passed by the Kane County Board on February 8, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote: _____
Yes _____
No _____
Voice _____
Abstentions _____

2TaxAgent

Kane County Monthly Resolution List - February 2010

RES#	Account	Parcel	Type	Account Name	Total Collected	County Clerk	Auctioneer	Recorder/ Sec of State	Agent	Treasurer	
12-09-001	0809023F	09-02-451-025	SAL	LYUBOMIR	485.00	0.00	0.00	35.00	250.00	200.00	
Totals					\$485.00	\$0.00	\$0.00	\$35.00	\$250.00	\$200.00	
										Clerk Fees	\$0.00
										Recorder/Sec of State Fees	\$35.00
										Total to County	\$235.00

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 38

ADJUSTING THE FISCAL YEAR 2009 COUNTY CLERK'S OFFICE BUDGET

WHEREAS, the 2009 County Clerk's budget was amended in April of 2009; and

WHEREAS, the County Clerk's (Vital Records) portion was severely reduced; and

WHEREAS, through efficiency of the Elections Department in administering one and one half elections in 2009.

BE IT RESOLVED that the Kane County Clerk's office budget be amended as follows.

001.190.190.40000	Salaries	\$ 8,676
001.190.190.45000	Healthcare	5,258
001.190.190.53100	Conferences & Meetings	3,313
001.190.190.55000	Misc Contractual Expense	48,478
001.190.191.45000	Healthcare	4,515
001.190.191.50100	Election Judges & Workers	(4,556)
001.190.191.50100	Election Services	(15,812)
001.190.191.50340	Software Licensing Cost	(33,749)
001.190.191.52230	Repair & Maint – Vehicles	(2,874)
001.190.191.53060	General Printing	(3,734)
001.190.191.53070	Legal Printing	(2,993)
001.190.191.53100	Conferences & Meetings	(3,583)
001.190.191.53110	Employee Training	(1,000)
001.190.191.53130	General Association Dues	(1,505)
001.190.191.60010	Operating Supplies	(4,969)
001.190.191.60020	Computer Related Supplies	(558)
001.190.192.40000	Salaries	828
001.190.192.45000	Healthcare	1,054
001.190.192.45010	Dental	1
001.190.192.53120	Mileage	42
001.190.192.99200	Budget Cut amount	3,168

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
001.190.190	None	Yes	Yes	-
001.190.191	None	Yes	Yes	-
001.190.192	None	Yes	Yes	-

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

2Bdgt-ClerksOffice

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 39

**FY2010 BUDGET ADJUSTMENT
PANDEMIC FLU GRANT AWARD FOR PUBLIC HEALTH DEPARTMENT**

WHEREAS, Kane County Health Department desires to accept grant funding provided by Illinois Department of Public Health for participating in the Pandemic Flu Program; and

WHEREAS, the Illinois Department of Public Health has a grant award in the amount not to exceed \$832,912 for the aforementioned Pandemic Flu Program.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof be and hereby is authorized to enter into a contract with the Illinois Department of Public Health in the amount of Eight Hundred Thirty-Two Thousand Nine Hundred and Twelve Dollars (\$832,912) to be applied toward the 2009-2010 Pandemic Flu Program.

BE IT FURTHER RESOLVED that the total amount of said contract of Eight Hundred Thirty-Two Thousand Nine Hundred and Twelve Dollars (\$832,912) shall be received into line item: 350-580-000-33560.

BE IT FURTHER RESOLVED that the fiscal year 2010 budget for Kane County Health Department be amended to reflect the grant revenues and expenses, as shown below:

350-580-000-33560 (IDPH PHER Grant)	+\$ 832,912.00
350-580-631-40000 (Salaries)	+\$ 182,073.00
350-580-631-45000 (Health Insurance)	+\$ 36,796.00
350-580-631-45100 (FICA)	+\$ 13,929.00
350-580-631-45200 (IMRF)	+\$ 16,223.00
350-580-631-50150 (Contractual/Consulting)	+\$ 523,492.00
350-580-631-53120 (Employee Mileage Expense)	+\$ 4,000.00
350-580-631-60010 (Operating Supplies)	+\$ 42,894.00
350-580-631-64000 (Telephone)	+\$ 6,000.00
350-580-631-70120 (Special Purpose Equipment)	+\$ 7,505.00

Line Item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
350-580-631-XXXXX	Various Line Items (See Above)	No	Yes	350.580.000.33560 (IDPH PHER 3 Grant)

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____
1Bdgt-Flu-CP2

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 40

**AMENDING THE 2010 FISCAL YEAR BUDGET
KANE COUNTY DIVISION OF TRANSPORTATION
COUNTY HIGHWAY FUND AND MOTOR FUEL TAX FUND**

WHEREAS, the 2010 Budget provides that Maintenance Vehicle purchases be paid out of Motor Fuel Tax Funds. However, current Motor Fuel Tax rules require only the payment of operational costs of equipment from Motor Fuel Tax Funds; and

WHEREAS, a budget adjustment is required to the FY2010 Budget to correctly reflect the proper appropriation of Motor Fuel Tax Funds and related expenditures

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the following budget adjustments be made to the FY 2010 Budget, reallocating Six Hundred Thirty Four Thousand, Five Hundred Dollars and the related expenditures:

300.520.520.70070	Automotive Equipment	\$634,500
300.520.000.39900	Cash on Hand	\$634,500
302.520.522.70070	Automotive Equipment	(\$634,500)
302.520.000.39900	Cash on Hand	(\$634,500)

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
300.520.520.70070	Automotive Equipment	No	No	300.520.000.39900 (Cash on Hand)

Passed by the Kane County Board on February 9, 2010.

Clerk, County Board
Kane County, Illinois

Chairman, County Board
Kane County, Illinois

Vote:

Yes _____
 No _____
 Voice _____
 Abstentions _____

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 41

**AMENDING THE 2010 FISCAL YEAR BUDGET
KANE COUNTY SHERIFF'S DEPARTMENT**

WHEREAS, the Kane County Sheriff's Department participated in a Hazardous Devices Recertification Course; and

WHEREAS, the training was paid out of the Sheriff's FY 2010 employee training line item (001.380.380.53110); and

WHEREAS, the Federal Bureau of Investigation reimbursed the Sheriff's Department in the amount of \$336.00 and was deposited into revenue line item (001.380.000.37900)

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that Three Hundred Thirty Six Dollars (\$336.00) be transferred from FY2010 revenue line item 001.380.000.37900 to FY2010 line item 001.380.380.53110.

BE IT FURTHER RESOLVED by the Kane County Board that the following FY2010 budget adjustment be made to reflect this transfer:

001.380.000.37900	Miscellaneous Reimbursement	\$336
001.380.380.53110	Employee Training	\$336

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
001.380.380.53110	Employee Training	No	No	001.380.000.37900 (Miscellaneous Reimbursement)

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____
 No _____
 Voice _____
 Abstentions _____

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 42

**AMENDING THE 2010 FISCAL YEAR BUDGET
KANE COUNTY SHERIFF'S DEPARTMENT**

WHEREAS, the Kane County Sheriff's Department assisted the Department of Homeland Security Immigration Customs Enforcement; and

WHEREAS, the assistance was paid out of the Sheriff's FY 2010 overtime line item (001.380.380.40200); and

WHEREAS, Department of Homeland Security Immigration Customs Enforcement reimbursed the Sheriff's Department in the amount of \$2,439.22 and was deposited into revenue line item (001.380.000.37900).

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that Two Thousand Four Hundred Thirty Nine Dollars and Twenty Two Cent (\$2,439.22) be transferred from FY2010 revenue line item 001.380.000.37900 to FY2010 line item 001.380.380.40200.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Kane County Board that the following FY2010 budget adjustment be made to reflect this transfer:

001.380.000.37900	Miscellaneous Reimbursement	\$2,440
001.380.380.40200	Overtime	\$2,440

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
001.380.380.40200	Overtime	No	No	001.380.000.37900 (Miscellaneous Reimbursement)

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 43

**AMENDING THE 2009 AND 2010 FISCAL YEAR BUDGETS
YEAR-END ENTRIES**

WHEREAS, in order to close out fiscal year 2009 entries need to be made to adjust negative budget balances and accrue for year-end payroll expenses; and

WHEREAS, most of the remaining negative FY09 budget balances relate to the "Budget Cut Amount" line item created to reflect mid-year cuts that were not detailed out by individual line item and it is necessary to detail the cut out by line item before the FY09 books are closed; and

WHEREAS, the year-end payroll accrual is an audit adjustment required for the last two days of the fiscal year since payroll is now paid bi-weekly rather than semi-monthly; and

WHEREAS, it also is necessary to roll over certain expenses not spent in fiscal year 2009 to the fiscal year 2010 budget.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the following FY2009 and FY2010 budget adjustment be made to adjust negative budget balances, accrue for year-end payroll expenses, and roll over certain expenses not spent in FY2009 to FY2010:

FY2009 CIRCUIT CLERK NEGATIVE BUDGET AMOUNT ADJUSTMENTS:

001.250.250.99200	Budget Cut Amount	\$85,849
001.250.250.40000	Salaries and Wages	(\$85,849)
001.250.251.99200	Budget Cut Amount	\$367
001.250.250.40200	Overtime Salaries	(\$367)
001.250.252.99200	Budget Cut Amount	\$2,187
001.250.250.40200	Overtime Salaries	(\$2,187)
001.250.253.99200	Budget Cut Amount	\$277
001.250.253.60000	Office Supplies	(\$277)
001.250.254.99200	Budget Cut Amount	\$425
001.250.254.53120	Employee Mileage Expense	(\$425)
001.250.255.99200	Budget Cut Amount	\$1,302
001.250.250.40200	Overtime Salaries	(\$1,302)
001.250.256.99200	Budget Cut Amount	\$96
001.250.256.53120	Employee Mileage Expense	(\$96)
001.250.257.99200	Budget Cut Amount	\$58
001.250.257.53120	Employee Mileage Expense	(\$58)
001.250.258.99200	Budget Cut Amount	\$792
001.250.258.60000	Office Supplies	(\$792)
001.250.259.99200	Budget Cut Amount	\$204
001.250.259.53120	Employee Mileage Expense	(\$204)

001.250.260.99200	Budget Cut Amount	\$505
001.250.260.60000	Office Supplies	(\$505)
001.250.261.99200	Budget Cut Amount	\$193
001.250.261.60000	Office Supplies	(\$193)
001.250.250.53100	Conferences and Meetings	\$7,780
001.250.258.53100	Conferences and Meetings	(\$2,000)
001.250.259.53100	Conferences and Meetings	(\$2,000)
001.250.260.53100	Conferences and Meetings	(\$2,000)
001.250.261.53100	Conferences and Meetings	(\$1,780)
001.250.250.53110	Employee Training	\$3,800
001.250.251.53110	Employee Training	(\$199)
001.250.252.53110	Employee Training	(\$360)
001.250.253.53110	Employee Training	(\$400)
001.250.254.53110	Employee Training	(\$199)
001.250.255.53110	Employee Training	(\$181)
001.250.258.53110	Employee Training	(\$450)
001.250.259.53110	Employee Training	(\$1,200)
001.250.260.53110	Employee Training	(\$365)
001.250.261.53110	Employee Training	(\$100)
001.250.250.60000	Office Supplies	(\$346)

FY2009 COURT SERVICES NEGATIVE BUDGET AMOUNT ADJUSTMENTS:

001.430.430.99200	Budget Cut Amount	\$14,678
001.430.433.40000	Salaries and Wages	(\$14,678)
001.430.431.99200	Budget Cut Amount	\$64,636
001.430.433.52190	Equipment Rental	(\$12,226)
001.430.433.52270	DV GPS Equipment Rental	(\$52,410)
001.430.436.99200	Budget Cut Amount	\$82,106
001.430.436.50150	Contractual/Consulting Services	(\$47,312)
001.430.436.60230	Food	(\$34,794)
001.430.437.99200	Budget Cut Amount	\$3,722
001.430.433.52190	Equipment Rental	(\$3,722)
001.430.438.99200	Budget Cut Amount	\$13,908
001.430.438.45000	Healthcare Expense	(\$625)
001.430.438.50150	Contractual/Consulting Services	(\$13,283)

FY2009 PAYROLL ACCRUAL:

001.080.080.40000	Salaries and Wages	\$1,918
001.080.080.40200	Overtime Salaries	\$24
001.080.081.40000	Salaries and Wages	\$1,424
001.080.081.40200	Overtime Salaries	\$53
001.080.082.40000	Salaries and Wages	\$219
001.080.082.40200	Overtime Salaries	\$8
001.140.140.40000	Salaries and Wages	\$670
001.150.150.40000	Salaries and Wages	\$1,307
001.190.190.40000	Salaries and Wages	\$2,395
001.190.191.40000	Salaries and Wages	\$2,000
001.190.192.40000	Salaries and Wages	\$163
001.230.230.40000	Salaries and Wages	\$1,608
001.240.240.40000	Salaries and Wages	\$4,241
001.300.300.40000	Salaries and Wages	\$11,982
001.300.300.40200	Overtime Salaries	\$4
001.300.300.40310	Bond Call	\$213

001.360.360.40000	Salaries and Wages	\$8,200
001.430.430.40000	Salaries and Wages	\$1,574
001.430.431.40000	Salaries and Wages	\$6,064
001.430.433.40000	Salaries and Wages	\$734
001.430.433.40200	Overtime Salaries	\$53
001.430.434.40000	Salaries and Wages	\$4,250
001.430.435.40000	Salaries and Wages	\$137
001.430.436.40000	Salaries and Wages	\$8,152
001.430.437.40000	Salaries and Wages	\$103
001.430.438.40000	Salaries and Wages	\$1,298
001.900.900.85000	Allowance for Budget Expense	(\$58,794)

FY2010 ROLLOVER ADJUSTMENTS:

001.000.000.39900	Cash on Hand	\$795,993
001.800.808.99000	Transfer To Other Funds	\$795,993
500.800.000.39000	Transfer From Other Funds	\$795,993
500.800.805.50000	Project Administration Services	\$795,993

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
Various (see above)	Various (see above)	No	No	Various (see above)

Passed by the Kane County Board on February 9, 2010.

John Cunningham
 Clerk, County Board
 Kane County, Illinois

Karen McConnaughay
 Chairman, County Board
 Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 – 44

AGREEMENT BETWEEN KANE COUNTY HEALTH DEPARTMENT AND COMMUNITY FOUNDATION OF THE FOX RIVER VALLEY TO SUPPORT 'FIT FOR KIDS FUND'

WHEREAS, the Kane County Health Department, Kane County Development Department, the Kane County Regional Office of Education, the Kane County Forest Preserve District, the United Way of Elgin and the Community Foundation of the Fox River Valley established a partnership, the Fit For Kids Funders Consortium, to raise and distribute funds for the Fit for Kids initiative, with the Community Foundation of the Fox River Valley acting as the fiscal agent and fund administrator for the 'Fit for Kids Fund' at no cost to the Fund; and

WHEREAS, community-based coalitions are currently being funded through the Fit for Kids Fund in 2009 to engage in activities to reduce obesity among Kane County children; and

WHEREAS, the Kane County Health Department budgeted \$100,000.00 in CFY 2010 for the purpose of contributing to the Fit for Kids Fund and, with its partners, to continue implementation of the Fit for Kids initiative in communities across Kane County in 2010.

NOW, THEREFORE, BE IT RESOLVED that the total amount of One Hundred Thousand Dollars (\$100,000) shall be paid from account 350-580-632-50230 (Public Health Services) to the Fit for Kids Fund. Copies of all contracts are to be placed on file in the County Clerk's office.

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
350-580-630-50150	Contracts and Consulting	Yes	Yes	N/A

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

2FitForKids

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 45

**PROFESSIONAL SERVICES AGREEMENT
(Kane County Health Department)**

WHEREAS, the Kane County Health Department (KCHD), has need of professional services to coordinate the Making Kane County Fit for Kids childhood obesity program; and

WHEREAS, the KCHD issued a REQUEST FOR QUALIFICATIONS (RFQ), on November 2, 2009 with proposal due date and time of 4:00 pm on 11/30/09; and

WHEREAS, Jane Maxwell, MS, RD has been determined to be qualified with the requisite competencies to deliver the professional services needed by the KCHD; and

WHEREAS, the KCHD has received grant funding in the amount of Three Hundred Sixty Thousand Dollars (\$360,000) distributed over a four year period, a portion of which is to support the coordinator; and

WHEREAS, the KCHD wishes to enter into an agreement in an amount not to exceed Forty Eight Thousand Dollars (\$48,000.00) paid at a rate of Forty-Three Dollars (\$43.00) per hour to compensate Jane Maxwell for the services delivered through this agreement for the period from March 1, 2010 to November 30, 2010.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof be and hereby is authorized to enter into an agreement with Jane Maxwell for an amount not to exceed Forty Eight Thousand Dollars (\$48,000) that shall be paid from accounts 350-580-630-50150 (Contractual/Consulting Services) (\$45,000) and 350-580-590-50150 (Contractual/Consulting Services) (\$3,000). Copies of all contracts are to be placed on file in the County Clerk's office.

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
350-580-630-50150	Contractual/Consulting Services	Yes	Yes	N/A
350-580-590-50150	Contractual/Consulting Services	Yes	Yes	N/A

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 – 46

CITIZEN CORPS PROGRAM GRANT AWARD

WHEREAS, the U.S. Department of Homeland Security has provided financial support to local Citizen Corps Programs in the form of a grant administered through the Illinois Emergency Management Agency; and

WHEREAS, the 2010 grant award to Kane County is in the amount of \$2,500.00 (Two Thousand Five Hundred Dollars).

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to enter into the grant agreement with the Illinois Emergency Management Agency.

001.510.000.33570	US Dept Homeland Security Grant	+ \$2,500.00
001.510.510.50400	Community Action Program	+ \$2,500.00

Line item	Line item Description	Was personnel/item/service Approved in original budget or a subsequent Budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
001.510.510.50400	Community Action Program	No	No	001.510.000.33570

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

2CitizensCorps

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 47

**FFY2009 EMERGENCY MANAGEMENT ASSISTANCE (EMA) PROGRAM GRANT
ADDITIONAL ALLOCATION AUTHORIZATION**

WHEREAS, the State of Illinois has been awarded an Emergency Management Performance Grant (EMP) through the U.S. Department of Homeland Security; and

WHEREAS, the objective of the EMP program is to provide financial assistance for the development of effective, integrated emergency management organizations in the State of Illinois; and

WHEREAS, an Emergency Management Assistance Grant additional allocation for FFY2009 has been awarded to Kane County in the amount of \$10,622.79 (Ten Thousand Six Hundred Twenty Two Dollars and Seventy Nine Cents) for reimbursement of eligible administrative costs as outlined in the Illinois Administrative Code Title 29, part 30.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to enter into the grant agreement with the State of Illinois as part of the Emergency Management Assistance Grant Program.

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

2EMA

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 48

**FY2010 EMERGENCY MANAGEMENT ASSISTANCE (EMA) PROGRAM
GRANT AUTHORIZATION**

WHEREAS, the State of Illinois has been awarded an Emergency Management Performance Grant (EMP) through the U.S. Department of Homeland Security; and

WHEREAS, the objective of the EMP program is to provide financial assistance for the development of effective, integrated emergency management organizations in the State of Illinois; and

WHEREAS, an Emergency Management Assistance Grant for FFY2010 has been awarded to Kane County in the amount of \$80,523.40 (Eighty Thousand Five Hundred Twenty Three Dollars and Forty Cents) for reimbursement of eligible administrative costs as outlined in the Illinois Administrative Code Title 29, part 301.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to enter into the grant agreement with the State of Illinois as part of the Emergency Management Assistance Grant Program.

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____

2EMAGrant

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 – 49

ILLINOIS DISASTER ASSISTANCE PROGRAM AWARDS

WHEREAS, as a result of the flooding disaster that occurred September 2008 Kane County has been awarded a pass-through grant from the Illinois Department of Human Services; and

WHEREAS, said grant is part of the Illinois Disaster Assistance Program intended to help support our community partners who responded to said disaster and provided public health and/or social service assistance to members of the stricken communities.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that pursuant to the provisions of the Illinois Disaster Assistance Program the Director of the Office of Emergency Management is hereby authorized to provide disaster assistance reimbursement to the following organizations.

American Red Cross – Fox River Chapter Flood Cleanup Supplies	\$1,056.31
TriCom Central Dispatch Center Severe Mold Remediation in the 911 center	\$23,751.89
PADS of Elgin Emergency Shelter	\$313.56
Kane County Division of Transportation Protective Measures – Sandbagging Effort	\$4,980.61
001.510.510.50150 Contractual/Consulting Services	- \$30,102.37

Line item	Line item Description	Was personnel/item/service Approved in original budget or a subsequent Budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
001.510.510.50150	Contractual/Consulting Services	Yes	Yes	

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____
 2IDAP

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 50

NACCHO MRC CAPACITY BUILDING AWARD

WHEREAS, Kane County has received the 2009-2010 Medical Reserve Corps. (MRC) Capacity Building Award from the National Association of County and City Health Officials; and

WHEREAS, the MRC Capacity Building Award financially supports MRC unit activities such as volunteer recruitment and training, supply and equipment purchases, personnel costs.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to enter into this award agreement with the National Association of County and City Health Officials.

001.510.000.32880	NACCHO PHAB Grant	+ \$5,000.00
001.510.510.50400	Community Action Program	+ \$5,000.00

Line item	Line item Description	Was personnel/item/service Approved in original budget or a subsequent Budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
001.510.510.50400	Community Action Program	No	No	001.510.000.32880

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
 Clerk, County Board
 Kane County, Illinois

Karen McConnaughay
 Chairman, County Board
 Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____

2NACCHO

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 51

**PROCLAIMING FEBRUARY 2010 AS
PREVENT A LITTER MONTH**

WHEREAS, pets provide companionship to more than 71,000,000 households in the United States; and

WHEREAS, humane societies and animal shelters have to put down more than four million cats, dogs, and rabbits each year, many of whom are healthy and adoptable, due to a lack of critical resources and public awareness; and

WHEREAS, this tragic overpopulation of pets costs citizens and tax payers of this country millions of dollars annually through animal service programs aimed at coping with the millions of homeless animals; and

WHEREAS, spaying and neutering has been shown to dramatically reduce the overpopulation of pets and feral cats, proving to be a wise investment in saving animal lives and taxpayer dollars; and

WHEREAS, veterinarians, national and local animal protection organizations, and private citizens have worked together to ensure the spaying and neutering of hundreds of thousands of pets and feral cats through monthly Prevent A Litter Campaigns and one day events such as, "Spay Day USA;" and

WHEREAS, veterinarians, national and local animal protection organizations, and private citizens have joined together again to advocate the spaying and neutering of pets and feral cats during the month of February, 2010; and

WHEREAS, the County Board Chairman is authorized and requested to issue a proclamation calling upon the people of Kane County to observe the day by having their own cats, dogs, and rabbits spayed or neutered or by sponsoring the spaying and neutering of another person's pet.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof may, and hereby will, declare February 2010 Prevent a Litter Month.

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____
No _____
Voice _____
Abstentions _____

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 52

**APPROVING A PHASE II ENGINEERING SERVICES AGREEMENT
WITH HDR ENGINEERING, INC. FOR
RANDALL ROAD AT U.S. ROUTE 20 RAMPS / FOOTHILL ROAD
KANE COUNTY SECTION NO. 06-00345-00-CH**

WHEREAS, Phase II Engineering services are required for the proposed intersection improvements of Kane County Highway No. 34 (also known as "Randall Road") at its intersection with U.S. Route 20 Ramps/Foothill Road (hereinafter referred to as the "Project") and,

WHEREAS, in order to accomplish the Project, it is necessary to retain the services of a professional engineering firm to provide said Phase II Engineering services; and,

WHEREAS, HDR Engineering, Inc., 8550 West Bryn Mawr Avenue, Suite 900, Chicago, IL 60631-3223 has experience and professional expertise in Phase II Engineering and is willing to perform the required services for an amount not to exceed One Hundred Sixty Six Thousand Three Hundred Thirty Four and 73/100 Dollars (\$166,334.73); and,

WHEREAS, Federal Congestion Mitigation Air Quality (CMAQ) funds have been approved for Phase II Engineering for the Project with the County being responsible for approximately \$33,267.00 of the total cost thereof.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute a Phase II Engineering agreement with HDR Engineering, Inc. for the Project (a copy of which is on file with the County Clerk's Office).

BE IT FURTHER RESOLVED that the Kane County Board appropriate the not to exceed sum of One Hundred Sixty Six Thousand Three Hundred Thirty Four and 73/100 Dollars (\$166,334.73) from Transportation Sales Tax Fund #305, Line Item # 50140 (Engineering) to pay for said Phase II Engineering services for the Project, subject to approximately eighty percent (80%) reimbursement (\$133,068.00) from CMAQ funds.

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
305.520.527.50140	Engineering	Yes	Yes	

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Vote _____
Abstentions _____

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 53

**APPROVING AN INTERGOVERNMENTAL AGREEMENT
WITH THE STATE OF ILLINOIS FOR PHASE II ENGINEERING SERVICES FOR
RANDALL ROAD AT U.S. ROUTE 20 / FOOTHILL ROAD
KANE COUNTY SECTION NO. 06-00345-00-CH**

WHEREAS, the Illinois Constitution of 1970, Article VII, Section 10 and 5 ILCS 220/1, *et seq.* authorizes the County of Kane (County) and the State of Illinois (State) to cooperate in the performance of their respective duties and responsibilities by contract and other agreements; and

WHEREAS, the County and the State acting through the Illinois Department of Transportation desire to cooperate among themselves to accomplish intersection improvements on Kane County Highway No. 34 (Randall Road) and U.S. Route 20 / Foothill Road (hereinafter referred to as the "Improvement"); and

WHEREAS, the County and the State desire to undertake Phase II Engineering for the Improvement at an estimated cost of \$166,334.73; and,

WHEREAS, the Improvement is deemed by the County and the State to be of immediate benefit to the residents of the County of Kane in that it shall facilitate the safe and efficient movement of traffic and shall provide for the safety of the motoring public; and

WHEREAS, the County and the State have determined a mutually satisfactory allocation of responsibilities and costs for said Improvement as set forth in an agreement with the State (a copy of which is on file with the County Clerk's Office, with the County share of the Phase II Engineering estimated to be \$33,267.00.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute an intergovernmental agreement with the State of Illinois acting through the Illinois Department of Transportation for Phase II Engineering for the Improvement.

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

2RNDUS20IDOTPHII.4LH

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 54

**APPROVING AN ENGINEERING SERVICES AGREEMENT WITH
APPLIED RESEARCH ASSOCIATES, INC.
FOR COUNTYWIDE PAVEMENT MANAGEMENT SERVICES
KANE COUNTY SECTION NO. 10-00401-00-EG**

WHEREAS, pavement management services are necessary to analyze and evaluate pavement conditions of all County highways in order to arrive at cost effective solutions in the repair and maintenance thereof; and

WHEREAS, in order to complete said analysis and evaluation, it is necessary to retain the services of an engineering firm to perform the pavement management services; and

WHEREAS, the County therefore desires to retain the services of the firm of Applied Research Associates, Inc. of 100 Trade Centre Drive, Suite 200, Champaign, IL 601820-7233 (hereinafter referred to as "Consultant"); and

WHEREAS, the cost for said pavement management services is an amount that shall not exceed Two Hundred Six Thousand Eighty Four and 09/100 Dollars (\$206,084.09) for the term of the contract.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute an agreement with Applied Research Associates, Inc. for said pavement management services (a copy of which is on file with the County Clerk's Office).

BE IT FURTHER RESOLVED that the Kane County Board appropriate the sum of One Hundred Fifty Thousand Dollars (\$150,000.00) to be paid from County Highway Fund #300, Line Item # 50140 (Engineering) and Fifty Six Thousand Eighty Four and 09/100 Dollars (\$56,084.09) to be paid from Motor Fuel Local Option Fund #304, Line Item #50140 (Engineering) for a total of Two Hundred Six Thousand Eighty Four and 09/100 Dollars (\$206,084.09) for the pavement management services.

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
300.520.520.50140	Engineering	Yes	Yes	
304.520.524.50140	Engineering	Yes	Yes	

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____
2PVMNTMNGSERV.4LH

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 55

**APPROVING AN AGREEMENT WITH HAMPTON, LENZINI, & RENWICK, INC.
FOR PROFESSIONAL LAND SURVEY SERVICES
KANE COUNTY SECTION NO. 10-00368-01-EG**

WHEREAS, "on call" professional surveying services are necessary to prepare plats of survey and highway plats with accompanying legal descriptions for various County highways; and

WHEREAS, in order to complete said plats with accompanying legal descriptions, it is necessary to retain the services of a professional surveying and engineering firm to perform professional survey services; and

WHEREAS, the County desires to retain the services of the firm of Hampton, Lenzini & Renwick, Inc. of 380 Shepard Drive, Elgin, IL 60124 (hereinafter referred to as "Consultant") to perform said professional "on call" surveying services; and

WHEREAS, the cost for said "on call" professional surveying services is an amount that shall not exceed Forty Thousand Dollars (\$40,000.00) for the term contract therefor.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute an agreement with the Consultant for said "on call" professional surveying services (a copy of which is on file with the County Clerk's Office).

BE IT FURTHER RESOLVED that the Kane County Board appropriate the sum of Forty Thousand Dollars (\$40,000.00) for the professional surveying services to be paid from Motor Fuel Local Option Fund #304, Line Item # 50140 (Engineering).

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
304.520.524.50140	Engineering	Yes	Yes	

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 56

**APPROVING CONTRACT FOR CONSTRUCTION
2010 COUNTY RESURFACING PROGRAM
KANE COUNTY SECTION NO. 10-00400-00-RS**

WHEREAS, the Kane County Division of Transportation has solicited and received bids for the work and construction described as:

KANE COUNTY SECTION NO. 10-00400-00-RS
2010 COUNTY RESURFACING PROJECT (hereinafter the "Project")

WHEREAS, the lowest responsible bidder for the Project is:

CURRAN CONTRACTING INC. of DEKALB, ILLINOIS
With a Low Bid of
\$9,148,695.27

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the contract for the work described hereinabove shall be awarded to the above named lowest responsible bidder in the amount as indicated hereinabove and that the County Board Chairman is hereby authorized and directed to execute a contract and contractor's bond therefore.

BE IT FURTHER RESOLVED that there is hereby appropriated the sum of Nine Million One Hundred Forty Eight Thousand Six Hundred Ninety Five and 27/100 Dollars (\$9,148,695.27) from the Transit Sales Tax Bond Construction Fund #513, Line Item #52080 (Repairs & Maintenance - Resurfacing).

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
513.520.528.52080	Repairs & Maintenance - Resurfacing	Yes	Yes	

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 57

**APPROVING A PHASE III ENGINEERING SERVICES AGREEMENT
WITH ESI CONSULTANTS, LTD. FOR
DAMISCH ROAD BRIDGE OVER TYLER CREEK
KANE COUNTY SECTION NO. 07-00358-00-BR**

WHEREAS, Phase III Engineering services are required for the proposed replacement of the Damisch Road Bridge over Tyler Creek (hereinafter referred to as the "Project"); and

WHEREAS, in order to accomplish the Project, it is necessary to retain the services of a professional engineering firm to provide Phase III Engineering services; and

WHEREAS, ESI Consultants, Ltd., 1979 North Mill Street, Suite 100, Naperville, IL 60593 has experience and professional expertise in Phase III Engineering and is willing to perform the required services for an amount not to exceed Eighty Nine Thousand Nine Hundred Twenty Five and 27/100 Dollars (\$89,925.27).

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute a Phase III Engineering services agreement with ESI Consultants, Ltd. for the Project (a copy of which is on file with the County Clerk's Office).

BE IT FURTHER RESOLVED that the Kane County Board appropriate the not to exceed sum of Eighty Nine Thousand Nine Hundred Twenty Five and 27/100 Dollars (\$89,925.27) from Motor Fuel Local Option Fund #304, Line Item #50140 (Engineering) to pay for said Phase III Engineering services for the Project with approximately eighty percent (80%) reimbursement thereof from federal funds.

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
304.520.524.50140	Engineering	Yes	Yes	

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 58

APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ILLINOIS FOR PHASE III CONSTRUCTION AND CONSTRUCTION ENGINEERING SERVICES FOR DAMISCH ROAD BRIDGE OVER TYLER CREEK KANE COUNTY SECTION NO. 07-00358-00-BR

WHEREAS, the Illinois Constitution of 1970, Article VII, Section 10 and 5 ILCS 220/1, *et seq.* authorizes the County of Kane (County) and the State of Illinois (State) to cooperate in the performance of their respective duties and responsibilities by contract and other agreements; and

WHEREAS, the County and the State (through the Illinois Department of Transportation) desire to cooperate among themselves to accomplish the Phase III Construction and Construction Engineering of bridge improvements on the Kane County Highway No. 7 (commonly known as "Damisch Road") Bridge over Tyler Creek (hereinafter referred to as the "Improvement"); and

WHEREAS, the County and the State desire to undertake Phase III Construction and Construction Engineering for the Improvement at an estimated cost of Seven Hundred Thousand Dollars and no/100 (\$700,000.00); and

WHEREAS, the Improvement is deemed by the County and the State to be of immediate benefit to the residents of the County of Kane and the State of Illinois in that it shall facilitate the safe and efficient movement of traffic and shall provide for the safety of the motoring public; and

WHEREAS, the County and the State have determined a mutually satisfactory allocation of responsibilities and costs for said Improvement as set forth in the intergovernmental agreement (a copy of which is on file with the County Clerk's Office) utilizing Highway Bridge Replacement and Rehabilitation Program Funds with the County being responsible for approximately One Hundred Forty Thousand Dollars and no /100 (\$140,000.00) of the total cost thereof.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute an intergovernmental agreement with the State of Illinois acting through the Illinois Department of Transportation for Phase III Construction and Construction Engineering for the Improvement.

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10 - 59

**AUTHORIZING ACQUISITION OF HIGHWAY RIGHT OF WAY
BIG TIMBER ROAD (COUNTY HIGHWAY NO. 21)
OVER TYLER / PINGREE CREEKS WEST OF MCCORNACK ROAD
KANE COUNTY SECTION NO. 01-00266-00-BR (4 PARCELS)**

WHEREAS, the County of Kane is authorized by law, pursuant to Illinois Compiled Statutes, 605 ILCS 5/5-801(2004) to acquire by negotiated purchase or eminent domain proceedings, real property for highway purposes; and

WHEREAS, the County of Kane has jurisdiction over Kane County Highway No. 21, also referred to as Big Timber Road, within the boundaries of the County of Kane; and

WHEREAS, the County of Kane deems it necessary and appropriate to improve Kane County Highway No. 21 (Big Timber Road) over Tyler Creek and Pingree Creek west of McCornack Road; and

WHEREAS, Big Timber Road and the planned improvements therefor, has been surveyed, laid out and projected over certain lands situated in Kane County, Illinois. It is deemed by the County of Kane that certain parcels of land and, in particular the parcels described herein in Exhibit "A" (copy of which is on file with the County Clerk of Kane County and which is incorporated herein and made a part hereof), which are located within the limits of Kane County should be acquired by negotiated purchase and, negotiation failing, by eminent domain proceedings for highway purposes.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board:

1. That it is hereby determined by the County Board of Kane County that the real property described herein in Exhibit "A" be used, occupied and improved for highway purposes in a manner necessary and convenient for public use.
2. That it is further hereby determined it is necessary and proper that the County of Kane acquire title to or other appropriate interest in and possession of these parcels because said real property is necessary and required by the County of Kane for highway purposes and, more specifically, the improvement of Stearns Road.
3. That the Chairman of the Kane County Board or her duly authorized representative are hereby authorized, empowered and directed to negotiate for and on behalf of the County of Kane with any and all owners of the property described herein or with any other individual possessing an interest therein for the purchase thereof upon such terms and conditions as shall be approved by the Transportation Committee of the Kane County Board and/or the County Board of Kane County.
4. In the event the County of Kane is unable to agree with the owner or owners, or any other party having an interest in the real property described herein regarding the

compensation to be paid for said real property, then to the extent allowed by law, the County of Kane shall institute proceedings to acquire the property by eminent domain pursuant to the applicable provisions of the eminent domain laws of the State of Illinois. Further, in the event the County of Kane is unable to agree with the owner or owners, or any other party having an interest in the real property described herein regarding the compensation to be paid for said real property, then the County of Kane hereby directs the States Attorney of Kane County to institute eminent domain proceedings in a court of competent jurisdiction to acquire title to and possession of said real property in the name of the County of Kane.

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

2BGTMBRROW.4LH

EXHIBIT "A"

Route: Big Timber Road (County Highway 21)
Section: 01-00266-00-BR
County: Kane
Job No. R-91-016-05
Parcel: 0002
STA: 129+99.39 to 131+67.04
Owner: Russell C. Duber, Trustee of the Russell
C. Duber Trust dated July 28, 2005
Index No.: 02-27-200-005

That part of the Northeast Quarter of Section 27, Township 42 North, Range 7 East of the Third Principal Meridian, in Kane County, Illinois, described as follows:

Commencing at the found half inch rebar in concrete marking the southeast corner of said Northeast Quarter as per Document No. 2003K132457, recorded July 31, 2003; thence westerly along the south line of said Northeast Quarter having an Illinois Coordinate System (east zone) grid bearing of South 89 degrees 46 minutes 36 seconds West, 311.44 feet (311.45 feet, more or less, record) to a point on the centerline of Big Timber Road (Kane County Highway 21) as per Document No. 376213, recorded September 28, 1934, said point being the Point of Beginning; thence North 50 degrees 32 minutes 25 seconds West, 167.65 feet along said centerline; thence North 39 degrees 27 minutes 35 seconds East, 90.00 feet to a point on a line 90.00 feet northeasterly of and parallel with said centerline; thence South 50 degrees 32 minutes 25 seconds East, 276.12 feet along said parallel line to a point on said south line of the Southeast Quarter; thence South 89 degrees 46 minutes 36 seconds West, 140.95 feet along said south line to the Point of Beginning.

Said parcel contains 0.458 acres, more or less, of which 0.193 acres, more or less, has been used or dedicated for roadway purposes.

Route: Big Timber Road (County Highway 21)
Section: 01-00266-00-BR
County: Kane
Job No. R-91-016-05
Parcel: 0003
STA: 127+45.21 to 143+00.00
Owner: HPI-Elgin East LLC, an Illinois Limited
Liability Company
Index No.: 02-26-300-014
02-27-400-010

That part of the Southeast Quarter of Section 27 and the Southwest Quarter of Section 26, Township 42 North, Range 7 East of the Third Principal Meridian, in Kane County, Illinois, described as follows:

Commencing at the found half inch rebar in concrete marking the northwest corner of said Southwest Quarter as per Document No. 2003K132457, recorded July 31, 2003; thence southerly along the west line of said Southwest Quarter having an Illinois Coordinate System (east zone) grid bearing of South 00 degrees 08 minutes 42 seconds East, a distance of 258.12 feet (257.40 feet record) to the centerline of Big Timber Road (Kane County Highway 21) as per a dedication document dated August 16, 1933 from Albert Radde and Rose Radde and on file in the office of the Rutland Township Clerk, said point being the Point of Beginning; thence South 50 degrees 32 minutes 25 seconds East, 728.73 feet along said centerline; thence South 39 degrees 27 minutes 35 seconds West, 70.00 feet to a point on a line 70.00 feet southwesterly of and parallel with said centerline; thence North 50 degrees 32 minutes 25 seconds West, 500.00 feet along said parallel line; thence South 39 degrees 27 minutes 35 seconds West, 130.00 feet to a point on a line 200.00 feet southwesterly of and parallel with said centerline of Big Timber Road; thence North 50 degrees 32 minutes 25 seconds West, 700.00 feet along said parallel line; thence South 39 degrees 27 minutes 35 seconds West, 150.00 feet to a point on a line 350.00 feet southwesterly of and parallel with said centerline; thence North 50 degrees 32 minutes 25 seconds West, 354.79 feet to a point on the north line of said Southeast Quarter of Section 27; thence North 89 degrees 46 minutes 36 seconds East, 548.13 feet along said north line to a point on said centerline of Big Timber Road; thence South 50 degrees 32 minutes 25 seconds East, 404.23 feet along said centerline to the Point of Beginning.

Said parcel contains 5.174 acres, more or less, of which 0.944 acres, more or less, has been used or dedicated for roadway purposes.

Route: Big Timber Road (County Highway 21)
Section: 01-00266-00-BR
County: Kane
Job No. R-91-016-05
Parcel: 0004
STA: 131+67.04 to 143+00.00
Owner: HPI-Elgin East LLC, an Illinois Limited
Liability Company
Index No.: 02-26-300-009
02-27-400-006

That part of the Southeast Quarter of Section 27 and the Southwest Quarter of Section 26, Township 42 North, Range 7 East of the Third Principal Meridian, in Kane County, Illinois, described as follows:

Beginning at the found half inch rebar in concrete marking the northwest corner of said Southwest Quarter as per document No. 2003K132457, recorded July 31, 2003; thence easterly along the north line of said Southwest Quarter having an Illinois Coordinate System (east zone) grid bearing of South 89 degrees 57 minutes 06 seconds East, a distance of 132.67 feet; thence South 05 degrees 22 minutes 58 seconds West, 221.06 feet to a point on a line 100.00 feet northeasterly of an parallel with the centerline of Big Timber Road (Kane County Highway 21) as per a dedication document dated August 16, 1933 from Albert Radde and Rose Radde and on file in the office of the Rutland Township Clerk; thence South 50 degrees 32 minutes 25 seconds East, 167.00 feet along said parallel line; thence South 44 degrees 49 minutes 38 seconds East, 200.91 feet to a point on a line 80.00 feet northeasterly of and parallel with said centerline of Big Timber Road; thence South 50 degrees 32 minutes 25 seconds East, 300.00 feet; thence South 39 degrees 27 minutes 35 seconds West, 80.00 feet to a point on said centerline of Big Timber Road; thence North 50 degrees 32 minutes 25 seconds West, 1132.96 feet along said centerline to a point on the north line of said Southeast Quarter of Section 27; thence North 89 degrees 46 minutes 36 seconds East, 311.44 feet (311.45 feet record) along said north line to the Point of Beginning.

Said parcel contains 3.006 acres, more or less, of which 0.968 acres, more or less, has been used or dedicated for roadway purposes.

Route: Big Timber Road (County Highway 21)
Section: 01-00266-00-BR
County: Kane
Job No. R-91-016-05
Parcel: 0001PE
STA: 125+27.10 to 131+67.04
Owner: Tim Ramseyer
Index No.: 02-27-200-007

That part of the Northeast Quarter of Section 27, Township 42 North, Range 7 East of the Third Principal Meridian, in Kane County, Illinois, described as follows:

Commencing at the found half inch rebar in concrete marking the southeast corner of said Northeast Quarter as per Document No. 2003K132457, recorded July 31, 2003; thence westerly along the south line of said Northeast Quarter having an Illinois Coordinate System (east zone) grid bearing of South 89 degrees 46 minutes 36 seconds West, 389.74 feet to a point on the southerly right-of-way line of Big Timber Road (Kane County Highway 21) as per Document No. 376213, recorded September 28, 1934, said point being the Point of Beginning; thence continuing South 89 degrees 46 minutes 36 seconds West, 540.04 feet along said south line of the Northeast Quarter to the southeasterly corner of land described by Trustee's Deed Document No. 2004K151652, recorded November 23, 2004; thence North 01 degrees 11 minutes 10 seconds East, 264.88 feet (265.57 feet record) along the southerly line of said Document No. 2004K151652 to a found one and one half inch iron pipe marking a corner of said Document No. 2004K151652; thence North 39 degrees 27 minutes 35 seconds East, 153.89 feet to a point on said southerly right-of-way line of Big Timber Road; thence South 50 degrees 32 minutes 25 seconds East, 131.86 feet along said southerly right-of-way line; thence South 39 degrees 27 minutes 35 seconds West, 17.00 feet along said southerly right-of-way; thence South 50 degrees 32 minutes 25 seconds East, 510.00 feet along said southerly right-of-way line to the Point of Beginning.

Said parcel contains 2.604 acres, more or less.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 10-60

KANE COUNTY LAW LIBRARY & SELF HELP LEGAL CENTER CONFERENCE ROOMS

WHEREAS, the Kane County Law Library & Self Help Legal Center is established and maintained pursuant to 55 ILCS 5/5-39001; and

WHEREAS, the vision of the Kane County Law Library & Self Help Legal Center is to assist all members of the public in their efforts to use the legal system effectively and efficiently and to provide access to such information in the most cost effective manner; and

WHEREAS, as reported in the "2009 Report on Chicago Region Poverty", Kane County has the highest rate of unemployment in the Chicago collar counties at 9.8%; and

WHEREAS, as reported in the "2009 Report on Chicago Region Poverty", 7.6% of Kane County's population is living in poverty (under 100% of the Federal Poverty Level ("FPL") and 15% of the population is low income (100%-199% FPL); and

WHEREAS, it is deemed necessary and desirable to provide equal access to justice for all the citizens of Kane County; and

WHEREAS, the Kane County Law Library & Self Help Legal Center works closely with Prairie State Legal Services, Administer Justice, other legal aid agencies and those members of the private bar who volunteer their services, pro bono; and

WHEREAS, the Kane County Law Library & Self Help Legal Center desires to construct three (3) conference rooms within the confines of the Kane County Law Library & Self Help Center located at the Kane County Judicial Center to be used primarily by those agencies and attorneys volunteering their services to assist low income and poverty level members of the public who otherwise would not have access to the justice system; and

WHEREAS, adequate funds sufficient to construct the three (3) conference rooms are available from the Kane County Law Library Fund, a special fund established pursuant to 55 ILCS 5/5-39001 and subject to disbursement by the County treasurer on order of a majority of the resident circuit judges of the Circuit Court of Kane County; and

WHEREAS, the County of Kane holds title to the Kane County Judicial Center.

NOW, THEREFORE, BE IT RESOLVED, by the Kane County Board that the Kane County Law Library & Self Help Legal Center has the support of the Kane County Board to build three (3) conference rooms within the confines of the Kane County Law Library & Self Help Legal Center at the Kane County Judicial Center.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Chairman of the Kane County Board be, and hereby is authorized and directed to execute a contract at the request of the Chief Judge to build the three (3) conference rooms in a sum not to exceed the funds in the Kane County Law Library Fund and with a contractor selected pursuant to statute, where applicable; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Kane County Board that the following FY10 budget adjustment be made in order to expend these funds:

250.370.000.39900 Cash on Hand \$50,000
 250.370.370.72010 Building Improvements \$50,000

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
250.370.370.72010	Building Improvements	No	No	250.370.000.39900 (Cash on Hand)

Passed by the Kane County Board on February 9, 2010.

John A. Cunningham
 Clerk, County Board
 Kane County, Illinois

Karen McConnaughay
 Chairman, County Board
 Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____

3ConfRooms