

**KENDALL COUNTY BOARD  
SPECIAL MEETING  
August 27, 2019**

STATE OF ILLINOIS     )  
  ) SS  
COUNTY OF KENDALL    )

The Kendall County Board Meeting was held at the Kendall County Office Building, Room 209, in the City of Yorkville on Tuesday, August 27, 2019 at 9:00 a.m. The Clerk called the roll. Members present: Chairman Scott Gryder, Amy Cesich, Elizabeth Flowers, Scott Gengler, Tony Giles, Judy Gilmour, Audra Hendrix, Matt Kellogg, Matt Prochaska and Robyn Vickers. Members absent: None

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

**THE AGENDA**

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

**SPECIAL RECOGNITION**

**Judge Timothy McCann**

Chairman Gryder honored Judge McCann for his service to the County.

**PUBLIC COMMENT**

Kristin Friestad asked the board to vote no on the amendment to the future land use map for Lisbon Township. Ms. Friestad stated that in her opinion more research is needed on the area of water issues. There are still many potential problems with water, wells and the aquifers. The Fox River water will not solve the problem. Ms. Friestad asked that petitioners go through all of the zoning hoops in petitioning for rezoning.

Scott Friestad addressed concerns on the land use map for Lisbon Township. Mr. Friestad has concerns that this petition is not considering the best use of the property and not advocating for more land in the potential mining district. He stated that it makes more sense to leave it agriculture and make future land use decisions on that land in the future. He has concerns for the water levels and asked the board to vote no.

Sharon Friestad said her family has been farming in the Lisbon/Newark area, she asked that the land remain agriculture for future generations.

Linda Fosen urged the board to vote no on the Lisbon Township map; once farm land is taken away it is gone. Water issues need to be investigated.

**CONSENT AGENDA**

Member Kellogg moved to approve the consent agenda of A) County Board minutes from July 16, 2019; B) standing committee minutes; C) claims in an amount not to exceed \$666,369.85 and 2019 Petit Juror claims in an amount not to exceed \$666.68; D) resolution authorizing the execution and amendment of the Downstate Operating Assistance (DOAP) Grant Agreement; E) resolution authorizing execution and amendment of Section 5311 Grant Agreement; F) Kendall County Title VI Statement of Policy and Program; G) agreement between the Kendall County Drug Court and Gateway Foundation, Inc.; H) 5-year Surface Transportation Program for Kendall County; and I) Cable Television Franchise Agreement by and between the County of Kendall, Illinois and Comcast of Illinois XIII, L.P. Member Hendrix seconded the motion. Chairman Gryder asked for a roll vote on the motion. All members present voting aye. Motion carried.

**C) COMBINED CLAIMS:** FCLT MGMT \$65,733.04, B&Z \$2,125.51, CO CLK & RCDR \$710.48, ELECTION \$14,558.40, ED SRV REG \$6,247.84, SHRFF \$23,941.41, CRRCTNS \$48,308.00, MERIT \$6,566.44, EMA \$1,344.05, CRCT CT CLK \$1,140.18, JURY COMM \$2,589.48, CRCT CT JDG \$6,830.73, CRNR \$366.65, CMB CRT SRV \$6,004.80, PUB DFNDR \$1,872.53, ST ATTY \$2,212.92, CO TRSR \$862.42, UNEMPLY CMP \$442.50, EMPLY HLTH INS \$94.50, PPPOST \$41,088.48, OFF OF ADM SRV \$257.63, GNRL INS & BNDG \$204.00, CO BRD \$1,308.01, TECH SRV \$17,222.36, PRPTY TX SRV \$15,725.53, FAC MGT UTLTS \$180.65, CAP EXPEND \$2,303.85, ECON DEV \$12.22, CAP IMPRV \$3,250.00, LIABIL INSUR EXPS \$14,619.12, CO HWY \$35,027.88, CO BRDG \$14,735.53, TRNSPRT SALES TX \$87,429.16, HLTH & HMN SRV \$7,440.41, FRST PRSRV \$1,886.62, ELLIS HS \$749.11, ELLIS BRN \$150.84, ELLIS GRNDS \$119.95, ELLIS CMPS \$295.72, ELLIS RDNG LSSNS \$692.81, ELLIS BDAY PRITIES \$194.13, ELLIS PUB PRGMS \$79.52, ELLIS OTHR RNTLS \$260.00, HOOVER \$3,003.80, ENV ED CMPS \$186.82, ENV ED OTHR PUB PRGMS \$49.47, ENV ED LWS OF NTR

\$22.98, NTRL AREA VLNTR \$32.54, GRNDS & NTRL RSCS \$6,929.27, PCKRLL PGTT FP \$39.53, ANML CNTRL EXPND \$6,758.64, ANML CNTRL EXPS \$30.00, CO RCDR DOC STRG \$669.39, SHRFF PREV ALCH CRM \$1,248.51, DRG ABS EXP \$2,225.00, HIDTA \$72,789.25, CMSRY FND \$1,912.01, NCLR GRNT FND \$413.71, JUV JSTC GRNT \$2,670.09, CRT SEC FND \$142.51, LAW LBRY \$2,998.08, CRCT CT DOC STRG \$4,086.84, PRBTN SRV \$6,491.38, KC DRG CT FND \$843.60, KC DRUG CRT FND \$1,958.18, ST ATTY DRG ENFRC FND \$1,292.68, GIS \$1,262.25, ADMIN DBT SRV \$126.87, JAIL EXP BND DBT \$126.87, PUB SFTY \$94,797.58, VAC \$1,094.02, FP BND PRCDS '07 \$15,033.95, CRTHS DBT SRV \$253.76

D) A complete copy of Resolution 19-25 is available in the Office of the County Clerk.

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F) A complete copy of IGAM 19-33 is available in the Office of the County Clerk.

I) A complete copy of IGAM 19-34 is available in the Office of the County Clerk.

**OLD BUSINESS**

**Tax Delinquency Settlement CalAtlantic**

Member Hendrix moved to approve a request to the Kendall County State's Attorney to agree to a modification of tax delinquency settlement agreement with CalAtlantic, specifically CalAtlantic's request to extend the date by which CalAtlantic must acquire the subject parcels in Yorkville SSA 2004-107 from September 1, 2019 to October 1, 2019. Member Cesich seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

A complete copy of Resolution 19-22 is available in the Office of the County Clerk.

**NEW BUSINESS**

**National Suicide Prevention Month**

Member Cesich moved to approve National Suicide Prevention Month Proclamation. Member Hendrix seconded the motion. Chairman Gryder asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

A complete copy of IGAM 19-35 is available in the Office of the County Clerk.

**2020 Holiday Schedule**

Member Gilmour moved to approve the 2020 County Holiday schedule. Member Flowers seconded the motion. Chairman Gryder asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

**ELECTED OFFICIALS REPORT AND OTHER DEPARTMENT REPORTS**

**Sheriff**

Sheriff Baird thanked all those that helped with the First Responder Event. They have applied for grants for new radios as well as receiving a highway safety grant.

**County Clerk**

Revenue Report		7/1/19-7/31/19	7/1/18-7/31/18	7/1/17-7/31/17
Line Item	Fund	Revenue	Revenue	Revenue
	County Clerk Fees	\$893.50	\$814.00	\$816.00
	County Clerk Fees - Marriage License	\$1,680.00	\$1,920.00	\$1,650.00
	County Clerk Fees - Civil Union	\$0.00	\$0.00	\$0.00
	County Clerk Fees - Misc	\$2,248.50	\$2,301.00	\$2,166.00
	County Clerk Fees - Recording	\$30,366.00	\$27,163.00	\$28,042.00
01010061205	Total County Clerk Fees	\$35,188.00	\$32,198.00	\$32,674.00
01010001185	County Revenue	\$42,211.00	\$43,574.25	\$41,567.75
38010001320	Doc Storage	\$17,781.50	\$16,273.00	\$16,356.00
51010001320	GIS Mapping	\$30,017.00	\$27,482.00	\$27,550.00

37010001320	GIS Recording	\$3,753.00	\$3,436.00	\$3,440.00
01010001135	Interest	\$21.74	\$21.77	\$18.85
01010061210	Recorder's Misc	\$919.00	\$875.50	\$1,508.00
81010001320	RHSP/Housing Surcharge	\$16,083.00	\$14,652.00	\$14,688.00
37210001575	Tax Certificate Fee	\$360.00	\$840.00	\$560.00
37210001576	Tax Sale Fees	\$0.00	\$40.00	
37210001577	Postage Fees			
CK # 18745	To KC Treasurer	\$146,334.24	\$139,392.52	\$138,362.60

County Clerk Debbie Gillette stated that candidates may begin to circulate petitions on September 3rd, she is working on the budgets and are working with the IT Department for a cyber-security grant.

**Treasurer**

Office of Jill Ferko  
Kendall County Treasurer & Collector  
111 W. Fox Street Yorkville, IL 60560

**Kendall County General Fund**

QUICK ANALYSIS OF MAJOR REVENUES AND TOTAL EXPENDITURES  
FOR EIGHT MONTHS ENDED 07/31/2019

<u>REVENUES*</u>	<u>Annual Budget</u>	<u>2019 YTD Actual</u>	<u>2019 YTD %</u>	<u>2018 YTD Actual</u>	<u>2018 YTD %</u>
Personal Property Repl. Tax	\$370,000	\$317,497	85.81%	\$290,881	72.72%
State Income Tax	\$2,221,490	\$1,890,013	85.08%	\$1,666,413	67.47%
Local Use Tax	\$685,000	\$544,449	79.48%	\$461,608	73.27%
State Sales Tax	\$550,000	\$334,962	60.90%	\$349,748	63.59%
County Clerk Fees	\$325,000	\$209,147	64.35%	\$226,083	56.52%
Circuit Clerk Fees	\$800,000	\$441,514	55.19%	\$480,496	56.53%
Fines & Foreits/St Atty.	\$325,000	\$152,490	46.92%	\$197,009	51.84%
Building and Zoning	\$68,000	\$56,922	83.71%	\$51,037	78.52%
Interest Income	\$150,000	\$205,563	137.04%	\$128,981	149.11%
Health Insurance - Empl. Ded.	\$1,265,420	\$798,647	63.11%	\$774,896	59.63%
1/4 Cent Sales Tax	\$3,105,000	\$2,005,808	64.60%	\$1,982,063	67.19%
County Real Estate Transf Tax	\$425,000	\$268,746	63.23%	\$270,884	61.56%
Federal Inmate Revenue	\$1,618,750	\$1,516,125	93.66%	\$874,312	105.06%

Sheriff Fees	\$177,340	\$111,345	62.79%	\$128,247	52.35%
<b>TOTALS</b>	<b>\$12,086,000</b>	<b>\$8,853,230</b>	<b>73.25%</b>	<b>\$7,882,658</b>	<b>67.96%</b>
Public Safety Sales Tax	\$5,220,000	\$3,487,000	66.80%	\$3,401,893	67.12%
Transportation Sales Tax	\$5,000,000	\$3,487,000	69.74%	\$3,401,893	71.62%

\*Includes major revenue line items excluding real estate taxes which are to be collected later.

To be on Budget after 8 months the revenue and expense should at 66.67%

Treasurer Jill Ferko stated that they are gearing up for the next installment of property taxes and are working on the Munis conversion.

### State's Attorney

State's Attorney Eric Weis informed the board that the Facebook page is up and running. They have a new Assistant State's Attorney replacement. Mr. Weis is pleased to know that the Mental Health Court process is moving forward; grant applied for. Open Meetings Act training with the Attorney General's office is on September 19<sup>th</sup>. The State Police have had a tough year with the loss of 4 lives, keep them in your hearts and prayers.

### Coroner

Description	**	Month: July (FY 2019)	Fiscal Year-to-Date	July 2018
Total Deaths		28	193	37/206
<b>Natural Deaths</b>		25	373	36/189
<b>Accidental Deaths</b>		0	3	1/11
<b>Pending</b>		0	0	0
<b>Suicidal Deaths</b>		3	9	0/4
<b>Homicidal Deaths</b>		0	0	1/1
<b>Undetermined</b>		0	1	0/1
<b>Toxicology</b>		3	16	3/25
<b>Autopsies</b>		2	12	3/23
<b>Cremation Authorizations</b>		21	119	22/126

<b>Scenes Responded to:</b>	<b>Transported by Coroner's Office:</b>	<b>External Examinations:</b>
4	4	4

Suicide – July 4, 2019, 63-year-old, White, Male, Yorkville, Gunshot Wound to the Head
Suicide - July 5, 2019, 22-year-old, Black, Male, Yorkville, Gunshot Wound to the Head
Suicide – July 5, 2019, 56-year-old, White, Female, Montgomery, Carbon Monoxide Toxicity

### PERSONNEL/OFFICE ACTIVITY:

- On July 10, Coroner Purcell facilitated the 'Lights of Hope' support group for families and friends who have been impacted by an overdose related death.
- On July 16, Coroner Purcell presented at the Beecher Center for the Senior Service's Lunch & Learn program.
- On July 16, Chief Deputy Gotte attended ALERRT training at Longbeach Elementary School.
- On July 18, Coroner Purcell participated in the Kane-Kendall Adult Fatality Review Team.
- On July 25, the coroner's office participated in a case review with the IL Violent Death Reporting System.
- On July 30, the coroner's office participated in the Dresden Drill.
- A total of 26.75 hours of community service were completed at the coroner's office during the month of July.

## Health Department

Dr. Tokars brought to the board concerns about vaping and the difficulty people are having with breathing. Dr. Tokars expressed her appreciation for the Sheriff and his office in partnering with them when Congress members Underwood and Kennedy came to Kendall County.

## Supervisor of Assessments

Supervisor of Assessments Andy Nicoletti stated that township books are in and balanced. They should be publishing on September 12<sup>th</sup>. New construction so far is \$43,945,315 and October 15, 2019 is the final filing date.

## EXECUTIVE SESSION

Member Prochaska made a motion to move Executive Session to after questions from the press. Member Cesich seconded the motion. Chairman Gryder asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

## STANDING COMMITTEE REPORTS

### Planning, Building and Zoning

#### Petition 18-24

Member Prochaska moved to approve Petition 18-24-Request from Dorothy Flisk on Behalf of Skyfall Equestrian, LLC for a Major Amendment to a Special Use Permit to Increase the Number of Horses Allowed Boarded from Twenty-Four (24) to Thirty-Six (36) at 17 Ashe Road (PINs: 01-01-200-020 and 02-06-102-009) in Little Rock and Bristol Townships; Property is Zoned RPD-1. Member Cesich seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye except Gengler who voted nay. **Motion carried 9-1.**

A complete copy of Ordinance 19-21 is available in the Office of the County Clerk.

#### Petition 19-25

Member Prochaska moved to approve Petition 19-25-Request from Dave Hamman on Behalf of KEKA Farms, LLC (Property Owner) and Pulte Group (Billboard Owner) to Renew a Special Use Permit Granted by Ordinance 2004-43 and Renewed by Ordinance 2017-14 Allowing the Placement of an Outdoor Advertising Sign (Billboard) at the Southeast Corner of the Intersection of U.S. 34 and Hafenrichter (Farnsworth) (PIN: 03-01-127-006) in Oswego Township; Property is Zoned M-2. Member Kellogg seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

A complete copy of Ordinance 19-22 is available in the Office of the County Clerk.

#### Petition 18-04

Member Prochaska moved to approve Petition 18-04-Request from the Kendall County Regional Planning Commission to Amend the Future Land Use Map for Properties along Route 47 in Lisbon Township. Member Cesich seconded the motion. Chairman Gryder asked for a roll call vote on the motion. Members present voting aye include Gryder. Members present voting nay include Cesich, Flowers, Gengler, Giles, Gilmour, Hendrix, Kellogg, Prochaska and Vickers. **Motion failed 9-1.**

#### Petition 19-12

Member Prochaska moved to approve Petition 19-12-Request from Robert Bright on Behalf of the Madison Trust and Castle Bank N A and JoAnn Bright-Theis for a Special Use Permit to Operate a Banquet Center at 10978 Crimmin Road (PINs: 04-29-300-010, 04-29-300-012, 04-30-400-007, 04-30-400-012, 04-30-400-013, 04-30-400-018, 04-30-400-019, 04-31-200-013, 04-32-100-006, and 04-32-100-008) in Fox Township; Property is Zoned A-1. Member Cesich seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye except Hendrix and Kellogg who voted nay. **Motion carried 8-2.**

A complete copy of Ordinance 19-23 is available in the Office of the County Clerk.

## Law Justice & Legislation

### Advanced Correctional Healthcare

Member Giles made a motion to approve the Advanced Correctional Healthcare proposed rate and increase of LPH hours. Member Prochaska seconded the motion.

Sheriff Baird stated that they do not have the contract back from the current vendor and asked if the board could amend the motion to waive the bid process. The contract would go from January 1, 2020 to November 30, 2020. There was a discussion of increasing the number of hours. It is allowable for the bid process to be waived.

Member Giles amended the motion to approve the Advanced Correctional Healthcare proposed rate and increase of LPH hours to waive the bid process. Member Prochaska seconded the motion. Chairman Gryder asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

Chairman Gryder asked for a voice vote on the amended motion. All members present voting aye. **Motion carried.**

## **Highway**

### **Low Bid**

Member Gilmour moved to approve the low bid from Geneva Construction Company in the amount of \$140,797.50 for resurfacing Mill Road from Kennedy Road to Allegiance Crossing; said fund to be taken from the Transportation Sales Tax Fund. Member Cesich seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

A complete copy of Resolution 19-23 is available in the Office of the County Clerk.

## **Facilities**

### **Courthouse Roof**

Member Kellogg moved to approve the contract with L Marshall Inc. to replace the Courthouse roof section one, not to exceed \$80,000.00, includes base bid of \$58,800.00, \$10,000.00 allowance for insulation including alternate one in the amount of \$11,200.00. Member Hendrix seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

A complete copy of IGAM 19-36 is available in the Office of the County Clerk.

## **SPECIAL COMMITTEE REPORTS**

### **Juvenile Justice Council**

Member Gilmour reported that they are starting to make plans for next year's fundraising.

### **Historic Preservation**

Member Flowers stated that they have approved the Chairman, Vice Chairman and Secretary positions.

### **UCCI**

Member Prochaska informed the board that the UCCI September meeting is on September 23 and fall conference October 25-26. There will be a congressional visit to Washington D.C.

### **Board of Health**

Member Giles stated that they discussed the health issues with vaping.

### **KenCom**

Member Prochaska stated that they discussed the continuing relationship with the Village of Somonauk and the possibility of bringing on Sandwich. They will continue to use Grundy County as a backup site. They discussed using an IT flex arrangement for phone line for a switch.

### **Chairman's Report**

Member Gryder moved to approve the appointments. Member Hendrix seconded the motion. Chairman Gryder asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

## **Appointments**

Mark A. Luettich – Yorkville Bristol Sanitary District – 3 year term – Expires September 2022  
Scott R. Gryder – ICRMT Board Trustee – Expires November 2020  
Rob DeLong – 2020 Census Complete Count Commission – 1 year term – Expires September 2020  
Katelyn Gregory – 2020 Census Complete Count Commission – 1 year term – Expires September 2020  
Greg Witek – 2020 Census Complete Count Commission – 1 year term – Expires September 2020  
Becca Garcia – 2020 Census Complete Count Commission – 1 year term – Expires September 2020  
Chris Mehochko – 2020 Census Complete Count Commission – 1 year term – Expires September 2020  
Lynette Heiden – 2020 Census Complete Count Commission – 1 year term – Expires September 2020  
Bob Hausler – 2020 Census Complete Count Commission – 1 year term – Expires September 2020  
Brent Lightfoot – 2020 Census Complete Count Commission – 1 year term – Expires September 2020

A grant has been applied for regarding the Complete Count Commission to help increase awareness.

#### **RECESS**

Member Prochaska moved to recess the meeting. Member Cesich seconded the motion. Chairman Gryder asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

#### **RECONVENE**

#### **EXECUTIVE SESSION**

Member Gengler made a motion to go into Executive Session for (2) collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees. Member Cesich seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

#### **ADJOURNMENT**

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

Approved and submitted this 10th day of September, 2019.

Respectfully submitted by,  
Debbie Gillette  
Kendall County Clerk