

McCONNAUGHAY, Hurlbut, Davoust, Jones, Kenyon, Lewis, Lindgren, R. McConnaughay, Mitchell, VanCleave, Wyatt (*Ex-officio*: Hoscheit/Forest Preserve President)

EXECUTIVE COMMITTEE AGENDA

**Wednesday, November 4, 2009
9:00 a.m.**

1. Pledge of Allegiance
2. Call to Order
3. Approval of Minutes: October 7, 2009
4. 2010 Holiday Schedule
5. November 10, 2009 County Board Agenda (*attached*)
6. Discussion: Sheriff's Budget
7. Committee Reports
8. Auditor's Report
9. EXECUTIVE SESSION for the purpose of discussing Land Acquisition
10. Adjournment

2010 HOLIDAY SCHEDULE
KANE COUNTY GOVERNMENT
COURT RELATED & NON-COURT RELATED

<u>HOLIDAY</u>	<u>OBSERVED ON</u>
New Years Day	Friday, January 1, 2010
Martin L. King, Jr. Day	Monday, January 18, 2010
Lincoln's Birthday	Friday, February 12, 2010
Washington's Birthday (OBSERVED)	Monday, February 15, 2010
Spring Holiday	Friday, April 2, 2010
Memorial Day	Monday, May 31, 2010
Independence Day	Monday, July 5, 2010
Labor Day	Monday, September 6, 2010
Columbus Day (OBSERVED)	Monday, October 11, 2010
Veterans Day	Thursday, November 11, 2010
Thanksgiving Day	Thursday, November 25, 2010
Day Following Thanksgiving	Friday, November 26, 2010
Christmas Day (OBSERVED)	Friday, December 24, 2010
New Year's Day (OBSERVED)	Friday, December 31, 2010

A G E N D A
COUNTY BOARD, COUNTY OF KANE
TUESDAY, NOVEMBER 10, 2009
9:45 A.M.

PRELIMINARY

1. CALL TO ORDER
2. ROLL CALL
3. MINUTES: September 29, 2009 & October 13, 2009
4. NEW AND UNFINISHED BUSINESS

(A) PRESENTATIONS:

- Res. #09-396: In Recognition of Arlene H. Shoemaker
- Res. #09-397: In Recognition of Jim Mueller

(B) SPEAKERS (Agenda Items):

(C) ZONING PETITIONS

Petition #4226 Petitioner: Location: Proposed: 2030 Plan: Objectors: Recommendations:	HAMPSHIRE TOWNSHIP John Dewald & Associates, <i>Serosun Farms</i> Southeast corner of Berner Road and Romke Road, Sections 1 & 2, Burlington Township and Sections 35 & 36, Hampshire Township (45W489 Berner Road). F-District Farming & F-1 District Rural Residential to PUD-Planned Unit Development (404.35 acres) Agriculture None <u>Staff:</u> Approve <u>Regional Planning Comm.:</u> Not Applicable <u>Zoning Board Recommendation:</u> Approve <u>Development Committee Recommendation:</u> Approve
Petition #4227 Petitioner: Location: Proposed: 2030 Plan: Objectors: Recommendations:	ST. CHARLES TOWNSHIP 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 <u>Staff:</u> DENIAL <u>Regional Planning Comm.:</u> Not Applicable <u>Zoning Board Recommendation:</u> Approve <u>Development Committee Recommendation:</u> DENIAL
Petition #4215 Petitioner: Location: Proposed: 2030 Plan: Objectors: Recommendations:	BLACKBERRY TOWNSHIP Geneva Community Unit School District #304 On the northwest corner of Brundige Road and Keslinger Road, Section 1, Blackberry Township (11-01-300-003). F District-Farming to PUD-Planned Unit Development (27.25 acres) Resource Management None <u>Staff:</u> Approve with the following stipulation: 1: The site will be served by a single, full access on the north side of Keslinger Road, located approximately 780 feet west of the centerline of Brundige Road. A KDOT access permit must be issued before it is opened for public use. A second full access to Brundige Road, located approximately 420 feet north of the centerline of Keslinger Road, is possible in the future, subject to the appropriate road improvements to Brundige Road performed by the CUSD#304 and/or

by others. A Blackberry Township Highway Department access permit must be issued before it is opened for public use.
Regional Planning Comm.: Not Applicable
Zoning Board Recommendation: Approve with the above mentioned stipulation.
Development Committee Recommendation: Approve with the above mentioned stipulation.

Petition #4228
 Petitioner:
 Location:
 Proposed:
 2030 Plan:
 Objectors:
 Recommendations:

BLACKBERRY TOWNSHIP
 County of Kane
 On the south side of the Chicago/Northwestern Railroad, approximately 1/2 block west of LaFox Road, Section 2, Blackberry Township (1N288 LaFox Road).
 B-3 District Business and F-District Farming to F-District Farming with a Special Use for a Museum (1.125 acre)
 Commercial, Resource Management and Rural Residential
 None
Staff: Approve
Regional Planning Comm.: Not Applicable
Zoning Board Recommendation: Approve
Development Committee Recommendation: Approve

(D) FISCAL YEAR 2010 BUDGET ORDINANCE & RESOLUTIONS

- #09 - Adopting the Annual Appropriations
- #09 - Adopting a Tax Levy for the General Fund
- #09 - Adopting a Tax Levy for the Illinois Municipal Retirement Fund
- #09 - Adopting a Tax Levy for the Social Security Fund
- #09 - Adopting a Tax Levy for the Insurance Liability Fund
- #09 - Adopting a Tax Levy for the County Highway Fund
- #09 - Adopting a Tax Levy for the County Bridge Fund
- #09 - Adopting a Tax Levy for the County Highway Matching Fund
- #09 - Adopting a Tax Levy for the Kane County Health Fund
- #09 - Adopting a Tax Levy for the Veterans Commission Fund
- #09 - Adopting a Tax Levy for the Capital Improvement Fund
- #09 - Adopting a Tax Levy for the Mill Creek Special Service Area

(E) RESOLUTIONS & ORDINANCES (*NOT INCLUDED, **DRAFT)

.....CONSENT AGENDA

County Development -

- #09 - Amending Section 14-3 of the Kane County Code, Permits for Gathering and Concerts
- #09 - Extending Nine Cable Television Franchise Agreements: Eight with Subsidiaries of Comcast Corporation and One with Mediacom, LLC
- #09 - Terminating the Intergovernmental Agreement Between the Counties of DuPage and Kane for Coordinating Homeless Information Management Systems (HMIS) and Authorizing the County Board Chairman to Sign All Agreements Necessary to Implement and Administer the Kane County Homeless Management and Information System
- #09 - Designating Kane County Historic Landmark (McKinley-Adams House)

- #09 - Approving Kane County's Joint Participation in the Complete Count Committee for the United States 2010 Census
- #09 - Approving an Annual Operations and Maintenance Fee for Stream and Rain Gages, 2010
- #09 - An Ordinance Establishing the Richardson Subdivision Special Service Area, Kane County, IL, for the Purpose of Paying the Cost of Providing Special Services in and for Such Area

Energy/Environmental -

- #09 - Adopting the Solid Waste Plan Five Year Update
- #09 - Approving a Contract with Center for Neighborhood Technology for Technical Assistance with Updating the Kane County Energy Plan and Development of the Revolving Loan Fund for Energy Efficiency (EECBG)
- #09 - Approving a Contract with Patrick Engineering, Ltd. for Technical Assistance with Facilities Energy Efficiency Improvements (EECBG)

Executive -

- #09 - Proclaiming November 7-14, 2009 as Fox Valley U.S. Marine Week
- **#09 - Filling a Vacancy on the Kane County Board, District 3
- #09 - Approving a Memorandum of Understanding for Call Center Services Between County of Kane and DuPage County Health Department

Finance/Budget -

- #09 - Budget Adjustment for the Office of Emergency Management
- *#09 - Authorizing Contracts Providing Group Health, Vision and Dental Plans
- #09 - Healthcare Continuation Coverage for Medicare Eligible Retired and Disabled Employees
- #09 - Payment of Insurance Premium and Service Agreement to Wine Sergi & Co. LLC

Judicial & Public Safety -

- #09 - Juvenile Drug Court Assessment and Treatment Services
- #09 - Contract for Juvenile Drug Court Coordinator
- #09 - Contract Amendment, Health Services Agreement, County of Kane and Health Professionals, Ltd. (JJC)
- #09 - Security System Maintenance (JJC)

Public Health -

- #09- Pandemic Flu Grant Award for Public Health Department

Riverboat Grant Subcommittee -

- #09 - Riverboat Funding for Kane County Departmental Projects for Fiscal Year 2010

Stormwater Management -

- #09 - Amending the Kane County Stormwater Management Technical Manual
- #09 - Amending the Kane County Stormwater Management Ordinance

Transportation -

- #09 - Obligation Retirement Resolution, Motor Fuel Tax (MFT)
- #09 - Gasoline and Diesel Fuel (Bid No. 09-054)
- #09 - Purchase of UPM Pothole Patch Mix (Bid No. 09-058)
- #09 - Approving Amendment No. 1 to the Grant Agreement with the Chicago Metropolitan Agency for Planning (CMAP) for Full Circle Mapping Projects
- #09 - Approving Amendment No. 1 to the Intergovernmental Agreement Between the County of Kane and the Village of South Elgin for the Implementation of the Full Circle Project
- #09 - Approving Amendment No. 1 to the Intergovernmental Agreement Between the County of Kane and the United City of Yorkville for the Implementation of the Full Circle Project
- #09 - Approving an Intergovernmental Agreement with the State of Illinois for Phase III Construction for Fabyan Parkway at Van Nortwick Avenue, Kane County Section No. 08-00370-00-SP
- #09 - Approving a Phase I Engineering Services Agreement with Teng & Associates, Inc. for West County Line Road Over Union Ditch #3, Kane County Section No. 08-00024-01-BR
- #09 - Approving an Intergovernmental Agreement with the State of Illinois for Phase I Engineering for West County Line Road Over Union Ditch #3, Kane County Section No. 08-00024-01-BR
- #09 - Approving Amendment No. 3 to a Phase I Engineering Services Agreement with McDonough Associates, Inc. for Longmeadow Parkway (Bolz Road) Bridge Corridor, Kane County Section No. 94-00215-01-ES)
- #09 - Approving Amendment No. 3 to the Intergovernmental Agreement with the State of Illinois for Phase I Engineering for Longmeadow Parkway (Bolz Road) Bridge Corridor, Kane County Section No. 94-00215-01-ES
- #09 - Approving an Agreement with TY Lin International Great Lakes, Inc. for Traffic Engineering Services, Kane County Section No. 09-00364-01-EG

.....END OF CONSENT AGENDA

(F) APPOINTMENTS:

5. EXECUTIVE SESSION *(if needed)*
6. SPEAKERS (Non-Agenda Items):
7. ADJOURNMENT to Tuesday, December 8, 2009 at 9:45 a.m.

STATE OF ILLINOIS

COUNTY OF KANE

ORDINANCE NO. 09 – _____

AN ORDINANCE ADOPTING THE ANNUAL APPROPRIATIONS

BE IT ORDAINED that the County Board of Kane County, State of Illinois, hereby adopts the attached schedule of appropriations for all corporate purposes for the fiscal period beginning December 1, 2009 and ending November 30, 2010; and

BE IT FURTHER ORDAINED that:

1. The schedule of appropriations as attached is intended to cover all expenditures to be made by the County of Kane for the said fiscal year.
2. All expenditures made during said fiscal year are hereby limited to the amounts specified in said schedule of appropriations.
3. All unexpended balances may be expended in making up any deficiency for the same general purpose as was appropriated.
4. The appropriate account number shall be shown on each purchase order and check drawn on the County Treasury.
5. The Finance Director shall keep an accurate account of the financial status of each specific fund.
6. The County Clerk and County Treasurer are authorized and required to sign and countersign all checks drawn on the County Treasury in payment for services and materials purchased, other than those set out in paragraph 7 (a) and (b) herein.
7. The County Clerk and County Treasurer, individually, are authorized to sign checks drawn on the County Treasury, which are expenditures for (a) Personal Service appropriations contained within said schedule of appropriations, and (b) all contractual obligations as authorized by the Finance Director.
8. The County Auditor may approve for payment bills for items or services which he/she deems appropriate for payment that (a) the funds have been appropriated herein, (b) the cost for such goods or services does not exceed Thirty Thousand Dollars (\$30,000), and (c) the payment of such bills does not violate any other provision of the law.

Passed at this adjourned session of the October meeting of the County Board of Kane County, held at the Government Center in Geneva, Kane County on November 10, 2009.

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

Karen McConnaughay
 Chairman, County Board
 Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____

(Ordinance Adopting the Annual Appropriations)

No. 09 -

We, the Executive Committee of the County Board of Kane County, Illinois, would respectfully recommend the attached schedule of appropriations to be known as the Annual Appropriation Ordinance for the County of Kane, State of Illinois, for the fiscal period beginning December 1, 2009, and ending November 30, 2010, for all corporate purposes for said fiscal period of said County.

EXECUTIVE COMMITTEE

Karen McConnaughay, Chairman County Board

Catherine Hurlbut

Robert McConnaughay

Mark Davoust

James Mitchell, Jr.

Gerald Jones

Thomas Van Cleave

Mike Kenyon

William Wyatt

Hollie Lindgren

John J. Hoscheit

Phil Lewis

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 -

A RESOLUTION ADOPTING A TAX LEVY FOR THE GENERAL FUND

BE IT RESOLVED by the County Board of the County of Kane, State of Illinois, at this adjourned session of the November meeting of said County Board, held at the Government Center in Geneva, Kane County, Illinois that there be and there is hereby levied upon all taxable property within the County of Kane, the sum of:

THIRTY MILLION EIGHT HUNDRED SIXTY EIGHT THOUSAND DOLLARS (\$30,868,000)

Such levy shall be spent for the objects and purposes as set fourth in detail in the GENERAL FUND Budget of the County of Kane, State of Illinois for the fiscal period beginning December 1, 2009 and ending November 30, 2010.

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

11Levy-General Fund

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 -

A RESOLUTION ADOPTING A TAX LEVY FOR THE ILLINOIS MUNICIPAL RETIREMENT FUND

BE IT RESOLVED by the County Board of the County of Kane, State of Illinois, at this adjourned session of the November meeting of said County Board, held at the Government Center in Geneva, Kane County, Illinois, that there be and there is hereby levied upon all taxable property within the County of Kane, the sum of:

FIVE MILLION FIVE HUNDRED EIGHTEEN THOUSAND DOLLARS (\$5,518,000)

Such levy shall be spent for the objects and purposes as set fourth in detail in the ILLINOIS MUNICIPAL RETIREMENT FUND Budget of the County of Kane, State of Illinois for the fiscal period beginning December 1, 2009 and ending November 30, 2010.

Passed by the Kane County Board of November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

11Levy-IMRF

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 -

A RESOLUTION ADOPTING A TAX LEVY FOR THE SOCIAL SECURITY FUND

BE IT RESOLVED by the County Board of the County of Kane, State of Illinois, at this adjourned session of the November meeting of said County Board, held at the Government Center in Geneva, Kane County, Illinois, that there be and there is hereby levied upon all taxable property within the County of Kane, the sum of:

THREE MILLION THREE HUNDRED THIRTY THREE THOUSAND DOLLARS (\$3,333,000)

Such levy shall be spent for the objects and purposes as set fourth in detail in the SOCIAL SECURITY FUND Budget of the County of Kane, State of Illinois for the fiscal period beginning December 1, 2009 and ending November 30, 2010.

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

11Levy-SS

STATE OF ILLINOIS
COUNTY OF KANE

RESOLUTION NO. 09 - _____

A RESOLUTION ADOPTING A TAX LEVY FOR THE INSURANCE LIABILITY FUND

BE IT RESOLVED by the County Board of the County of Kane, State of Illinois, at this adjourned session of the November meeting of said County Board, held at the Government Center in Geneva, Kane County, Illinois, that there be and there is hereby levied upon all taxable property within the County of Kane, the sum of:

THREE MILLION SIXTY TWO THOUSAND DOLLARS (\$3,062,000)

Such levy shall be spent for the objects and purposes as set fourth in detail in the INSURANCE LIABILITY FUND Budget of the County of Kane, State of Illinois for the fiscal period beginning December 1, 2009 and ending November 30, 2010.

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

11Levy-Insurance

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 -

A RESOLUTION ADOPTING A TAX LEVY FOR THE COUNTY HIGHWAY FUND

BE IT RESOLVED by the County Board of the County of Kane, State of Illinois, at this adjourned session of the November meeting of said County Board, held at the Government Center in Geneva, Kane County, Illinois, that there be and there is hereby levied upon all taxable property within the County of Kane, the sum of:

FIVE MILLION THIRTY FIVE THOUSAND DOLLARS (\$5,035,000)

Such levy shall be spent for the objects and purposes as set fourth in detail in the COUNTY HIGHWAY FUND Budget of the County of Kane, State of Illinois for the fiscal period beginning December 1, 2009 and ending November 30, 2010.

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

11Levy-Highway

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 -

A RESOLUTION ADOPTING A TAX LEVY FOR THE COUNTY BRIDGE FUND

BE IT RESOLVED by the County Board of the County of Kane, State of Illinois, at this adjourned session of the November meeting of said County Board, held at the Government Center in Geneva, Kane County, Illinois, that there be and there is hereby levied upon all taxable property within the County of Kane, the sum of:

THREE HUNDRED EIGHTEEN THOUSAND DOLLARS (\$318,000)

Such levy shall be spent for the objects and purposes as set fourth in detail in the COUNTY BRIDGE FUND Budget of the County of Kane, State of Illinois for the fiscal period beginning December 1, 2009 and ending November 30, 2010.

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____

11Levy-Bridge

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 -

A RESOLUTION ADOPTING A TAX LEVY FOR THE COUNTY HIGHWAY - MATCHING FUND

BE IT RESOLVED by the County Board of the County of Kane, State of Illinois, at this adjourned session of the November meeting of said County Board, held at the Government Center in Geneva, Kane County, Illinois, that there be and there is hereby levied upon all taxable property within the County of Kane, the sum of:

SEVENTY THOUSAND DOLLARS (\$70,000)

Such levy shall be spent for the objects and purposes as set fourth in detail in the COUNTY HIGHWAY - MATCHING FUND Budget of the County of Kane, State of Illinois for the fiscal period beginning December 1, 2009 and ending November 30, 2010.

Passed by the Kane County Board on November 10, 2009.

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. 09 -

A RESOLUTION ADOPTING A TAX LEVY FOR THE KANE COUNTY HEALTH FUND

BE IT RESOLVED by the County Board of the County of Kane, State of Illinois, at this adjourned session of the November meeting of said County Board, held at the Government Center in Geneva, Kane County, Illinois, that there be and there is hereby levied upon all taxable property within the County of Kane, the sum of:

ONE MILLION NINE HUNDRED EIGHTY FIVE THOUSAND DOLLARS (\$1,985,000)

Such levy shall be spent for the objects and purposes as set fourth in detail in the KANE COUNTY HEALTH FUND Budget of the County of Kane, State of Illinois for the fiscal period beginning December 1, 2009 and ending November 30, 2010.

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____

11Levy-Health

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 -

A RESOLUTION ADOPTING A TAX LEVY FOR THE VETERAN'S COMMISSION FUND

BE IT RESOLVED by the County Board of the County of Kane, State of Illinois, at this adjourned session of the November meeting of said County Board, held at the Government Center in Geneva, Kane County, Illinois, that there be and there is hereby levied upon all taxable property within the County of Kane, the sum of:

THREE HUNDRED ELEVEN THOUSAND DOLLARS (\$311,000)

Such levy shall be spent for the objects and purposes as set fourth in detail in the VETERAN'S COMMISSION FUND Budget of the County of Kane, State of Illinois for the fiscal period beginning December 1, 2009 and ending November 30, 2010.

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____

11Levy-Vet

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 -

A RESOLUTION ADOPTING A TAX LEVY FOR THE CAPITAL IMPROVEMENT FUND

BE IT RESOLVED by the County Board of the County of Kane, State of Illinois, at this adjourned session of the November meeting of said County Board, held at the Government Center in Geneva, Kane County, Illinois, that there be and there is hereby levied upon all taxable property within the County of Kane, the sum of:

TWO MILLION FIVE HUNDRED THIRTEEN THOUSAND FIVE HUNDRED DOLLARS (\$2,513,500)

Such levy shall be spent for the objects and purposes as set fourth in detail in the CAPITAL IMPROVEMENT FUND Budget of the County of Kane, State of Illinois for the fiscal period beginning December 1, 2009 and ending November 30, 2010.

Passed by the Kane County Board of November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

11Levy-IMRF

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 -

A RESOLUTION ADOPTING A TAX LEVY FOR THE MILL CREEK SPECIAL SERVICE AREA

BE IT RESOLVED by the County Board of the County of Kane, State of Illinois, at this adjourned session of the November meeting of said County Board, held at the Government Center in Geneva, Kane County, Illinois, that there be and there is hereby levied upon the Mill Creek Special Service Area within the County of Kane, the sum of:

SIX HUNDRED FIFTY NINE THOUSAND TWO HUNDRED EIGHTY THREE DOLLARS (\$659,283)

Such levy shall be spent for the objects and purposes as set fourth in detail in the MILL CREEK SPECIAL SERVICE AREA FUND Budget of the County of Kane, State of Illinois for the fiscal period beginning December 1, 2009 and ending November 30, 2010.

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____

11Levy-MillCreek

STATE OF ILLINOIS

COUNTY OF KANE

ORDINANCE NO. 09-

AMENDING SECTION 14-3 OF THE KANE COUNTY CODE - PERMITS FOR GATHERINGS AND CONCERTS

WHEREAS, after review of the requirements for gatherings in Kane County, it has been determined that it is in the best interests of the citizens and residents of the County to provide for changes to the Kane County Code requiring permits for gatherings and concerts.

NOW, THEREFORE, BE IT ORDAINED that the existing Section 14-3 of the Kane County Code Permits for Gatherings and Concerts be repealed and the following Section 14-3 Permits for Special Events be enacted.

~~Sec. 14-3. Permits For Gatherings And Concerts:~~

- ~~(a) The permit described by this section will be required for gatherings or concerts which shall include carnivals held in unincorporated areas of Kane County in instances where:~~
- ~~(1) The gathering or concert has an attendance of two hundred fifty (250) or more persons;~~
 - ~~(2) The gathering or concert has an attendance of two hundred fifty (250) or more persons and is advertised or open to the public, and alcohol is either present, sold, or served.~~
- ~~(b) The following gatherings or concerts will not require a permit as described in this section:~~
- ~~(1) Lawful gatherings or concerts held on forest preserve land, on park district land, on picnic grounds in existence as of the date of passage of the ordinance codified herein, or on any other land or area that is owned and controlled by any local governmental unit;~~
 - ~~(2) Lawful gatherings or concerts held on premises that have been properly zoned for business uses and licensed for the sale of alcoholic beverages under other sections of this code including, but not limited to, the Kane County zoning ordinances, as amended (e.g., taverns, restaurants, etc.);~~
 - ~~(3) Lawful gatherings or concerts held within the walls of a residence by the owner of the residence or by someone authorized by the owner.~~
- ~~(c) The use of any land for the purpose of holding a gathering or a concert will not constitute a violation of any zoning code, provided that a permit has been obtained to hold such gathering or concert under the rules and regulations set forth in this section.~~
- ~~(d) Application for permits shall be made in writing to the chairman of the county board at least sixteen (16) calendar days in advance of the date of the gathering or concert and action shall be taken no later than four (4) calendar days prior to the event. The written consent of the owner of record of the subject property shall be required if the applicant is other than the owner. If the land is held in trust, the trustee's (trustees') signature(s) shall be required.~~

- ~~(e) If food or beverage is to be served, applicant must obtain a temporary food permit from the health department. If alcoholic beverage is to be sold or dispensed for the price of a ticket for the event, applicant must obtain a twenty four (24) hour liquor license from the liquor control commission.~~
- ~~(f) Permits shall be granted on the condition that the applicant can prove with reasonable certainty that necessary measures have been taken to ensure the public health, safety, and welfare. In ascertaining whether these measures have been taken, the licensing agent shall:
 - ~~(1) Seek advice and input from the sheriff, health department, zoning officer, building officer, sanitary officer, director of the development department, and any other governmental agency or official as deemed appropriate by the licensing agent.~~
 - ~~(2) When the licensing agent determines that there is a need, an application review session to discuss the gathering/concert application may be held by county staff members who shall then render a recommendation to the licensing agent.~~~~
- ~~(g) The applicant shall provide all information requested on the attached application (which is incorporated and made a part of this section) regarding the proposed gathering or concert. The licensing agent may require further information as he sees fit.~~
- ~~(h) The licensing agent may:
 - ~~(1) Grant the permit subject to the representations in the application with or without additional conditions.~~
 - ~~(2) Deny the permit if the agent finds the information supplied on the application indicates that the measures taken by the applicant to ensure the public health, safety, and welfare are inadequate.~~~~
- ~~(i) The use of amplified music is prohibited before nine o'clock (9:00) A.M. and after ten o'clock (10:00) P.M. Sunday through Thursday and before nine o'clock (9:00) A.M. and after twelve o'clock (12:00) midnight on Friday, Saturday, or on days preceding a holiday unless the permit granted to the applicant specifically allows the use of amplified music beyond these hours.~~
- ~~(j) For your own protection, it is recommended that liability insurance be obtained.~~
- ~~(k) The granting of a permit under the regulations set forth hereunder in no way waives or bars any future nuisance claims made against the person to whom the permit was granted, by a private individual or a public entity.~~
- ~~(l) Permits issued hereunder shall be issued by the chairman of the county board or his designee and shall bear the signature of the chairman of the county board or its reasonable facsimile.~~
- ~~(m) Permits issued hereunder are not transferable and are only valid for the single date or set of dates for which the permit was issued. Permits shall be conspicuously displayed upon the premises on the date(s) of the gathering.~~
- ~~(n) All applicants for a permit pursuant to this ordinance shall file with the licensing agent at the time their application is filed a fee of fifty dollars (\$50.00). The licensing agent shall not proceed with the procedure set forth in subsection (f) until such time as said fifty dollars (\$50.00) fee is received. There is no fee for the grant of a permit hereunder.~~

- ~~(o) The licensing agent shall have authority at any time prior to or during the period of time for which a permit has been issued under this section, to revoke said permit if he becomes aware that the information provided by the applicant was inaccurate or incomplete, which inaccuracy or omission substantially affects the type of gathering or concert proposed, or if he becomes aware of information which reasonably gives him cause to believe that the gathering or concert poses a serious threat to the health, welfare or safety of any citizen of Kane County.~~
- ~~(p) Upon request of the chairman of the county board or the sheriff of Kane County, the state's attorney is hereby authorized to seek to enjoin and/or prosecute any violations of this section.~~
- ~~(q) Any person or entity violating this section shall be fined up to the sum of five hundred dollars (\$500.00) for each violation, with each day constituting a separate offense.~~

Sec. 14-3. Permits for Special Events

Sec. 14-3-1. Definitions:

- (a) Special Event means any activity on public or private property that brings together a total of one hundred (100) or more people.
- (b) Carnival means an enterprise which offers amusement, games or entertainment to the public by means of one or more amusement rides and/or attractions.
- (c) Fair means an enterprise principally devoted to the exhibition of products or agriculture or industry where amusement rides, concerts, or other entertainment or attractions may also be operated or offered.
- (d) Amusement Rides and Attractions means any building, structure, or mechanized device(s), through which people walk or which carries passengers to provide entertainment.
- (e) Temporary Structures means anything temporarily erected, the use of which requires a location on or in the ground, or attached to something having a location on or in the ground, including signs and billboards, and supports and frames thereof.
- (f) Rodeos-Cherreadas means public competitions and/or exhibitions in which ranching skills are demonstrated such as bronco riding and calf-roping, test of the horse, bull riding and skirmish.
- (g) Attendance shall mean total attendance during the entire event unless otherwise specified.
- (h) Sporting Event shall mean an event generally organized for the purpose of competition to include participants and/or the entertainment of spectators which are usually governed by rules or customs.

Sec. 14-3-2. Special Event Permits:

- (a) A special event permit shall be required for all special events as follows:
- (1) Special Event Private Group Permit: Special outdoor events that are not advertised to the public to include weddings, block parties, and other private activities for one hundred (100) but not more than two hundred fifty (250) persons and does not include sporting events. Amplified music and temporary structures shall be permitted and must meet the requirements noted in this Section. All rules pertaining to the service and sale of alcohol under the Kane County Code shall be applicable. A nonrefundable Fifty Dollar (\$50) fee shall accompany each application and is not a guarantee that said application will be approved and a permit issued.

(2) Special Event Sports Permit: Sporting events that may or may not be advertised to the public and involve spectators and/or participants. Such events shall include, but are not limited to, marathons, tournaments, games, races, rodeos-cherreadas, or sports rallies for two hundred fifty (250) or more persons. Amplified music and temporary structures shall be permitted and must meet the requirements noted in this Section. Alcohol will not be permitted unless the property owner where the event is being held holds either an annual or temporary Kane County Liquor License. Free dispensing of alcohol is not permitted. A nonrefundable fee based on attendance shall accompany each application and is not a guarantee that said application will be approved and a permit issued as follows:

(i) 100-250 people:	\$100
(ii) 251-1,000 people	\$250
(iii) 1,001-5,000 people	\$1,000
(iv) Over 5,000 people	\$2,000
(v) Charitable Not-for-Profit Organization	\$100

(3) Special Event Entertainment Permit: Special entertainment events that may or may not be advertised and open to the public and include, but are not limited to, fairs, festivals, celebrations, circuses, carnivals, concerts, shows, markets or private group events for two hundred fifty (250) or more persons that do not include sporting events. Amplified music and temporary structures shall be permitted and must meet the requirements noted in this Section. All rules pertaining to the service and sale of alcohol under the Kane County Code shall be applicable. A nonrefundable fee based on attendance shall accompany each application and is not a guarantee that said application will be approved and a permit issued as follows:

(i) 250-1,000 people:	\$250
(ii) 1,001-5,000 people:	\$1,000
(iii) Over 5,000 people:	\$2,000

(4) Special Event Not-For-Profit Organization Permit: Special events that are or are not advertised to the public for charitable or fundraising purposes for not-for-profit organizations for festivals or celebrations for two hundred (250) or more persons that do not include sporting events. Amplified music and temporary structures shall be permitted and must meet the requirements noted in this Section. All rules pertaining to the service and sale of alcohol under the Kane County Code shall be applicable. A nonrefundable Fifty based on attendance shall accompany each application and is not a guarantee that said application will be approved and a permit issued.

(i) 250-1,000 people:	\$100
(ii) 1,001-5,000 people:	\$250
(iii) Over 5,000 people:	\$500

(5) Special Event Gathering Permit: Special events for all other types of gatherings for one hundred (100) or more persons to include, but not limited to, demonstrations, marches, rallies, and/or parades. Amplified music and temporary structures shall be permitted and must meet the requirements noted in this Section. All rules pertaining to the service and sale of alcohol under the Kane County Code shall be applicable. A nonrefundable fee of One Hundred Dollars (\$100) shall accompany each application and is not a guarantee that said application will be approved and a permit issued.

(6) Pre-Event Plan: Events for one thousand (1,000) or more persons require a pre-event plan which must be provided to the County no later than three (3) months prior to the event and which plan shall be approved prior to the issuance of a permit under this Section. Pre-event

planning shall require meetings with County staff, fire, police and emergency management agencies prior to the event.

(b) The following events will not require a special event permit:

(1) Lawful events held on forest preserve land, park district land, or on any other land or area that is owned and controlled by any local governmental unit. Any property owned or leased by the County, however, shall require an event permit from the Office of Environmental Management.

(2) Lawful events held on properties that have been zoned for the holding of public or private assemblies or special events unless the event is not for the purpose for which the zoning or special use was obtained or if such event is being sponsored by an individual, business, or group that is other than the property owner.

(3) Lawful events held within the walls of a residence or business establishment by the owner of the residence or business establishment or by someone authorized by the owner.

Sec. 14-3-3. Regulations for Special Events:

Permits shall be granted on the condition that the applicant can prove with reasonable certainty that necessary measures have been taken to ensure the public health, safety, and welfare as follows:

(a) **Attendance and Occupancy:** The maximum number of people that will be in attendance at or participating in a special event must be provided, and in no event shall the maximum number of people in attendance exceed the number stated on the application. At no time may the maximum occupancy of any permanent or temporary structure be exceeded. A sign indicating the maximum occupancy of any permanent or temporary structure must be posted in plain sight at all times during a special event.

(b) **Site Plans Required:** Site plans containing the following information must be submitted with the application as follows.

(1) **Traffic:** A traffic plan drawn to scale showing the areas of ingress and egress, entrances and exits to any roads or highways, traffic flow pattern, and parking areas. Motorized and non-motorized rallies or events that involve the use of public roadways must submit a route map and shall include a plan designating the starting point and destination point.

(2) **Structures:** A structural plan showing the location of temporary and existing permanent structures (including, but not limited to, buildings, barns, garages, tents, bleachers, booths, risers, inflatables, and stages), sanitation facilities, dumpsters and refuse containers, fences and barricades, food service locations, and any other activities. Said plan shall also include the location of any grills, outdoor fireplaces, or any other device for cooking or heating that contains fire, electricity, or the use of combustible materials. A building permit and payment of applicable building permit fees is required for temporary structures used for public assembly, public shelter, public restrooms contained in a mobile trailer, spectator seating and/or elevated pedestrian walkways more than 36 inches above grade. A final inspection prior to the event is required for all structures requiring a permit.

(3) **Security and First Aid:** A security and first aid plan must be included that provides the number of security personnel that will be present during the special event with their duties and responsibilities specified. Firms providing security or performing other public safety functions at special events must provide their regulatory number and certificates at the time of application. The first aid plan must indicate the location of first aid stations, the number and qualifications of

emergency medical personnel, and the location of any emergency vehicles that will be on site. The security and first aid plan must also address the following issues:

- (i) how risks associated with the event will be addressed;
- (ii) how emergency weather watches and warnings will be handled;
- (iii) procedures for contacting appropriate public safety agencies in the event assistance is needed.

(c) **Approvals and Other Permits:** Approval of all site plans by the Kane County building, health, zoning, emergency management departments as well as any local police, fire or other agency having jurisdiction of the event location shall be required. Only Sheriff's personnel or other personnel approved by the County shall be permitted to regulate traffic on public roadways. All other local, county, state, or federal licenses and permits needed for the special event shall be provided to the County including but not limited to Food Permits, Liquor Licenses, Building Permits, Animal Permits, Amusement Ride or Device Permits, Fireworks Permits, and federal, state or other local agency permits including fire departments/districts.

(d) **Animals:** For events that involve domestic, farm, exotic or wild animals, the number and type of animal must be submitted. Local, county, state, and/or federal licenses and permits for animals that will be part of any special event must be supplied to the County before any special event permit is issued. The County may, at its discretion, require that a licensed veterinarian be present during any special event where animals are present. The names and dates of birth of all employees or volunteers who will be handling animals or working or volunteering at an event where animals are present must be submitted with the application. The Sheriff at his discretion shall run warrants or background checks on any employees or volunteers. In addition, the applicant must certify that no convicted sex offenders, Illinois fugitives or fugitives from any other state's law enforcement agency, or individuals for which there are any outstanding warrants shall be employed or volunteer at the special event.

(e) **Amusement Rides and Devices:** If amusement rides will be on site during any special event, a copy of the State of Illinois inspection report for each amusement ride and a copy of the Amusement Ride Permit issued by the Illinois Department of Labor for carnival operators who will be on site must be provided to the County. The names and dates of birth of all employees working or volunteering at an event where amusement rides and devices are present must be submitted with the application. The Sheriff at his discretion shall run warrants or background checks on any employees or volunteers. In addition, the applicant must certify that no convicted sex offenders, Illinois fugitives or fugitives from any other state's law enforcement agency, or individuals for which there are any outstanding warrants shall be employed or volunteer at the special event.

(f) **Insurance:** Proof of insurance shall be provided for all special event permits, with the exception of a Special Event Private Group Permit, showing evidence of a general liability policy naming the County as a primary, noncontributory coinsured with a limit of no less than One Million Dollars (\$1,000,000) combined single limit per occurrence for bodily injury, personal injury, property damage and general liability naming the property owner as an additional insured if the applicant is other than the property owner submitted on a standard ACORD form stating the dates of coverage and stating any limitations and exclusions.

(g) **Amplified Music:** The use of amplified music is prohibited before nine o'clock (9:00) A.M. and after nine o'clock (9:00) P.M. on residentially-zoned or used parcels or on parcels that are adjacent to residentially-zoned or used parcels unless said parcel has been previously zoned for outside use of amplified music. The use of amplified music is prohibited before nine o'clock (9:00) A.M. and after ten o'clock (10:00) P.M. Sunday through Thursday and before nine o'clock (9:00) A.M. and after twelve o'clock (12:00) midnight on Friday, Saturday, or on days preceding a holiday on all parcels zoned to allow the use of outdoor amplified music and for all other parcels. The Development Committee, or a sub-committee designated by it for such purpose, may, upon written application, grant a variance for

not to exceed two (2) additional hours on parcels zoned to allow outdoor amplified music based upon evidence that the nature of the amplification, location of the property or location of the music venue on the property, or other safeguards are adequate to prevent the amplified music from causing a nuisance to adjoining or nearby residential property owners. The provisions of this sub-paragraph (g) shall not apply to any property under the jurisdiction of the Forest Preserve District of Kane County that shall be subject to a special use permit governing its use by any third party lessee or licensee.

(h) **Rodeos:** For special events that are characterized as rodeos and/or cherrreada, horse poling or tripping is prohibited, and all rodeos and cherrreadas must comply with the laws of the State of Illinois.

(i) **Sanitation:** The site shall be cleared of all debris within twenty-four (24) hours of the close of the event, and temporary structures and/or sanitation facilities must be removed from the site within seventy-two (72) hours of the close of the event. Any extension of time for said clearance and/or removal must be submitted with the permit application.

(j) **Inspection:** Receipt of an application hereunder shall allow Kane County and any fire department/district personnel or representatives free and open access to all areas of the special event for reasons of inspection from the date of application until all conditions are satisfied as shall be determined by the County and which shall include post-event clean-up.

(k) **Receipt of Recommendations:** Upon receipt of an application and supporting documentation, the County shall receive recommendations from any County department or office, local public safety agency, and any other local, county, state, and/or federal agency as may be required.

Sec. 14-3-4. Form of Application:

(a) Application for permits shall be made in writing to the Chairman of the County Board at least thirty (30) days in advance of the date of the special event and any application received within thirty (30) days of a special event may be denied unless otherwise provided in this ordinance.

(b) Applications shall provide all information requested on forms specified by the County and shall be accompanied by all required supporting documentation including but not limited to a Site Plan. The County may, at its discretion, request further documentation from any applicant. No application shall receive final approval until all supporting documentation has been received.

(c) The event applicant, sponsor, property owner, and contact name of the person overseeing the special event who will be on site during said special event must be included in the application along with addresses and phone number where said person may be reached during an emergency during the event.

(d) The written consent of the owner of record of the subject property shall be required on all applications. If the land is held in trust, the signatures of all of the beneficiaries of the trust shall be required.

(e) Applicant must indicate if alcohol will be served, sold, or distributed at a special event.

Sec. 14-3-5. Granting of Permits:

(a) The use of any land for a special event will not constitute a violation of any zoning ordinance provided that a permit has been obtained to hold such special event under the rules and regulations set forth in this Section. If more than one application is received for the same property within one year for a similar event, the Kane County Zoning Department may ascertain that said special event constitutes a change of use under the provisions of the Kane County Zoning Ordinance.

(b) The County may:

(1) Grant the permit subject to the representations in the application with or without additional conditions.

(2) Deny the permit if the County determines that the information supplied on the application indicates that the measures taken by the applicant to ensure the public health, safety, and welfare are inadequate.

(3) Deny the permit if the agent discovers any false or misleading information has been submitted with the application.

(4) Grant, amend, or deny the permit based upon the recommendation of the any Kane County department or office, any police or fire department or district having jurisdiction of an event location, or any other state or local agency if there are any outstanding violations of any kind or a failure to meet all applicable codes and standards as adopted by said agency.

(5) The County may restrict or deny any permit if the County determines that the proposed attendance exceeds the capacity of the proposed site and/or facility.

(c) The granting of a permit under the regulations set forth hereunder in no way waives or bars any future nuisance claims made against the applicant by a private individual or public entity.

(d) Permits hereunder shall be issued by and bear the signature of the Chairman of the County Board or a designee.

(e) Permits issued hereunder are not transferable and are only valid for the single date or dates for which the permit shall be issued.

(f) Permits shall be conspicuously displayed upon the premises on the date(s) of the special event.

(g) A special event may be suspended by the Sheriff or other local public safety agency, at their discretion, in the event of severe weather, public emergency, or if there is a reasonable determination that the special event poses a serious threat to the health, welfare or safety of the public.

(h) All special events involving the use of public highways including motorized or non-motorized road rallies must comply with all traffic laws unless specified by the Kane County Sheriff.

Sec. 14-3-6. Penalties:

(a) The County Board Chairman may impose a fine, after notice and hearing, of up to One Thousand Dollars (\$1,000) upon the applicant, sponsor, and/or property owner who violates any of the provisions of this Section. Each day a violation occurs shall be considered a separate offense, and said fine shall be in addition to any other fines or violations of law of any other Kane County ordinances.

(b) The County shall have the authority at any time upon issuance of a permit to revoke said permit and suspend a special event if at any time the County determines that the information submitted with the application is false or misleading or the application is in violation of the terms of the permit.

(c) The County Board Chairman may impose a fine, after notice and hearing, of up to One Thousand Dollars (\$1,000) upon any property owner that is found to be sponsoring or allowing a special event, as previously defined, to be held on their property without the proper permit. Each day a violation occurs shall be considered a separate offense, and said fine shall be in addition to any other fines or violations of law of any other Kane County ordinances.

(d) Upon request of the Chairman of the County Board or the Kane County Sheriff, the Kane County State's Attorney is hereby authorized to enjoin and/or prosecute any violation(s) of this Section.

###

This Ordinance shall become effective on January 1, 2010.

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

11SpecialEvents

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 -

**EXTENDING NINE CABLE TELEVISION FRANCHISE AGREEMENTS:
EIGHT WITH SUBSIDIARIES OF COMCAST CORPORATION
AND ONE WITH MEDIACOM, LLC**

WHEREAS, the Kane County Board has enacted nine cable television franchises through various resolutions during the period from 1982 through 1992 as listed in Attachment A; and

WHEREAS, the above franchises have been transferred and/or conveyed from the original franchisees to various companies; and

WHEREAS, eight of the nine franchises have been transferred and/or conveyed to subsidiaries of Comcast Corporation and one of the franchises has been transferred to Mediacom, LLC; and

WHEREAS, the eight franchises operated by subsidiaries of Comcast Corporation and the one franchise operated by Mediacom, LLC have current expiration dates of November 30, 2009, as listed in Attachment A; and

WHEREAS, the Kane County Board has initiated and will continue the franchise renewal process consistent with the provisions of 47USC546 with the franchisees for all nine franchises during December 2009 and through 2010.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the eight cable television franchise agreements with subsidiaries of Comcast Corporation and the one franchise agreement with Mediacom, LLC as listed in Attachment A are hereby extended to November 30, 2010, in accordance with applicable state and federal laws. Any renegotiated agreement executed prior to November 30, 2010, will replace in its entirety the extended agreement(s).

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

ATTACHMENT A

KANE COUNTY CABLE TELEVISION FRANCHISES

Franchise Area (descriptive)	Current Parent Company	Current Franchisee	Current Agreement Adoption	Original Expiration Date	Current Expiration Date	New Expiration Date
Southwest Area	Mediacom	Mediacom	1984 Ord. 84-136	November 1999	November 30, 2009	November 30, 2010
Aurora Township	Comcast	Comcast of Illinois XIII, LP	1992 Ord. 92-133	September, 2004	November 30, 2009	November 30, 2010
Batavia Township	Comcast	Comcast of California/ Colorado/ Illinois/Indiana/ Texas, Inc.	1982 Ord. 82-5	May, 1996	November 30, 2009	November 30, 2010
St. Charles and Geneva Townships	Comcast	Comcast of Illinois/Ohio/ Oregon, LLC	1992 Ord. 92-133	September, 2004	November 30, 2009	November 30, 2010
Campton Township	Comcast	Comcast of California/ Colorado/ Illinois/Indiana/ Texas, Inc.	1988 Ord. 88-31	November, 2004	November 30, 2009	November 30, 2010
Plato Township	Comcast	Comcast of California/ Colorado/ Illinois/Indiana/ Texas, Inc.	1989 Ord. 89-35	September, 2004	November 30, 2009	November 30, 2010
Rutland Township	Comcast	Comcast of California/ Colorado/ Illinois/Indiana/ Texas, Inc.	1989 Ord. 89-171	September, 2004	November 30, 2009	November 30, 2010
Elgin Township	Comcast	Comcast of Illinois/ West Virginia, LLC	1992 Ord. 92-133	September, 2004	November 30, 2009	November 30, 2010
Dundee Township	Comcast	Comcast of Northern Illinois, Inc.	1988 Ord. 88-67	May, 1998	November 30, 2009	November 30, 2010

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 -

**TERMINATING THE INTERGOVERNMENTAL AGREEMENT BETWEEN
THE COUNTIES OF DUPAGE AND KANE FOR COORDINATING HOMELESS
INFORMATION MANAGEMENT SYSTEMS (HMIS) AND AUTHORIZING THE COUNTY BOARD
CHAIRMAN TO SIGN ALL AGREEMENTS NECESSARY TO IMPLEMENT AND ADMINISTER THE
KANE COUNTY HOMELESS MANAGEMENT AND INFORMATION SYSTEM**

WHEREAS, the United States Department of Housing and Urban Development ("HUD") requires that all local governments and agencies applying for competitively awarded grants for various homeless assistance and supportive housing be part of a Continuum of Care as defined by HUD; and

WHEREAS, HUD also requires that all Continuum of Care organizations implement a Homeless Management Information System ("HMIS") for the purpose of collecting information deemed critical for the planning and provision of services to the homeless; and

WHEREAS, HUD also requires that all grantees and sub-grantees using ARRA Homeless Prevention and Rapid Rehousing funds report all client data and outcomes using HMIS; and

WHEREAS, DuPage and Kane Counties did enter into an Intergovernmental Agreement in 2005 in order to allow for Kane County agencies to be licensed and have access to DuPage County's Homeless Management and Information System (HMIS); and

WHEREAS, Kane County has used an annual HUD grant administered by Kane County to reimburse DuPage County on a pro-rata basis for software and administrative costs associated with licensing and access to the software provided by Bowman Systems; and

WHEREAS, it has been recommended by Kane County agencies participating in the Continuum of Care for Kane County that the best and most efficient way to meet HUD's reporting requirements for the Continuum of Care and for the use of Homeless Prevention and Rapid Rehousing funds is to terminate the IGA with DuPage County and enter into a direct contract with Bowman Systems; and

WHEREAS, all costs associated with the proposed software contract with Bowman Systems, including all other costs related to the HMIS will continue to be paid for by the annual grant from HUD in the amount of One Hundred Nine Thousand Eight Hundred and Fifty Three Dollars (\$109,853.00), and at such time that the HUD grant is not renewed or does not completely cover the costs of the HMIS that the additional costs will be the responsibility of the participating agencies.

NOW, THEREFORE, BE IT RESOLVED that the Kane County Board hereby terminates the Intergovernmental Agreement with DuPage County for HMIS and further authorizes the County Board Chairman to sign all agreements necessary to implement and administer the Kane County Homeless Management and Information System.

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

11HMIS

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 -

**DESIGNATING KANE COUNTY HISTORIC LANDMARK
(MCKINLEY-ADAMS HOUSE)**

WHEREAS, the people of the County of Kane take great pride in the historic buildings, structures, sites, and landscapes of the County that exemplify the heritage or culture of the County of Kane, State of Illinois; and

WHEREAS, the County of Kane has conducted a comprehensive survey identifying certain buildings, structures, areas, sites, and landscapes that are of historic, architectural, cultural, archaeological, educational, or scenic significance; and

WHEREAS, the County of Kane is empowered pursuant to 55 ILCS 5/5 - 30001 (1992), to establish and appoint by ordinance a preservation commission and to designate by ordinance landmarks and preservation districts upon the recommendation of the preservation commission; and

WHEREAS, the Kane County Board adopted the Kane County Historic Preservation Ordinance establishing said Commission on June 14, 1988, as Ordinance 88-99; and

WHEREAS, the Kane County Historic Preservation Commission has recommended that the McKinley-Adams House located at 33W777 Hill Road (PIN 12-01-302-012) in Geneva Township be designated a Kane County Historic Landmark for its historical significance as an early example of a vernacular style house and architectural significance for construction methods used.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the McKinley-Adams House, as recommended by the Kane County Historic Preservation Commission, is hereby designated a Kane County Historic Landmark, placed on the Kane County Register of Historic Places, and afforded the protection of a historic landmark as provided through provisions in the Kane County Historic Preservation Ordinance.

Passed by the Kane County Board on November 10, 2009.

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. 09 - _____

**APPROVING KANE COUNTY'S JOINT PARTICIPATION IN THE COMPLETE COUNT COMMITTEE
FOR THE UNITED STATES 2010 CENSUS**

WHEREAS, the next Decennial Census will be taken in the year 2010, and political representation to the United States House of Representatives, state legislatures and local governments is determined by the Decennial Census, and Kane County, City of Aurora and City of Elgin recognizes the equal importance of each resident in the 2010 Census count; and

WHEREAS, Kane County has agreed to be one of 6,425 government entities in partnership with the U.S. Bureau of the Census; and

WHEREAS, Kane County understands that its primary role in this partnership is to formulate a joint COMPLETE COUNT COMMITTEE with the City of Aurora and the City of Elgin that will consider forming sub-committees to encompass Government, Education, Media, Religious, Community-based Organizations, Business, Recruiting and Special Housing.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board hereby proclaims full support and participation in the overwhelming success of Census 2010 through the formulation of a COMPLETE COUNT COMMITTEE.

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____

11Census

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 - _____

**APPROVING AN ANNUAL OPERATIONS AND MAINTENANCE FEE
FOR STREAM AND RAIN GAGES, 2010**

WHEREAS, on October 13, 1998, the Kane County Board passed Ordinance No. 98-251 adopting the Kane County Stormwater Management Plan (the "Plan") pursuant to 55ILCS 5/5-1062, which established goals to "identify, protect, and improve floodplains, waterways, lakes, ponds, wetlands...in order to maximize the protection of public health, safety, and welfare, and identify and develop revenue sources to complete the goals and objectives..."; and

WHEREAS, the collection of stream flow and rainfall data is an integral part of planning flood mitigation activities, investigating water quality, and protecting and improving Kane County's water resources; and

WHEREAS, on May 12, 1998, the Kane County Board passed Resolution #98-129 authorizing the expenditure of funds to install, operate, and maintain stream and rain gages in cooperation with various state and federal agencies including the United States Geological Survey and the Illinois Department of Natural Resources; and

WHEREAS, the County has negotiated joint funding with the United States Geological Survey for the 2009/2010 operation, maintenance, and monitoring of said gages, for which the United States Geological Survey and Kane County will each pay approximately one-half the stated costs of the above mentioned work; and

WHEREAS, adequate funds to complete this commitment have been budgeted and exist in Fund 086, line item 50150 for the Kane County commitment of Thirty Six Thousand Two Hundred Twenty Dollars (\$36,220.00).

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman is hereby authorized to enter into a contract with the USGS for the joint funding for the operation, maintenance, and monitoring of rain and stream gages in Kane County in an amount not to exceed Thirty Six Thousand Two Hundred Twenty Dollars (\$36,220.00), to be paid from Fund 086, Line Item 50150. A copy of said contract shall be kept on file with the Kane County Auditor.

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?
420-670-680-50150	Contracts and Consulting	Yes	Yes	

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____
11USGS _____

STATE OF ILLINOIS

COUNTY OF KANE

ORDINANCE NO. 09 -

**AN ORDINANCE ESTABLISHING THE
RICHARDSON SUBDIVISION SPECIAL SERVICE AREA
KANE COUNTY, ILLINOIS
FOR THE PURPOSE OF PAYING THE COST OF PROVIDING SPECIAL SERVICES
IN AND FOR SUCH AREA**

WHEREAS, a Status of Plat (Preliminary or Final) plat of subdivision has been approved by the County of Kane, Illinois (the "County"), for the Name of SSA Subdivision (the "Subdivision"); and

WHEREAS, a final plat of subdivision has been approved by the County of Kane, Illinois (the "County"), for Richardson's Fox River Subdivision and Richardson's Second Fox River Subdivision in the Township of Dundee in Kane County, Illinois (the "Subdivision"); and

WHEREAS, on August 12, 2008, KANE passed Ordinance No. 08-253, approving an Illinois Emergency Management Agency grant agreement and project expenditures for voluntary floodprone property buyouts; and

WHEREAS, the Illinois Emergency Management Agency (IEMA) has awarded a grant in the amount of Four Hundred Thirty Two Thousand Nine Hundred Sixty Three Dollars (\$432,963) to KANE and local matching sources have been identified to provide matching funds in an amount of One Hundred Thirty Eight Thousand Three Hundred Thirty Dollars (\$138,330) to move forward with the voluntary buyout and demolition of up to three repetitively flooded structures; and

WHEREAS, two properties in South Elgin and one in Dundee Township were identified as severely repetitively flooded properties and potential voluntary buyout candidates including support from interested landowners; and

WHEREAS, in accordance with the Illinois Emergency Management Agency State-Local Flood Mitigation Assistance Program Agreement (FMAP 2007) with Kane County ("FMAP Agreement") for the buyout of repetitively flooded properties in Kane County, Illinois, the property and residence at 15N302 Camp Flint Drive, East Dundee, IL, will be purchased by the County and the structure demolished, creating permanent open space and removing a hazard from the floodplain and floodway of the Fox River; and

WHEREAS, in accordance with the FMAP Agreement, upon purchase and demolition of the structure at 15N302 Camp Flint Drive, Kane County will transfer title of said property to Dundee Township; and

WHEREAS, the FMAP Agreement requires that "Each parcel acquired with FMAP funds shall be deed restricted to include the requirements ... of this Grant Agreement" including:

- "22. No landscape change or new structure will be erected on the property other than a public facility that is open on all sides and functionally related to open space. The FEMA Regional Director must approve on a case by case basis the erection of structures which do not meet the criteria above before commencement of construction. However, the structure must be constructed in compliance with the community's floodplain management ordinance, including minimum federal and state requirements, and be compatible with open space uses and floodplain management policy and practices.

23. The floodplain property from which structures have been purchased and demolished or relocated must be maintained for open space, parks, nature preserves, unimproved pervious parking areas, wetland areas or other like purposes only. This open area must be maintained in perpetuity (forever).
24. No future disaster assistance for any purpose from any Federal source will be sought or provided with respect to the acquired properties.
25. The Subgrantee agrees that it shall convey the property, or any interest therein, only to another public entity and only with prior approval from IEMA and the Regional Director of FEMA. Such conveyance shall be made expressly subject to the above-referenced conditions and restrictions which shall run with the property in perpetuity.”; and

WHEREAS, Dundee Township wishes to establish a long-term use and maintenance agreement with the Richardson Homeowners' Benevolent Association, Inc. (the "Homeowners' Association"), a duly incorporated homeowners' association, for the use and maintenance of the property at 15N302 Camp Flint Drive ("Property"); and

WHEREAS, under the terms of the long-term use and maintenance agreement, Dundee Township will allow unrestricted use of the Property in accordance with the FMAP Agreement and in return the Homeowners' Association is obligated to maintain the Property to the satisfaction of the residents of the Richardson Subdivision and in accordance with the FMAP Agreement; and

WHEREAS Kane County, through execution of the FMAP Agreement, is bound to the conditions of the Agreement, requires the establishment of a special service area pursuant to 35 ILCS 200/27-5, et seq., as a back-up vehicle in the event the Homeowners' Association fails to adequately carry out the provisions of the FMAP Agreement and the long-term use and maintenance agreement with Dundee Township; and

WHEREAS, pursuant to the provisions of Article VII, Section 7, Part (6) of the 1970 Constitution of the State of Illinois (the "Constitution"), the County of Kane is authorized to create special service areas in and for the unincorporated areas of the County; and

WHEREAS, pursuant to the "Special Service Area Tax Law", 35 ILCS 200/27-5, et seq. (2003), the County is authorized to levy and impose taxes upon property within special service areas for the provision of special services to those areas and for the payment of debt incurred in order to provide those services; and

WHEREAS, it is in the public interest that the establishment of the area hereinafter described as a special service area for the purposes set forth herein and to be designated as the Richardson Subdivision Special Service Area, of the County (the "Area") be considered as a "back-up vehicle" to provide for the backup maintenance of the Property in accordance with the FMAP Agreement and the long-term use and maintenance agreement with Dundee Township; and

WHEREAS, the Area is contiguous and totally within the boundaries of the unincorporated area of the County; and

WHEREAS, the purpose of establishing the Area is to provide certain special governmental services (the "Services") to the Area, which are unique and in addition to the services generally provided to the County as a whole, in the event the Homeowners' Association fails to adequately carry out its duties to maintain the Property in accordance with the FMAP Agreement and the long-term use and maintenance agreement with Dundee Township. The Services to be provided on a back-up basis may include, but are not limited to the following: demolition or regrading of property due to unauthorized construction or floodplain fill; mowing or other vegetative control measures as prescribed by Richardson Subdivision residents; disposal of garbage due to illegal dumping; costs of design, engineering and

other consulting services, surveying and permits, public liability insurance, and all administrative, legal and other costs or expenses incurred in connection therewith and with the administration of the Area, including the repayment of any loan or debt incurred for the provision of any of such Services, all of the Services to be in and for the Property; and

WHEREAS, it is in the public interest that the levy of a direct annual ad valorem tax upon all taxable property within the Area be considered for the purpose of paying the cost of providing the Services; and

WHEREAS, the revenue from such tax shall be used solely for Services for which the County is authorized under law to levy taxes or special assessments or to appropriate funds of the County, all of the Services to be in and for the Area and all of any necessary construction and maintenance to be on property accessible to and by the County, as more fully described on the plat for the Subdivision; and

WHEREAS, said direct annual ad valorem tax shall not be immediately levied but rather the County shall have the authority to levy upon all taxable property within the Area for an indefinite period of time upon discovery of the need to provide Services herein described, at a rate sufficient to produce revenues required to provide the Services, and shall be in addition to all other taxes permitted by law; and

WHEREAS, the establishment of the Area was proposed by the Board of the County of Kane (the "County Board") pursuant to Ordinance No. 09-374, entitled:

**AN ORDINANCE PROPOSING THE ESTABLISHMENT OF THE RICHARDSON
SUBDIVISION SPECIAL SERVICE AREA OF KANE COUNTY, ILLINOIS FOR THE
PURPOSE OF PAYING THE COST OF PROVIDING SPECIAL SERVICES IN AND
FOR SUCH AREA**

(the "Proposing Ordinance"), duly adopted on October 13, 2009 and was considered at a public hearing (the "Hearing") held by the County Board on November 10, 2009; and

WHEREAS, notice of the Hearing was given by publication at least once not less than 15 days prior to the Hearing in the Kane County Chronicle Newspaper in which Hearing Notice was published, the same being a newspaper of general circulation within the County (a copy of the notice and affidavit of publication is on file with the County Clerk as Exhibit A and is incorporated herein); and

WHEREAS, mailed notice of the Hearing was given by depositing notice in the United States Mail, not less than 10 days prior to the time set for the Hearing, addressed to the person or persons in whose name the general taxes for the last preceding year were paid on each lot, block, tract or parcel of land lying within the Area, and in the event taxes for the last preceding year were not paid, the notice was sent to the person or persons last listed on the tax rolls prior to that year as the owner or owners of said property (a copy of the notice and the affidavit of mailing is on file with the County Clerk as Exhibit B and is incorporated herein); and

WHEREAS, at the Hearing, all interested persons, including persons owning taxable real property located within the Area, were given the opportunity to be heard regarding any issue embodied within the notice, including the establishment of the Area and the levy of taxes, and to file with the County Clerk written objections to the same (a copy of the transcript of the hearing [and the written objections, if any,] are on file with the County Clerk as Exhibit C); and

WHEREAS, the County Board does hereby determine that it is in the public interest and in the interest of the County and the Area that the Area be established and the taxes described herein be levied.

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

§1. Incorporation of preambles

The preambles of this ordinance are hereby incorporated into this text as if set out herein in full.

§2. Final adjournment of Hearing

The Hearing was finally adjourned on November 10, 2009.

§3. Establishment of Area

(a) The Richardson Subdivision Special Service Area of Kane County, Illinois is hereby established in and for the County and shall consist of the territory legally described in Exhibit D on file with the County Clerk and made a part hereof.

(b) Said territory consists of Richardson's Fox River Subdivision and Richardson's Second Fox River Subdivision in the Township of Dundee in Kane County, Illinois. An accurate map of said territory is on file in the office of the Kane County Recorder's Office and is available for public inspection.

§4. Purpose of the establishing the Area

The purpose of establishing the Area is to provide a backup mechanism for Kane County to provide certain special governmental services (the "Services") to the Property, which are unique and in addition to the services generally provided to the County as a whole, in the event the subdivision's homeowners' association fails to adequately carry out its duties to maintain the Property in accordance with the Illinois Emergency Management Agency State-Local Flood Mitigation Assistance Program Agreement (FMAP 2007) with Kane County ("FMAP Agreement") and the long-term use and maintenance agreement with Dundee Township. The Services to be provided on a back-up basis may include, but are not limited to the following: demolition or regrading of property due to unauthorized construction or floodplain fill; mowing or other vegetative control measures as prescribed by Richardson Subdivision residents; disposal of garbage due to illegal dumping; costs of design, engineering and other consulting services, surveying and permits, public liability insurance, and all administrative, legal and other costs or expenses incurred in connection therewith and with the administration of the Area, including the repayment of any loan or debt incurred for the provision of any of such Services, all of the Services to be in and for the Property.

§5. Tax Levy

The cost of the Services, which are to be provided in the event the Homeowners' Association fails to adequately carry out its duties, shall be paid by the revenue from the levy of a direct annual *ad valorem* tax upon all taxable property within the Area for an indefinite period of time. The tax shall not be immediately levied but rather the County shall have the authority to levy upon all taxable property within the Area for an indefinite period of time upon discovery of the need to provide Services herein described, at a rate sufficient to produce revenues required to provide the special services, and shall be in addition to all other taxes permitted by law.

§6. Filing

The County Clerk is hereby directed to file and record a certified copy of this ordinance, including a description of the territory and an accurate map of the Area, in the office of the Kane County Clerk and in the office of the Kane County Recorder within 60 days after its adoption and approval.

§7. Repealer

All ordinances, orders and resolutions and parts thereof in conflict herewith be and the same are hereby repealed, and this ordinance be in full force and effect forthwith upon its adoption.

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____

11RichardsonSSA

Exhibit A

Richardson Subdivision Special Service Area
Public Notice and Affidavit of Publication

State of Illinois
County of Kane

Certificate of Publication

properly within the Area for the purpose of paying the costs of providing special services, on a back-up basis, in and for the Property located at 16N302, Camp Hill Drive, (the "Property"). The proposed Area consists of the following described territory:
Richardson's Fox River Subdivision and Richardson's Second Fox River Subdivision in the Township of Dundee in Kane County, Illinois.
An accurate map of said territory is on file in the office of the Kane County Recorder's Office and is available for public inspection.
The purpose of establishing the Area is to provide a backup mechanism for Kane County to provide certain special governmental services (the "Services") to the Properties, which are unique and in addition to the services generally provided to the County as a whole, in the event the subdivision's homeowners' association fails to adequately carry out its duties to maintain the Property in accordance with the Illinois Emergency Management Agency State-Local Flood Agreement (IFMA - 2007) with Kane County Government Center, and the long-term site and maintenance agreement with Dundee Ave. General District 80134, a Township. The Services to be provided to the Properties may include, but are not limited to the following: demolition or regrading of property due to unauthorized construction or floodplain fill, moving of other vegetative control measures, disposal of other than a residential special garbage truck to illegal dumping sites, and the costs of design, engineering and other consulting services, surveying

and permits, public liability insurance, and all administrative, legal and other costs of expenses incurred in connection therewith and with the administration of the Area, including the payment of any plan or cost incurred for the provision of any of such Services, all of the Services to be in and for the Property.
The levy of a direct annual ad valorem tax upon all taxable property within the Area for the purpose of paying the cost of the Services will also be considered at the Hearing. The tax shall not be immediately levied, but rather the County shall have the authority to levy upon all taxable property within the Area for an indefinite period of time upon discovery of the need to provide Services. The rate of the tax shall be sufficient to produce revenues required to provide the special services, and shall be in addition to all other taxes permitted by law.
All interested persons, including all persons owning taxable real property located within the Area, will be given an opportunity to be heard at the Hearing regarding the establishment of the Area and the tax levy and an opportunity to file objections to the establishment of the Area or to the amount of the tax levy.
At the Hearing, any interested person may file with the County Clerk certain objections to and may be heard orally in response to any issues presented in this Notice. The Hearing may be adjourned to another date without further notice other than a motion to be entered upon the minutes kept by the Area and placed in the records. At the first regular meeting of the County Board after the public hearing, the County may delete from the special service area

I, Don T. Bricker, do hereby certify that I am the publisher of the *Chronicle* a secular newspaper of general circulation published in the County of Kane and State of Illinois, and that the same has been regularly published for at least 12 months prior to the date of the first publication of the notice attached hereto. I further certify that a notice, of which the annexed is a true printed copy, has been regularly published in said newspaper 1 time(s) on the following date(s):

10/23

I further certify that I am publisher of the *Chronicle* and that said newspaper is a newspaper as defined by the terms and conditions of Chapter 100, paragraph 1, et. seq., Illinois Revised Statutes 1981.

Given under my hand at St. Charles, Illinois, this 23 day of October A.D., 2009.

Don T. Bricker
Publisher

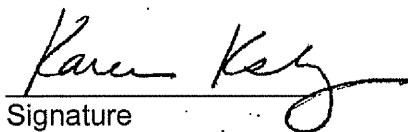
PUBLIC NOTICE
NOTICE OF PUBLIC HEARING
COUNTY OF KANE, ILLINOIS
RICHARDSON SUBDIVISION
SPECIAL SERVICE AREA
NOTICE IS HEREBY GIVEN that a public hearing will be held on November 10th, 2009, at 9:45 am, in the County Board Room, Kane County Government Center, Building 1A, 719 South Baldwin Ave., Geneva, Illinois 60134, a Township. The hearing will be held on a back-up basis and may be held by the County of Kane, Illinois, before the hearing, demolition or regrading of property due to unauthorized construction or floodplain fill, moving of other vegetative control measures, disposal of other than a residential special garbage truck to illegal dumping sites, and the costs of design, engineering and other consulting services, surveying

Exhibit B

Richardson Subdivision Special Service Area
Affidavit of Mailing

The Notice of Public Hearing for the Name of SSA Special Service Area was placed in the United States Mail in accordance with 35 ILCS 200/27-30 "Manner of Notice" on 10/26/09 by the undersigned to the following address(es):

PIN	TaxName	MailingAdd	MailingA_1	MailingCit	Ma MailingZ
0326306005	EAST DUNDEE VILLAGE OF	120 BARRINGTON AVE		EAST DUNDEE	IL 60118
0326307001	EAST DUNDEE VILLAGE OF	120 BARRINGTON AVE		EAST DUNDEE	IL 60118
0326307002	EAST DUNDEE VILLAGE OF	120 BARRINGTON AVE		EAST DUNDEE	IL 60118
0326304001	EAST DUNDEE VILLAGE OF	120 BARRINGTON AVE		EAST DUNDEE	IL 60118
0326304002	EAST DUNDEE VILLAGE OF	120 BARRINGTON AVE		EAST DUNDEE	IL 60118
0326305001	SVESTKA, FRANK J JR & RUTH S REVOC TRUS	% FRANK J JR & RUTH S SV 7055 W 29TH PL		BERWYN	IL 60402
0326305002	DUNDEE TOWNSHIP OF	557 BARRINGTON AVE		EAST DUNDEE	IL 60118
0326305003	ROSENDALE, PETER N	33W942 FOX RIVER DR		EAST DUNDEE	IL 60118
0326305004	EAST DUNDEE VILLAGE OF	120 BARRINGTON AVE		EAST DUNDEE	IL 60118
0326306001	EAST DUNDEE VILLAGE OF	120 BARRINGTON AVE		EAST DUNDEE	IL 60118
0326306002	EAST DUNDEE VILLAGE OF	120 BARRINGTON AVE		EAST DUNDEE	IL 60118
0326306003	EAST DUNDEE VILLAGE OF	120 BARRINGTON AVE		EAST DUNDEE	IL 60118
0326306004	EAST DUNDEE VILLAGE OF	120 BARRINGTON AVE		EAST DUNDEE	IL 60118
0326307003	EAST DUNDEE VILLAGE OF	120 BARRINGTON AVE		EAST DUNDEE	IL 60118
0326307008	EAST DUNDEE VILLAGE OF	120 BARRINGTON AVE		EAST DUNDEE	IL 60118
0326307011	KAMP, RICHARD C DCLRN OF TRUST, TRUSTE	33W986 RICHARDSON DR		EAST DUNDEE	IL 60118
0326307012	NERGE, SUSAN G	33W908 RICHARDSON DR		EAST DUNDEE	IL 60118
0326307013	NERGE, SUSAN G	33W908 RICHARDSON DR		EAST DUNDEE	IL 60118
0326307016	NERGE, RANDY L & SUSAN	33W908 RICHARDSON DR		EAST DUNDEE	IL 60118
0326307017	LANOUE, AMY B	15N384 RICHARDSON DR		DUNDEE	IL 60118
0327429001	HIRSCH, MILTON G & PAMELA K	34W116 BASS CT		EAST DUNDEE	IL 60118
0327429002	KAISER, DEAN	34W110 FOX RIVER DR		EAST DUNDEE	IL 60118
0327429003	CODY, DAVID W	7554 335TH AVE		BURLINGTON	WI 53105
0327429004	STEPHENSON, KEVIN K & TERIE L	34W084 FOX RIVER DR		EAST DUNDEE	IL 60118
0327429005	STEPHENSON, KEVIN K & TERIE L	34W084 FOX RIVER DR		EAST DUNDEE	IL 60118
0327429006	MOTL, BLAIR R	34W084 FOX RIVER DR		EAST DUNDEE	IL 60118
0327429007	LOVEJOY, HARRY	115 18TH ST		MONROE	WI 53586
0327429010	MCNAMEE, THOMAS P	10 NORTH RIVER ST		EAST DUNDEE	IL 60118
0327429011	LINDER, HARVEY A & MARY C	34W066 FOX RIVER DR		DUNDEE	IL 60118
0327429012	LINDER, HARVEY A & MARY C	34W066 FOX RIVER DR		DUNDEE	IL 60118
0327429013	DOEDERLEIN, DELORIS LIVING TRUST	% DOEDERLEIN DELORIS	110 RAILROAD ST	DUNDEE	IL 60118
0327429014	EVANS, CATHARINE & EADS MARY	34W076 FOX RIVER DR		EAST DUNDEE	IL 60118
0327430001	DOEDERLEIN, FREDERIC E LIVING TRUST	110 RAILROAD ST		DUNDEE	IL 60118
0327430004	SLOVACEK, GREGORY LEV & SANDRA O	33W980 FOX RIVER DR		EAST DUNDEE	IL 60118
0327430005	MCNAMEE, THOM P	10 N RIVER ST		EAST DUNDEE	IL 60118
0327431001	KOMORSKI, BARRIE L	34W075 FOX RIVER RD		EAST DUNDEE	IL 60118
0327431002	EISENZIMER, JOSEPH	% JOE EISENZIMER	124 PECOS CIRCLE	CARPENTERSVILLE	IL 60110
0327431003	CILEK, FRANK REVOC LIVING TRUST, TRUSTE	34W065 FOX RIVER DR		DUNDEE	IL 60118
0327431004	SCHWARTZ, GEORGE W & PAMELA I	137 CAMP FLINT DR		DUNDEE	IL 60118
0327431005	CODY, DAVID W	7554 335TH AVE		BURLINGTON	WI 53105
0327431006	SCHWARTZ, JON M & GEORGE W	181 FOX RIVER DR		EAST DUNDEE	IL 60118
0327431007	SCHWARTZ, JON M & GEORGE W	181 FOX RIVER DR		EAST DUNDEE	IL 60118
0327431008	BARRETT, LEE & CARMEN	186 FOX RIVER DR		E DUNDEE	IL 60118
0327431009	UNGRUH, VINZENZ	15N302 CAMP FLINT		EAST DUNDEE	IL 60118
0327476002	KAISER, DAVID	34W085 FOX RIVER DR		EAST DUNDEE	IL 60118
0327476003	KAISER, DAVID	34W085 FOX RIVER DR		EAST DUNDEE	IL 60118
0327476004	BUTTTELL, ROBERT E & PEGGY M	34W087 FOX RIVER DR		DUNDEE	IL 60118
0327476005	BARRETT, LEE & CARMEN	34W049 FOX RIVER DR		DUNDEE	IL 60118
0327476006	SUNDQUIST, MARILYN D TR, TRUSTEE	816 GREENWOOD AVE		CARPENTERSVILLE	IL 60110
0327476007	SUNDQUIST, MARILYN D TRUST, TRUSTEE	816 GREENWOOD AVE		CARPENTERSVILLE	IL 60110
0327476008	SUNDQUIST, MARILYN D TRUST, TRUSTEE	816 GREENWOOD AVE		CARPENTERSVILLE	IL 60110
0327476012	PARK NATIONAL BANK, TRUSTEE	801 N CLARK ST		CHICAGO	IL 60610
0327476013	PARK NATIONAL BANK, TRUSTEE	801 N CLARK ST		CHICAGO	IL 60610



Signature

Exhibit C

Richardson Subdivision Special Service Area
Public Hearing Minutes
And Affidavit of No Objection

Exhibit D

Richardson Subdivision Special Service Area
Legal Description

Richardson's Fox River Subdivision and Richardson's Second Fox River
Subdivision in the Township of Dundee in Kane County, Illinois

Exhibit E

Richardson Subdivision Special Service Area
Map of Special Service Area

This Document Prepared by:

Karen Kosky
Watershed Engineer
Kane County Environmental Management Department
719 Batavia Ave., Building A
Geneva, IL 60134

Return this Document to:

Karen Kosky
Watershed Engineer
Kane County Environmental Management Department
719 Batavia Ave., Building A
Geneva, IL 60134

Recording Cover Page

This page added for the purpose of affixing Recording Information

ORDINANCE NO. _____

**AN ORDINANCE ESTABLISHING THE
RICHARDSON SUBDIVISION SPECIAL SERVICE AREA
KANE COUNTY, ILLINOIS
AND PROVIDING FOR THE LEVY OF TAXES
FOR THE PURPOSE OF PAYING THE COST OF PROVIDING SPECIAL SERVICES
IN AND FOR SUCH AREA**

Deed _____

Other _____

UCC _____

Plat _____

Remarks _____

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 - _____

ADOPTING THE SOLID WASTE PLAN FIVE YEAR UPDATE

WHEREAS, the Illinois Solid Waste Planning and Recycling Act, ("the Act") (415ILCS 15/1 et.seq.) places specific requirements upon counties to prepare, adopt, and implement plans for the management of waste generated within their boundaries; and

WHEREAS, the Kane County Solid Waste Management Plan ("the Plan") was adopted by the Kane County Board on November 10, 1992, by Resolution No. 92-280, and updated on March 10, 1998, by Resolution No. 98-52 and on May 11, 2004, by Resolution No. 04-203; and

WHEREAS, said Act requires that each Plan shall be reviewed and updated every five years; and

WHEREAS, the Plan has been updated, reviewed, and revised by the Department of Environmental Management ("the Department") under the direction of the Energy and Environmental Committee, and a copy of the proposed Five Year Update is on file with the Kane County Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Five Year Update to the Kane County Solid Waste Management Plan, on file with the County Clerk, be and is hereby adopted in fulfillment of the requirements set forth in the Act. The Department is directed to submit the Five Year Update to the Illinois Environmental Protection Agency within ten (10) days, in accordance with the Act.

Passed by the Kane County Board on November 10, 2009.

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. 09 -

**APPROVING A CONTRACT WITH CENTER FOR
NEIGHBORHOOD TECHNOLOGY FOR TECHNICAL ASSISTANCE
WITH UPDATING THE KANE COUNTY ENERGY PLAN AND DEVELOPMENT OF THE
REVOLVING LOAN FUND FOR ENERGY EFFICIENCY (EECBG)**

WHEREAS, the American Recovery and Reinvestment Act of 2009, Public Law 111-5, appropriated funding for the Department of Energy (DOE) to issue/award formula-based grants to states, U.S. territories, units of local government, and Indian tribes under the Energy Efficiency and Conservation Block Grant (EECBG) Program, the authorization for which is set forth in Title V, Subtitle E of the Energy Independence and Security Act (EISA) of 2007; and

WHEREAS, on September 8, 2009, the Kane County Board passed Resolution No. 09-321, approving an agreement with the Department of Energy for an Energy Efficiency and Conservation Block Grant Program in the amount of Two Million Four Hundred Sixty Nine Thousand One Hundred Dollars (\$2,469,100.00); and

WHEREAS, two of the seven activities included in the Kane County Energy Efficiency Strategy include an update to the Kane County Energy Plan, originally published in 2005, and the development of a Revolving Loan Fund for Public and Nonprofit facility energy efficiency upgrades; and

WHEREAS, a Request for Proposals was issued on July 1, 2009, seeking assistance for the Kane County Energy Plan Update and the development of a Revolving Loan Fund, among other activities; and

WHEREAS, 19 firms responded to the Request for Proposals, a total of 5 firms were selected as finalists to interview for the technical assistant positions, and the Center for Neighborhood Technology is recommended by staff as the most qualified firm to assist Kane County with the Energy Plan Update and the development of the Revolving Loan Fund.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute a contract with the Center for Neighborhood Technology for assistance with the Kane County Energy Plan Update and the development of a Revolving Loan Fund for energy efficiency improvements to public and nonprofit facilities (a copy of which will be placed on file with the County Clerk's office), for an amount not to exceed Thirty Five Thousand Dollars (\$35,000), to be paid out of Line Item 406.690.717.50150 (Contractual/Consulting 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?
406.690.717.50150	Contractual/ Consulting Services	Yes	Yes	N/A

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____

11CNT

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 - _____

APPROVING A CONTRACT WITH PATRICK ENGINEERING, INC. FOR TECHNICAL ASSISTANCE WITH KANE COUNTY FACILITY ENERGY EFFICIENCY IMPROVEMENTS (EECBG)

WHEREAS, the American Recovery and Reinvestment Act of 2009, Public Law 111-5, appropriated funding for the Department of Energy (DOE) to issue/award formula-based grants to states, U.S. territories, units of local government, and Indian tribes under the Energy Efficiency and Conservation Block Grant (EECBG) Program, the authorization for which is set forth in Title V, Subtitle E of the Energy Independence and Security Act (EISA) of 2007; and

WHEREAS, on September 8, 2009, the Kane County Board passed Resolution No. 09-321, approving an agreement with the Department of Energy for an Energy Efficiency and Conservation Block Grant Program in the amount of Two Million Four Hundred Sixty Nine Thousand One Hundred Dollars (\$2,469,100.00); and

WHEREAS, one of the seven activities included in the Kane County Energy Efficiency Strategy calls for the development of Kane County Facility Energy Efficiency Improvements; and

WHEREAS, a Request for Proposals was issued on July 1, 2009, seeking technical assistance for development of the Kane County Facility Energy Efficiency Improvements program, among other activities; and

WHEREAS, 19 firms responded to the Request for Proposals, a total of 5 firms were selected as finalists to interview for the technical assistant positions, and Patrick Engineering, Inc. is recommended by staff as the most qualified firm to assist Kane County with development of the Kane County Facility Energy Efficiency Improvements program.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute a contract with Patrick Engineering, Inc. for assistance with the development of the Kane County Facility Energy Efficiency Improvements program (a copy of which will be placed on file with the County Clerk's office), for an amount not to exceed Ninety Thousand Five Hundred Fifty Dollars (\$90,550.00), to be paid out of Line Item 406.690.717.50150 (Contractual/Consulting 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?
406.690.717.50150	Contractual/ Consulting Services	Yes	Yes	N/A

Passed by the Kane County Board on November 10, 2009.

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

Karen McConaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____
11EECBG

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 - _____

**PROCLAIMING NOVEMBER 7-14, 2009 AS
FOX VALLEY U.S. MARINE WEEK**

WHEREAS, the United States Marine Corps has protected citizens and guarded their freedom for the past 234 years; and

WHEREAS, our country has established a position of world leadership and the Marines have proven themselves as dedicated professionals willing to defend lives and protect the rights valued by Americans; and

WHEREAS, a Marine is trained to hold his ground against any odds and to always be faithful to God, Country and the Corps, standing ready to fight anytime or anywhere the President or Congress may designate; and

WHEREAS, the term "Marine" has been associated with courage and military efficiency since its creation on November 10, 1775 in Philadelphia, PA; and

WHEREAS, the people of Kane County, Illinois are proud of their rich contribution to the Marine tradition and salute the Marines serving around the globe.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that it does hereby proclaim November 7-14, 2009 as U.S. Marine Week in Kane County, Illinois.

Passed by the Kane County Board on November 10, 2009.

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

DRAFT

RESOLUTION NO. 09 - _____

FILLING A VACANCY ON THE KANE COUNTY BOARD, DISTRICT 3

WHEREAS, on the 31st day of October, 2009 a vacancy occurred in the office of Kane County Board District 3; and

WHEREAS, notice of said vacancy has been given to the county central committees of established political parties in Kane County; and

WHEREAS, said vacancy must be filled within 60 days by appointment of the Chairman of the Kane County Board with the advice and consent of the County Board; and

WHEREAS, the appointee so nominated must be a member of the same political party as the person succeeded, namely Democrat; and

WHEREAS, said appointee shall serve the remainder of the unexpired term; and

WHEREAS, said appointee must be a resident of the County Board District and shall be otherwise eligible to serve.

NOW, THEREFORE, BE IT RESOLVED that the Kane County Board hereby declares that a vacancy exists in the office of Kane County Board District 3.

BE IT FURTHER RESOLVED that the Kane County Board hereby concurs with the County Board Chairman's appointment of _____, to fill the vacancy in the office of County Board Member for County Board District 3 for the remainder of the term expiring December 2010.

Passed by the Kane County Board on November 10, 2009.

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. 09 -

**RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING
FOR CALL CENTER SERVICES BETWEEN
COUNTY OF KANE AND DUPAGE COUNTY HEALTH DEPARTMENT**

WHEREAS, the County of Kane, the State of Illinois and the United States is currently experiencing a public health emergency with respect to the H1N1 influenza virus; and

WHEREAS, the DuPage County Health Department has entered into an agreement with Protocol Services Acquisition Corporation who has experience and expertise in providing wellness professional services in order to enable the department to manage public health needs relative to the H1N1 virus; and

WHEREAS, the Illinois General Assembly has granted Public Health Departments the authority to enter into agreements for the purpose of securing outside call center services (55 ILCS 515 5-25013); and

WHEREAS, the County of Kane is in need of the same call center services in order to schedule and manage appointments to administer the H1N1 virus vaccine; and

WHEREAS, the DuPage County Health Department is willing to enter into a Memorandum of Understanding with Kane County to utilize the same call center and as a result thereof, both counties will realize cost savings and efficiencies; and

WHEREAS, Federal Grant monies are available to cover the costs of said services.

NOW THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is authorized to enter into a Memorandum of Understanding, a copy of which will be on file with the Kane County Clerk, with the County of DuPage and its Health Department to provide call center services.

Passed by the Kane County Board on November 10, 2009.

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. 09 -

BUDGET ADJUSTMENT FOR THE OFFICE OF EMERGENCY MANAGEMENT

WHEREAS, on April 7, 2009; the Health Department received a grant from the National Association of County and City Health Officials in the amount of \$5,000 to support the operations of the Medical Reserve Corp.; and

WHEREAS, the Medical Reserve Corp. program has been transferred to the Office of Emergency Management (OEM) and has become a division of the OEM's volunteer program; and

WHEREAS, the aforementioned grant funds need to be transferred to the OEM budget so they may be used to continue to support the mission of the Medical Reserve Corp.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the following budget adjustment be made to the OEM FY2009 budget to reflect the NACCHO grant:

001.510.000.32880	NACCHO PHAB Grant	\$5,000
001.510.510.50400	Community Action Program	\$5,000

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?
001.510.510.50400	Community Action Program	No	No	001.510.000.32880 (NACCHO Grant)

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
 Chairman, County Board
 Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____

11Bdgt-OEM

STATE OF ILLINOIS
COUNTY OF KANE

RESOLUTION NO. 09 -

**HEALTHCARE CONTINUATION COVERAGE FOR
MEDICARE ELIGIBLE RETIRED AND DISABLED EMPLOYEES**

WHEREAS, Public Act 86-1444 provides that eligible retired and disabled employees and their surviving spouses may elect to continue group health insurance coverage under the County's policy; and

WHEREAS, a Department of Insurance opinion dated February 18, 2003, states that continuation coverage cannot be terminated when the retiree or disabled employee becomes Medicare eligible though the employer may provide a reduced benefit plan for those Medicare eligible; and

WHEREAS, after reviewing the above, we believe Section 367j of the Illinois Insurance Code, 215 ILCS 5/367j ("Section 367j") requires that an IMRF employer, who provides a policy of group health insurance to its employees, must provide for the election of continued group health insurance coverage to a qualified retired or disabled employee and can provide a reduced benefit plan, even if the employee is eligible for Medicare.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that Kane County will offer continuation health insurance coverage to Medicare eligible retired or disabled employees who are entitled to such coverage under Section 367j under the following plan and at the following monthly premiums, effective January 1, 2010, through December 31, 2010:

Single	\$290.19	<u>\$304.17</u> /monthly *
Family	\$580.38	<u>\$608.34</u> /monthly *

** A separate deductible of \$500 for outpatient prescription drugs to be paid at 80% (coinsurance does not go towards the outpatient prescription maximum)*

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____
11HealthCareRates

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 -

**PAYMENT OF INSURANCE PREMIUM AND SERVICE
AGREEMENT TO WINE SERGI & CO. LLC**

WHEREAS, to protect the interests of Kane County, proper insurance coverage including liability, property, excess Workers' Compensation and claim services agreements with Wine Sergi & Co., LLC, need to be in place for Fiscal Year 2010.

Fund 010, Line Item 50000

WINE SERGI & CO., LLC	
AGENCY FEE	\$ 35,000
THIRD PARTY ADMINISTRATION	\$ 60,000
LOSS CONTROL SERVICES	\$ 5,000

Fund 010, Line Item 53000

PACKAGE INCLUDING	\$504,273
General Liability, \$10,000,000 per occurrence	
Auto Liability, \$10,000,000 per occurrence	
Public Officials Liability, \$10,000,000 per occurrence	
Law Enforcement Liability, \$10,000,000 per occurrence	
Limit \$10,000,000/\$350,000 deductible/SIR	

Employee Dishonesty/Crime
Limit \$500,000/Deductible \$100,000

Property –	
Buildings/Contents Blanket \$205,220,642	
Computers \$7,756,940	
Auto Physical Damage	
Machinery & Boiler	
Excess Property	\$150,658
Limit \$212,977,582 /Deductible \$25,000	

Fund 010, Line Item 53010

EXCESS WORKERS' COMPENSATION	\$ 59,670
Work Comp - \$ Statutory IL Benefit Limit	
Employers Liability \$1,000,000 Limit	
Self Insured Retention: \$500,000	

TOTAL COSTS	\$814,601
-------------	-----------

Total amount of Premiums not to exceed Eight Hundred Fourteen Thousand, Six Hundred One Dollars (\$814,601) annually, subject to appropriation by the Kane County Board. These premiums are in effect from December 1, 2009 through December 1, 2010 and are to be monitored by the Finance Director.

BE IT FURTHER RESOLVED that the Finance Director is instructed to allocate the costs of these policies to the County's Special Revenue Funds, and KCDEE. All payments and claims must be reported quarterly to the Finance and Executive Committees.

BE IT ALSO FURTHER RESOLVED that payments for the approved insurance programs and policies shall be expended from the Insurance Liability Fund (010) in an amount not to exceed Eight Hundred Fourteen Thousand, Six Hundred One Dollars (\$814,601) annually, subject to appropriation by the Kane County Board.

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?
010.120.130.50000 010.120.130.53000 010.120.130.53010	Project Admin Insurance Liability Worker's Compensation	Yes- FY2010	Yes- FY2010	N/A

Passed by the Kane County Board on November 10, 2009.

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. 09 -

**JUVENILE DRUG COURT ASSESSEMENT AND TREATMENT SERVICES
(Kane County Court Services)**

WHEREAS, two vendors bid on RFP-09-004-Drug Assessment and Treatment Services for the provision of drug assessment and treatment services for Juvenile Drug Court; and

WHEREAS, Renz Addiction Center and Breaking Free, the current providers of these services to the Court, submitted responses utilizing the approved Department of Alcohol and Substance Abuse rates for services that will allow coverage for the entire county; and

WHEREAS, both agencies have provided consistently excellent service and dedication to the Juvenile Drug Court since the planning stages prior to 2002.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof be, and hereby is, authorized to execute contracts with Renz Addiction Center and Breaking Free for a term of one year (December 1, 2009 – November 30, 2010), with an option to extend the contract for a maximum of two one-year periods. The total cost to the County shall not exceed the sum of Seventy Thousand Dollars (\$70,000) per year, with the maximum per agency being Thirty Five Thousand Dollars (\$35,000) per year.

Line item	Line item	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?
275-430-463-50150	Contracts / Consulting	Yes	Yes	N/A

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

11DrugCourt

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 -

**CONTRACT FOR JUVENILE DRUG COURT COORDINATOR
(Kane County Court Services)**

WHEREAS, Kane County Court Services has budgeted Fifty Four Thousand Six Hundred Ninety Nine Dollars (\$54,699) in the Juvenile Drug Court Budget under 275-430-463-50150 (Contracts/Consulting) to support the salary, benefits, and mileage expenses for the Juvenile Drug Court Coordinator; and

WHEREAS, the Regional Office of Education is the designated agency overseeing the Coordinator position for purposes of supervision, office space, salary, and benefits.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that Court Services is authorized to execute a contract with the Regional Office of Education for one year, beginning December 1, 2009 and ending November 30, 2010, with an option to extend by agreement the contract for a maximum of two additional one year periods upon agreement by all parties and availability of funds.

Line item	Line item	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?
275-430-463-50150	Contracts / Consulting	Yes	Yes	N/A

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____

11DrugCourtContract

STATE OF ILLINOIS
COUNTY OF KANE

RESOLUTION NO. 09 -

**CONTRACT AMENDMENT
HEALTH SERVICES AGREEMENT
COUNTY OF KANE AND HEALTH PROFESSIONALS, LTD
(Juvenile Justice Center)**

WHEREAS, Kane County and Health Professionals Ltd., a Illinois corporation, executed a Health Services agreement for the period commencing December 1, 2005, and terminating November 30, 2009, by which HPL assumed the responsibilities to provide professional services for the provision of reasonable and necessary medical care to individuals under the custody and control of County and Facility detained at the Juvenile Justice Center Facility, said agreement having been amended by Contract Addenda; and

WHEREAS, said agreement provides for an optional one year extension effective December 1, 2009 through 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 a contract with Health Professionals Ltd. for said services at the Juvenile Justice Center for the period commencing December 1, 2009, through November 30, 2010, at a cost of Twelve Thousand Fifteen Dollars and Forty Three Cents (\$12,015.43) per month. This monthly amount represents an increase in wages and other costs. This agreement is also open to further one-year terms if mutually agreed upon. Funds to be paid from the General Fund 001-430-436-50150 (Medical Health Services).

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds currently 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?
001-430-436-50150	Medical Health Services	Yes	Yes	N/A

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

11JJC-health

STATE OF ILLINOIS
COUNTY OF KANE

RESOLUTION NO. 09 -

**SECURITY SYSTEM MAINTENANCE
(Juvenile Justice Center)**

WHEREAS, bids were solicited and received for providing maintenance on the security systems at the Juvenile Justice Center; and

WHEREAS, Integrated Systems Inc., Washington, MI, was the lowest responsible bidder as per specifications at a cost of \$1,360.00 per quarter.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof be, and hereby is, authorized to enter into a contact with Integrated System Inc. to provide maintenance on the security systems at the Kane County Juvenile Justice Center for the two-year period commencing December 1, 2009, through November 30, 2011, at a quarterly cost of One Thousand Three Hundred and Sixty Dollars (\$1,360.00). Funds to be paid from the General Fund 001-430-436-52150 (Maintenance-Communications Equipment)

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds currently 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?
001-430-436-52150	Maintenance Communications Equipment	Yes	Yes	N/A

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

11Security

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 - _____

PANDEMIC FLU GRANT AWARD FOR PUBLIC HEALTH DEPARTMENT

WHEREAS, Kane County Health Department desires to accept grant funding provided by the 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 \$555,543.00 for the aforementioned Pandemic Flu Program; and

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 \$555,543.00 to be applied toward the 2009-2010 Pandemic Flu Program.

BE IT FURTHER RESOLVED that the total amount of said contract of Five Hundred Fifty Five Thousand Five Hundred and Forty Three Dollars (\$555,543.00) shall be received into Line Item 350-580-000-32840.

BE IT ALSO FURTHER RESOLVED that the fiscal year 2009 budget for Kane County Health Department be amended to reflect the grant revenues and expenses, as shown below:

350-580-000-38400 (IDPH PHER Grant)	+\$ 555,543.00
350-580-631-40000 (Salaries)	+\$ 163,701.00
350-580-631-45000 (Health Insurance)	+\$ 43,937.00
350-580-631-45100 (FICA)	+\$ 12,523.00
350-580-631-45200 (IMRF)	+\$ 13,260.00
350-580-631-50150 (Contractual/Consulting)	+\$ 159,022.00
350-580-631-60010 (Operating Supplies)	+\$ 146,000.00
350-580-631-60110 (Printing)	+\$ 15,000.00
350-580-631-70120 (Special Purpose Equipment)	+\$ 2,100.00

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	350.580.000.38400 (IDPH PHER Grant)

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____
11Flu

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 - _____

**RIVERBOAT FUNDING FOR KANE COUNTY DEPARTMENTAL
PROJECTS FOR FISCAL YEAR 2010**

WHEREAS, the agreement between the County of Kane and the Grand Victoria Casino provides for the use of Riverboat Funds to assist in educational endeavors, environmental endeavors, and economic development endeavors; and

WHEREAS, a number of Kane County departments and agencies that work closely with Kane County departments have important and relevant projects/programs that meet the requirements for Riverboat funding set forth in Resolution 05-345. (Adopting Guidelines, Policies and Procedures for the Kane County Riverboat Grant Program); and

WHEREAS, applications were completed by said departments and agencies for the projects/programs on the list attached hereto and made a part hereof; and

WHEREAS, the Kane County Riverboat Subcommittee has reviewed the applications and recommends funding in the total amount of Five Million Five Hundred Sixteen Thousand Two Hundred Twenty Two Dollars (\$5,516,222).

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman of the Kane County Board is authorized to enter into a Grant Agreement with each of the identified departments at the specified funding levels.

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?
120.010.020.XXXX	Various	FY2010	Yes	N/A

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

FY 2010 RIVERBOAT SUBCOMMITTEE RECOMMENDATIONS
KANE COUNTY DEPARTMENTAL PROJECTS

Number	Fund	Applicant	Project	Amount	Source
G-10-01	001/405	Kane Cty - Water Resources	Cost Share Drainage Program	\$725,000	2010 Budget
G-10-02	120	Kane Cty - Human Res.	Tuition Reimbursement	\$150,000	2010 Budget
G-10-03	220	Kane Cty - State's Attorney	Title IV-D	\$18,751	2010 Budget
G-10-04	221	Kane Cty - State's Attorney	Drug Prosecution	\$122,282	2010 Budget
G-10-05	222	Kane Cty - State's Attorney	Victim Coordinator Services	\$58,547	2010 Budget
G-10-06	223	Kane Cty - State's Attorney	Domestic Violence	\$445,965	2010 Budget
G-10-07	225	Kane Cty - State's Attorney	Auto Theft Task Force	\$20,901	2010 Budget
G-10-08	230	Kane Cty - State's Attorney	Child Advocacy Center	\$715,669	2010 Budget
G-10-09	272/273	Kane Cty - Court Services	Drug Court	\$568,093	2010 Budget
G-10-10	275	Kane Cty - Court Services	Juvenile Drug Court	\$21,531	2010 Budget
G-10-11	351	Kane Cty - Health Dept	KaneKares	\$429,424	2010 Budget
G-10-12	400	Kane Cty - Development Dep	Economic Development	\$225,000	2010 Budget
G-10-13	420	Kane Cty - Development Dep	Stormwater Management PIng	\$43,000	2010 Budget
G-10-14	600	Kane Cty - Finance	JJC 2010 Bond Payment	\$816,598	2010 Budget
G-10-15	650	Kane Cty - Env. Mgmt	Enterprise Surcharge	\$79,000	2010 Budget
N/A	120	Kane Cty - Riverboat	Administration	\$76,461	2010 Budget
N/A	120	Kane Cty - Riverboat	External Grants	\$1,000,000	2010 Budget
TOTAL				\$5,516,222	

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 - _____

**AMENDING THE KANE COUNTY
STORMWATER MANAGEMENT TECHNICAL MANUAL**

WHEREAS, pursuant to 55 ILCS 5/5-1062, the Kane County Board adopted Resolution No. 97-07 establishing the Kane County Stormwater Management Committee (the "Committee"), for the purpose of preparing a comprehensive countywide stormwater management plan and ordinance; and

WHEREAS, the plan prepared by the Committee and its Technical Advisory Committee was adopted by the County Board by the passage of Ordinance No. 98-251 on October 13, 1998; and

WHEREAS, pursuant to and in furtherance of the implementation of the plan, the Committee and its Technical Advisory Committee have drafted a comprehensive countywide stormwater management ordinance (the "Stormwater Ordinance"). The Board adopted the Stormwater Ordinance by the passage of Ordinance No. 00-312 on November 14, 2000; and

WHEREAS, the Committee has developed a technical manual which supplements the Stormwater Ordinance by providing background detail and guidance as to the intent of technical requirement in the Stormwater Ordinance; and

WHEREAS, the Board adopted the Kane County Stormwater Management Technical Guidance Manual by the passage of Ordinance No. 01-149 on May 8, 2001; and

WHEREAS, periodic updates to the Technical Manual are necessary to maintain consistency with technologies and methodologies. A new Article, Article 16, Retention Best Management Practices, has been drafted and reviewed by the Kane County Stormwater Management Committee. Copies of this new Article have been distributed and/or made available to all of the municipalities within the County, and all stormwater permit reviewers. The Article was amended based on the comments received, and the Stormwater Committee has endorsed this Article, and recommends that the County Board adopt this Article as an amendment to the Technical Manual.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board and the Chairman that Article 16 Retention Best Management Practices be adopted and here forth be incorporated into the Kane County Stormwater Technical Guidance Manual. A copy of Article 16 is on file as Exhibit 1 with the Kane County Clerk.

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____

11StormwaterManual

STATE OF ILLINOIS

COUNTY OF KANE

ORDINANCE NO. 09 -

AMENDING THE KANE COUNTY STORMWATER MANAGEMENT ORDINANCE

WHEREAS, pursuant to 55 ILCS 5/5-1062, the Kane County Board adopted Resolution No. 97-07 establishing the Kane County Stormwater Management Committee, for the purpose of preparing a comprehensive countywide stormwater management plan and stormwater management ordinance (the "Ordinance"); and

WHEREAS, the Ordinance was adopted by the County Board as by the passage of Ordinance No. 00-312 on November 14, 2000; and

WHEREAS, the Kane County Stormwater Committee has recommended to the County Board several amendments to the Ordinance. Said Ordinance amendments have been distributed to the engineering community and all municipal stormwater administrators for review and comments.

NOW, THEREFORE, BE IT ORDAINED by the Chairman and the Kane County Board that the Kane County Stormwater Ordinance is hereby amended as follows:

§1 The following is added to Section 104, and subparagraphs 81 through 148 are renumbered to accommodate this amendment to Section 104:

(81) market value means the value of a structure prior to substantial damage and/or substantial improvement. FEMA accepts several methods to determine market value. The method to determine market value shall be one approved by FEMA and the Administrator.

§2 Sections 104(131) and(132) are deleted in their entirety and replaced as follows:

(131) **substantial damages** means damage caused by one or more events to a building located in the floodplain or floodway from any cause (examples include but are not limited to fire, flood, earthquake) on or after January 1, 2010 whereby the cumulative cost of restoring the building to its original condition from the event or events occurring after January 1, 2010 is 50% or more of its market value, regardless of the actual repair work performed.

(132) **substantial improvement** means (a) an improvement or a series of improvements made to a structure located in the floodplain or floodway on or after January 1, 2010 the cost of which is 50% or more of the structure's market value; (b) the cumulative reconstruction or repair of a structure on or after January 1, 2010, the cost of which is 50% or more of the structure's market value before the start of construction of the reconstruction or repair caused by substantial damages; (c) an addition to a structure the cost of which is 50% or more of the structure's market value before the start of construction of the addition or any addition that increased the floor area by more than 20%; or (d) any work done to a structure that has suffered substantial damage. Substantial improvement does not include either (i) any work done to a structure to correct existing violations of State or local health, sanitary or safety codes identified and determined by the local code enforcement official to be the minimum necessary to assure safe living conditions; or (ii) any work done to a structure listed on the state or federal Historic Register provided that alteration will not preclude the structure's continued designation as a historic structure.

§3 Section 203 is amended as follows

- (i) Storage facilities located within the regulatory floodplain shall (a) comply with Article 4; ~~and~~ (b) store the required amount of site runoff to meet the release rate requirements under all streamflow and backwater conditions up to the ten-year flood elevation on the adjacent receiving watercourse; the Administrator may approve designs which can be shown by detailed hydrologic and hydraulic analysis to provide a net watershed benefit not otherwise realized by strict application of the requirements set forth in (a) and (b) of this subsection; and (c) comply with 203(b).
- (j) Storage facilities located within the regulatory floodway shall (a) meet the requirements for locating storage facilities in the regulatory floodplain; (b) be evaluated by performing hydrologic and hydraulic analysis consistent with the standards and requirements for watershed plans; ~~and~~ (c) provide a net watershed benefit; and (d) comply with 203(b).
- (k) Site runoff storage volume provided by solely enlarging existing regulatory floodplain storage (onstream site runoff storage) shall be allowed only as a variance. ~~The applicant must demonstrate that flood damage will not be increased and the development will not increase flood flows for both the two-year and 100-year floods.~~

§4 The following is added to Section 1001:

(h) A minimum of 45 days prior to the Kane County Board's consideration of a revision(s) to the Kane County Stormwater Ordinance, the Director shall notify and provide a copy of said revision(s) to every certified community (the certified community's Stormwater Administrator and City / Village Engineer), and the proposed date said revision(s) will be presented to the Kane County Board's Stormwater Committee. Stormwater Administrators or their designees shall be allowed to present oral or written comments to the Kane County Board's Stormwater Committee expressing their comments relating to said Stormwater Ordinance revision(s).

§5 The following is added to Section 200:

§ (e) BMP-in-lieu of site runoff storage. Sites meeting one of the following requirements (1) – (3) and requirements (4) and (5) are eligible to receive credit for BMP-in-lieu of site runoff storage in accordance with § 203(n) against the calculated site runoff storage in § 203 and the requirements of § 203 (g).

(1) The development has been approved for fee-in-lieu of site runoff storage and waiver of § 203(g) under § 200 (c);

(2) The development has been approved for fee-in-lieu of site runoff storage and waiver of § 203 (g) under § 200 (d);

(3) The volume of site runoff storage for the proposed development calculated as prescribed in § 203 is less than or equal to 1.0 acre – feet on a development which does not have an existing site runoff storage facility on the site. If the development has an existing site runoff facility, the Administrator may require said site runoff facility to be expanded to meet the requirements section 203

(4) The site plan is otherwise in compliance with § 201.

(5) The subgrade of areas of permeable pavements and in-situ soils at the bottom of rain gardens and other similar infiltration type systems shall have their infiltration capacity verified by appropriate geotechnical investigation. An opinion of the suitability of the area for the intended BMP shall be provided by a professional engineer. Verification of soil conditions prior to the start of the work may be required by the Administrator. Final approval is at the sole discretion of the Administrator.

§ 203(n) BMP in-lieu of site runoff storage. The "Kane County Technical Guidance Manual BMPs" (2007) shall be used as a reference in the design of BMPs for consideration under this section.

(1) Permeable pavements consisting of porous concrete and asphalt surfaces; or permeable interlocking concrete pavers, shall receive credit for their effectiveness in reducing site runoff by all of the following:

- a. When the depth of subbase provided is at least 16 inches and the void ratio of the subbase aggregates is at least 30%, and any required underdrains are 4 inches diameter or less, then detention and retention requirements of § 203 shall be considered as provided for the area of the pavement so designed. Inclusions of up to 25% of the pavement area which consists of non-permeable surface materials which drains onto the permeable pavement shall be allowed and will not be deducted from the application provided the subbase is consistent with the above requirements.
- b. The verifiable differential in permeable pavement cross-section costs compared to non-permeable pavements may be considered as an offset payment for any remaining fee-in-lieu of site runoff storage calculated in accordance with Article 13. The differential costs may include increased excavation and subbase material and the cost differential of surfaces, provided that the administrator approves the conventional pavement cross-section.

(2) Rain gardens and rain garden-infiltration trench systems shall receive credit for both their effective reduction site runoff and/or fee-in-lieu of storage by all of the following.

When the surface area of the rain garden or rain garden infiltration trench represents at least 15% or more of the impermeable surface area draining thereto, the depth of the ponding is no greater than 18 inches, and any required underdrains are 4 inches in diameter or less, then all of the site retention storage of 203(g) and one half of the site runoff storage requirements (detention) will be considered satisfied for those portions of the site comprising the surface area of the rain garden and the surface area of the site draining thereto. § 1301 (d) Offset payments calculated in accordance with § 203 (n) shall be considered as payments received and disbursed in accordance with § 1301 (a) – (c).

Passed by the Kane County Board on November 10, 2009.

John Cunningham, Clerk
Kane County Board
Kane County

Karen McConnaughay, Chairman
Kane County Board
Kane County

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 -

**OBLIGATION RETIREMENT RESOLUTION
MOTOR FUEL TAX (MFT)**

WHEREAS, the County of Kane has outstanding bond indebtedness associated with projects for the improvement of various County highways, which indebtedness is generally described and has been previously entitled utilizing a motor fuel tax section number as 01-00283-00-GB; and

WHEREAS, the Illinois Department of Transportation (Department) authorized the issuance of MFT Revenue Bonds on August 14, 2001, and obligation retirement resolutions with accompanying forms are to be submitted to the Department when utilizing MFT funds to retire part or all of the bond indebtedness; and

WHEREAS, interest to be paid and principal to be paid on said bond indebtedness from motor fuel tax funds are as follows:

	<u>Interest</u>	<u>Principal</u>	<u>Total</u>
Fiscal Year 2004	\$1,603,735.32	\$805,000.00	\$2,408,735.32
Fiscal Year 2005	\$1,883,680.00	\$1,610,000.00	\$3,493,680.00
Fiscal Year 2006	\$1,811,980.00	\$1,685,000.00	\$3,496,980.00
Fiscal Year 2007	\$1,747,680.00	\$1,745,000.00	\$3,492,680.00
Fiscal Year 2008	\$1,661,330.00	\$1,835,000.00	\$3,496,330.00
Fiscal Year 2009	\$1,588,470.00	\$1,905,000.00	\$3,493,470.00
Fiscal Year 2010	\$1,494,000.00	\$2,000,000.00	\$3,494,000.00
Fiscal Year 2011	\$1,384,862.50	\$2,110,000.00	\$3,494,862.50
Fiscal Year 2012	\$1,279,362.50	\$2,215,000.00	\$3,494,362.50
Fiscal Year 2013	\$1,168,612.50	\$2,325,000.00	\$3,493,612.50
Fiscal Year 2014	\$1,052,362.50	\$2,445,000.00	\$3,497,362.50
Fiscal Year 2015	\$ 924,000.00	\$2,575,000.00	\$3,499,000.00
Fiscal Year 2016	\$ 788,812.50	\$2,705,000.00	\$3,493,812.50
Fiscal Year 2017	\$ 646,800.00	\$2,850,000.00	\$3,496,800.00
Fiscal Year 2018	\$ 497,175.00	\$2,995,000.00	\$3,492,175.00
Fiscal Year 2019	\$ 339,937.50	\$3,155,000.00	\$3,494,937.50
Fiscal Year 2020	\$ 174,300.00	\$3,320,000.00	\$3,494,300.00

WHEREAS, in the opinion of the County of Kane the bond indebtedness described hereinabove may be retired with funds that are allotted to the County of Kane under the Illinois Motor Fuel Tax Law; and

WHEREAS, sufficient motor fuel tax funds are projected to be available when the above-described bond indebtedness is due.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that there is hereby appropriated the above described total sum for each fiscal year as set forth hereinabove with the Principal as set forth hereinabove being paid from Motor Fuel Tax Debt Service Fund No. 620, Line Item #80000 (Bond Principal) and Interest as set forth hereinabove being paid from Motor Fuel Tax Debt Service Fund No. 620, Line Item #80020 (Interest Bonds) for the payment of the above described bond indebtedness from funds transferred from Motor Fuel Tax Fund No. 302, Line Item #99000 (Transfer to Other Funds) which are allotted to the County of Kane under the Motor Fuel Tax Law.

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?
302.520.522.99000	Transfer to Other Funds	Yes	Yes	
620.760.760.80000	Bond Principal	Yes	Yes	
620.760.760.80020	Interest Bonds	Yes	Yes	

BE IT FURTHER RESOLVED that the Kane County Clerk shall immediately transmit three (3) certified copies of this resolution and accompanying Department forms for each fiscal year to the District Engineer, Illinois Department of Transportation, at Schaumburg, Illinois.

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
 Chairman, County Board
 Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____

11BND OBLIG2004-2020.4LH

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO 09 - _____

**GASOLINE AND DIESEL FUEL
KANE COUNTY DIVISION OF TRANSPORTATION
KANE COUNTY SHERIFF'S DEPARTMENT
(BID NUMBER 09-054)**

WHEREAS, bids have been solicited and received by the Kane County Purchasing Department for the sale and delivery of gasoline and diesel fuel for bulk delivery to the Kane County Division of Transportation and Kane County Sheriff's Department; and

WHEREAS, Al Warren Oil Company, Inc., 7439 Archer Avenue, P. O. Box 40, Summit, IL 60501 was the lowest responsible bidder for Regular Gasoline (no lead), Bio-Diesel Fuel #2 (B5), Bio Diesel Fuel #2 (B5) Pre-Blend Winter Mixture 80/20, and Bio Diesel Fuel (B5) Pre-Blend Winter Mixture 50/50, said bids being based upon the low side of Regular Gasoline (no lead), the low side of Bio Diesel Fuel #2 (B5), and the low side of Diesel Fuel Pre-Blend Winter Mixture as published in the "OPIS Price Index," for the period December 1, 2009 to November 30, 2010, plus the following:

Regular Gasoline (no lead)	0.185 cents per gallon
Diesel Fuel #2 (B5)	3.50 cents per gallon
Diesel Fuel Pre-Blend Winter Mixture 80/20	3.50 cents per gallon
Diesel Fuel Pre-Blend Winter Mixture 50/50	3.50 cents per gallon

WHEREAS, the gasoline and diesel fuel would be delivered by said low bidder to the Kane County Division of Transportation and deposited in the underground storage tanks located at its facility; and

WHEREAS, the gasoline fuel would be delivered by said low bidder to the Kane County Sheriff's Department and deposited in the underground storage tanks located at its facility.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the low bid of Al Warren Oil Company, Inc., 7439 Archer Avenue, P.O. Box 40, Summit, IL 60501 for the sale and delivery of Regular Gasoline (no lead), Bio Diesel Fuel #2 (B5) and Bio Diesel Fuel #2 (B5) Pre-Blend Winter Mixture 80/20, and Bio Diesel Fuel #2 (B5) 50/50 to the underground storage tanks at the Kane County Division of Transportation for the period commencing December 1, 2009 to November 30, 2010 be accepted. The contract price for the gasoline being based upon the low side of Regular Gasoline (no lead) plus 0.185 cents per gallon, the low side of Bio Diesel #2 (B5) plus 3.50 cents per gallon, the low side of Bio Diesel Fuel #2 (B5) Pre-Blend Winter Mixture 80/20 plus 3.50 cents per gallon, and the low side of Bio Diesel Fuel #2 (B5) Pre-Blend Winter Mixture 50/50 plus 3.50 cents per gallon, which is to be paid from County Highway Fund #300, Line Item #63040 (Fuel -Vehicles).

BE IT FUTHER RESOLVED by the Kane County Board that the low bid of Al Warren Oil Company, Inc., 7439 Archer Avenue, P.O. Box 40, Summit, IL 60501 for the sale and delivery of Regular Gasoline (no lead) to the underground storage tanks at the Kane County Sheriff's Department for the period commencing December 1, 2009 to November 30, 2010 be accepted. The contract price for the gasoline being based upon the low side of Regular Gasoline (no lead) plus 0.185 cents per gallon, which is to be paid from General Fund #001, Line Item #63040 (Fuel -Vehicles).

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?
300.520.520.63040	Fuel - Vehicles	No - FY2010 Budget	Yes	
001.380.380.63040	Fuel - Vehicles	No - FY2010 Budget	Yes	

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
 Chairman, County Board
 Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____

11VEFUEL.4LH

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO 09 -

**PURCHASE OF UPM POTHOLE PATCH MIX
KANE COUNTY DIVISION OF TRANSPORTATION
(BID NUMBER 09-058)**

WHEREAS, bids have been solicited and received by the Kane County Purchasing Department for UPM Pothole Patch Mix (hereinafter "UPM") for the Kane County Division of Transportation; and

WHEREAS, it is estimated that the Kane County Division of Transportation (KDOT) will use approximately three hundred (300) tons of UPM from December 1, 2009 through November 30, 2010; and

WHEREAS, the low bid for the UPM was \$114.50 per ton from Superior Asphalt Materials, LLC, 216 East Butterfield Road, North Aurora, Illinois 60542.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the low bid of \$114.50 per ton for said UPM (Pothole Patch) Mix from Superior Asphalt Materials, LLC, 216 East Butterfield Road, North Aurora, Illinois 60542 be accepted.

BE IT FURTHER RESOLVED that the Kane County Board appropriate the not to exceed sum of Thirty Four Thousand Three Hundred Fifty Dollars (\$34,350.00) from County Highway Fund #300 Line Item #60420 (Road Material) to pay for said UPM Pothole Patch Mix.

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?
300.520.520.60420	Road Material	Yes	Yes - 2010	

Passed by the Kane County Board on November 10, 2009.

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. 09 -

**APPROVING AMENDMENT NO. 1 TO THE GRANT AGREEMENT WITH THE
CHICAGO METROPOLITAN AGENCY FOR PLANNING (CMAP)
FOR THE FULL CIRCLE MAPPING PROJECTS**

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 Chicago Metropolitan Agency for Planning (CMAP) to cooperate in the performance of their respective duties and responsibilities by contract and other agreements; and

WHEREAS, pursuant to Kane County Resolution No. 09-247, the County and CMAP entered into a grant agreement to assist in implementing projects that have been awarded funds from CMAP for the Full Circle Mapping Project (hereinafter the "Project"); and

WHEREAS, the term of the grant agreement shall expire at the end of November 2009; and

WHEREAS, CMAP and the County agree to extend the term of the agreement to August 31, 2010 to ensure completion of the Project.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute Amendment No. 1 to the Grant Agreement with CMAP for the Full Circle Project (a copy of which is on file with the County Clerk's Office) to extend the time limit provided in the agreement to August 31, 2010.

Passed by the Kane County Board on November 10, 2009.

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

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____

11CMAPFLLCIRCLEAMND1.4LH

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 -

**APPROVING AMENDMENT NO. 1 TO THE INTERGOVERNMENTAL AGREEMENT
BETWEEN THE COUNTY OF KANE AND THE VILLAGE OF SOUTH ELGIN
FOR THE IMPLEMENTATION OF THE FULL CIRCLE PROJECT**

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

WHEREAS, pursuant to Kane County Resolution No. 09-248, the County and the Village entered into an agreement to assist in implementing a project that has been awarded funds from Chicago Metropolitan Agency for Planning for the Full Circle Mapping Project (hereinafter the "Project"); and

WHEREAS, the term of the intergovernmental agreement shall expire at the end of November 2009; and

WHEREAS, the Village and the County agree to extend the term of the agreement to August 31, 2010, to ensure completion of the Project.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute Amendment No. 1 to the Intergovernmental Agreement with the Village of South Elgin for the Full Circle Project (a copy of which is on file with the County Clerk's Office) to extend the time limit provided by the agreement to August 31, 2010.

Passed by the Kane County Board on November 10, 2009.

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. 09 - _____

**APPROVING AMENDMENT NO. 1 TO THE INTERGOVERNMENTAL AGREEMENT
BETWEEN THE COUNTY OF KANE AND THE UNITED CITY OF YORKVILLE
FOR THE IMPLEMENTATION OF THE FULL CIRCLE PROJECT**

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

WHEREAS, pursuant to Kane County Resolution No. 09-249, the County and the City entered into an agreement to assist in implementing a project that has been awarded funds from the Chicago Metropolitan Agency for Planning for the Full Circle Mapping Project (hereinafter the "Project"); and

WHEREAS, the term of the intergovernmental agreement shall expire at the end of November 2009; and

WHEREAS, the City and the County agree to extend the term of the agreement to August 31, 2010, to ensure completion of the Project.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute Amendment No. 1 to the Intergovernmental Agreement with the United City of Yorkville for the Full Circle Project (a copy of which is on file with the County Clerk's Office) to extend the time limit provided by the agreement to August 31, 2010.

Passed by the Kane County Board on November 10, 2009.

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. 09 -

**APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ILLINOIS
FOR PHASE III CONSTRUCTION FOR
FABYAN PARKWAY AT VAN NORTWICK AVENUE
KANE COUNTY SECTION NO. 08-00370-00-SP**

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 of improvements on the Kane County Highway No. 8 (Fabyan Parkway) at Van Nortwick Avenue (hereinafter referred to as the "Improvement"); and

WHEREAS, the County and the State desire to undertake Phase III Construction for the Improvement at an estimated cost of Eight Hundred Fifty Thousand Dollars (\$850,000); 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) with the County share of the Phase III Construction estimated to be Eight Five Thousand Dollars (\$85,000).

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 for the Improvement.

Passed by the Kane County Board on November 10, 2009.

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

Karen McConaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

11FBYNNVRTWKIDOTPHIII.4LH

STATE OF ILLINOIS
 COUNTY OF KANE

RESOLUTION NO. 09 -

**APPROVING A PHASE I ENGINEERING SERVICES AGREEMENT
 WITH TENG & ASSOCIATES, INC. FOR
 WEST COUNTY LINE ROAD OVER UNION DITCH NO. 3
 KANE COUNTY SECTION NO. 08-00024-01-BR**

WHEREAS, Phase I Engineering services are needed for the proposed improvement of the West County Line Road (Kane County Highway No. 1) Bridge over Union Ditch No. 3 (herein referred to as the "Improvement"); and

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

WHEREAS, Teng & Associates, Inc., 205 North Michigan Avenue, Chicago, IL 60601 has experience and professional expertise in Phase I Engineering and is willing to perform the required services for an amount not to exceed Ninety Thousand Two Hundred Fifteen and 51/100 Dollars (\$90,215.51).

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute a Phase I Engineering services agreement with Teng & Associates, Inc. (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 Ninety Thousand Two Hundred Fifteen and 51/100 Dollars (\$90,215.51) from Local Option Fund #304, Line Item #50140 (Engineering) to pay for said Phase I 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 November 10, 2009.

 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. 09 -

**APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ILLINOIS
FOR PHASE I ENGINEERING FOR
WEST COUNTY LINE ROAD OVER UNION DITCH #3
KANE COUNTY SECTION NO. 08-00024-01-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 I Engineering of improvements on the Kane County Highway No. 1 (West County Line Road) Bridge over Union Ditch #3 (hereinafter referred to as the "Improvement"); and

WHEREAS, the County and the State desire to undertake Phase I Engineering for the Improvement at an estimated cost of Ninety Thousand Two Hundred Fifteen Dollars (\$90,215.00); 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) with the County share of the Phase I Engineering estimated to be \$18,043.00.

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 I Engineering for the Improvement.

Passed by the Kane County Board on November 10, 2009.

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. 09 -

**APPROVING AMENDMENT NO. 3 TO A PHASE I ENGINEERING SERVICES AGREEMENT
WITH MCDONOUGH ASSOCIATES INC. FOR
LONGMEADOW PARKWAY (BOLZ ROAD) BRIDGE CORRIDOR
KANE COUNTY SECTION NO. 94-00215-01-ES**

WHEREAS, the County of Kane and McDonough Associates Inc. entered into an Agreement for engineering services for the Longmeadow Parkway (Bolz Road) Bridge Corridor, pursuant to Kane County Resolution No.99-82 (hereinafter referred to as the "Agreement"); and

WHEREAS, pursuant to Resolution No. 04-298, the County and McDonough Associates Inc. entered into a Supplemental Agreement to extend the upper limit of the Agreement by an additional One Million Five Hundred Six Thousand Two Hundred Dollars (\$1,506,200.00); for a total cost of Two Million Four Hundred Ninety Four Thousand Seven Hundred Fifty Nine and 77/100 Dollars (\$2,494,759.77); and

WHEREAS, additional services at a cost of Three Hundred Ninety Two Thousand Five Hundred Forty Four Dollars (\$392,544.00) are required for the Longmeadow Parkway Bridge Corridor that were not anticipated in the original scope of work for the Agreement; and

WHEREAS, it is in the County's best interest to modify the upper limit of the Agreement by an additional Three Hundred Ninety Two Thousand Five Hundred Forty Four Dollars (\$392,544.00) from \$2,494,759.77 to \$2,887,303.77; and

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute Amendment No. 3 to the Agreement between the County of Kane and McDonough Associates Inc. of Chicago, Illinois.

BE IT FURTHER RESOLVED that the Kane County Board appropriate the sum of Three Hundred Ninety Two Thousand Five Hundred Forty Four Dollars (\$392,544.00) to pay for said services and that said funds be paid from Transportation Capital Fund #540, 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?
540.520.525.50140	Engineering	Yes	Yes - 2010	

Passed by the Kane County Board on November 10, 2009.

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. 09 -

**APPROVING AMENDMENT NO. 3 TO AN INTERGOVERNMENTAL AGREEMENT
WITH THE STATE OF ILLINOIS FOR PHASE I ENGINEERING FOR
LONGMEADOW PARKWAY (BOLZ ROAD) BRIDGE CORRIDOR
KANE COUNTY SECTION NO. 94-00215-01-ES**

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, pursuant to Kane County Resolution No. 04-297, the County and the State entered into Amendment No. 2 to an agreement for the Longmeadow Parkway Bridge Corridor, Kane County Section #94-00215-01-ES in the amount of Two Million Five Hundred Thirty One Thousand Seven Hundred Sixty Dollars (\$2,531,760.00) with federal participation being approximately eighty percent (80%) of the costs for Phase I Engineering; and

WHEREAS, Kane County has made significant progress on the Phase I Engineering, but additional work is necessary to complete the Phase I Engineering; and

WHEREAS, the County and the State (through the Illinois Department of Transportation) desire to cooperate among themselves to accomplish the Phase I Engineering for the Longmeadow Parkway (Bolz Road) Bridge Corridor (hereinafter referred to as the "Improvement") and update the Division of Cost portion of Amendment No. 2 for a revised total of Two Million Eight Hundred Eighty Seven Thousand Three Hundred Four Dollars (\$2,887,304.00); 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 Amendment No. 3 to the intergovernmental agreement (a copy of which is on file with the County Clerk's Office), with the County share of Phase I Engineering estimated to be ten percent (10%).

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute Amendment No. 3 to the intergovernmental agreement with the State of Illinois acting through the Illinois Department of Transportation for Phase I Engineering for the Improvement.

Passed by the Kane County Board on November 10, 2009.

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. 09 -

**APPROVING AN AGREEMENT WITH TY LIN INTERNATIONAL GREAT LAKES, INC.
 FOR TRAFFIC ENGINEERING SERVICES
 KANE COUNTY SECTION NO. 09-00364-01-EG**

WHEREAS, consultant services are necessary to provide traffic engineering assistance for various Kane County highways (hereinafter referred to as "Project"); and

WHEREAS, in order to complete the Project it is necessary to retain the services of a professional engineering firm to perform traffic engineering assistance; and

WHEREAS, TY Lin International Great Lakes, Inc., 200 South Wacker Drive, Suite 1400, Chicago, Illinois 60606 (hereinafter "Consultant") has experience and professional expertise in traffic engineering and is willing to perform the required services for an amount not to exceed One Hundred Fifty Thousand Dollars (\$150,000.00) for a period of two years from December 1, 2009 to November 30, 2011; and

WHEREAS, the County has determined that it is in the County's best interest to enter into an agreement with the Consultant.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute an agreement (a copy of which is on file with the County Clerk's Office) with TY Lin International Great Lakes, Inc. of Chicago, Illinois for traffic engineering services.

BE IT FURTHER RESOLVED that the Kane County Board appropriate the not to exceed sum of One Hundred Fifty Thousand Dollars (\$150,000.00) to pay for traffic engineering services for a period of two years from December 1, 2009 to November 30, 2011 and that said funds be paid from Local Option Fund No. 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 November 10, 2009.

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

 Karen McConnaughay
 Chairman, County Board
 Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____
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