



KANE COUNTY
COUNTY BOARD
TUESDAY, JUNE 9, 2015

County Board Room

Minutes

9:45 AM

Kane County Government Center, 719 S. Batavia Ave., Bldg. A, Geneva, IL 60134

1. CALL TO ORDER

The Adjourned Meeting of the Kane County Board was held at the Kane County Government Center, 719 S. Batavia Ave., Bldg. A, Geneva, IL 60134 on June 9, 2015.

Chairman Lauzen called the meeting to order at 9:46 AM.

2. ROLL CALL

Attendee Name	Title	Status	Arrived
Deborah Allan	Board Member	Present	
Margaret Auger	Board Member	Present	
Theresa Barreiro	Board Member	Present	
Cristina Castro	Board Member	Present	
Mark Davoust	Board Member	Present	
Drew Frasz	Vice Chair	Present	
Rebecca Gillam	Board Member	Present	
Joseph Haimann	Board Member	Present	
John Hoscheit	Board Member	Absent	
Don Ishmael	Board Member	Present	
Michael Kenyon	Board Member	Present	
Kurt R. Kojzarek	Board Member	Present	
Bill Lenert	Board Member	Absent	
Philip Lewis	Board Member	Present	
John Martin	Board Member	Present	
Myrna Molina	Board Member	Present	
Brian Pollock	Board Member	Present	
Douglas Scheflow	Board Member	Present	
Monica Silva	Board Member	Present	
Thomas Smith	Board Member	Present	
Susan Starrett	Board Member	Present	
Maria Vazquez	Board Member	Present	
Barbara Wojnicki	Board Member	Present	
Christopher J Lauzen	Chairman	Present	

Present: Chairman Chris Lauzen; County Clerk Cunningham; Finance Dir. Onzick; KDOT Dir. Schoedel & Dpty. Rickert; Development Dir. VanKerkhoff; ZBA staff Berkhout; Supv. of Assessments Armstrong; Operations Staff Exec. Biggs; Auditor Hunt; Chief Judge Brawka, Court Services Naughton; Sheriff Kramer; KaneComm Dir. Sauer; Asst. State's Attorneys Gaeke, Lulves; County Board Atty. Patrick Kinnally; IT Dir. Fahnestock & staff Peters; Recording Secretary Celeste Weilandt, press and public.

3. PLEDGE OF ALLEGIANCE & PRAYER

Supervisor of Assessments Mark Armstrong, led the meeting with the recital of the Pledge of Allegiance. Pastor Matt Blackford, from Lord of Life Church in LaFox, said the prayer.

4. APPROVAL OF MINUTES: May 12, 2015

Minutes were approved on motion by Starrett, seconded by Allan. Voice vote followed:

RESULT:	APPROVED WITH VOICE VOTE [UNANIMOUS]
MOVER:	Susan Starrett, Board Member
SECONDER:	Deborah Allan, Board Member
AYES:	Deborah Allan, Margaret Auger, Theresa Barreiro, Cristina Castro, Mark Davoust, Drew Frasz, Rebecca Gillam, Joseph Haimann, Don Ishmael, Michael Kenyon, Kurt R. Kojzarek, Philip Lewis, John Martin, Myrna Molina, Brian Pollock, Douglas Scheflow, Monica Silva, Thomas Smith, Susan Starrett, Maria Vazquez, Barbara Wojnicki

5. NEW AND UNFINISHED BUSINESS

A. PRESENTATIONS/DISCUSSION

Res. #15 - 157 In Appreciation for Mary Patricia Pierceall

Chairman Lauzen, along with Della Winckler, Clerk John Cunningham, County Board members Dr. Silva, T.R. Smith, and Ms. Sarah Lauzen read Resolution No. 15-157 and presented a plaque to Mr. Joseph Sachen, Ms. Pierceall's husband, honoring his wife. Mary Pierceall was recognized for her dedication, achievement and unselfish service given to her family, friends and the residents of Kane County.

RESULT:	ADOPTED BY VOICE VOTE [UNANIMOUS]
MOVER:	Thomas Smith, Board Member
SECONDER:	Susan Starrett, Board Member
AYES:	Deborah Allan, Margaret Auger, Theresa Barreiro, Cristina Castro, Mark Davoust, Drew Frasz, Rebecca Gillam, Joseph Haimann, Don Ishmael, Michael Kenyon, Kurt R. Kojzarek, Philip Lewis, John Martin, Myrna Molina, Brian Pollock, Douglas Scheflow, Monica Silva, Thomas Smith, Susan Starrett, Maria Vazquez, Barbara Wojnicki

B. SPEAKERS (Agenda Items)

Ms. Lindsay O'Connell, 1808 Papoose, Carpentersville, shared her concerns about the Longmeadow toll bridge project and reported on a meeting she attended at Dundee Township to vote on a referendum regarding the project. She conveyed the community opposition that was voiced at that meeting. Ms. O'Connell visited the site and spoke about the destruction of the property and asked members to put themselves in her neighbors' place.

Mr. Jarrett Sanchez, 1808 Papoose Road, Carpentersville, voiced his opposition to the Kane 2014 Transportation Plan, specifically the Longmeadow Parkway toll bridge stating he disagreed with the board with this particular matter but not necessarily on all other issues. He discussed a meeting he attended and the environmental concerns initially raised at that time. He questioned the board as to the true costs of the project and whether the money came from the taxpayers or through tolls. He asked for the justification of the bridge and expressed concern of where other funding for the bridge would come from, stating that if it was from the taxpayers' pockets, the problem was that recent statistics showed Illinois' population decreasing and not increasing. He asked the board for a complete picture.

Chairman Lauzen recommended that KDOT executive director Carl Schoedel and Deputy Tom Rickert be available to answer residents' questions.

C. ZONING PETITIONS

Petition No. 4347 - Jack Rada Trust (attached)

RESULT:	APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Kurt R. Kojzarek, Board Member
SECONDER:	John Martin, Board Member
AYES:	Deborah Allan, Margaret Auger, Theresa Barreiro, Cristina Castro, Mark Davoust, Drew Frasz, Rebecca Gillam, Joseph Haimann, Don Ishmael, Michael Kenyon, Kurt R. Kojzarek, Philip Lewis, John Martin, Myrna Molina, Brian Pollock, Douglas Scheflow, Monica Silva, Thomas Smith, Susan Starrett, Maria Vazquez, Barbara Wojnicki

Petition No. 4348 - Clesen Brothers, Inc. (attached)

Member Kojzarek pointed out that both the Zoning Board of Appeals and the Development Committee approved the petition, including the conditions in staff's report. Mr. Kojzarek, however, had to abstain from the vote.

RESULT:	APPROVED BY ROLL CALL VOTE [20-0-1]
MOVER:	Theresa Barreiro, Board Member
SECONDER:	Cristina Castro, Board Member
AYES:	Deborah Allan, Margaret Auger, Theresa Barreiro, Cristina Castro, Mark Davoust, Drew Frasz, Rebecca Gillam, Joseph Haimann, Don Ishmael, Michael Kenyon, Philip Lewis, John Martin, Myrna Molina, Brian Pollock, Douglas Scheflow, Monica Silva, Thomas Smith, Susan Starrett, Maria Vazquez, Barbara Wojnicki
ABSTAIN:	Kurt R. Kojzarek

D. RESOLUTIONS/ORDINANCES

----- CONSENT AGENDA -----

The chairman asked if there were any items to be pulled off the Consent Agenda to be considered separately. Resolution No. 15-169 was removed by Allan. Motion was made by

Haimann, seconded by Gillam that the Consent Agenda (#15-158 through #15-178, with the exception of Resolution #15-169) be adopted.

RESULT:	APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Joseph Haimann, Board Member
SECONDER:	Rebecca Gillam, Board Member
AYES:	Deborah Allan, Margaret Auger, Theresa Barreiro, Cristina Castro, Mark Davoust, Drew Frasz, Rebecca Gillam, Joseph Haimann, Don Ishmael, Michael Kenyon, Kurt R. Kojzarek, Philip Lewis, John Martin, Myrna Molina, Brian Pollock, Douglas Schefflow, Monica Silva, Thomas Smith, Susan Starrett, Maria Vazquez, Barbara Wojnicki

- Res. #15 - 158 Authorizing Contract for 2015 Mill Creek Sidewalk Repair Services
- Ord. #15 - 159 Amending Appendix A of Ordinance No. 05-310 - Administrative Adjudication of Ordinance Violations
- Res. #15 - 160 Declaring Kane County Board Vacancy - District 6
- Ord. #15 - 161 Amending Annual Appropriation Ordinance in Response to Remaining Portion of Forfeited US Marshals Service Revenue
- Res. #15 - 162 Amending the 2015 Fiscal Year Budget for Rollover of Coroner Morgue Freezer/Refrigerator
- Res. #15 - 163 Authorizing FY2015 Budget Adjustment - Capital Projects/Juvenile Justice Center Painting Project
- Res. #15 - 164 Amending the 2015 Fiscal Year Capital Improvement Budget - 6th Street School Demolition Project
- Res. #15 - 165 Authorizing FY2015 Budget Adjustment - Capital Projects - 3rd Street Courthouse Elevator & Life Safety Upgrades
- Res. #15 - 166 Authorizing Contracts for the Diagnostic Center Project
- Res. #15 - 167 Amending the 2015 Fiscal Year Capital Improvement Budget - Diagnostic Center Project
- Res. #15 - 168 Authorizing Memorandum of Agreement between the Illinois Historic Preservation Agency and Kane County Government for 6th Street School Demolition Project
- Res. #15 - 170 Authorizing a Professional Healthcare Services Agreement between the Kane County Child Advocacy Center and the Board of Trustees of the University of Illinois
- Res. #15 - 171 Authorizing Contract for Janitorial Supplies for the Kane County Adult Justice Center
- Res. #15 - 172 Authorizing Chairman to Appoint Additional Members to Board of Review
- Res. #15 - 173 Authorizing a Warranty, Support, and License Agreement with Hart Intercivic

- Res. #15 - 174 Approving Annual Adoption of the Kane County 2040 Transportation Plan and 5-Year Transportation Improvement Program (TIP)
- Res. #15 - 175 Approving an Intergovernmental Agreement with the State of Illinois for Right of Way Acquisition, West County Line Road over Union Ditch No. 3, Kane County Section No. 08-00024-01-BR
- Res. #15 - 176 Approving Adopt-A-Highway Program Applicants
- Res. #15 - 177 Approving Amendment No. 1 to a Phase II Engineering Services Agreement with Burns & McDonnell Inc. for Burlington Road at Illinois Route 47 Intersection Improvement, Kane County Section No. 07-00357-00-CH
- Res. #15 - 178 Approving a Contract for Construction, Building B Roof Repair and Replacement, Kane County Division of Transportation

-----END OF CONSENT AGENDA -----

- Ord. #15 - 169 Allocating Qualified Energy Conservation Bond Volume Cap Received by The County of Kane, Illinois

RESULT:	ADOPTED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Deborah Allan, Board Member
SECONDER:	Susan Starrett, Board Member
AYES:	Deborah Allan, Margaret Auger, Theresa Barreiro, Cristina Castro, Mark Davoust, Drew Frasz, Rebecca Gillam, Joseph Haimann, Don Ishmael, Michael Kenyon, Kurt R. Kojzarek, Philip Lewis, John Martin, Myrna Molina, Brian Pollock, Douglas Schefflow, Monica Silva, Thomas Smith, Susan Starrett, Maria Vazquez, Barbara Wojnicki

- Res. #15 - 179 Establishing Prevailing Wages 2015

Member Frasz stated he would not support the resolution but suggested fine-tuning the law in the future since the law results in Kane County taxpayers paying a 10% to 25% premium for construction. Member Barreiro pointed out projects that receive federal funding are required to pay the prevailing wage as set by the U.S. Department of Labor. Members discussed the pros and cons of the law stating the law puts in place a skilled workforce, wages alone do not increase the costs of a construction project, and that legislators need to review the law again. It was pointed out, however, that state statute requires the county to pass the law; if not, then a contractor can get fined, and also the public body. Additional member comments followed that the state had much larger issues to deal with than this matter currently. Chairman Lauzen also shared his understanding of why the county goes through this process annually.

RESULT:	ADOPTED BY ROLL CALL VOTE [15 TO 6]
MOVER:	Brian Pollock, Board Member
SECONDER:	Cristina Castro, Board Member
AYES:	Deborah Allan, Theresa Barreiro, Cristina Castro, Mark Davoust, Rebecca Gillam, Joseph Haimann, Don Ishmael, Michael Kenyon, Kurt R. Kojzarek, Philip Lewis, John Martin, Myrna Molina, Brian Pollock, Monica Silva, Maria Vazquez
NAYS:	Margaret Auger, Drew Frasz, Douglas Scheflow, Thomas Smith, Susan Starrett, Barbara Wojnicki

Res. #15 - 180 Approving Amendment No. 1 to a Phase II Engineering Services Agreement with Wills Burke Kelsey Associates, Inc. for Bunker Road Extension, Kane County Section No. 14-00275-01-PV

Member Smith initially asked if the last paragraph of the executive summary (regarding roundabouts) could be deleted, wherein KDOT Director Schoedel clarified the project included a roundabout as part of its plan for the intersection under discussion. He stated that staff would have to be directed to do so. However, additional engineering costs would be involved to find another solution. Per a question, Dir. Schoedel stated the project was being funded by local funds; not federal. Differentiations of a roundabout versus a traffic circle were explained. Mr. Smith suggested tabling the resolution.

Motion by Smith, seconded by Kenyon to table Resolution 15-180.

RESULT:	FAILED BY ROLL CALL VOTE [3 TO 18]
MOVER:	Thomas Smith, Board Member
SECONDER:	Michael Kenyon, Board Member
AYES:	Michael Kenyon, Kurt R. Kojzarek, Thomas Smith
NAYS:	Deborah Allan, Margaret Auger, Theresa Barreiro, Cristina Castro, Mark Davoust, Drew Frasz, Rebecca Gillam, Joseph Haimann, Don Ishmael, Philip Lewis, John Martin, Myrna Molina, Brian Pollock, Douglas Scheflow, Monica Silva, Susan Starrett, Maria Vazquez, Barbara Wojnicki

Roll call was taken on the original motion:

RESULT:	APPROVED BY ROLL CALL VOTE [20 TO 1]
MOVER:	Susan Starrett, Board Member
SECONDER:	Joseph Haimann, Board Member

AYES:	Deborah Allan, Margaret Auger, Theresa Barreiro, Cristina Castro, Mark Davoust, Drew Frasz, Rebecca Gillam, Joseph Haimann, Don Ishmael, Michael Kenyon, Kurt R. Kojzarek, Philip Lewis, John Martin, Myrna Molina, Brian Pollock, Douglas Scheflow, Monica Silva, Susan Starrett, Maria Vazquez, Barbara Wojnicki
NAYS:	Thomas Smith

Ord. #15 - 181 Amending Chapter 7 Article III of the Kane County Code (EMERGENCY TELEPHONE SYSTEM BOARD)

The chairman reported this resolution was in response to the recent passage of Senate Bill 96 which results in a 50% consolidation of the 911 call centers or, to two centers, whichever is the larger number. To date, he stated Kane County has three call centers: Aurora, Tri-Com and Kane County. Information Technology Director Fahnestock explained that the ordinance will be amended to add some language to provide for concurrence of the mayors and the chairman of the board before spending any reserve funds. The language places a checks and balances for the funds. Concern was relayed by Member Lewis that another layer of decision-making for reserve funds was being added and he would not support the resolution.

RESULT:	ADOPTED BY ROLL CALL VOTE [20 TO 1]
MOVER:	Susan Starrett, Board Member
SECONDER:	Joseph Haimann, Board Member
AYES:	Deborah Allan, Margaret Auger, Theresa Barreiro, Cristina Castro, Mark Davoust, Drew Frasz, Rebecca Gillam, Joseph Haimann, Don Ishmael, Michael Kenyon, Kurt R. Kojzarek, John Martin, Myrna Molina, Brian Pollock, Douglas Scheflow, Monica Silva, Thomas Smith, Susan Starrett, Maria Vazquez, Barbara Wojnicki
NAYS:	Philip Lewis

Res. #15 - 138 Authorizing Contract for Health Insurance Broker/Consultant

Member Martin stated the county’s two-year health contract was reviewed again by the Human Services Committee chairman who identified some minor changes but were resolved. Details followed. Members Barreiro and Martin commended Human Services Chairman Lenert for his work on the contract and the savings found.

RESULT:	ADOPTED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	John Martin, Board Member
SECONDER:	Theresa Barreiro, Board Member
AYES:	Deborah Allan, Margaret Auger, Theresa Barreiro, Cristina Castro, Mark Davoust, Drew Frasz, Rebecca Gillam, Joseph Haimann, Don Ishmael, Michael Kenyon, Kurt R. Kojzarek, Philip Lewis, John Martin, Myrna Molina, Brian Pollock, Douglas Scheflow, Monica Silva, Thomas Smith, Susan Starrett, Maria Vazquez, Barbara Wojnicki

E. APPOINTMENTS

Administration and Executive Committees

The chairman entertained a motion to appoint Member Davoust to the Administration and Executive Committees.

RESULT:	APPROVED BY VOICE VOTE [UNANIMOUS]
MOVER:	Michael Kenyon, Board Member
SECONDER:	Deborah Allan, Board Member
AYES:	Deborah Allan, Margaret Auger, Theresa Barreiro, Cristina Castro, Mark Davoust, Drew Frasz, Rebecca Gillam, Joseph Haimann, Don Ishmael, Michael Kenyon, Kurt R. Kojzarek, Philip Lewis, John Martin, Myrna Molina, Brian Pollock, Douglas Scheflow, Monica Silva, Thomas Smith, Susan Starrett, Maria Vazquez, Barbara Wojnicki

6. EXECUTIVE SESSION

The chairman asked for a motion to enter into executive session at 11:00 a.m. to discuss pending litigation and the release of closed session minutes.

RESULT:	APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Don Ishmael, Board Member
SECONDER:	Joseph Haimann, Board Member
AYES:	Deborah Allan, Margaret Auger, Theresa Barreiro, Cristina Castro, Mark Davoust, Drew Frasz, Rebecca Gillam, Joseph Haimann, Don Ishmael, Michael Kenyon, Kurt R. Kojzarek, Philip Lewis, John Martin, Myrna Molina, Brian Pollock, Douglas Scheflow, Monica Silva, Thomas Smith, Susan Starrett, Maria Vazquez, Barbara Wojnicki

Return to Open Session

The County Board moved out of closed session and returned to open session at 11:45 a.m.

RESULT:	APPROVED WITH VOICE VOTE [UNANIMOUS]
MOVER:	Susan Starrett, Board Member
SECONDER:	Theresa Barreiro, Board Member
AYES:	Deborah Allan, Margaret Auger, Theresa Barreiro, Drew Frasz, Rebecca Gillam, Joseph Haimann, Don Ishmael, Michael Kenyon, Kurt R. Kojzarek, Philip Lewis, John Martin, Brian Pollock, Douglas Schefflow, Thomas Smith, Susan Starrett, Maria Vazquez, Barbara Wojnicki
ABSENT:	Cristina Castro, Mark Davoust, Myrna Molina, Monica Silva

7. Release of Closed Session Minutes

The chairman entertained a motion to approve the release of closed session minutes as outlined in Exhibit A. (attached)

RESULT:	APPROVED WITH VOICE VOTE [16-0-1]
MOVER:	Susan Starrett, Board Member
SECONDER:	John Martin
AYES:	Deborah Allan, Margaret Auger, Theresa Barreiro, Drew Frasz, Rebecca Gillam, Joseph Haimann, Don Ishmael, Michael Kenyon, Kurt R. Kojzarek, Philip Lewis, John Martin, Brian Pollock, Douglas Schefflow, Susan Starrett, Maria Vazquez, Barbara Wojnicki
ABSTAIN:	Thomas Smith
ABSENT:	Cristina Castro, Mark Davoust, Myrna Molina, Monica Silva

8. SPEAKERS (Non-Agenda Items)

Member Kenyon announced that June was Dairy Month and invited members to take an ice cream sample.

The meeting was adjourned at 11:47 AM on motion by Mr. Haimann, seconded by Mr. Kenyon. Motion carried unanimously by voice vote of 17-0.

Celeste Weilandt
Recording Secretary



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 157

In Appreciation for Mary Patricia Pierceall

Committee Flow: County Board

Contact: David Rickert, 630.232.3401

Budget Information:

Was this item budgeted? N/A	Appropriation Amount: N/A
If not budgeted, explain funding source:	

Summary:

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 157

IN APPRECIATION FOR MARY PATRICIA PIERCEALL

WHEREAS, Mary Patricia Pierceall served the citizens of Kane County as a ten year member of the Kane County Zoning Board of Appeals; and

WHEREAS, Mary, a graduate of Aurora University with a degree in economics, utilized her business and organizational skills not only serving Kane County but also as a successful realtor, independent business woman, political consultant and professional fundraiser; and

WHEREAS, Mary was a 1990 candidate for Aurora Alderman-at-large and an elected precinct committeeman serving twenty years; and

WHEREAS, Mary, a devoted Catholic, was caring and generous with her time and resources giving to various charities and organizations throughout Kane county.

NOW, THEREFORE, BE IT RESOLVED, on this day, June 9, 2015, the Kane County Board extends its deep appreciation to Mary Patricia Pierceall for her dedication, achievement and unselfish service she has given to her family, many friends and the citizens of Kane County

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]

15- 06 Rec. Pierceall



ZONING PETITION EXECUTIVE SUMMARY

Petition No. 4347 - Jack Rada Trust (attached)

Committee Flow: County Development Committee, County Board
Contact: Keith Berkhout, 630.232.3495, Zoning Planner, Development Department

Summary:

Petition # 4347

Petitioner:

Location:

Proposed:

2040 Plan:

Objectors:

Recommendations:

GENEVA TOWNSHIP

Jack Rada Trust

North side of Reed Road, 300' east of old Kirk Road, Section 12, Geneva Township (33W740 Reed Road) (12-12-126-001)

Special Use in B-3 Business District to allow outdoor storage

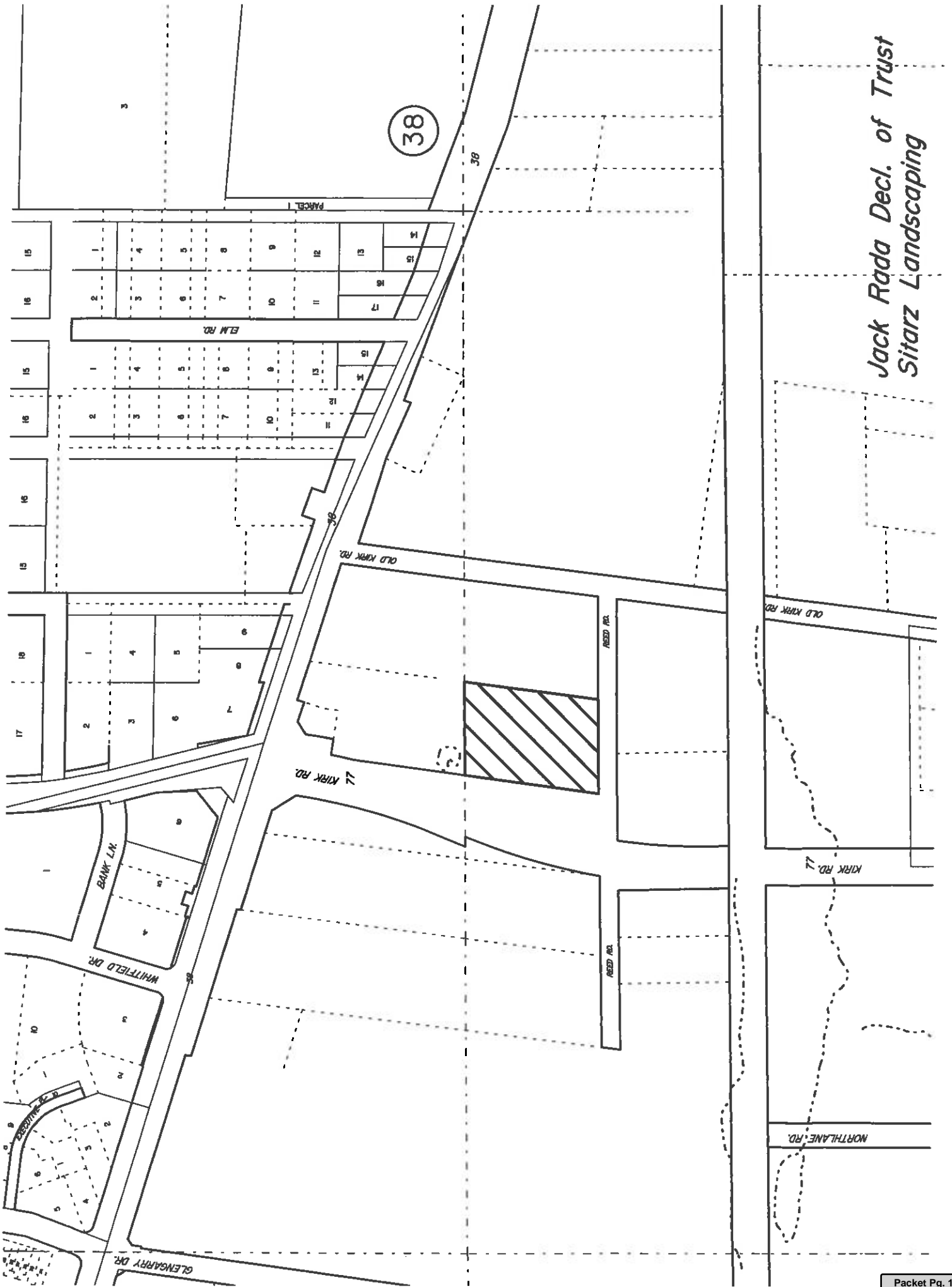
Urban Neighborhood/Mixed Use Infill

None

Regional Planning Comm.: N/A

Zoning Board: Approve

Development Committee: Approve



*Jack Rada Decl. of Trust
Sitarz Landscaping*

STATE OF ILLINOIS }
 }§
COUNTY OF KANE }

PETITION NO. 4347
ORDINANCE AMENDING THE
ZONING ORDINANCE OF KANE COUNTY, ILLINOIS

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

- 1) That a Special Use is hereby granted and allowed under the provisions of Article X, Section 10.4-2 (o) of the Zoning Ordinance of Kane County, Illinois, permitting outdoor storage within the following described B-3 Business District zoned property:

THAT PART OF THE NORTHWEST QUARTER OF SECTION 12, TOWNSHIP 39 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE CENTER OF SAID SECTION 12 AND RUNNING THENCE SOUTH 88 DEGREES 55 MINUTES WEST ALONG THE SOUTH LINE OF SAID NORTHWEST QUARTER, 1132.57 FEET TO THE CENTER LINE OF THE PUBLIC HIGHWAY KNOWN AS KIRK ROAD; THENCE NORTH 07 DEGREES 58 MINUTES EAST ALONG SAID CENTER LINE 1924.68 FEET TO THE SOUTH LINE OF THE RIGHT OF WAY OF THE CHICAGO AND NORTHWESTERN RAILWAY AS A MONUMENT; THENCE CONTINUING NORTH 07 DEGREES 58 MINUTES EAST ALONG THE CENTER LINE OF SAID KIRK ROAD 452.41 FEET; THENCE SOUTH 89 DEGREES 44 MINUTES WEST PARALLEL WITH THE SAID RAILWAY RIGHT OF WAY, 308.17 FEET FOR A PLACE OF BEGINNING; THENCE CONTINUING SOUTH 89 DEGREES 44 MINUTES WEST PARALLEL WITH SAID RIGHT OF WAY, 250.58 FEET; THENCE NORTH 07 DEGREES 58 MINUTES EAST PARALLEL WITH THE CENTER LINE OF SAID KIRK ROAD 358.81 FEET TO THE NORTH LINE OF SAID SECTION 12; THENCE SOUTH 89 DEGREES 36 MINUTES 42 SECONDS EAST ALONG SAID NORTH LINE 250.18 FEET; THENCE SOUTH 7 DEGREES 58 MINUTES WEST PARALLEL WITH THE CENTER LINE OF KIRK ROAD 355.92 FEET TO THE PLACE OF BEGINNING, IN THE TOWNSHIP OF GENEVA, KANE COUNTY, ILLINOIS. (33W740 Reed Road)

- 2) That the Special Use be granted subject to the following stipulation:
 1. Landscaping material/supplies or any debris brought back to the property must be stored in the designated storage bins. The height of the piles may not exceed 15 feet.
- 3) That the zoning maps of Kane County, Illinois, be amended accordingly.

- 4) This ordinance shall be in full force and effect from and after its passage and approved as provided by Law.

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:

Yes

No

Voice

Abstentions

15pt4347



ZONING PETITION EXECUTIVE SUMMARY

Petition No. 4348 - Clesen Brothers, Inc. (attached)

Committee Flow: County Development Committee, County Board
Contact: Keith Berkhout, 630.232.3495, Zoning Planner, Development Department

Summary:

Petition # 4348

Petitioner:

Location:

Proposed:

2040 Plan:

Objectors:

Recommendations:

ST. CHARLES TOWNSHIP

Clesen Brothers, Inc.

1048 Center Road/34W240 South Drive, Section 2, St. Charles Township (09-02-276-006 & 09-02-276-008)

Rezoning from F to F-2 to bring an existing landscaping business into compliance

Urban Neighborhood/Mixed Use Infill

Neighboring property owners

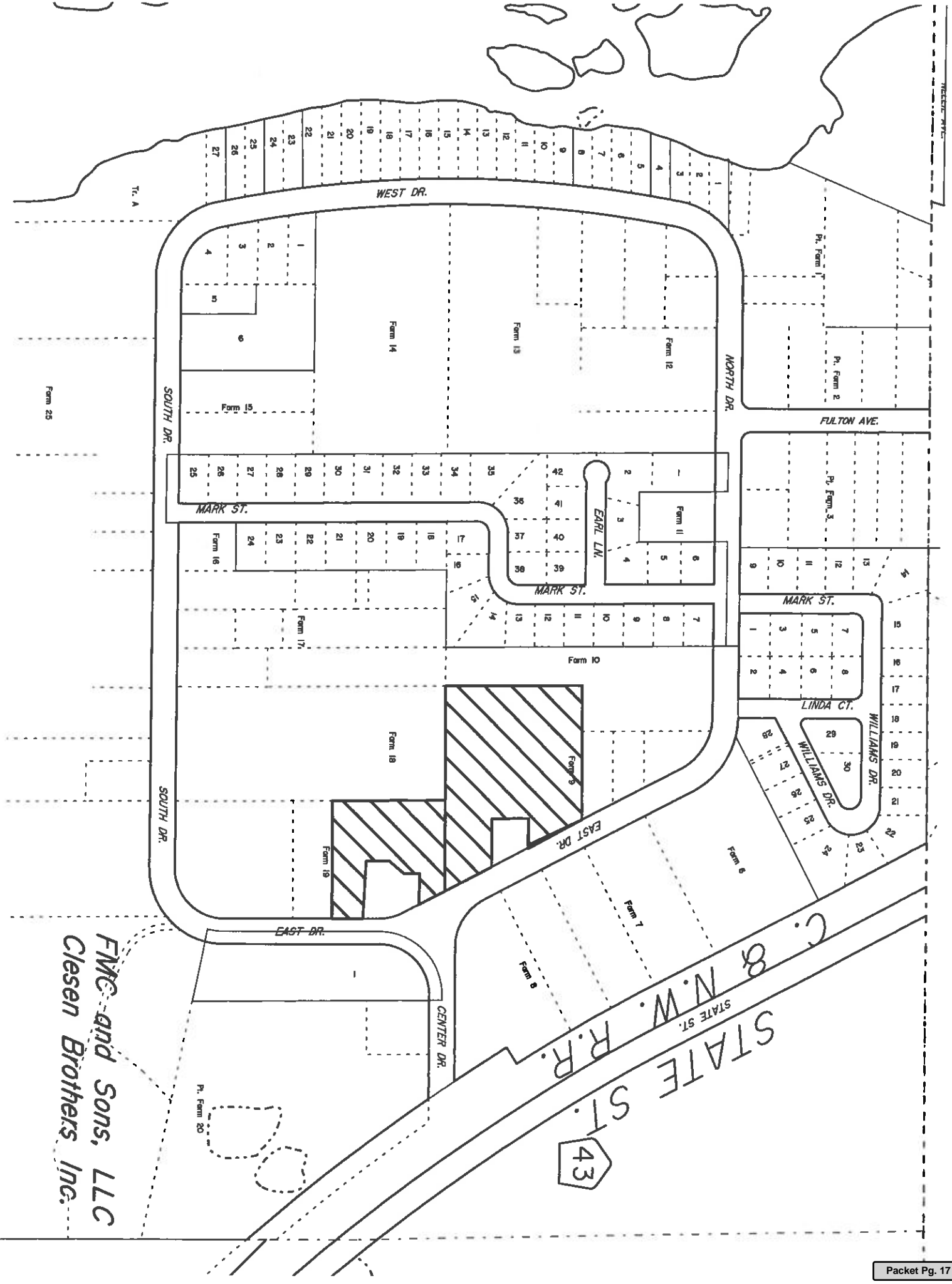
Regional Planning Comm.: N/A

Zoning Board: Approve with the following stipulations:

1. Landscaping materials or any debris brought back to the property must be stored in the designated storage bins. The height of the piles may not exceed 10 feet.
2. The proposed landscape screening shall be installed within 60 days of the granting of the rezoning.
3. A storm water permit shall be applied for within 15 days of the granting of the rezoning.

Development Committee: Approve with the following stipulations:

1. Landscaping materials or any debris brought back to the property must be stored in the designated storage bins. The height of the piles may not exceed 10 feet.
2. The proposed landscape screening shall be installed within 60 days of the granting of the rezoning.
3. A storm water permit shall be applied for within 15 days of the granting of the rezoning.



FMC and Sons, LLC
 Clesen Brothers, Inc.

STATE OF ILLINOIS }
 }§
COUNTY OF KANE }

PETITION NO. 4348
ORDINANCE AMENDING THE
ZONING ORDINANCE OF KANE COUNTY, ILLINOIS

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

- 1) That the following described property is hereby rezoned and reclassified from F-District Farming and F-1 District Rural Residential to F-2 District – Agricultural related sales, service, processing, research, warehouse and marketing; Special Use for a landscaping business:

Parcel 1 That part of Island Park Farms, South Elgin, described as follows; Beginning at the southwest corner of said Farm 9; thence Northerly along the west line of said farm 9, 360 ft; thence easterly parallel with the south line of said farm, 346.9 ft to the southwesterly line of east drive; thence Southeasterly along said southwesterly line 404.3 feet to the southeast corner of said farm; thence west along the south line of said farm, 531.8 ft to the point of beginning, (expecting the following described parcel: commencing at the southeast corner of said Farm 9, said point also being on the southwesterly right-of-way line of East Dr.; thence north 27 deg 34 min 07 sec west along said southwesterly right of way line, 135.73 ft to the point of beginning; thence south 89 deg 38 min 36" west, 124.13 ft; thence north 0 deg 21 min 24 sec west, 96.37 ft; thence north 76 deg 04 min 42 sec east, 68.25 ft to the aforesaid southwesterly right of way line of east drive; thence south 27 deg 34 min 07 sec east along said westerly right of way line, 126.36 ft to the point of beginning.) Parcel 2 That part of Farm 19 of Island Lake Farms, South Elgin, lying northerly of the following described line; beginning at a point on th west line of said Farm 19, 288 feet south of the northwest corner thereof; thence easterly along a line that forms an angle of 86 deg 53 min 15 sec measured from South to East from said west line, 333.40 ft to the East line of said Farm 19, being the center line of East Drive, in the Twp of St. Charles , KCI, (excepting the following described parcel: commencing at the northeast corner of said Farm 19, said point also being on the southwesterly right of way line of East Drive; thence south 27 degree 34 minutes 07 sec East along said southwesterly right of way line, 74.15 ft for the point of beginning; thence continuing south 27 deg 34 min 07 sec east along said southwesterly right of way line, 42.92 ft, more or less, to a point of curvature; thence continuing along said right of way line for 63.42 ft (record being 62.7 ft) along a 132 ft radius circular curve to the right with a chord bearing south 13 deg 09 min 04 sec east, 62.81 ft; thence south 0 deg 29 min 09 sec east along the westerly right of way line of East drive, 40.51 ft; thence North 87 deg 14 min 44 sec west, 148.77 ft; thence north 0 deg 21' 29 sec west 59.31 ft; thence north 49 deg 42' 00" east, 50.15 ft; thence north 0 deg 21' 29" west, 40.35 ft; thence North 89 deg 38' 36" east, 76.48 feet to the point of beginning.)

- 2) That the rezoning be granted with the following recommended stipulations:
1. Landscaping materials or any debris brought back to the property must be stored in the designated storage bins. The height of the piles may not exceed 10 feet.
 2. The proposed landscape screening shall be installed within 60 days of the granting of the rezoning.
 3. A storm water permit shall be applied for within 15 days of the granting of the rezoning.

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

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____
15pt4348



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 158

Authorizing Contract for 2015 Mill Creek Sidewalk Repair Services

Committee Flow: Administration Committee, Executive Committee,
Contact: Don Biggs, 630.208.5175

Budget Information:

Was this item budgeted? Yes	Appropriation Amount: \$29,854
If not budgeted, explain funding source:	

Summary:

Bids were solicited for the Mill Creek Sidewalk Repair Services project. A total of two (2) bids were received and opened publicly on April 14, 2015. The Base Bid consisted of 6,000 square feet of sidewalk replacement throughout the Mill Creek subdivision area.

It is recommended that the County Board award a contract to the lowest responsive and responsible bidder to GA Paving, LLC of 1100 S. 25th Ave, Bellwood, IL 60104, for a total amount of \$29,854.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 158

AUTHORIZING CONTRACT FOR 2015 MILL CREEK SIDEWALK REPAIR SERVICES

WHEREAS, bids have been solicited and received for the Mill Creek Sidewalk Repair Service; and

WHEREAS, the lowest responsive and responsible bidder, as per bid documents and specifications, was GA Paving, LLC 1100 S. 25th Ave, Bellwood, IL 60104, for a total sum of \$29,854; and

WHEREAS, this is a one (1) year contract with a possible mutually agreed upon one (1) year extension; and

WHEREAS, appropriate funds have been budgeted and are available in the FY2015 budget; and

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman is hereby authorized to execute a contract with GA Paving, LLC of Bellwood, IL 60104, for a total cost of Twenty-nine thousand, eight hundred fifty-four dollars (\$29,854).

Funding shall be paid from the Special Service Area Fund 520.690.730.52120.

Line Item	Line Item Description	Was Personnel/Item/Service approved in original budget or a subsequent budget revision?	Are funds currently available for this Personnel/Item/Service in the specific line item?	If funds are not currently available in the specified line item, where are the funds available?
520.690.730.52120	Repairs Miant./Grounds	Yes	Yes	

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]

15-06 Mill Creek Sidewalk Repairs



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Ordinance No. 15 - 159

Amending Appendix A of Ordinance No. 05-310 - Administrative Adjudication of Ordinance Violations

Committee Flow: County Development Committee, Executive Committee, County Board

Contact: Jodie Wollnik, 630.232.3499

Budget Information:

Was this item budgeted? N/A	Appropriation Amount:
If not budgeted, explain funding source:	

Summary:

The Ordinance revises Appendix A of the Adjudication process to include stormwater management. This will enable the Water Resource Division to resolve stormwater violations through the adjudication process. Currently, if a stormwater violation is not resolved by the property owner, the State's Attorney's office pursues the issue through the court system which is costly and time consuming. The Adjudication process will provide the property owner with a structured forum to comply with the Ordinance.

STATE OF ILLINOIS

COUNTY OF KANE

ORDINANCE NO. 15 - 159

AMENDING APPENDIX A OF ORDINANCE NO. 05-310 - ADMINISTRATIVE ADJUDICATION OF ORDINANCE VIOLATIONS

WHEREAS, on September 13, 2005, the Kane County Board approved Ordinance No. 05-310 Amending the Kane County Code to Add Administrative Adjudication of Ordinance Violations for animal control, public nuisances, construction, sanitation and zoning; and

WHEREAS, Article 7 of the Kane County Stormwater Ordinance provides for fines and legal action for Stormwater Ordinance violations, however an effective means of mediation is not available; and

WHEREAS, the ultimate goal of all violations issued under the Stormwater Ordinance is compliance; and

WHEREAS, the Adjudication process has proven to be an effective mediation method to obtain compliance.

NOW, THEREFORE, BE IT RESOLVED that Appendix A (copy attached) of Ordinance No. 05-310 - Administrative Adjudication of Ordinance Violations be amended to include violations issued under Article 7 of the Kane County Stormwater Ordinance.

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]

15-06AdminAdjudication

EXHIBIT “A”

1-1: Adoption of System of Administrative Adjudication

The COUNTY OF KANE (“County”) hereby adopts Division 5-41 of the Counties Code, as amended, 55 ILCS 5/5-41005 et seq. in its current form and as it may be amended from time to time for the adjudication of violations of County ordinances regulating animal control; the definition, identification, and abatement of public nuisances; the accumulation, disposal, and transportation of garbage, refuse, and other forms of solid waste; the construction and maintenance of buildings and structures; sanitation practices; [stormwater management](#) and zoning, to the extent permitted by the Illinois Constitution.

1-2: Procedures not Exclusive

The adoption by the County of a system of administrative adjudications does not preclude the County from using other methods to enforce county ordinances, including, but not limited to, relief in the Circuit Court for the Sixteenth Judicial Circuit, Kane County, Illinois.

1-3 Definitions

In this Ordinance, unless the context requires otherwise:

“Code” means any County ordinance that pertains to or regulates any of the following: animal control; the definition, identification, and abatement of public nuisances; the accumulation, disposal, and transportation of garbage, refuse, and other forms of solid waste; the construction and maintenance of buildings and structures; sanitation practices; [stormwater management](#); and zoning.

“Code enforcement officer” means a county employee authorized to issue citations for county code violations and to conduct inspections of public or private real property to determine whether code violations exist. However, nothing shall be construed to allow for administrative adjudication of an ordinance violation in the case where a State statute or administrative rule provides for a specific method or procedure to be followed, other than administrative adjudication, in enforcing a county ordinance.

“Hearing Officer” means a person other than a code enforcement officer or law enforcement officer, who is appointed by the Chairman of the County Board, with the consent of the Board, to preside over administrative hearings. Every Hearing Officer must be an attorney licensed to practice law in the State of Illinois for at least three years. Prior to conducting administrative adjudication proceedings, Hearing Officers shall have successfully completed a formal training program which includes the following:

- (1) instruction on rules of procedure of the administrative hearings which they will conduct;
- (2) orientation to each subject area of the Code Violations they will adjudicate;
- (3) observation of administrative hearings; and
- (4) participation in hypothetical cases, including ruling on evidence and issuing final orders.

“Property owner” means the legal or beneficial owner of an improved or unimproved parcel of real estate.

“Respondent” means a property owner, waste hauler, or other person charged with liability for an alleged code violation and the person to whom the notice of violation is directed.

“Solid Waste” means demolition materials, food and industrial processing wastes, garden trash, land cleaning waste, mixed refuse, non-combustible refuse, and trash as defined in the Solid Waste Disposal District Act. [70 ILCS 3105/1 et seq.].

“Waste hauler” means any person owning or controlling any vehicle used to carry or transport garbage, refuse, or other forms of solid waste.

1-4: Code Hearing Unit

- (a) There is hereby established a Code Hearing Unit in the County government. The Code Hearing Unit shall consist of a hearing officer, administrative assistant, and recording secretary. The function of the Code Hearing Unit shall be to expedite the prosecution and correction of violations of County ordinances ("code violation") regulating animal control; the definition, identification, and abatement of public nuisances; the accumulation, disposal, and transportation of garbage, refuse, and other forms of solid waste; the construction and maintenance of buildings and structures; sanitation practices; and zoning. Charges of code violations are to be heard and adjudicated by a hearing officer appointed by the Kane County Board Chairman, with the consent of the County Board..
- (b) Hearing officers shall have the following powers and duties;
- (1) To preside at an administrative hearing called to determine whether a code violation exists.
 - (2) To hear testimony and accept evidence from the code enforcement officer, the respondent, and all interested parties relevant to the existence of a code violation.
 - (3) To preserve and authenticate the record of the hearing and all exhibits and evidence introduced at the hearing.
 - (4) To issue and sign written findings and a decision and order stating whether a code violation exists.
 - (5) To issue subpoenas as allowed by section
 - (6) To impose penalties consistent with applicable code provisions and to assess costs reasonably related to instituting the proceedings upon finding the respondent liable for the charged violation. In no event, however, shall the hearing officer have the authority to impose a penalty of incarceration.

1-5 Procedure for Instituting Proceedings

- (a) When a code enforcement officer observes a code violation, the officer shall note, or in the case of an animal control violation, the code enforcement officer may respond to the filing of a formal complaint by noting the violation on a violation notice and report form, indicating the following: the name and address of the respondent, if known; the name, address, and vehicle registration number of the waste hauler who deposited the waste, if applicable; the type and nature of the violation; the date and time the violation was observed; the names of witnesses to the violation; and the address of the location or property where the violation is observed.
- (b) The violation notice and report form shall contain a file number and a hearing date noted by the code enforcement officer in the spaces provided for that purpose on the form. The violation notice and report form shall state that failure to appear at the hearing on the date indicated may result in a determination of liability for the cited violation and the imposition of fines and assessment of costs as provided by the applicable county ordinance. The violation notice and report form shall also state that upon a determination of liability and the exhaustion of or failure to exhaust procedures for judicial review, any unpaid fines or costs imposed will constitute a debt due and owed to the County.
- (c) The code enforcement officer shall certify the correctness of the information required by subsection (a) by signing his name to the violation notice and report form, and indicate the date on which this was done. Failure to certify does not invalidate the violation notice, but will not establish a prima facie case at trial.
- (d) A copy of the violation notice and report form shall be filed with the Code Hearing Unit and served on the respondent either personally or by first class mail, postage prepaid, sent to the address of the respondent. If the name of the respondent property owner cannot be ascertained or if the service on the respondent cannot be made by mail, service may be made

on the respondent property owner by posting, not less than 20 days before the hearing is scheduled, a copy of the violation notice and report form in a prominent place on the property where the violation was found.

1-6 Notice of Hearing/ Subpoenas/ Default

- (a) The respondent shall have at least twenty days after service of the violation notice and report form to prepare for the hearing, unless the violation is deemed by the code enforcement officer to be an immediate threat to the public health, safety, or welfare, at which time the hearing date may be expedited as necessary.
- (b) All administrative hearings shall be conducted on the date set for hearing. For good cause shown, a continuance may be granted at the discretion of the hearing officer. Lack of preparation shall not be grounds for a continuance. Continuances shall not exceed 28 days.
- (c) At any time prior to the hearing date, at the request of the code enforcement officer, the attorney for the county, the respondent, or the attorney for the respondent, the hearing officer assigned to hear the case may issue subpoenas directing witnesses to appear and give testimony at the hearing.
- (d) If, at the time set for hearing, the respondent or his attorney fails to appear, the hearing officer shall proceed with the hearing and accept evidence relating to the existence of a code violation. At the close of the hearing, upon sufficient evidence of a violation, the hearing officer may enter a default judgment of liability against the respondent and impose fines and assess costs. A copy of the order of default shall be served promptly in any manner for service of a notice of violation permitted by this ordinance and applicable to the violation. A copy of the default judgment, which is a final determination, shall apprise the respondent of the procedure for setting aside the default judgment and also shall apprise the respondent of the availability of an appeal of the default judgment to the Circuit Court of Kane County.
- (e) A respondent against whom a default judgment has been entered may file a motion with the code enforcement unit to set aside the default judgment and for a new hearing. A motion to set aside a default judgment may be filed within 28 days of entry of the default judgment. A motion to set aside a default judgment shall set forth the reason(s) the respondent failed to appear on the original hearing date. The motion will be heard and ruled upon by the code hearing officer.

1-7 Representation at Hearings

The case for the County may be presented by the code enforcement officer or by the State's Attorney. In no event, however, may the case for the County be presented by an employee of the code hearing unit. The case for the respondent may be presented by the respondent or the respondent's attorney. If the respondent is a corporation, it may appear through any officer, director, manager, or supervisor of the corporation.

1-8 Conduct of Hearings

The hearing officer shall preside at the hearing, shall hear testimony, and shall accept any evidence relevant to the existence or non-existence of a code violation on the property indicated. The code enforcement officer's signed violation notice and report form shall be prima facie evidence of the existence of the code violation described in the form. The strict rules of evidence applicable to judicial proceedings do not apply to hearings authorized under this ordinance. The burden of proof is a

preponderance of the evidence. Once a prima facie case is established by the County, the burden of proof then shifts to the respondent.

1-9 Findings, Determination, and Order

At the conclusion of the hearing, the hearing officer shall make a determination on the basis of the evidence presented at the hearing as to whether a code violation exists. The determination shall be in writing and shall be designated as the hearing officer's findings, decision, and order. The findings, decision, and order shall include the hearing officer's findings of fact, a determination of whether a code violation exists based on the findings of fact, and an order imposing a fine or other penalty, directing the respondent to correct the violation, or dismissing the case if the violation is not proved. If the hearing officer determines that the respondent is liable for the cited violation, the hearing officer shall enter an order imposing sanctions that are provided in the Code for the violations proved, including the imposition of fines and the recovery of the costs of the proceedings. Costs may be recovered in the same manner as fines and penalties. A copy of the findings, decision, and order shall be served by personal service or by any method provided for service of the violation notice and report form under paragraph 1-5.

1-10 Administrative Review

The findings, decision, and order of the hearing officer shall be subject to review in the Circuit Court of Kane County. The Administrative Review Law [735 ILCS 5/3-101 et seq.] and the rules adopted pursuant thereto shall apply to and govern every action for the judicial review of the final findings, decision, and order of a hearing officer under this section.

1-11 Transfer or Conveyance of Property

The order to correct a code violation and the sanctions imposed by the County against a respondent property owner as the result of a finding of a code violation under this Ordinance shall attach to the property, subject to the interests of all lien holders of record, as well as to the owner of the property, so that the owner cannot avoid the finding of a code violation against the owner by conveying or transferring the property to another. Any subsequent transferee or owner of property takes the property subject to the findings, decision, and order of a hearing officer under this Ordinance if a notice consisting of a copy of the order to correct a code violation and imposing any sanctions and costs, if applicable, and a description of the real estate affected that is sufficient to identify the real estate has been filed in the office of the Kane County Recorder by the County prior to the transfer or conveyance to the subsequent transferee or owner.

1-12 Collection of Unpaid Fines or Other Sanctions

- (a) Any fine or other sanction or costs imposed, or any part of any fine or other sanction or costs imposed, remaining unpaid after the exhaustion of or failure to exhaust procedures for judicial review under the Administrative Review Law [735 ILCS 5/3-101 et seq.] is a debt due and owed to Kane County and, as such, may be collected in accordance with applicable law. Any subsequent owner or transferee of property takes subject to this debt if a notice has been filed pursuant to section 1-11.
- (b) After expiration of the period within which judicial review under the Administrative Review Law may be sought for a final determination of the code violation, the County may commence a proceeding in the Circuit Court of Kane County for purposes of obtaining a judgment on the hearing officer's findings, decision, and order, by filing a petition. Nothing in this Ordinance prevents the County from consolidating multiple findings, decisions, and orders against a person or property in such a proceeding.
- (c) Upon commencement of the action, the County shall file a certified copy of the findings, decision, and order, which shall be accompanied by a certification that recites facts sufficient to show that

the findings, decision, and order were issued in accordance with this Ordinance and 55 ILCS 5/5-41 et seq.. Service of the summons and a copy of the petition may be by any method provided by Section 2-203 of the Code of Civil Procedure [735 ILCS 5/2-203] or by certified mail, return receipt requested, provided that the total amount of fines or other sanctions and costs imposed by the findings, decision, and order does not exceed \$5,000.

- (d) If the court is satisfied that the findings, decision, and order were entered within the requirements of 55 ILCS 5/5-41 et seq. and this ordinance, and that the respondent had an opportunity for a hearing under and for judicial review as provided in 55 ILCS 5/5-41 et seq.:
- (1) The court shall render judgment in favor of the County and against the respondent for the amount indicated in the findings, decision, and order plus court costs. The judgment has the same effect and may be enforced in the same manner as other judgments for the recovery of money.
 - (2) The court may issue other orders or injunctions, or both, requested by the County to enforce the order of the hearing officer or to correct a code violation.

1-13 Severability

Should a court of competent jurisdiction determine that one or more sections or subsections of this Ordinance is or are invalid, the remaining sections or subsections hereof shall remain in full force and effect.

1-14 Effective Date

This Ordinance shall become effective ten days after passage and publication in pamphlet form if required by law.

1-15 Hearing Costs

In the event of a determination that a violation has occurred, or if the complaint is dismissed or withdrawn based upon compliance prior to the hearing date the hearing costs shall be recovered in the amount of not less than \$100 or the actual costs of the hearing, whichever shall be greater. The Hearing Officer, may, in an appropriate case, and for good cause shown, waive or reduce costs. The County, by separate ordinance or resolution may provide for additional or increased costs to be recovered.



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 160

Declaring Kane County Board Vacancy - District 6

Committee Flow: Executive Committee, County Board

Contact: Dawn Barsanti, 630.232.5931

Budget Information:

Was this item budgeted? N/A	Appropriation Amount:
If not budgeted, explain funding source:	

Summary:

A vacancy on the Kane County Board District 6 exists due to the retirement of Kane County Board Member Ron Ford. Notice is given to the Democrat and Republican Parties of such vacancy.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 160

DECLARING KANE COUNTY BOARD VACANCY - DISTRICT 6

WHEREAS, the Illinois Election Code specifies those steps required to be taken in the event of a vacancy occurring in any county elected office, 10 ILCS 5/25-11; and

WHEREAS, the retirement of Kane County Board Member Ron Ford has created a vacancy in the office of member for Kane County Board District 6; and

WHEREAS, pursuant to the Illinois Election Code, such a vacancy is to be publicly declared by the County Board and notification given to the established political parties, 10 ILCS 5/25-11; and

WHEREAS, pursuant to the Illinois Election Code, the appointee to fill such a vacancy is required to be from the same political party as the person being succeeded, 10 ILCS 5/25-11.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that a vacancy in office is declared in the office of member for County Board District 6.

BE IT FURTHER RESOLVED by the Kane County Board notice is hereby given to the Democratic and Republican Parties of such vacancy.

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]

15-06 COB Vacancy-Dist.6



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Ordinance No. 15 - 161

Amending Annual Appropriation Ordinance in Response to Remaining Portion of Forfeited US Marshals Service Revenue

Committee Flow: Finance and Budget Committee, Executive Committee, County Board

Contact: Joseph Onzick, 630.208.5113

Budget Information:

Was this item budgeted? Yes	Appropriation Amount: -\$500,000
If not budgeted, explain funding source:	

Summary:

On December 15, 2014 the Kane County Sheriff notified the US Marshals Service that the agreement for housing federal detainees in the Kane County Sheriff's Department - Adult Justice Center was being terminated. In response to this notice of termination, the US Marshals Service removed nearly all of the federal detainees from the Kane County Adult Justice Center. This removal of federal detainees resulted in a projected forfeiture of \$2,269,000 of reimbursement revenue from the US Marshals Service for the remainder of Fiscal Year 2015. In response to this forfeiture of revenue, the Kane County Board passed an ordinance on February 10, 2015 reducing the Sheriff's Office budget by \$225,000. On March 10th the Board passed a second ordinance reducing the Sheriff's Office budget by an additional \$1,544,000, leaving \$500,000 of the forfeited revenue remaining to be addressed. On April 7, 2015 the Kane County Sheriff notified the Chairman of the Board, the Chair of the Judicial & Public Safety Committee, and the Chair of the Finance Committee that Sheriff's Office expenditures are extrapolated to be \$650,000 to \$700,000 less than the budget for Fiscal Year 2015. Therefore this third Ordinance will now balance the remaining \$500,000 of forfeited US Marshals Service revenue with savings the Sheriff expects to realize in expenditure line items within or related to the Sheriff's Office budget.

STATE OF ILLINOIS

COUNTY OF KANE

ORDINANCE NO. 15 - 161

AMENDING ANNUAL APPROPRIATION ORDINANCE IN RESPONSE TO REMAINING PORTION OF FORFEITED US MARSHALS SERVICE REVENUE

WHEREAS, on December 15, 2014 the Kane County Sheriff notified the US Marshals Service that the agreement for housing federal detainees in the Kane County Sheriff's Department – Adult Justice Center was being terminated; and

WHEREAS, in response to this notice of termination the US Marshals Service removed nearly all of the federal detainees from the Kane County Sheriff's Department – Adult Justice Center leaving only two (2) federal detainees as of January 13, 2015 and only one (1) federal detainee as of January 21, 2015; and

WHEREAS, this removal of federal detainees will result in a projected forfeiture of \$2,269,000 of reimbursement revenue from the US Marshals Service for the remainder of Fiscal Year 2015; and

WHEREAS, in the opinion of the Kane County Board this projected forfeiture of \$2,269,000 of revenue is substantially less than the \$2,500,000 projected at the time of adoption of the 2015 Fiscal Year budget; and

WHEREAS, 55 ILCS 5/6-1002 authorizes the County Board to amend the budget when such conditions exist by providing: "At any point following the adoption of the annual budget, if the county board determines by a 2/3 vote of all members constituting such board, that revenue received, or to be received, by the county during the then present fiscal year totals an amount substantially less than that projected at the time of adoption of the annual budget for that fiscal year, such board, by like vote, may adopt an amended budget for the remainder of the then present fiscal year. The authority of the county board to amend the annual appropriation ordinance at any point during the fiscal year shall be the same as its authority to determine and adopt the original annual budget."; and

WHEREAS, on February 10, 2015 the Kane County Board passed an ordinance reducing the Sheriff's Office budget by \$225,000, leaving \$2,044,000 of the forfeited revenue remaining to be addressed; and

WHEREAS, on March 10, 2015 the Kane County Board passed an ordinance reducing the Sheriff's Office budget by \$1,544,000, leaving \$500,000 of the forfeited revenue remaining to be addressed; and

WHEREAS, on April 7, 2015 the Kane County Sheriff notified the Chairman of the Board, the Chair of the Judicial & Public Safety Committee, and the Chair of the Finance Committee that Sheriff's Office expenditures will be \$650,000 to \$700,000 less than budgeted for Fiscal Year 2015; and

WHEREAS, in the opinion of the Kane County Board it is in the best interest of the County for the remaining \$500,000 of forfeited US Marshals Service revenue to now be balanced with further reductions to expenditure line items within or related to the Sheriff's Office budget;

NOW, THEREFORE, BE IT ORDAINED by the Kane County Board that the following budget adjustment is hereby authorized for the following line items within or related to the Sheriff's budget:

001.380.000.37500	Board & Care Reimbursement Revenue	\$	(500,000)
Expenses - Sub-Department 380 - Sheriff			
001.380.380.50150	Contractual/Consulting Services	\$	(3,900)
001.380.380.50360	Drug Testing & Lab Services	\$	(2,000)
001.380.380.52130	Repairs & Maintenance- Computers	\$	(5,000)
001.380.380.52140	Repairs & Maintenance- Copiers	\$	(4,100)
001.380.380.52150	Repairs & Maintenance- Comm Equipment	\$	(9,300)
001.380.380.52160	Repairs & Maintenance- Equipment	\$	(4,300)
001.380.380.52230	Repairs & Maintenance- Vehicles	\$	(35,900)
001.380.380.53060	General Printing	\$	(1,500)
001.380.380.53100	Conferences & Meetings	\$	(11,600)
001.380.380.53110	Employee Training	\$	(14,400)
001.380.380.60010	Operating Supplies	\$	(17,500)
001.380.380.60080	Employee Recognition Supplies	\$	(1,500)
001.380.380.60170	Too Good For Drugs Supplies	\$	(1,600)
001.380.380.60180	S.W.A.T. Supplies	\$	(5,000)
001.380.380.60190	Bomb Squad Supplies	\$	(12,100)
001.380.380.60220	Weapons & Ammunition	\$	(10,800)
001.380.380.60290	Photography Supplies	\$	(1,000)
001.380.380.60470	Comm Oriented Policing Supplies	\$	(1,000)
001.380.380.60480	K-9 Supplies	\$	(3,000)
001.380.380.63040	Fuel- Vehicles	\$	(126,700)
Expenses - Sub-Department 382 - Adult Corrections			
001.380.382.45000	Healthcare Contribution	\$	(107,000)
001.380.382.50210	Medical/Dental/Hospital Services	\$	(39,900)
001.380.382.52000	Disposal & Water Softener Services	\$	(3,400)
001.380.382.53110	Employee Training	\$	(7,300)
001.380.382.55000	Miscellaneous Contractual Expense	\$	(10,000)
001.380.382.60000	Office Supplies	\$	(1,300)
001.380.382.60010	Operating Supplies	\$	(23,600)
001.380.382.60180	S.W.A.T. Supplies	\$	(2,700)
001.380.382.60210	Uniform Supplies	\$	(5,900)
001.380.382.60220	Weapons & Ammunition	\$	(4,700)
001.380.382.60240	Clothing Supplies	\$	(22,000)
		\$	(500,000)

Or a reduction totaling \$500,000 to any other expense line item(s) within or related to the Sheriff's Office budget designated by the Sheriff and communicated in writing to the Executive Director of Finance of Kane County within 5 business days of the passage of this ordinance.

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 specific line item?	If funds are not currently available in the specified line item, where are the funds available?
001.380.000.37500	Board & Care Reimb	Yes	No	-\$500,000
001.380.xxx.xxxxx	See Above	Yes	No	-\$500,000

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:

[Unanimous]

15-05 Forfeited USM Revenue



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 162

Amending the 2015 Fiscal Year Budget for Rollover of Coroner Morgue Freezer/Refrigerator

Committee Flow: Administration Committee, Finance and Budget Committee, Executive Committee, County Board

Contact: Don Biggs, 630.208.5175

Budget Information:

Was this item budgeted? No	Appropriation Amount:\$66,617
If not budgeted, explain funding source: Fiscal Year 2014 Rollover	

Summary:

Implementation of project was delayed. Funds (\$66,617) should be rolled over from fiscal year 2014 to fiscal year 2015.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 162

AMENDING THE 2015 FISCAL YEAR BUDGET FOR ROLLOVER OF CORONER MORGUE FREEZER/REFRIGERATOR

WHEREAS, the County has approved Resolution 14-334 authorizing the purchase of Freezer and Refrigerator for the Coroner’s Office; and

WHEREAS, equipment manufacturing delays and installation delays caused the project to be continued into fiscal year 2015; and

WHEREAS, expenses have been paid for this project in FY2015;

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the following FY2015 budget adjustment be made to reflect the rollover of funds from FY2014 to FY2015 in the amount of Sixty-six thousand, six hundred, seventeen dollars (\$66,617).

500.800.805.70120 Special Purpose Equipment	+ \$66,617
500.800.000.39900 Cash on Hand	+ \$66,617

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 specific line item?	If funds are not currently available in the specified line item, where are the funds available?
500.800.805.70120	Special Purpose Equipment	No	Yes	500.800.000.39900

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]

15-06 Budget



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 163

Authorizing FY2015 Budget Adjustment - Capital Projects/Juvenile Justice Center Painting Project

Committee Flow: Administration Committee, Finance and Budget Committee, Executive Committee, County Board

Contact: Don Biggs, 630.208.5175

Budget Information:

Was this item budgeted? Yes	Appropriation Amount:\$104,440
If not budgeted, explain funding source: Capital Budget adjustment	

Summary:

The County Board approved a Capital Improvement Plan Budget for FY2015 in December 2014, which included the Juvenile Justice Center Painting Project budget of \$160,000.

The County Board approved Resolution (15-55) at the March 10, 2015, to sandblast and repaint all ten (10) pods and tables at the Juvenile Justice Center.

This resolution is to authorize a budget adjustment in the amount of \$104,440 to the FY2015 Capital Budget /Juvenile Justice Center Painting Project, for the total project cost of \$264,440.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 163

AUTHORIZING FY2015 BUDGET ADJUSTMENT - CAPITAL PROJECTS/JUVENILE JUSTICE CENTER PAINTING PROJECT

WHEREAS, the County has approved Resolution 15-55 Authorizing the Juvenile Justice Center Painting Project in the amount of \$264,440; and

WHEREAS, a budget adjustment in the amount of \$104,440 to the FY2015 Capital Budget /Juvenile Justice Center Painting Project is requested; and

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the following FY2015 budget adjustment for One hundred thousand, four hundred forty dollars (\$104,440) be granted for the FY2015 Capital Budget /Juvenile Justice Center Painting Project.

500.800.805.72010 Building Improvements + \$104,440
500.800.000.39900 Cash on Hand + \$104,440

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 specific line item?	If funds are not currently available in the specified line item, where are the funds available?
500.800.805.72010	Building Improvements	Yes	Yes	500.800.000.39900

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]

15-06 FY2015 Capital Budget



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 164

Amending the 2015 Fiscal Year Capital Improvement Budget - 6th Street School Demolition Project

Committee Flow: Administration Committee, Finance and Budget Committee, Executive Committee, County Board

Contact: Don Biggs, 630.208.5175

Budget Information:

Was this item budgeted? No	Appropriation Amount:\$447,100
If not budgeted, explain funding source: Cash on Hand - Capital Improvements	

Summary:

The County Board approved the Resolution (15-62) at the March 10, 2015, Board meeting for the 6th Street School Demolition project in the amount of \$447,100. Implementation of this project is in the final approval process and will require a budget adjustment to the FY2015 Capital Improvement Budget in the amount of \$447,100.

The County will be reimbursed \$300,000 in demolition costs, with an additional 2/3's of the demo cost above the \$300,000 up to \$450,000 upon the sale of the property.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 164

AMENDING THE 2015 FISCAL YEAR CAPITAL IMPROVEMENT BUDGET - 6TH STREET SCHOOL DEMOLITION PROJECT

WHEREAS, the County has approved Resolution 15-62, Authorizing Contracts for the 6th Street Demolition Project; and

WHEREAS, implementation of this project will require a budget adjustment to the FY2015 Capital Improvement Budget in the amount of \$447,100;

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the following FY2015 budget adjustment for four hundred forty-seven thousand, one hundred dollars (\$447,100) be granted for the FY2015 Capital Budget / 6th Street School Demolition Project.

500.800.805.74020 Land Improvements	+ \$447,100
500.800.000.39900 Cash on Hand	+ \$447,100

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 specific line item?	If funds are not currently available in the specified line item, where are the funds available?
500.800.805.74020	Land Improvements	Yes	Yes	500.800.000.39900

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
 Chairman, County Board
 Kane County, Illinois

Vote:
[Unanimous]

15-06 Budget



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 165

Authorizing FY2015 Budget Adjustment - Capital Projects - 3rd Street Courthouse Elevator & Life Safety Upgrades

Committee Flow: Administration Committee, Finance and Budget Committee, Executive Committee, County Board

Contact: Don Biggs, 630.208.5175

Budget Information:

Was this item budgeted? Yes	Appropriation Amount:\$489,269
If not budgeted, explain funding source: Capital Budget adjustment	

Summary:

The County Board approved a Capital Improvement Plan Budget for FY2015 in December of 2014, which included the 3rd Street Courthouse Elevator & Life Safety Upgrades budget of \$1,043,878.

The County Board approved Resolution (15-18) at the February 10, 2015, Board meeting to renovate the 3rd Street Courthouse elevator and provide ADA / Life Safety Improvements to the 3rd Street Courthouse.

This resolution is to authorize a budget adjustment in the amount of \$489,269 to the FY2015 Capital Budget /3rd Street Courthouse Elevator & Life Safety Upgrades, for the total project cost of \$1,533,147.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 165

AUTHORIZING FY2015 BUDGET ADJUSTMENT - CAPITAL PROJECTS - 3RD STREET COURTHOUSE ELEVATOR & LIFE SAFETY UPGRADES

WHEREAS, the County has approved Resolution 15-18 Authorizing the 3rd Street Courthouse Elevator & Life Safety Upgrades in the amount of \$1,533,147; and

WHEREAS, a budget adjustment in the amount of \$489,269 to the FY2015 Capital Budget /3rd Street Courthouse Elevator & Life Safety Upgrades is requested; and

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the following FY2015 budget adjustment for Four hundred eighty-nine thousand, two hundred sixty-nine dollars (\$489,269) be granted for the FY2015 Capital Budget /3rd Street Courthouse Elevator & Life Safety Upgrades.

500.800.805.72010 Building Improvements + \$489,269
500.800.000.39900 Cash on Hand + \$489,269

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 specific line item?	If funds are not currently available in the specified line item, where are the funds available?
500.800.805.72010	Building Improvements	Yes	Yes	500.800.000.39900

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]

15-06 FY2015 Capital Budget



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 166

Authorizing Contracts for the Diagnostic Center Project

Committee Flow: Administration Committee, Finance and Budget Committee, Executive Committee, County Board

Contact: Don Biggs, 630.208.5175

Budget Information:

Was this item budgeted? No

Appropriation Amount: \$1,330,040

If not budgeted, explain funding source: Cash On Hand- Capital Projects

Summary:

Bids have been solicited for the Kane County Diagnostics Center Project at the Circuit Court Clerks Facility, 540 S. Randall Road, St Charles, IL, 60174. A total of twenty-three bids were received and publicly opened on April 30, 2015. The bids consisted of five (5) General Trades Bids, five (5) Electrical Bids, ten (10) Mechanical/Plumbing Bids and three (3) Fire Protection Bids.

Following the Bid Opening a project scope review session was held with the lowest bidders for the General Trades, Electrical, Mechanical/Plumbing and Fire Protection to ensure that each bidder fully understood the project and the contract requirements.

The lowest General Trades Prime Contractor bidder was Schramm Construction from St. Charles, IL. They acknowledged full understanding of the scope and acceptance of the terms and conditions. In addition, a review of their qualification statement and references meet the recommended standards for this work. It is recommended that Schramm Construction Corporation be awarded the General Trades Contract for the bid total of \$383,000 in accordance with the bidding documents for this project.

A second scope review was conducted with the Electrical Prime Contractor apparent lowest two bidders, to ensure that they fully understood the scope of work and to review potential value engineering (VE) options. They acknowledged full understanding of the scope and acceptance of the terms and conditions. In addition, a review of their qualification statement and references meet the recommended standards for this work. We asked the two lowest apparent bidders to provide a credit for changing the light fixture package to an alternative layout and manufacturer as well as to change the feeder size from the main switchgear. After reviewing the two lowest bidders proposed value engineering optional voluntary alternates, their qualifications and full compliance with the specifications, it is recommended that Swedberg Electric, Inc. be awarded the Electrical Contract for the bid total of \$168,130 in accordance with the bidding documents for the this project.

A third scope review was conducted with the Mechanical/Plumbing Prime Contractor lowest apparent bidder, to ensure that they fully understood the scope of work and to review potential value engineering options. They acknowledged full understanding of the scope and acceptance of the terms and conditions. In addition, a review of their qualification statement and references meet the recommended standards for this work. After reviewing the voluntary alternate Value Engineering options, which total \$30,470, it is recommended that Mechanical Incorporated be

awarded the Mechanical/Plumbing Contract for the bid total of \$269,530 in accordance with the bidding documents for this project.

A fourth scope review was conducted with the Fire Protection lowest apparent bidder, Nelson Fire Protection Company. They acknowledged full understanding of the scope and acceptance of the terms and conditions. In addition, a review of their qualification statement and references meet the recommended standards for this work. It is recommended that Nelson Fire Protection Company be awarded the Fire Protection Contract for the bid total of \$15,020 in accordance with the bidding documents for this project.

The project will also include a Contingency valued at \$90,000, an allowance for moving & storage valued at \$25,000, General Requirements valued at \$112,500, Construction Management Fees valued at \$49,620 and A/E cost of services valued at \$99,240, and Furniture Furnishes and Equipment (FFE) valued at \$118,000. Therefore, the total Project Budget recommended for Board approval is \$1,330,040.

The attached Bid Tabulation document illustrates the recorded bids and the bidders and identifies the lowest responsive and responsible bidders for the four prime contracts.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 166

AUTHORIZING CONTRACTS FOR THE DIAGNOSTIC CENTER PROJECT

WHEREAS, Bids have been solicited for the Kane County Diagnostics Center Project at the Circuit Court Clerks Facility 540 S. Randall Road, St. Charles, IL 60174; and

WHEREAS, the lowest responsive and responsible bidder, as per bid documents and specifications, was Schramm Construction Corporation, 3520 Swenson Ave., St. Charles, IL 60174, for the General Trades Contract, for a total sum of \$383,000; and

WHEREAS, the lowest responsive and responsible bidder, as per bid documents and specifications, was Nelson Fire Protection Company, 11028 Raleigh Ct, Rockford, IL 61115 for the Fire Sprinkler Contract, for a total sum of \$15,020; and

WHEREAS, the lowest responsive and responsible bidder, as per bid documents and specifications, was Swedberg Electric Inc, 978 Crosby Ave., Sycamore, IL 60178 for the Electrical Contract, for a total sum of \$168,130; and

WHEREAS, the lowest responsive and responsible bidder, as per bid documents and specifications, was Mechanical Incorporated, 2279 Yellow Creek Road, Freeport, IL 61032 for the Mechanical/Plumbing Contract, for a total sum of \$269,530; and

WHEREAS, the total project cost will also include a Contingency valued at \$90,000, an allowance for moving & storage valued at \$25,000, General Requirements valued at \$112,500, Construction Management Fees valued at \$49,620, A/E cost of services valued at \$99,240 and Furniture, Furnishing and Equipment valued at \$118,000, for a total project cost of \$1,330,040.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman is hereby authorized to execute contract(s) for the expenditure of up to One million three hundred-thirty thousand, forty dollars (\$1,330,040) for the Kane County Diagnostics Center Project at the Circuit Court Clerks Facility 540 S. Randall Road, St. Charles, IL 60174.

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 specific line item?	If funds are not currently available in the specified line item, where are the funds available?
500-800-805-72010	Building Improvements	No	Yes	500.800.000.39900

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]

15-06 Diagnostic Center Project



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 167

Amending the 2015 Fiscal Year Capital Improvement Budget - Diagnostic Center Project

Committee Flow: Administration Committee, Finance and Budget Committee, Executive Committee, County Board

Contact: Don Biggs, 630.208.5175

Budget Information:

Was this item budgeted? No	Appropriation Amount:\$1,330,040
If not budgeted, explain funding source: Cash on Hand - Capital Improvements	

Summary:

Bids have been solicited for the Kane County Diagnostics Center Project at the Circuit Court Clerks Facility, 540 S. Randall Road, St Charles, IL, 60174. A total of twenty-three bids were received and publicly opened on April 30, 2015. The bids consisted of five (5) General Trades Bids, five (5) Electrical Bids, ten (10) Mechanical/Plumbing Bids and three (3) Fire Protection Bids.

The project will also include a Contingency valued at \$90,000, an allowance for moving & storage valued at \$25,000, General Requirements valued at \$112,500, Construction Management Fees valued at \$49,620, A/E cost of services valued at \$99,240, and Furniture Furnishes and Equipment (FFE) valued at \$118,000. Therefore, the total Project Budget recommended for Board approval is \$1,330,040.

Implementation of this project will require a budget adjustment to the FY2015 Capital Improvement Budget in the amount of \$1,330,040.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 167

AMENDING THE 2015 FISCAL YEAR CAPITAL IMPROVEMENT BUDGET - DIAGNOSTIC CENTER PROJECT

WHEREAS, Bids have been solicited for the Kane County Diagnostics Center Project at the Circuit Court Clerks Facility, 540 S. Randall Road, St Charles, IL 60174; and

WHEREAS, implementation of this project will require a budget adjustment to the FY2015 Capital Improvement Budget in the amount of \$1,330,040;

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the following FY2015 budget adjustment for One million, three hundred thirty thousand, forty dollars (\$1,330,040) be granted for the FY2015 Capital Budget / Diagnostic Center Project.

500.800.805.72010 Building Improvements + \$1,330,040
500.800.000.39900 Cash on Hand + \$1,330,040

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 specific line item?	If funds are not currently available in the specified line item, where are the funds available?
500.800.805.72010	Land Improvements	No	Yes	500.800.000.39900

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]

15-06 Budget- Diagnostics



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 168

Authorizing Memorandum of Agreement between the Illinois Historic Preservation Agency and Kane County Government for 6th Street School Demolition Project

Committee Flow: Finance and Budget Committee, Executive Committee, County Board

Contact: Don Biggs, 630.208.5175

Budget Information:

Was this item budgeted? NO	Appropriation Amount: \$ 21,000
If not budgeted, explain funding source: These costs will be paid from the Project Contingency amount of \$38,100.	

Summary:

The County has approved Resolution 15-62, Authorizing Contracts for the 6th Street Demolition Project. Implementation of this project will require a Memorandum Of Agreement Between the Illinois Historic Preservation Agency and Kane County Government. The scope of work for the Memorandum of Agreement will cost \$16,000 for the "Architectural Historian" contractors scope of work and \$5,000 to Cordogan Clark Architects for the project documentation of this additional work for a total project cost of \$21,000. These costs will be paid from the Project Contingency amount of \$38,100.

The total project cost of \$447,100 for all the additional scope of work and the demo cost will be reimbursed with the proceeds of the sale of the 6th Street School property.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 168

AUTHORIZING MEMORANDUM OF AGREEMENT BETWEEN THE ILLINOIS HISTORIC PRESERVATION AGENCY AND KANE COUNTY GOVERNMENT FOR 6TH STREET SCHOOL DEMOLITION PROJECT

WHEREAS, the County has approved Resolution 15-62, Authorizing Contracts for the 6th Street Demolition Project; and

WHEREAS, implementation of this project will require a Memorandum of Agreement between the Illinois Historic Preservation Agency and Kane County Government; and

WHEREAS, the scope of work for the Memorandum of Agreement estimated cost of \$16,000 for the "Architectural Historian" contractor and \$5,000 to Cordogan Clark Architects for the project documentation of this additional work for a total project cost of \$21,000. These costs will be paid from the Project Contingency amount of \$38,100; and

WHEREAS, the total project cost of \$447,100 for all the additional scope of work and the demo cost will be reimbursed with the proceeds of the sale of the 6th Street School property.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman is hereby authorized to execute the "Memorandum of Agreement between the Illinois Historic Preservation Agency and Kane County Government" for the 6th Street School Demolition Project.

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 specific line item?	If funds are not currently available in the specified line item, where are the funds available?
500.800.805.72010	Capital Projects	No	Yes	

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]

15-03 IHPA /Demo 6th St Project



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 170

Authorizing a Professional Healthcare Services Agreement between the Kane County Child Advocacy Center and the Board of Trustees of the University of Illinois

Committee Flow: Judicial/Public Safety Committee, Executive Committee, County Board

Contact: Christy DeChristopher, 630.406.7353

Budget Information:

Was this item budgeted? Yes	Appropriation Amount: \$5,200
If not budgeted, explain funding source:	

Summary:

This agreement permits the Child Advocacy Center to have medical professionals from the University of Illinois conduct physical examinations of victims of child sexual abuse as part of the investigative process.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 170

AUTHORIZING A PROFESSIONAL HEALTHCARE SERVICES AGREEMENT BETWEEN THE KANE COUNTY CHILD ADVOCACY CENTER AND THE BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

WHEREAS, the Kane County Child Advocacy Center is charged with the coordination of investigation of child sexual abuse; and

WHEREAS, the physical examination of children suspected of being victims of child sexual abuse is required in the investigation of such crimes; and

WHEREAS, the University of Illinois has agreed to provide medical professionals to conduct said physical examinations upon the request of the Child Advocacy Center at the Child Advocacy Center; and

WHEREAS, the examinations are being funded by a grant from the Children’s Advocacy Centers of Illinois; and

NOW, THEREFORE, BE IT RESOLVED the Chairman of the Kane County Board is hereby authorized to execute of behalf of the Kane County Board a Professional Services Agreement between the County of Kane Child Advocacy Center and the Trustees of the University of Illinois.

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 specific line item?	If funds are not currently available in the specified line item, where are the funds available?
230.300.301.50290	Investigations	Yes	Yes	

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]

15-06 CAC & Health Care Services Agreement



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 171

Authorizing Contract for Janitorial Supplies for the Kane County Adult Justice Center

Committee Flow: Judicial/Public Safety Committee, Executive Committee, County Board

Contact: Tom Bumgarner, 630.208.2001

Budget Information:

Was this item budgeted? Yes	Appropriation Amount: \$121,200.00
If not budgeted, explain funding source: N/A	

Summary:

This Resolution is for janitorial supplies (toilet tissue) for detainees housed at the Kane County Adult Justice Center (KCAJC). There is a need for an adequate supply of toilet tissue for detainees housed in the KCAJC. Bid 23-015 was put out by the Purchasing Department to secure competitive bids by vendors. Currently, we are paying \$32.74 per case of toilet tissue. Six (6) vendors submitted bids: Elgin Paper; HP Products; Service Professional; Warehouse Direct; Superior; and, PCS Industries. Elgin Paper submitted the lowest bid at \$23.38 per case - a savings of \$7.36 a case.

The contract agreement is for a period of one (1) year with two (2) one (1) year options to extend with a six (6) percent increase for each option year.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 171

**AUTHORIZING CONTRACT FOR JANITORIAL SUPPLIES FOR THE KANE COUNTY
ADULT JUSTICE CENTER**

WHEREAS, six (6) vendors bid on RFP 23-015 for janitorial supplies for purchasing and delivery of toilet tissue; and

WHEREAS, the lowest responsible bidder for toilet tissue was submitted by the Elgin Paper Company at a savings of \$7.36 per case from what is currently being paid per case; and

WHEREAS, adequate funds have been budgeted for these purchases in fund 001-380-382-60010; and

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman therefore be, and hereby is authorized to execute a contract with the Elgin Paper Company for a term of one (1) year with an option to extend the contract for a maximum of two (2) one-year periods at a six percent (6%) increase for option year to commence on June 9, 2015. Expenditure to be charged to 001-380-382-60010, which has been budgeted for One Hundred Twenty One Thousand Two Hundred Dollars (\$121,200) for fiscal years 2015.

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 specific line item?	If funds are not currently available in the specified line item, where are the funds available?
001-380-382-60010	Operational Supplies	Yes	Yes	N/A

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]

15-06 AJC Janitorial Supplies



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 172

Authorizing Chairman to Appoint Additional Members to Board of Review

Committee Flow: Executive Committee, County Board

Contact: Mark Armstrong, 630.208.3823

Budget Information:

Was this item budgeted? Yes	Appropriation Amount: \$44,779
If not budgeted, explain funding source:	

Summary:

This is an annual resolution that is required by the property tax code to authorize the Chairman to appoint additional members to the Board of Review to assist the full three-member Board with the task of hearing property assessment complaints in a timely manner. To qualify for such appointment, a person would need to have passed an examination administered by the Illinois Department of Revenue and have "experience and training in property appraisal and property tax administration" as required by 35 ILCS 200/6-5.

Please note that this resolution does not actually make the appointments, but authorizes the County Board Chairman to make the appointments.

If approved, the Chairman could appoint some or all of the following Kane County residents who meet these qualifications and have expressed an interest in serving in this capacity: Michelle Abell, Aurora; Paul M. Bauer, Geneva; Carlo Capobianco, West Dundee, Michael J. Carbone, Saint Charles; James R. Clayton, Geneva; William R. Hough, Saint Charles; Gerald A. Jones, Aurora; James P. Kaiser, North Aurora; Constantine Konstans, Saint Charles; and Adam F. Smith, Elburn.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 172

AUTHORIZING CHAIRMAN TO APPOINT ADDITIONAL MEMBERS TO BOARD OF REVIEW

WHEREAS, the Illinois Property Tax Code requires that the Board of Review in every County under township organization consist of three members, regardless of parcel county or workload (35 ILCS 200/6-5, *et seq.*); and

WHEREAS, the Kane County Board of Review holds numerous hearings on assessment complaints each year and must complete its work in a timely manner so that real estate tax bills can be mailed on time; and

WHEREAS, the Kane County Treasurer reports that cost of late real estate tax bills can exceed \$10,000 per day; and

WHEREAS, the Illinois Property Tax Code provides that in such circumstances, a County Board may declare by resolution that the number of complaints filed with a Board of Review creates an "emergency situation" and causes the need for additional members of the Board of Review so that it may complete its work in a timely manner; and

WHEREAS, the Illinois Property Tax Code provides when the County Board adopts such a resolution, the Chairman of the County Board may appoint additional qualified members to the board of review to hold separate hearings on complaints.

NOW, THEREFORE, BE IT RESOLVED that an emergency situation, as defined by the Illinois Property Tax Code, exists for the 2015 taxable year and the Chairman of the County Board may appoint additional qualified members to the Board of Review to hold separate hearings on complaints so that the Board of Review may complete its work in a timely manner.

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]

15-06 Bd. of Review



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 173

Authorizing a Warranty, Support, and License Agreement with Hart Intercivic

Committee Flow: Public Service Committee, Executive Committee, County Board

Contact: Suzanne Fahnestock, 630.232.5993

Budget Information:

Was this item budgeted?Yes	Appropriation Amount: \$194,357.00
If not budgeted, explain funding source:	

Summary:

The Kane County Clerk's Office utilizes Hart Intercivic's eSlate voting software and systems for the County's election services. The current warranty, support, and license agreement for the Hart voting software and systems expires in November 2015. The warranty, support, and license agreement is required to maintain the investment in election software and systems,

The Kane County Clerk's Office has negotiated a five-year extension of warranty, support and license agreement with Hart Intercivic for \$194,357.00 per year. The negotiated price represents a 4% increase over the 2014-2015 annual rate and the new rate of \$194,357.00 per year is fixed for a period of five years until November 2020.

Payment Schedule

November 2015	\$194,357.00
November 2016	\$194,357.00
November 2017	\$194,357.00
November 2018	\$194,357.00
November 2019	\$194,357.00

The Kane County Clerk's Office recommends approval authorizing the County Board Chairman to enter into a five-year agreement with Hart Intercivic for warranty, support, and license of Hart Intercivic voting software and systems.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 173

AUTHORIZING A WARRANTY, SUPPORT, AND LICENSE AGREEMENT WITH HART INTERCIVIC

WHEREAS, the Kane County Clerk’s Office is responsible for Hart Intercivic software and systems for voting and elections in Kane County; and

WHEREAS, the Kane County Clerk’s Office has negotiated an agreement with Hart Intercivic for a five-year, fixed price agreement to provide the county with warrant, support, and license voting software and systems in an amount not to exceed \$194,357.00 per year for years 2015 through 2020; and

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the County Board Chairman be authorized to enter into a five-year agreement with Hart Intercivic, 15500 Wells Port Dr., Austin, TX 78728 for a warranty, support, and license agreement for voting software and systems in the amount of One Hundred Ninety-Four Thousand Three Hundred Fifty-Seven Dollars and 00/100s (\$194,357.00) per year.

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 specific line item?	If funds are not currently available in the specified line item, where are the funds available?
001.800.801.52130	Repairs and Maintenance Computers	YES	YES	N/A

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
 Chairman, County Board
 Kane County, Illinois

Vote:
[Unanimous]

Authorizing a Warranty, Support, and License Agreement with Hart Intercivic



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 174

Approving Annual Adoption of the Kane County 2040 Transportation Plan and 5-Year Transportation Improvement Program (TIP)

Committee Flow: Transportation Committee, Executive Committee, County Board

Contact: Tom Rickert, 630.406.7305

Budget Information:

Was this item budgeted? N/A	Appropriation Amount: N/A
If not budgeted, explain funding source: N/A	

Summary:

Pursuant to State Statute 605 ILCS 5/5-301, the County is required to consider on an annual basis a 5-Year Transportation Improvement Program and potential updates to the 20 year long-range transportation plan.

2040 Transportation Plan - No changes recommended at this time. The Kane County 2040 Transportation Plan was originally adopted by the County Board on April 10, 2012. The plan identifies major multi-modal transportation projects that will help support the future travel demands of the growing population and work force in Kane County. The plan provides guidance for transportation planning decisions and identifies resources to implement transportation projects. The plan also recognizes the importance of integrated transportation and land use planning.

5-Year Transportation Improvements Program (TIP) - A copy of the FY2015-2019 TIP for the Kane County Division of Transportation is attached. This is a working document and will be updated during the year to address the FY2016 Budget development and programming changes. The FY2015-2019 TIP includes:

- The adopted FY2015 Transportation Budget
- A summary of the types of improvements that are being programmed and when these improvements are estimated to start

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 174

APPROVING ANNUAL ADOPTION OF THE KANE COUNTY 2040 TRANSPORTATION PLAN AND 5-YEAR TRANSPORTATION IMPROVEMENT PROGRAM (TIP)

WHEREAS, the Illinois Compiled Statutes (605 ILCS 5/5-301) requires the County of Kane annually consider its 20-year long-range transportation plan and 5-year transportation improvement program; and

WHEREAS, pursuant to Kane County Resolution No. 12-101, the Kane County Board adopted the Kane County 2040 Transportation Plan, which is a comprehensive long range transportation plan that identifies major multi-modal transportation projects that respond to existing deficiencies and projected development trends, provides guidance for transportation decisions and cooperative planning, increases system efficiency and personal mobility, and identifies resources to implement transportation projects; and

WHEREAS, proper management of the Kane County transportation system requires multi-year planning to address the demand for new and improved transportation facilities and to properly maintain existing transportation infrastructure; and

WHEREAS, the 2040 Transportation Plan is comprised of three major elements - the 2040 Recommended Roadway Plan, the Kane County Bicycle and Pedestrian Plan, and the 2040 Transit Plan (adopted by the County Board July 12, 2011); and

WHEREAS, Kane County's FY2015-2019 Transportation Improvement Program is a working document that provides a list of the major improvements anticipated within the next 5 years and serves as the County's 5-year transportation improvement program and financial plan.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the County of Kane hereby endorses the FY2015-2019 Transportation Improvement Program and reaffirms and approves the previously adopted Kane County 2040 Transportation Plan which is hereby adopted for FY2015 as the County of Kane's 20 Year Long Range Highway Transportation Plan pursuant to the provisions of the Illinois Compiled Statutes (605 ILCS 5/5-301) and that the Kane County 2040 Transportation Plan shall be filed with the Secretary of the Illinois Department of Transportation.

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]

15-06 2040 Plan & TIP



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 175

Approving an Intergovernmental Agreement with the State of Illinois for Right of Way Acquisition, West County Line Road over Union Ditch No. 3, Kane County Section No. 08-00024-01-BR

Committee Flow: Transportation Committee, Executive Committee, County Board

Contact: Tom Rickert, 630.406.7305

Budget Information:

Was this item budgeted? N/A	Appropriation Amount: N/A
If not budgeted, explain funding source: N/A	

Summary:

Attached is the draft Intergovernmental Agreement with IDOT that will provide for federal reimbursement towards a portion of the right of way acquisition costs associated with the proposed West County Line Road over Union Ditch No. 3 bridge rehabilitation project. Surface Transportation Program Bridge (STP-Br) funds will provide approximately \$52,000 (80%) of the estimated \$65,000 total amount. The local (County) match is estimated to be \$13,000 (20%).

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 175

**APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ILLINOIS
FOR RIGHT OF WAY ACQUISITION, WEST COUNTY LINE ROAD OVER UNION DITCH NO.
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 its Illinois Department of Transportation, desire to cooperate among themselves to accomplish the right-of-way acquisition for rehabilitation of the Kane County Highway No. 1 (also known as West County Line Road) Bridge over Union Ditch No. 3 (hereinafter referred to as the "Improvement"); and

WHEREAS, the County and the State desire to undertake right-of-way acquisition for the Improvement at an estimated cost of \$65,000; 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 right-of-way acquisition estimated to be \$13,000.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute an intergovernmental agreement(s) with the State of Illinois acting through the Illinois Department of Transportation for right-of-way acquisition for the Improvement.

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]

15-06 WCountyLineROW



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 176

Approving Adopt-A-Highway Program Applicants

Committee Flow: Transportation Committee, Executive Committee, County Board

Contact: Tom Rickert, 630.406.7305

Budget Information:

Was this item budgeted? N/A	Appropriation Amount: N/A
If not budgeted, explain funding source: N/A	

Summary:

Pursuant to Kane County Board Ordinance No. 13-267 (Kane County Adopt-A-Highway Program), staff requests consideration of the attached resolution which approves the Adopt-A-Highway applicants.

NEW APPLICANTS: MAY

1. Randall Oaks Dental - Randall Rd. from IL Route 72 to Huntley Rd.
(east side - 1.00 Mile)
2. SunGuard - Kirk Rd. from Fabyan Pkwy. to Cherry Lane
(west side - 1.00 mile)

RENEWAL APPLICANTS: MAY

1. Engineering Enterprises - Bliss Rd. from Denny Rd. to Route 47
(both sides - 1.50 miles)
2. Hampton, Lenzini and Renwick - Randall Rd. from McDonald Rd. to Silver Glen Rd.
(west side - 1.00 mile)
3. John B. Sanfilippo & Son - Randall Rd. from I-90 to Big Timber Rd.
(east side - 1.00 mile)
4. Knights of Columbus - Randall Rd. from Silver Glen Rd. to Red Gate Rd.
(both sides - 1.25 miles)
5. The Kraszcyk Family - Huntley Rd. from Square Barn Rd. to Randall Rd.
(both sides - 2.00 miles)
6. Neighbors on McGough Road - McGough Rd. from Peplow Rd. to Lawrence Rd.
(both sides - 1.00 mile)
7. Ray & Judy Wieczorek - Ramm Rd. from Percy Rd. to Peplow Rd.
(south side - 1.25 miles)
8. Wright Orthodontics (road change) - Fabyan Pkwy. from Randall Rd. to Viking Dr.
(north side - 1.00 mile)

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 176

APPROVING ADOPT-A-HIGHWAY PROGRAM APPLICANTS

WHEREAS, the Illinois Highway Code of the Illinois Compiled Statutes (605 ILCS 120/1 *et seq.*) provides for the establishment of Adopt a Highway Programs by Counties and various units of government throughout the State of Illinois to support anti-litter efforts by allowing groups of private citizens to adopt a segment of highway for the purpose of litter and refuse collection; and

WHEREAS, the County has enacted and otherwise established pursuant to Kane County Board Ordinance No. 13-267, the Kane County Adopt-A-Highway Program in conformance with the Illinois Highway Code, which program is intended to assist the County in its efforts to remove refuse and litter from County highway right of way and otherwise beautify the County Highway System; and

WHEREAS, those groups whose names are set forth in the exhibit attached hereto (a copy of which is on file in the office of the Kane County Clerk) have submitted applications for participation in the Kane County Adopt-A-Highway Program; and

WHEREAS, each of the groups' applications have been reviewed and approved by the County Engineer of Kane County and have subsequently been approved by the Transportation Committee of the Kane County Board; and

WHEREAS, the approval of the applicants for participation in the Kane County Adopt-A-Highway Program will facilitate the County's litter collection efforts on County highways and will aid in the beautification of all County highways whether in urban or rural areas of the County.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Kane County that the applicant(s) listed below for participation in the Kane County Adopt-A-Highway Program are hereby approved.

<u>Applicant</u>	<u>Road</u>	<u>Distance</u>
Engineering Enterprises (Renewal)	Bliss Rd. - Denny Rd. to IL Route 47	Both Sides (1.5 miles)
Hampton, Lenzini and Renwick (Renewal)	Randall Rd. - McDonald Rd. to Silver Glen Rd.	West Side (1.00 mile)
John B. Sanfilippo & Son (Renewal)	Randall Rd. - I-90 to Big Timber Rd.	East Side (1.00 mile)
Knights of Columbus (Renewal)	Randall Rd. - Silver Glen Rd. to Red Gate Rd.	Both Sides (1.25 miles)
The Kraszczyk Family (Renewal)	Huntley Rd. - Square Barn Rd. to Randall Rd.	Both Sides (2.00 miles)
Neighbors of McGough Road (Renewal)	McGough Rd. - Peplow Rd. to Lawrence Rd.	Both Sides (1.00 mile)
Randall Oaks Dental (New)	Randall Rd. - IL Route 72 to Huntley Rd.	East Side (1.00 mile)
SunGard (New)	Kirk Rd. - Fabyan Pkwy. to Cherry Ln.	West Side (1.00 mile)
Ray & Judy Wieczorek (Renewal)	Ramm Rd. - Percy Rd. to Peplow Rd.	South Side (1.25 miles)
Wright Orthodontics (Renewal)	Fabyan Pkwy. - Randall Rd. to Viking Dr. (Road Change)	North Side (1.00 mile)

BE IT FURTHER RESOLVED that the County Engineer of Kane County is hereby directed to notify all applicant(s) of the approval of their application and to execute, on behalf of the County of Kane, the Kane County Adopt-A-Highway Program Agreement with said applicant(s).

Passed by the Kane County Board on June 9, 2015.

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

 Christopher J. Lauzen
 Chairman, County Board
 Kane County, Illinois

Vote:
 [Unanimous]

15-06 Adopt-A-Highway



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 177

Approving Amendment No. 1 to a Phase II Engineering Services Agreement with Burns & McDonnell Inc. for Burlington Road at Illinois Route 47 Intersection Improvement, Kane County Section No. 07-00357-00-CH

Committee Flow: Transportation Committee, Executive Committee, County Board

Contact: Tom Rickert, 630.406.7305

Budget Information:

Was this item budgeted? Yes	Appropriation Amount: \$7,455.55
If not budgeted, explain funding source: N/A	

Summary:

The consultant completed the Phase II design process through final plan submittal in February 2013, but right-of-way acquisition issues delayed construction. The right-of-way is now in the IDOT condemnation process, and a letting date in September or November of this year is considered likely. Subsequent to final plan completion, the site grading plan and the detour plan have changed. The revised site grading plan will allow for 3,000 cubic yards of excavated material to be retained on site, rather than being hauled off resulting in a cost savings. In order to depict this, the grading plan and cross sections must be significantly updated and the drainage plans must be slightly modified. The 2013 detour plans reflected the need to simultaneously accommodate a nearby improvement which has since been completed; the detour plan will be modified accordingly.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 177

APPROVING AMENDMENT NO. 1 TO A PHASE II ENGINEERING SERVICES AGREEMENT WITH BURNS & MCDONNELL INC. FOR BURLINGTON ROAD AT ILLINOIS ROUTE 47 INTERSECTION IMPROVEMENT, KANE COUNTY SECTION NO. 07-00357-00-CH

WHEREAS, pursuant to Resolution No. 11-370, the County of Kane appropriated Two Hundred Nine Thousand Six Hundred Seventy and 22/100 Dollars (\$209,670.22), (hereinafter the "appropriation") and entered into a Phase II Engineering Services Agreement (hereinafter the "Agreement") with Burns & McDonnell Inc. for Burlington Road at Illinois Route 47 Intersection Improvement, Kane County Section No. 07-00357-00-CH (hereinafter the "Improvement"); and

WHEREAS, additional unforeseen engineering work is required to complete the Phase II engineering services for the Improvement; and

WHEREAS, in order to address the need for additional engineering services, the County desire to enter into Amendment No. 1 to the Agreement, increasing the total cost of engineering services by \$7,455.55; and

WHEREAS, it is in the County's best interest to extend the upper limit of the appropriation for Agreement services by an additional Seven Thousand Four Hundred Fifty Five and 55/100 Dollars (\$7,455.55) from \$209,670.22 to \$217,125.77.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute Amendment No. 1 to the Agreement.

BE IT FURTHER RESOLVED that the County of Kane appropriate the additional sum of Seven Thousand Four Hundred Fifty Five and 55/100 Dollars (\$7,455.55) from the Transportation Capital Fund #540, Line Item #50140 (Engineering) to pay for the Agreement's Phase II engineering services for the Improvement.

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 specific 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	

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 178

Approving a Contract for Construction, Building B Roof Repair and Replacement, Kane County Division of Transportation

Committee Flow: Transportation Committee, Executive Committee, County Board

Contact: Tom Rickert, 630.406.7305

Budget Information:

Was this item budgeted? Yes	Appropriation Amount: \$84,840.00
If not budgeted, explain funding source: N/A	

Summary:

The Purchasing Department publicly bid roof repairs and replacement on Building B of the Division of Transportation. The current roof is over 25 years old and has need of repairs on the main roof (area 2) and complete tear off and replacement of a smaller flat roof section (area 1). This project is included in the FY15 budget.

The low bidder for this project is Anthony Roofing Tecta America LLC for the amount of \$80,800.00. Appropriation includes a 5% contingency amount of the bid, (\$4,040.00). This is needed to cover the cost of any unforeseen conditions once the roof system is removed on roof area 1.

Staff is requesting approval for a total amount of \$84,840.00.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 178

APPROVING A CONTRACT FOR CONSTRUCTION, BUILDING B ROOF REPAIR AND REPLACEMENT, KANE COUNTY DIVISION OF TRANSPORTATION

WHEREAS, bids have been solicited and received by the Kane County Purchasing Department for roof repairs and replacement to the Kane County Division of Transportation Building B (hereinafter "Project"); and

WHEREAS, Anthony Roofing Tecta America, LLC, 2555 White Oak Circle, Aurora, IL 60502 was the low bidder for the Project in the amount of \$80,800.00; and

NOW, THEREFORE, BE IT RESOLVED, by the Kane County Board that the low bid for the Project described hereinabove be accepted in the amount as indicated hereinabove and the County Board Chairman is hereby authorized to execute any contract documents therefor.

BE IT FURTHER RESOLVED that there is hereby appropriated the sum of Eighty Four Thousand Eight Hundred Forty Dollars (\$84,840.00), which includes a five (5%) contingency, from County Highway Fund #300, Line Item #72010 (Building Improvements) to pay for the Project..

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 specific line item?	If funds are not currently available in the specified line item, where are the funds available?
300.520.520.72010	Building Improvements	Yes	Yes	

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:

[Unanimous]

15-06 Roof Repair



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Ordinance No. 15 - 169

Allocating Qualified Energy Conservation Bond Volume Cap Received by
The County of Kane, Illinois

Committee Flow: Finance and Budget Committee, Executive Committee,
County Board

Contact: Joseph Onzick, 630.208.5113

Budget Information:

Was this item budgeted? No	Appropriation Amount: N/A
If not budgeted, explain funding source:	

Summary:

On May 12, 2015 the County Board approved Resolution 15-133 authorizing the County to make available its unused QECB (Qualified Energy Conservation Bond) volume cap of \$3,089,684 for allocation to other units of local governments on a first-come-first-served basis. On May 13, 2015, the County received its first formal request from the West Aurora School District for the full amount of the available allocation. Their request included the required certification by their engineer that the project to be funded by the bond issue will generate at least a 20% savings in energy, and a certification by their bond counsel that the project meets the requirements of the QECB program. Their request was reviewed by the State's Attorney's Office and by the County's bond counsel and has been found to be in order. Since their request has been deemed to meet the stated requirements, this Ordinance is being submitted to authorize the County to cede its unused QECB volume cap of \$3,089,684 to the West Aurora School District.

STATE OF ILLINOIS

COUNTY OF KANE

ORDINANCE NO. 15 - 169

**ALLOCATING QUALIFIED ENERGY CONSERVATION BOND VOLUME CAP RECEIVED BY
THE COUNTY OF KANE, ILLINOIS**

WHEREAS, in October, 2008, as part of the Energy Improvement Extension Act of 2008, which was included in the Emergency Economic Stabilization Act of 2008 (the "Stabilization Act"), Congress enacted Section 54D of the Internal Revenue Code of 1986, as amended (the "Code"), permitting State and local governments to issue qualified energy conservation bonds to finance qualified conservation purposes; and

WHEREAS, in February, 2009, as part of the American Recovery and Reinvestment Act of 2009 (the "Recovery Act" and, together with the Stabilization Act, "Applicable Law"), Congress, inter alia, increased the volume limitation for qualified energy conservation bonds; and

WHEREAS, if such bonds meet certain conditions as set forth in the Applicable Law, qualified energy conservation bonds are eligible for a direct payment by the United States Treasury (the "Treasury") to the issuer of a portion of the interest coming due thereon, thereby affording potential economic benefits to the issuer of such bonds; and

WHEREAS, the proceeds of qualified energy conservation bonds must be used to pay for one or more "qualified conservation purposes" as defined in Applicable Law; and

WHEREAS, Applicable Law further requires that qualified energy conservation bonds can be issued by a state or unit of local government pursuant to an allocation by the Secretary of the Treasury (the "Secretary") of a portion of a nationwide volume limitation; and

WHEREAS, the Secretary has heretofore awarded the State of Illinois an allocation of \$133,846,000 for qualified energy conservation bonds; and

WHEREAS, the Governor's Office of Management and Budget has heretofore allocated a portion of its qualified energy conservation bond allocation in the amount of \$3,089,684 to The County of Kane, Illinois (the "County") (being the "Kane County QECB Allocation"); and

WHEREAS, the County Board of the County (the "County Board") hereby deems it advisable, necessary and in the best interests of the County that the County allocate all of the Kane County QECB Allocation to School District Number 129, Kane County, Illinois (the "Unit"), to be used for qualified conservation purposes under Applicable Law:

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

Section 1. Incorporation of Preambles. The County Board hereby finds that all of the recitals contained in the preambles to this Ordinance are full, true and correct and does incorporate them into this Ordinance by this reference.

Section 2. Kane County QECB Allocation. The County Board hereby allocates all of the

Kane County QECB Allocation to the Unit to be used for qualified conservation purposes under Applicable Law.

Section 3. Severability. If any section, paragraph, clause or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

Section 4. Disclaimer. The County Board (i) makes no representations that this Ordinance will effectively reallocate the Kane County QECB Allocation to the Unit, (ii) assumes no responsibility or liability with respect to any financing undertaken by the Unit on the basis of the Kane County QECB Allocation, and (iii) understands that the Unit has been represented by and has received advice concerning these matters from its own independent counsel.

Section 5. Repealer and Effective Date. All resolutions and parts of resolutions in conflict herewith be and the same are hereby repealed, and that this Ordinance be in full force and effect forthwith upon its adoption.

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[Unanimous]

15-06 QECB Bond Allocation



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 179

Establishing Prevailing Wages 2015

Committee Flow: Finance and Budget Committee, Executive Committee, County Board

Contact: Theresa Dobersztyn, 630.444.1071

Budget Information:

Was this item budgeted? No	Appropriation Amount: N/A
If not budgeted, explain funding source:	

Summary:

This resolution is done annually to establish the prevailing wage rates for laborers, mechanics and other workers employed on public works projects in the locality of Kane County. Any and all revisions of the prevailing wage rates, by the Department of Labor of the State of Illinois, shall superseded the June determinations and apply to any public works projects.

Attached is the resolution for the establishing the Kane County prevailing wage rates in compliance with the Prevailing Wage Act and summary of May 2015 wage rates. These rates require committee approval to establish the County prevailing wage rate.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 179

ESTABLISHING PREVAILING WAGES 2015

WHEREAS, the State of Illinois has enacted "an Act regulating wages of laborers, mechanics and other workers employed in any public works by the State, County, City or any public body or any political subdivision or by anyone under contract for public works," 820 ILCS 130/0.01 et. seq., as amended (hereinafter referred to as "the Act"); and

WHEREAS, the aforesaid Act requires that the County of Kane investigate and ascertain the prevailing rate of wages as defined in said Act for laborers, mechanics and other workers in the locality of said County employed in performing construction of public works, for said County; and

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

Section 1: To the extent and as required by "the Act", the general prevailing rate of wages in this locality for laborers, mechanics and other workers engaged in construction of public works coming under the jurisdiction of Kane County is hereby ascertained to be the same as the prevailing rate of wages for construction work in this County as determined by the Department of Labor of the State of Illinois as of June of the current year, a copy of that determination being attached hereto and incorporated herein by reference. As require by said Act, any and all revisions of the prevailing rate of wages by the Department of Labor of the State of Illinois shall supersede the Department's June determination and apply to any and all public works construction undertaken by Kane County. The definition of any terms appearing herein which are also used in aforesaid Act shall be the same as in said Act.

Section 2: Nothing herein shall prohibit the County of Kane from investigating and ascertaining the prevailing rate of wages for categories of workers not expressly covered by the published determination of the Department of Labor, nor prohibit incorporating those rates so ascertained into the published determination of the Department of Labor, provided that those rates ascertained by the County shall be clearly indicated as such.

Section 3: Kane County and/or its authorized representatives shall have the power and authority to request and receive any and all information or documentation, which would substantiate proper payment under this resolution. The contract recipient shall supply the requested documentation or information to Kane County or its designee within five working days of the receipt of the request. Failure to comply with the request for information or documentation will be construed as a material breach of the contract enabling the County to terminate the contract, seek forfeiture of any performance bond, and proceed with any other remedy against the contractor at law or in equity.

Section 4: Nothing herein contained shall be construed to apply said general prevailing rate of wages as herein ascertained to any work or employment except public works construction of Kane County to the extent required by the aforesaid Act. the aforesaid Act requires that the County of Kane investigate and ascertain the prevailing rate of wages as defined in said Act for laborers, mechanics and other workers in the locality of said County employed in performing construction of public works, for said County.

Section 5: The County Clerk shall publicly post or keep available for inspection by any interested party in the main office of the County Clerk this determination or any revisions of such prevailing rate of wages. A copy of this determination or of the current revised determination of prevailing rate of wages then in effect shall be attached to all contract specifications.

Section 6: The County Clerk shall mail a copy of this determination to any employer and to any association of employers and to any person or association of employees who have filed their names and addresses, requesting copies of any determination stating the particular rates and the particular class of workers whose wages will be affected by such rates.

Section 7: The County Clerk shall promptly file a certified copy of this Resolution with both the Secretary of State Index Division and the Department of Labor of the State of Illinois.

Section 8: The County Clerk shall cause to be published in a newspaper of general circulation within the area a copy of this Resolution, and such publication shall constitute notice that the determination is effective and this is the determination of this public body. (See attached rates.)

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[16 to 6]

15-06 PrevailingWage



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 180

Approving Amendment No. 1 to a Phase II Engineering Services Agreement with Wills Burke Kelsey Associates, Inc. for Bunker Road Extension, Kane County Section No. 14-00275-01-PV

Committee Flow: Transportation Committee, Executive Committee, County Board

Contact: Tom Rickert, 630.406.7305

Budget Information:

Was this item budgeted? Yes	Appropriation Amount: \$111,622.92
If not budgeted, explain funding source: N/A	

Summary:

After advancing the engineering design to a concept level, the hydraulic model revealed the south leg of Bunker Road currently overtops during the 10-year rain event. The original scope called for replacement in-kind of the culvert crossing located beneath Bunker Road, south of Keslinger Road. Changing the consultant scope of work to design a new larger bridge structure requires additional hydraulic and bridge structure design tasks to be performed.

Additionally, a roundabout is the preferred intersection alternative for the Bunker Road at Keslinger Road intersection, resulting in additional effort to design roundabout street lighting.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 180

APPROVING AMENDMENT NO. 1 TO A PHASE II ENGINEERING SERVICES AGREEMENT WITH WILLS BURKE KELSEY ASSOCIATES, INC. FOR BUNKER ROAD EXTENSION, KANE COUNTY SECTION NO. 14-00275-01-PV

WHEREAS, pursuant to Resolution No. 14-273, the County of Kane appropriated Six Hundred Sixty Seven Thousand Two Hundred Forty One and 22/100 Dollars (\$667,241.22), (hereinafter the "appropriation") and entered into a Phase II Engineering Services Agreement (hereinafter the "Agreement") with Wills Burke Kelsey Associates, Inc. for Bunker Road Extension, Kane County Section No. 14-00275-01-PV (hereinafter the "Improvement"); and

WHEREAS, additional unforeseen engineering work is required to complete the Phase II engineering services for the Improvement; and

WHEREAS, in order to address the need for supplementary engineering services, the County desires to enter into Amendment No. 1 to the Agreement; increasing the total cost of engineering services by an additional \$111,622.92; and

WHEREAS, it is in the County's best interest to extend the upper limit of the appropriation for the Agreement by an additional One Hundred Eleven Thousand Six Hundred Twenty Two and 92/100 Dollars (\$111,622.92) from \$667,241.22 to \$778,864.14.

NOW, THEREFORE, BE IT RESOLVED, by the Kane County Board that the Chairman thereof is hereby authorized to execute Amendment No. 1 to the Agreement.

BE IT FURTHER RESOLVED that the County of Kane appropriate the additional sum of One Hundred Eleven Thousand Six Hundred Twenty Two and 92/100 Dollars (\$111,622.92) from Transportation Sales Tax Fund #305, Line Item #50140 (Engineering) to pay Wills Burke Kelsey Associates, Inc. for the Phase II engineering services for the Improvement.

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 specific line item?	If funds are not currently available in the specified line item, where are the funds available?
305.520.527.50140	Engineering	Yes	Yes	

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[20 to 1]

15-06 BunkerRd WBK Amd. 1



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Ordinance No. 15 - 181

Amending Chapter 7 Article III of the Kane County Code (EMERGENCY TELEPHONE SYSTEM BOARD)

Committee Flow: County Board

Contact: Roger Fahnestock, 630.232.3571

Budget Information:

Was this item budgeted? N/A	Appropriation Amount: N/A
If not budgeted, explain funding source:	

Summary:

The amended ordinance provides additional language to Chapter 7 Article III of the Kane County Code regarding the Emergency Telephone System Board and the expenditure of reserve funds. The revised language provides for written concurrence prior to major expenditures from the reserve funds.

Authorizing all disbursements from this emergency system telephone system fund; **provided, however, that no disbursements from the Reserve Fund existing as of June 9, 2015 shall be made by the Board except with the written concurrence of any, five of the following: the chief elected officers of the six municipalities with representation on the Board, and the Chairman of the County Board;**

STATE OF ILLINOIS

COUNTY OF KANE

ORDINANCE NO. 15 - 181

AMENDING CHAPTER 7 ARTICLE III OF THE KANE COUNTY CODE (EMERGENCY TELEPHONE SYSTEM BOARD)

WHEREAS, the Kane County Board deems it to be necessary and desirable to amend Chapter 7 of the Kane County Code to amend the provisions relative to the membership and manner of appointment of the Kane County Emergency Telephone System Board.

NOW, THEREFORE BE IT ORDAINED, by the KANE COUNTY BOARD, as follows:

Section 1: The existing Section 7-50 of the Kane County Code is hereby deleted in its entirety.

Section 2: The Kane County Code is hereby amended by inserting a revised Section 7-50 as follows:

SECTION 7-50. EMERGENCY TELEPHONE SYSTEM BOARD

There is hereby created a Kane County Emergency Telephone System Board (the "Board") consisting of nine (9) members, as follows:

1. A public member who is a resident of the territory included within the Kane County ETSB region;
2. One member each who shall be representative of the public safety agencies of the following municipalities: City of Aurora, Village of North Aurora, City of St. Charles, City of Batavia, City of Geneva, and the Village of Sugar Grove for a total of six members. The Chief Executive of the designated public safety agencies may designate in writing an alternative to serve on the Board in their absence;
3. The Sheriff of Kane County or his designee;
4. One member designated by the Chairman of the Kane County Board.

All members shall be appointed on the basis of their ability and experience and shall serve without compensation, but shall be reimbursed for their actual and necessary expenses. The members of the Board shall be appointed by the Chairman of the Kane County Board and shall serve at his or her discretion. A quorum of the Board shall consist of a majority of the duly appointed members of the Board. All appointments to the Board heretofore made shall terminate on the adoption of this Section by ordinance. The chief executive officers of the respective municipalities may recommend to the County Board Chairman one or more nominees for each member to be appointed, who shall make the appointment from the names submitted or who may reject the nominees so recommended and request additional names to be submitted.

The term of office of the members appointed to the Kane County Emergency Telephone System Board shall be for a period of three years. One-third of the membership of the Board shall have their terms expire on January 1, 2015. One-third of the membership of the Board shall have their terms expire on January 1, 2016. The remaining Board members' terms shall expire on January 7, 2017. Board members may be re-appointed upon the expiration of their terms by the Chairman of the Kane County Board.

The powers and duties of the Kane County Emergency Telephone System Board shall be as follows:

- (1) Planning of "911" system(s);
- (2) Planning for and recommending improvements and upgrades to the "911" system(s);
- (3) Coordinating and supervising the implementation, upgrading or maintenance of the system, including the establishment of equipment specifications and coding systems;
- (4) Receiving monies from the surcharge imposed under Section 7-42 of this Code and from any source for deposit into the emergency telephone system fund;
- (5) Authorizing all disbursements from this emergency system telephone system fund; **provided, however, that no disbursements from the Reserve Fund existing as of June 9, 2015 shall be made by the Board except with the written concurrence of any, five of the following: the chief elected officers of the six municipalities with representation on the Board, and the Chairman of the County Board;**
- (6) Hiring any staff or consultants necessary for the planning, implementation or upgrade to the system;

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
Chairman, County Board
Kane County, Illinois

Vote:
[20 to 1]

15-06 - Amending ORD. Chapter 7 Article 3 - ETSB



RESOLUTION/ORDINANCE EXECUTIVE SUMMARY

Resolution No. 15 - 138

Authorizing Contract for Health Insurance Broker/Consultant

Committee Flow: Human Services Committee, Executive Committee, County Board

Contact: Sheila McCraven, 630.232.5932

Budget Information:

Was this item budgeted? Yes	Appropriation Amount: \$79,000
If not budgeted, explain funding source:	

Summary:

Kane County's contract with our health insurance broker, Global Benefits, expires on July 31, 2015. The Purchasing Department, acting at the direction of the Human Services Committee, issued RFP 13-015 Health Insurance Broker with a due date of March 12, 2015. Six (6) vendors submitted proposals: Caywood and Associates; Benefitdecisions, Inc., Mesirow Financial, Foster and Foster, Arthur J. Gallagher and Wine Sergi. All six proposals were reviewed and four (4) vendors were selected to give presentations to the Human Services Committee: Mesirow Financial, Foster and Foster, Arthur J. Gallagher and Wine Sergi.

The Human Services Committee further narrowed down the list of finalists to Arthur J. Gallagher and Wine Sergi.

After reviewing the proposals submitted, hearing the presentations, and receiving additional supplemental answers, the Human Services Committee is recommending that Arthur J. Gallagher be retained as Kane County's health insurance consultant to assist Kane County in procuring appropriate health, dental and vision insurance for its employees.

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 15 - 138

AUTHORIZING CONTRACT FOR HEALTH INSURANCE BROKER/CONSULTANT

WHEREAS, Kane County provides health, dental and vision insurance to eligible employees, board members and county-wide elected officials; and

WHEREAS, Kane County requires the services of a qualified company to negotiate the best possible rate with insurance carriers and to provide advice and assistance on health insurance matters; and

WHEREAS, Request for Proposal (RFP) 13-015 was issued soliciting insurance brokerage/consultant services from qualified companies; and

WHEREAS, Arthur J. Gallagher responded to RFP 13-015, presented information regarding its services, capabilities and expertise in the health insurance industry and is deemed the most qualified company to represent Kane County as its Broker of Record in negotiations with insurance carriers.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that it does authorize Arthur J. Gallagher to act as its Broker of Record for health, dental and vision insurance, and authorizes the Kane County Board Chairman to sign any and all contracts and documents necessary to retain Arthur J. Gallagher for a two (2) year period, with the option to retain for an additional 2 years, at a cost not to exceed \$97,500 per year.

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 specific line item?	If funds are not currently available in the specified line item, where are the funds available?
001.800.808.50520	Healthcare Admin Svcs	Yes	Yes	

Passed by the Kane County Board on June 9, 2015.

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

Christopher J. Lauzen
 Chairman, County Board
 Kane County, Illinois

Vote:
[Unanimous]

15-05Health Broker

KANE COUNTY BOARD
APPOINTMENTS
June 9, 2015

KANE COUNTY BOARD STANDING COMMITTEES

- Administration Committee
 - Mark Davoust (Chairman)
REPLACING RON FORD

- Executive Committee
 - Mark Davoust
REPLACING RON FORD



KANE COUNTY
COUNTY BOARD
TUESDAY, JUNE 9, 2015

County Board Room

Minutes

9:45 AM

Kane County Government Center, 719 S. Batavia Ave., Bldg. A, Geneva, IL 60134

1. CALL TO ORDER

The Adjourned Meeting of the Kane County Board was held at the Kane County Government Center, 719 S. Batavia Ave., Bldg. A, Geneva, IL 60134 on June 9, 2015.

Chairman Lauzen called the meeting to order at 9:46 AM.

2. ROLL CALL

Attendee Name	Title	Status	Arrived
Deborah Allan	Board Member	Present	
Margaret Auger	Board Member	Present	
Theresa Barreiro	Board Member	Present	
Cristina Castro	Board Member	Present	
Mark Davoust	Board Member	Present	
Drew Frasz	Vice Chair	Present	
Rebecca Gillam	Board Member	Present	
Joseph Haimann	Board Member	Present	
John Hoscheit	Board Member	Absent	
Don Ishmael	Board Member	Present	
Michael Kenyon	Board Member	Present	
Kurt R. Kojzarek	Board Member	Present	
Bill Lenert	Board Member	Absent	
Philip Lewis	Board Member	Present	
John Martin	Board Member	Present	
Myrna Molina	Board Member	Present	
Brian Pollock	Board Member	Present	
Douglas Schefflow	Board Member	Present	
Monica Silva	Board Member	Present	
Thomas Smith	Board Member	Present	
Susan Starrett	Board Member	Present	
Maria Vazquez	Board Member	Present	
Barbara Wojnicki	Board Member	Present	
Christopher J Lauzen	Chairman	Present	

Present: Chairman Chris Lauzen; County Clerk Cunningham; Finance Dir. Onzick; KDOT Dir. Schoedel & Dpty. Rickert; Development Dir. VanKerkhoff; ZBA staff Berkhout; Supv. of Assessments Armstrong; Operations Staff Exec. Biggs; Auditor Hunt; Chief Judge Brawka, Court Services Naughton; Sheriff Kramer; KaneComm Dir. Sauer; Asst. State's Attorneys Gaeke, Lulves; County Board Atty. Patrick Kinnally; IT Dir. Fahnestock & staff Peters; Recording Secretary Celeste Weilandt, press and public.

EXHIBIT A

The Kane County Board has reviewed the minutes of Closed Sessions pursuant to 5 ILCS 120/2.06 and has made a determination as to whether the need for confidentiality still exists as to all or part of those minutes which have not been fully made public.

The Board has determined that the need for confidentiality still exists as to the Closed Session minutes of 5/8/07; 8/14/07; 9/25/07; 11/13/07; 2/13/08; 2/26/08; 6/10/08; 11/11/08; 5/12/09; 11/10/09; 1/12/10; 2/9/10; 3/9/10; 6/8/10; 7/13/10; 8/4/10; 12/14/10; 3/8/11; 4/12/11; 5/10/11; 8/30/11; 11/8/11; 12/13/11; 2/14/12; 7/10/12; 7/31/12; 10/9/12; 5/14/13; 12/16/13; 8/12/14; 1/13/15; and 4/4/15.

The Board has determined that the need for confidentiality still exists as to those portions of the closed session minutes of 6/12/07; 7/10/07 9/11/07; 10/9/07; 12/11/07; 1/8/08; 4/8/08; 2/13/09; 9/8/09; 7/12/11; 1/10/12; 12/10/13; 4/8/14; 5/13/14; and 7/8/14 not previously disclosed.

The Board has determined that the need for confidentiality still exists as to portions of the closed session minutes of 9/9/14 and 2/10/15 and said minutes shall be approved and disclosed only with the aforesaid confidential portions redacted as shown on the attached documents.

The Board has determined the need for confidentiality no longer exists as to the closed minutes of 12/9/14, and such minutes are approved and shall be disclosed as attached.

**EXECUTIVE SESSION
OF THE
KANE COUNTY BOARD**
Tuesday, December 9, 2014

EXECUTIVE SESSION

Chairman Lauzen called an executive session to discuss the release of closed session minutes.

Motion by Allan, seconded by Haimann to enter into Executive Session at 11:11 a.m.

VOICE VOTE: AYE: Allan, Auger, Barreiro, Castro, Davoust, Ford, Frasz, Gillam, Haimann, Hoscheit, Ishmael, Kenyon, Kojzarek, Lenert, Lewis, Martin, Molina, Pollock, Scheflow, Silva.
NAY: None.

MOTION CARRIED UNANIMOUSLY.

AYE: 20; NAY: 0; ABSTAIN: 0

EXECUTIVE SESSION

ROLL CALL - Present: Allan, Auger, Barreiro (@11:18 a.m.), Castro, Davoust, Ford, Frasz, Gillam, Haimann, Hoscheit, Ishmael, Kenyon, Kojzarek, Lenert, Lewis, Martin (@11:18 a.m.), Molina (@11:18 a.m.), Pollock, Scheflow, Silva. **Absent:** Smith, Starrett, Vazquez, Wojnicki.
PRESENT: 20; ABSENT: 0

Also present: County Atty. Kinnally, State's Attorney Erin Gaeke; Clerk Cunningham; County Board staff McGrath.

Release of Closed Session Minutes: Asst. State's Atty. Gaeke referenced the closed session minutes that had been distributed. She reviewed the process for the bi-annual review of the closed sessions minutes and stated that the State's Attorney's Office did attach a recommendation ("Exhibit A") as to whether there was still a need for confidentiality to all or parts of the closed session minutes. Portions of the minutes that would not be released would remain closed and those portions would be redacted. Given the amount of paperwork, Ms. Gaeke invited any input on how the process could go more smoothly.

Mr. Scheflow suggested that members take the packet with them and return it at the next board meeting; however, it was pointed out by Atty. Gaeke that previously items had gone missing. Therefore, she did invite members to the State's Attorney's Office to review the documents. Adding to the discussion, Hoscheit explained the process that had taken place in the past, i.e., hold the matter over for 30 days to provide time for those members who want to review the minutes at the State's Attorney's Office. No further discussion followed.

There was consensus from the board to approve the minutes in open session.

Motion by Hoscheit, seconded by Haimann to return to open session at 11:21 a.m.

VOICE VOTE: AYE: Allan, Auger, Barreiro, Castro, Davoust, Ford, Frasz, Gillam, Haimann, Hoscheit, Ishmael, Kenyon, Kojzarek, Lenert, Lewis, Martin, Molina, Pollock, Scheflow, Silva.
NAY: None.

MOTION CARRIED UNANIMOUSLY.

AYE: 20; NAY: 0; ABSTAIN: 0

Reviewed and approved by:

Christopher J. Lauzen
County Board Vice Chairman

Celeste Weilandt
Recording Secretary

EXECUTIVE SESSION
OF THE
KANE COUNTY BOARD

Tuesday, September 9, 2014

EXECUTIVE SESSION

Chairman Lauzen called an executive session to discuss real estate negotiations and potential litigation matters.

Motion by Allan, seconded by Wojnicki to enter into Executive Session at 10:35 a.m.

VOICE VOTE: AYE: Allan, Auger, Barreiro, Davoust, Ford, Frasz, Gillam, Haimann, Hoscheit, Kenyon, Kojzarek, Laesch, Lewis, Molina, Pollock, Scheflow, Silva, Smith, Taylor, Vazquez & Wojnicki. **NAY:** None.


MOTION CARRIED UNANIMOUSLY.

AYE: 21; NAY: 0; ABSTAIN: 0

EXECUTIVE SESSION

ROLL CALL - Present: Allan, Auger, Barreiro, Davoust, Ford, Frasz, Gillam, Haimann, Hoscheit, Kenyon, Kojzarek, Laesch, Lewis, Molina, Pollock, Scheflow, Silva, Smith, Taylor, Vazquez & Wojnicki. **Absent:** Castro, Donahue, Starrett. **PRESENT: 21; ABSENT: 3**

Also present: County Atty. Kinnally, State's Attorney McMahon & staff Lang, Lulves; Finance Dir. Onzick, County Board staff McGrath.



Potential Litigation Discussion: (Handouts: proposed Resolution 14-279; Freedom of Information Act Request to the Kane County Coroner; list from Finance Dir. Onzick providing correspondence dating back to November 2013 regarding request for autopsy information.) Chairman Lauzen reviewed each of the 12 "Whereas" recitals in the proposed resolution and discussed how the statements were addressed either by the Attorney General's Office, the State's Attorney's Office, and/or the finance advisory group. Following that, the Chairman summarized the FOIA and waiver of fee requests he and Finance Dir. Onzick sent to the

Coroner's Office, only to be denied by the Coroner on August 29, 2014, who stated that no fee waiver or public interest would be granted and, to the contrary, submitted an invoice for \$10,600 to the County Board office. (Handout of that correspondence was distributed to Board members.) It was discussed that no other law enforcement agency or government had been charged a similar fee. Chairman Lauzen emphasized he was willing to meet and work with Coroner Russell, but his offers were being declined. More recently, the Chairman summarized an email he received from Karen Engh (late last night) stating the Coroner would not waive the fee and that the Coroner's Office had the right to charge the fee, which Chairman Lauzen did not dispute. The Chairman explained how he was trying work with the Coroner to reduce costs by requesting the autopsy information electronically; waive the fee (Lewis steps away/returns @ 11:09); and to ask for three dates convenient to the operations of the Coroner for the consultant to review the original documents, as permitted by the FOIA. Chairman Lauzen further shared that as recently as last night someone in the office did receive an email stating that the Coroner would allow Mary Lou Kearns to review the documentation at the Yellow House, which Lauzen noted was in the spirit of the resolution. Additionally, the Chairman pointed out, in the last paragraph of the resolution, how the County Board authorized him to pursue the request without incurring large litigation costs.

Board members shared their concerns about the resolution, specifically with Board Member Lewis voicing that the County Board office should cooperate with the Coroner based on the following: 1) the Board is holding the Coroner to a budget he did not create; 2) the Board is charging a person to review the documents who has not been current, or, not in the business for 16 years; 3) the Board is responsible for \$213 million in annual spending -- the Coroner has a budget of less than \$1 million (less than one-half of one percent of the county); and 4) the Coroner's office has internal control. Other Board member comments followed: the matter should return to the State's Attorney's Office to mediate; enough time has been wasted on this matter; and bringing this matter to the public forefront would be an embarrassment to the County Board.

In response, Chairman Lauzen called attention to the fact that the Coroner's Office has been projected, for this year, to be over budget by approximately \$125,000 and if every office followed suit, it would result in an \$8 million overage. By not following the first step when an overage exists and the review of such overage is authorized by statute, he queried members what power does the County Board have to operate a county?

Board member Molina asked State's Attorney McMahon how this discussion was considered for executive session as this did not sound like potential litigation. State's Attorney McMahon explained there were certain items the Board could enter into closed session for and still be in compliance with the Open Meetings Act. Due to the correspondence that has gone back and forth between the County Board and the Coroner's Office, he explained, a "Chinese wall" has been built between two attorneys in the State's Attorney's Office -- one attorney advising the Coroner's office and two attorneys advising the County Board Office on the request for documents, compliance with FOIA, and what types of fees are applicable and those that can be waived. Referring to Ms. Engh's September 8, 2014 letter, Atty. McMahon summarized that the Coroner's Office has agreed to waive the copy fees under FOIA, but not the fees under the coroner statute, resulting in the \$10,600 figure. This particular conflict, McMahon pointed out, sets up the potential for imminent litigation, which qualifies the discussion for executive session. He further stated that one of the options the Board did have was to appeal the denial to a public access counselor at the Illinois Attorney General's Office, or, to initiate a lawsuit in the circuit court.

Further discussion by members resulted in additional comments/suggestions, including that the Board disregard the resolution and bring the matter through the State's Attorney Office; clarify in the resolution what fees are/are not being waived; and to negotiate the fee costs. Lastly, it was noted that should the resolution go to the public forefront, it would ultimately push the

County Board towards imminent litigation. However, as pointed out by another Board member, the county was trying to operate financially and competently and, if not, the County Board needed to know why an overage existed. This member pointed out the resolution was compelling the electeds to play by the same rules as everybody else. (Schefflow steps away @ 11:41 a.m.)

Chairman Lauzen emphasized the need for a united approach from the board supporting the resolution in order to avoid litigation and to convey that the board was in charge of budgets. (Schefflow returns 11:44 a.m.). Chairman Lauzen further reminded members that the resolution contained accurate information, choices were provided to the coroner, and that he and the coroner continue to work together. Running the county through lawyers was a bad plan. Other member statements voiced included the Coroner's disregard for what the board asks of him, the public beginning to question members as to what is actually occurring in the coroner's office, and that an audit was in order. After listening to the comments being made, another member speculated that the resolution would probably be voted down; the Coroner had legal representation currently; and, that the State's Attorney's Office suggested pursuing the option of sending this matter to the public access counselor to review.

Chairman Lauzen agreed that discussions needed to continue with the Coroner in a productive manner and he asked members that he not be asked to have budget meetings with attorneys.

Final member comments included that even if the resolution was voted upon in open session, it did not send the right message; the Chairman's work on this matter was not unnoticed; but that the board needed to determine how much money was necessary to allocate to fund a statutory mandated office which had a small budget. A member suggested that Ms. Kearns review the documents but hold off the resolution to another meeting, and if Ms. Kearns completed the work sought out initially, then the process had been accomplished. However, it was pointed out that the Board needed to set the right budget. County Board members concurred and reserved their right to act on the resolution next month after hearing the opinion of Mary Lou Kearns.

Chairman Lauzen stated he would follow up with the review of the autopsies but closed the discussion by asking members where the boundaries were for this Board in managing the county's budget.

Motion by Hoscheit, seconded by Haimann to return to open session at 12:05 p.m.

VOICE VOTE: AYE: Allan, Auger, Barreiro, Davoust, Ford, Frasz, Gillam, Haimann, Hoscheit, Kenyon, Kojzarek, Laesch, Lewis, Molina, Pollock, Schefflow, Silva, Smith, Taylor, Vazquez & Wojnicki. **NAY:** None.

MOTION CARRIED UNANIMOUSLY.

AYE: 21; NAY: 0; ABSTAIN: 0

Reviewed and approved by:

Christopher J. Lauzen
County Board Vice Chairman

Celeste Weilandt
Recording Secretary

**EXECUTIVE SESSION
OF THE
KANE COUNTY BOARD
Tuesday, February 10, 2015**

EXECUTIVE SESSION

Chairman Lauzen called an executive session to discuss pending litigation and real estate negotiations.

Motion by Kenyon, seconded by Kojzarek to enter into executive session at 10:45 a.m. to discuss pending litigation, real estate negotiations, and health matters.

VOICE VOTE: AYE: Allan, Auger, Barreiro, Davoust, Ford, Frasz, Gillam, Haimann, Hoscheit, Ishmael, Kenyon, Kojzarek, Lenert, Lewis, Martin, Molina, Pollock, Scheflow, Silva, Smith, Starrett, Wojnicki

NAY: None.

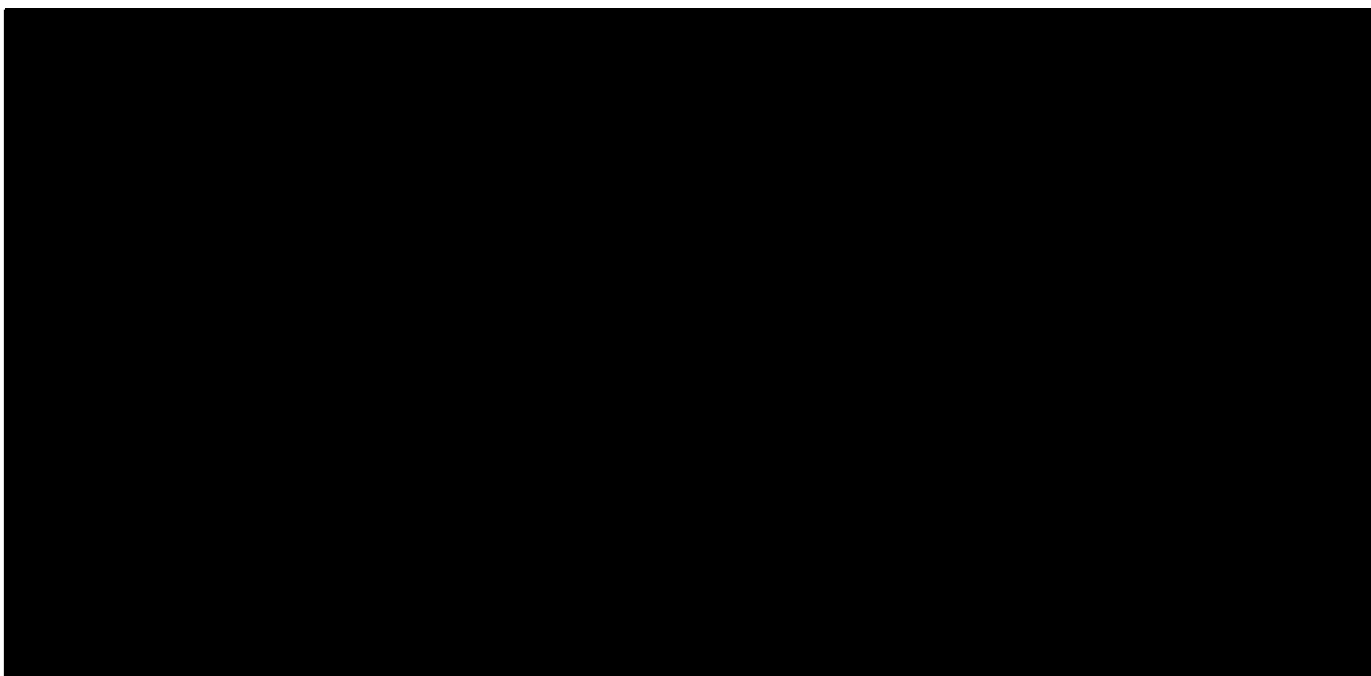
MOTION CARRIED UNANIMOUSLY.

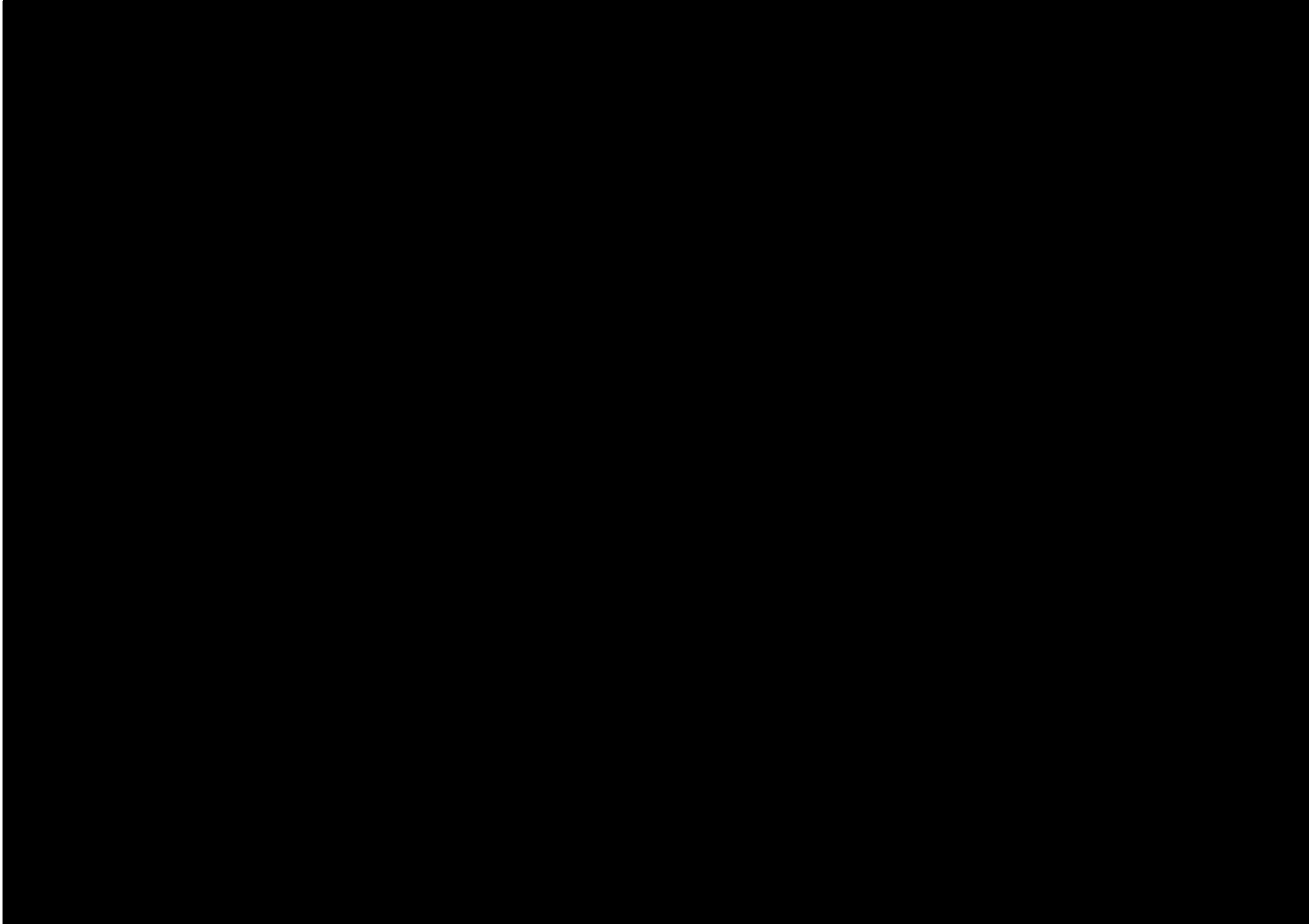
AYE: 22; NAY: 0; ABSTAIN: 0

ROLL CALL - Present: Allan, Auger, Barreiro, Davoust, Ford, Frasz, Gillam, Haimann, Hoscheit, Ishmael, Kenyon, Kojzarek, Lenert, Martin, Molina, Pollock, Scheflow, Silva, Smith, Starrett, Wojnicki. **Absent:** Castro, Lewis. **PRESENT: 21**

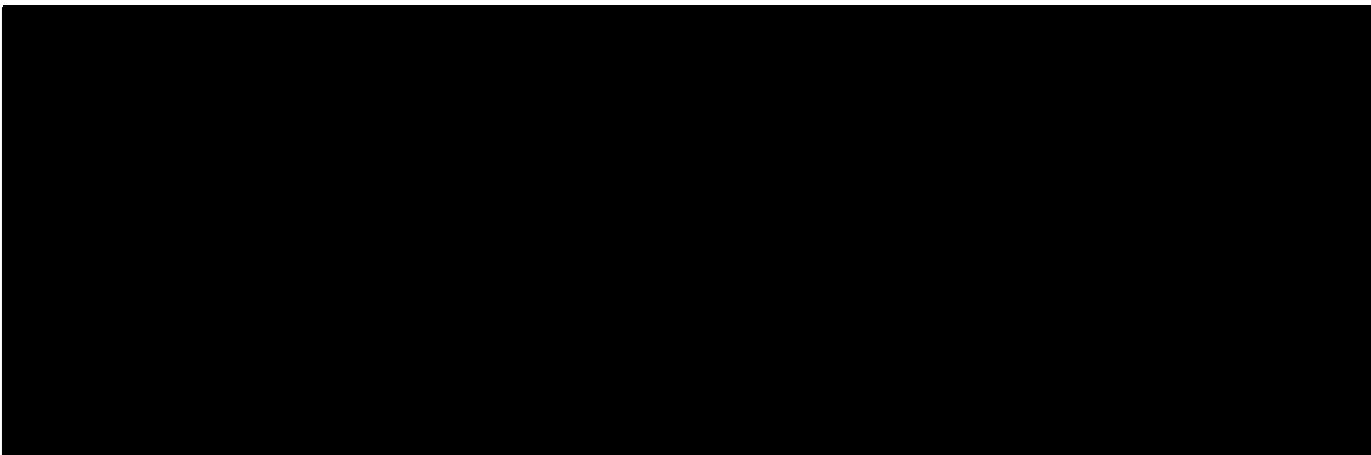
Also present: Co. Bd. Atty. Kinnally, Asst. State's Attys., Lulves & Hoogewerf; County Clerk Cunningham; County Board staff McGrath.

Public Health Exec. Dir. Jeffers reported she wanted the board to be aware that she received a phone call last night regarding a woman who tested positive for measles. The woman lived in Cook County but attended Elgin Community College. Exec. Dir. Jeffers is working with Elgin Community College to notify the college of the woman's infectious period and its impact. The woman is quarantined at home. Jeffers provided more in-depth details. A question followed of who orders and enforces the quarantine, with Jeffers explaining the process that the health department follows. Exec. Dir. Jeffers would keep the board updated.





Resolution:



Motion by Starrett, seconded by Ishmael to return to open session at 11:12 a.m.

VOICE VOTE: AYE: Allan, Auger, Barreiro, Davoust, Ford, Frasz, Gillam, Haimann, Hoscheit, Ishmael, Kenyon, Kojzarek, Lenert, Martin, Molina, Pollock, Scheflow, Silva, Smith, Starrett, Wojnicki. **NAY:** None.

MOTION CARRIED UNANIMOUSLY.

AYE: 21; NAY: 0; ABSTAIN: 0

Reviewed and approved by:

Christopher J. Lauzen
County Board Vice Chairman

Celeste Weilandt
Recording Secretary