

**KENDALL COUNTY BOARD
ADJOURNED SEPTEMBER MEETING
April 15, 2014**

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, April 15, 2014 at 9:00 a.m. The Clerk called the roll. Members present: Chairman John Shaw, Amy Cesich, Lynn Cullick, Judy Gilmour, Scott Gryder, Dan Koukol, Matthew Prochaska, John Purcell, and Jeff Wehrl.

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

THE MINUTES

Member Prochaska moved to approve the submitted minutes from the Adjourned County Board Meeting of 3/19/14. Member Cullick seconded the motion. Chairman Shaw asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

THE AGENDA

Chairman Shaw asked to move the Finance Committee up in front of Planning, Building and Zoning under the Standing Committee Reports.

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

SPECIAL RECOGNITION

Member Gryder recognized John Schneider for his services to the Planning, Building and Zoning Department. Mr. Schneider is a lifelong resident of Yorkville. He served in our country in WWII in the United States Navy. He owned Schneider Refrigeration and Appliance. Mr. Schneider has had an active plumber's license since 1953. He was the plumbing inspector for the City of Yorkville from 1983 – 1994 and has served the county since 1984 at a rate of \$37 per residential inspection and \$47 for commercial inspection. Mr. Schneider was presented with a plaque for his 30 years of dedication and commitment as the Kendall County Plumbing Inspector.

CITIZENS TO BE HEARD

Todd Milliron, 61 Cotswold, Yorkville stated that the Benedictine marketing plan is a great idea. He encouraged the board to pass the CASA initiative for funding. He would like to know how many of the highway projects are using Motor Fuel Tax funding and Kendall County Transportation Sales Tax funding. He asked if the per diem demand letters have been sent.

EXECUTIVE SESSION

Member Koukol made a motion to go into Executive Session for the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body and for 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 Cullick seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

RECONVENE

OLD BUSINESS

Public Hearing for Residential Aggregation for Electric Rates in Unincorporated County of Kendall

Chairman Shaw opened the public hearing for public comments. Chris Childress stated that since April 1st the rates are up 2.5%. ComEd's rates are due out in the May, they have requested under a new tariff to include the purchase of electricity adjustment. Chairman Shaw closed the public hearing at 9:50am.

ELECTED OFFICIALS REPORT AND OTHER DEPARTMENT REPORTS

Sheriff

Sheriff Randall made comments on the March weather and the potential for storms. They had 2 deputies retrieved a child from a pond in Montgomery. The records area is complete with the high density storage.

County Clerk

Revenue Report

3/1/14-3/31/14

Line Item	Fund	Revenue
	County Clerk Fees	\$ 2,344.50
	County Clerk Fees - Marriage License	\$ 990.00
	County Clerk Fees - Civil Union	\$ 30.00
	County Clerk Fees - Misc	\$ 1,677.72
	County Clerk Fees - Recording	\$ 21,870.00
01010061205	Total County Clerk Fees	\$ 26,912.22
01010001185	County Revenue	\$ 18,145.50
38010001320	Doc Storage	\$ 13,856.50
51010001320	GIS Mapping	\$ 23,388.00
37010001320	GIS Recording	\$ 2,918.00
01010001135	Interest	\$ 40.09
01010061210	Recorder's Misc	\$ 7,094.00
81010001320	RHSP/Housing Surcharge	\$ 11,475.00
CK # 17542	To KC Treasurer	\$ 103,829.31

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 FOUR MONTHS ENDED 03/31/2014**

<u>REVENUES*</u>	<u>Annual Budget</u>	<u>2014 YTD Actual</u>	<u>2014 YTD %</u>	<u>2013 YTD Actual</u>	<u>2013 YTD %</u>
Personal Property Repl. Tax	\$365,000	\$103,770	28.43%	\$87,297	27.71%
State Income Tax	\$2,410,000	\$746,130	30.96%	\$628,472	32.23%
Local Use Tax	\$395,000	\$166,030	42.03%	\$148,270	43.61%
State Sales Tax	\$900,000	\$320,161	35.57%	\$301,316	31.82%
County Clerk Fees	\$452,000	\$100,925	22.33%	\$161,759	40.44%
Circuit Clerk Fees	\$1,100,000	\$306,948	27.90%	\$394,356	32.86%
Fines & Foreits/St Atty.	\$520,000	\$160,123	30.79%	\$188,945	34.35%
Building and Zoning	\$40,000	\$12,090	30.23%	\$8,297	20.74%
Interest Income	\$35,000	\$4,617	13.19%	\$7,403	21.15%

Health Insurance - Empl. Ded.	\$1,112,053	\$396,731	35.68%	\$386,106	35.09%
1/4 Cent Sales Tax	\$2,460,000	\$896,791	36.45%	\$870,029	36.25%
County Real Estate Transf Tax	\$330,000	\$103,722	31.43%	\$118,615	62.43%
Correction Dept. Board & Care	\$850,000	\$293,400	34.52%	\$315,060	39.14%
Sheriff Fees	\$650,000	\$149,110	22.94%	\$243,590	34.70%
TOTALS	\$11,619,053	\$3,760,548	32.37%	\$3,859,514	35.17%
Public Safety Sales Tax	\$4,300,000	\$1,596,250	37.12%	\$1,555,980	37.05%
Transportation Sales Tax	\$4,300,000	\$1,581,844	36.79%	\$1,555,980	37.05%

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

To be on Budget after 4 months the revenue and expense should at 33.32%

Treasurer, Jill Ferko stated that they received an accelerated payment which was posted to the Public Safety Fund; they are researching if the amount should be split between Public Safety and Transportation Tax. Property tax bills should be out in the next week or two.

State's Attorney

State's Attorney, Eric Weis stated that a claim that was filed against the Sheriff's Office was granted summary judgment, so the case has been dismissed. Mr. Weis reminded the public about repair scams, this is the time of year they seem to pop out. They can assist in determining if they are a valid contractor.

Coroner

Statistics:

2014 Statistics		Stats for Same Period in 2013		Difference
2014 Total Deaths.....	94	Total Deaths.....	96	-2%
Autopsies to Date.....	3	Autopsies....	6	-50%
Toxicology Samples..	7	Toxicology Samples..	3	133%
Cremation Permits....	47	Cremation Permits...	43	9%

*Deputy Purcell presented at Oswego High School – Law Enforcement Class on March 12.

*Deputy Purcell presented at Oswego East High School for Operation Impact on March 13.

*Deputy Purcell provided a morgue tour for the Oswego High School Law Enforcement Class on March 14.

STANDING COMMITTEE REPORTS

Finance

CLAIMS

Member Purcell moved to approve the claims submitted in the amount of \$560,133.14. Member Gilmour seconded the motion.

COMBINED CLAIMS: FCLT MGMT \$33,697.05, B&Z \$1,405.14, CO CLK & RCDR \$643.69, ELECTION \$38,606.48, ED SRV REG \$6,023.92, SHRFF \$28,645.05, CRRCTNS \$10,148.58, EMA \$1,317.04, CRCT CT CLK \$368.45, JURY COMM \$7,182.20, CRCT CT JDG \$8,538.45, CRNR \$1,293.42, CMB CRT SRV \$1,574.33, PUB DFNDR \$2,789.54, ST ATTY \$1,918.25, TRSR \$16,265.94, EMLY HLTH INS \$154.40, OFF OF ADM SRV \$317.21, CO BRD \$776.02, TECH SRV \$1,500.29, CAP EXPEND \$20,291.50, ECON DEV EXP \$9.19, CAP IMPRV FND \$11,355.00, LIABIL INSUR EXPS \$2,059.49, CO HWY \$99,810.14, CO BRDG \$8,220.47, TRNSPRT SALES TX \$67,952.16, HLTH & HMN SRV \$107,001.26, FRST PRSRV \$15,872.77, ANML CNRTL EXP \$975.90, CO RCDR

DOC STRG \$5,500.00, HIDTA \$2,607.96, SHRFF RANGE FND \$17.67, CMSRY FND \$311.10, CRT SEC FND \$129.77, LAW LBRY \$4,885.60, CRT AUTOMA \$4,500.00, PRBTN SRV EXP FND \$659.44, GIS \$157.32, KAT \$3,101.00, PUB SFTY EXP \$22,260.36, SPCL RES EXP \$896.55, SHRFF FTA FND \$2,294.38, VAC \$5,686.09, SHRFF VHCL FND \$1,295.00, FP BND PRCDS \$8,602.57, CRTS DBT SRVC \$515.00.

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

Replacement for Voice Mail Server

Member Purcell made a motion to authorize the replacement of voice mail server from the General Fund in an amount not to exceed \$18,000, \$4,000 from the Facilities Management budget and \$14,000 from contingency line item 0102-037-6999. Member Gilmour seconded the motion.

Member Purcell explained that the voice mail server needs to be replaced due to windows upgrades etc. The \$4,000 from the Facilities was budgeted for the maintenance for the current system.

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

Resolution for Court Appointed Special Advocates Fund

Member Purcell made a motion to move the resolution authorizing the establishment of a Court Appointed Special Advocates Fund and a fee of \$20.00 to Finance for further discussion. Member Prochaska seconded the motion.

Member Purcell stated that he would like to discuss options and get more information from different people in the court room as to what it entails. They understand the urgency of CASA and would like to look into getting them money out of contingency immediately.

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

Senior Tax Levy Grant Awards

Member Purcell made a motion to approve the Senior Tax Levy Grants in the amount of the following: Community Meals for Seniors \$15,250; Community Nutrition Network \$16,500; Fox Valley Family YMCA \$1,000; Fox Valley Older Adult Services \$54,250; Kendall County Health & Human Services \$59,178; Oswegoland Seniors Inc \$38,000; Prairie State Legal Service \$7,000; Senior Service Associates Inc \$119,000; Visiting Nurse Association \$8,000. Member Gilmour seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

COUNTY OF KENDALL
RESOLUTION 2014-12
**A RESOLUTION ESTABLISHING DISTRIBUTION OF GRANTS FROM THE 2014
SENIOR CITIZEN SOCIAL SERVICES LEVY**

WHEREAS, the Kendall County Board annually extends a property tax levy for Senior Citizen Social Services to enhance the independence of the elderly residents of Kendall County; and

WHEREAS, the Kendall County Board has appropriated \$318,178 for grants to agencies to benefit the senior citizens in Kendall County; and

WHEREAS, the Kendall County Board has determined the allocation of grants to agencies to benefit the senior citizens in Kendall County.

NOW, THEREFORE, BE IT RESOLVED that the Tax Year 2013, Fiscal Year 2014 Senior Citizen Levy is granted to these agencies, providing services to the seniors of Kendall County in these amounts:

Community Meals for Seniors	\$15,250
Community Nutrition Network	\$16,500
Department of Health & Human Services	\$59,178
Fox Valley Older Adult Services	\$54,250
Fox Valley YMCA	\$1,000
Oswegoland Seniors, Inc.	\$38,000
Prairie State Legal Service	\$7,000
Senior Services Associates, Inc.	\$119,000
Visiting Nurses Association	\$8,000

Approved and adopted by the County Board of Kendall County, Illinois, this 15th day of April, 2014.

John Shaw, Chairman
County Board

Attest:
Debbie Gillette
County Clerk

They discussed the 5 year capital plan. They will have recommendations for salaries for the 4 year term of Sheriff, Clerk and Treasurer.

Member Purcell excused from the meeting at 10:08 am.

Planning, Building & Zoning

Amendment to the Kendall County Building Code

Member Gryder made a motion to approve. Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye except Koukol who abstained and Purcell who voted present. **Motion carried.**

Ordinance 2014-07
AMENDMENT TO THE KENDALL COUNTY BUILDING CODE
BUILDING CODE ADOPTION ORDINANCE

WHEREAS, in order to ensure public safety, health and welfare insofar as they are affected by building construction, through structural strength, adequate means of egress facilities, sanitary equipment, light and ventilation, and fire safety; and

WHEREAS, in order to secure safety to life and property from all hazards incidental to the design, erection, repair, removal, demolition or occupancy of buildings, structures or premises; and

WHEREAS, in order to provide penalties for the violation of the Kendall County Building Code;

NOW THEREFORE, BE IT ORDAINED, **THAT THE COUNTY BOARD OF THE COUNTY OF KENDALL THAT:** the following published editions are HEREBY ADOPTED as the Building Code of the County of Kendall, State of Illinois, for the control of buildings and structures and each and all of the regulations, provisions, penalties, conditions and terms of these documents hereby referred to are made a part of this ordinance as if fully set out in this ordinance with certain insertions, deletions and changes as listed in the Kendall County Building Code, attached hereto as exhibit "A".

International Building Code, 2012 Edition
International Residential Code, 2012 Edition Including Appendix F and G
National Electric Code, 2011 Edition
Illinois State Plumbing Code, (most recently published)
International Mechanical Code, 2012 Edition
International Fuel Gas Code, 2012 Edition
International Energy Conservation Code, 2012 Edition

ADOPTED this 15 day of April 2014.

EFFECTIVE this 1st day June, 2014.

John Shaw
Chairman, County Board of Kendall County

ATTEST
Debbie Gillette
Kendall County Clerk

Petition 13-29 Historic Preservation Ordinance

Member Wehrli made a motion to approve petition 13-29: Granting a text amendment to the Historic Preservation Ordinance to eliminate the language for owner's consent, change the percentage for a historic district from 100% to 51% and add language about if an owner objects. Member Gilmour seconded the motion.

Member Gryder stated that this would allow the residents the ability to apply for grants. Member Wehrli stated that concerns' regarding taking away the homeowner consent was taken care of by the super majority needed of the board; giving the assurance that the people's will will be taken care of.

Chairman Shaw asked for a roll call vote on the motion. All members present voting aye except Prochaska. **Motion carried 7-1.**

State of Illinois
County of Kendall

Petition #13-29

ORDINANCE # 2014-08

AMENDMENT TO THE KENDALL COUNTY HISTORIC PRESERVATION ORDINANCE: ARTICLE II.2 "Powers & Authorities", ARTICLE III.3 "Nomination of Landmarks and Historic Districts", ARTICLE III.4 "Criteria for Designation", ARTICLE III.8 "Recommendation of Preservation Commission" & ARTICLE III.9 "Designation"

WHEREAS, the Kendall County Preservation Commission, an agency of the Kendall County Board is invested with certain powers and duties pursuant to the Ordinance; and

WHEREAS, the Kendall County Historic Preservation Ordinance may propose landmarks & historic districts for designation by the County Board; and

WHEREAS, the Kendall County Board amends these ordinances from time to time in the public interest; and

WHEREAS, all administrative procedures for amendments have been followed including a motion and affirmative vote by the Kendall County Historic Preservation Committee on October 16, 2013 to modify the language in the ordinance.

a)

NOW, THEREFORE, BE IT ORDAINED, the Kendall County Board hereby amends from ARTICLE II.2 "Powers & Authorities", ARTICLE III.3 "Nomination of Landmarks and Historic Districts", ARTICLE III.4 "Criteria for Designation", ARTICLE III.8 "Recommendation of Preservation Commission" & ARTICLE III.9 "Designation" of the Kendall County Historic Preservation Ordinance as presented in Exhibit "A" attached hereto and made a part hereof.

IN WITNESS OF, this Amendment to the Kendall County Historic Preservation Ordinance was approved by the Kendall County Board on April 15, 2014.

Attest:

Debbie Gillette
Kendall County Clerk

John Shaw
Kendall County Board Chairman

Petition 14-07: Text amendment to the Land Cash Ordinance

Member Gryder made a motion to approve Petition 14-07 granting a text amendment to the Kendall County Land Cash Ordinance to update the Fair Market Value.

Angela Zubko stated that a new complete overhaul of the Land Cash Ordinance was passed last year with a fair market value of 81,268, due to the new numbers from the PTAX forms the committee recommended to lower the fair market value to 72,680.

Member Gilmour seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye except Gilmour. **Motion carried 7-1.**

State of Illinois
County of Kendall

Petition #14-07

ORDINANCE # 2014-09
AMENDMENT TO THE KENDALL COUNTY LAND CASH ORDINANCE

WHEREAS, the Kendall County Board approved the last amendment to the Land Cash Ordinance on July 16, 2013; and

WHEREAS, the Kendall County Board amends these ordinances from time to time in the public interest; and

WHEREAS, the County Board has determined that the Fair Market Value of an improved acre should be adjusted; and

WHEREAS, the County Board had the authority to adjust the fair market value anytime by official action; and

a)

NOW, THEREFORE, BE IT ORDAINED, the Kendall County Board hereby approves an amendment to the Kendall County Land Cash Ordinance, as presented in Exhibit "A" attached hereto and made a part hereof.

IN WITNESS OF, this Ordinance has been enacted by the Kendall County Board this 15th day of ~~March~~ April, 2014.

Attest:

Kendall County Clerk
Debbie Gillette

Kendall County Board Chairman
John Shaw

Resolution Opposing Illinois Senate Bill 3263

Member Gryder made a motion to approve a resolution opposing Illinois Senate Bill 3263 (Wind Energy Facilities Construction and Deconstruction Act). Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

COUNTY OF KENDALL
RESOLUTION 2014-13

A RESOLUTION OPPOSING SENATE BILL 3263 (WIND ENERGY FACILITIES CONSTRUCTION AND DECONSTRUCTION ACT)

WHEREAS, Illinois law pursuant to 55 ILCS 5/5-12020 (Wind Farms) provides that a county may establish standards for wind farms and electric-generating wind devices and regulate the siting of wind farms and electric-generating wind devices; and

WHEREAS, Senate Bill 3263 (Wind Energy Facilities Construction and Deconstruction Act) would transfer the authority to establish standards for and regulate the siting of wind farms and electric-generating wind devices from counties to the Illinois Department of Agriculture; and

WHEREAS, the County Board of the County of Kendall believes that the authority to establish standards for and regulate the siting of wind farms and electric-generating wind devices should remain with the counties, as counties are better equipped to manage issues related to the regulation and siting of wind farms than the Illinois Department of Agriculture or any other State agency;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF KENDALL COUNTY, AS FOLLOWS:

- 1) The County Board hereby opposes Senate Bill 3263 (the Wind Energy Facilities Construction and Deconstruction Act) and the adoption thereof; and
- 2) The County Board urges members of the 98th General Assembly to reject any legislative proposal that would amend the Illinois Constitution to remove counties authority over wind energy facilities; and
- 3) The County Board directs the Office of Administrative Services to submit this resolution to the State Senators representing Kendall County, Senator Jim Oberweis, Senator Linda Holmes, Senator Jennifer Bertino-Tarrant, and Senator Sue Rezin, and the State Representatives of Kendall County, Representative John Anthony, Representative Kay Hatcher, Representative Tom Cross, and Representative Stephanie Kifowit, and the Speaker of the House Michael Madigan, the Illinois House Republican Leader Jim Durkin, the Senate President John Cullerton, and the Senate Republican Leader Christine Radogno.

Approved and adopted by the County Board of Kendall County, Illinois, this 15th day of April, 2014.

John Shaw, Chairman
County Board

Attest:
Debbie Gillette
County Clerk

Public Safety

Member Prochaska stated that they met on April 14, 2014; there were reports from the Sheriff, Coroner, Director of Emergency Management and others.

Administration/HR

Website Transparency Policy

Member Gilmour made a motion to approve a resolution adopting revisions to the Kendall County Website Transparency Policy. Member Gryder seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

County of Kendall
RESOLUTION 2014-14

**A RESOLUTION ADOPTING REVISIONS TO THE
KENDALL COUNTY WEBSITE TRANSPARENCY POLICY**

WHEREAS, The Kendall County Board recognizes the importance and the need for an open and transparent government to serve its residents; and

WHEREAS, The Kendall County Board is committed to transparency in the conduct of the public's business; and

WHEREAS, The Kendall County Board has developed standards for the Kendall County website to provide the public with information in an accountable and transparent manner; and

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF KENDALL COUNTY, ILLINOIS, as follows;

The Kendall County Website Transparency Policy as revised, attached hereto and made a part of as Exhibit "A", is hereby adopted by the County Board of Kendall County.

ADOPTED BY THE COUNTY BOARD OF TRUSTEES OF KENDALL COUNTY THIS 15 DAY OF APRIL, 2014.

John Shaw
County Board Chairman

Attest:
Debbie Gillette
County Clerk

CHC Wellness Screenings

Member Gilmour made a motion to authorize CHC Wellness Screenings between June and August 2014 for all employees enrolled in County Health Plans. Member Cullick seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Electric Aggregation

Member Gilmour made a motion for approval of an Ordinance authorizing Aggregation of Electrical Load and adopting an Electric Aggregation Plan of Operation and Governance. Member Cullick seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

County Of Kendall ORDINANCE NO. 14-10

Ordinance Authorizing Aggregation of Electrical Load and Adopting an Electric Aggregation Plan of Operation and Governance.

Recitals

1. Section 1-92 of The Illinois Power Agency Act ("Act"), Chapter 20, Illinois Compiled Statutes, Act 3855, titled Aggregation of Electrical Load by Municipalities and Counties, gives municipalities, townships, and counties the authority to adopt aggregate electrical for residential and small commercial retail consumers.
2. Under the Act, the County may operate an aggregation program as an opt-out program for residential and small commercial retail customers if a referendum is passed by a majority vote of the residents pursuant to the requirements under the Act.
3. The County Board of Kendall County ("County Board") submitted the question in a referendum on March 18, 2014, and a majority of the electors voting on the question voted in the affirmative.
4. The County Board hereby finds that it is in the best interest of the County to operate the aggregation program under the Act as an opt-out program and to implement the program according to the terms of the Act.
5. The Act requires the County Board to adopt an electrical power aggregation plan of operation and governance and hold not less than two (2) public hearings, prior to the implementation of an opt-out electrical aggregation program.
6. The County Board held the required Public Hearings for the Electric Power Aggregation Plan of Operation and Governance on April 10, 2014, and April 15, 2014, and provided the required public notice.

BE IT ORDAINED BY THE COUNTY BOARD OF THE COUNTY OF KENDALL, ILLINOIS, AS FOLLOWS:

Section One: The County Board finds that the recitals set forth above are true and correct and incorporates them herein by reference.

Section Two: The County Board determines that it is in the best interest of the County to operate the Electric Aggregation Program ("Aggregation Program"), under the Act, as an opt-out program.

Section Three: The Aggregation Program

A. The County is hereby authorized to aggregate, in accordance with the terms of the Act, residential and small commercial retail electrical loads located in the unincorporated area within the corporate limits of the County, and for that purpose may solicit bids and enter into service agreements to facilitate the sale and purchase of electricity and related services and equipment for those loads.

B. The County may, in combination with other municipalities or counties, initiate a process jointly to authorize aggregation by a majority vote of the governing body of each particular municipality or county, as required by the Act.

C. The Aggregation Program for Kendall County shall operate as an opt-out program for residential and small commercial retail customers, with a single rate for all customer classes.

D. The Aggregation Program shall be approved by a majority of the members of the County Board.

E. The County Board, with the assistance from the Illinois Power Agency and Progressive Energy Group, has developed a Plan of Operation and Governance for the Aggregation Program ("Plan"), attached as exhibit A, and has conducted such public hearings and provided such public notice as required under the Act. The Plan provides for universal access to all applicable residential customers and equitable treatment of applicable residential customers, describes demand management and energy efficiency services to be provided to each class of customers, and meets any requirements established by law concerning aggregated service offered pursuant to the Act.

F. As an opt-out program, the County shall inform residential and small commercial retail customers of their right to opt-out of the Aggregation Program with sufficient time for them to exercise that right. The disclosure and information provided to the customers shall comply with the requirements of the Act.

G. The electric aggregation shall occur automatically for each person owning, occupying, controlling, or using an electrical load center proposed to be aggregated in the unincorporated limits of Kendall County, subject to a right to opt-out of the program as described under this ordinance and the Act.

H. The County Board hereby grants the County Board Chairman or his Vice Chairman in his absence, the authority to execute a contract without further action by the County Board and the authority to bind the County subject to the following limitations:

- The contract term shall be no longer than 48 months.
- The electric supply rate must match or be lower than any applicable Commonwealth Edison or Ameren tariffed rate, and the contract must allow County residents and small businesses to revert back to Commonwealth Edison or Ameren tariffed rates if the Commonwealth Edison or Ameren tariffed rates are ever lower than the contracted price.
- The winning electric supplier must utilize Commonwealth Edison or Ameren as the billing/invoicing agent.
- The contract does not contain early termination fees.
- The contract provides the County is to be reimbursed by the winning electric suppliers for any Commonwealth Edison or Ameren charges and legal fees.

Section Four: The County Board hereby adopts the Plan as Exhibit "A", and incorporated by reference, as if fully set forth herein.

Section Five: This ordinance shall be in full force and effect after its passage by approval of the County Board.

PASSED and APPROVED by the County Board of the County of Kendall, Illinois, on the 15th day of April, 2014, and filed in the office of the County Clerk.

SIGNED by the Board Chairman of the Kendall County Board, County of Kendall, Illinois, this 15th day of April, 2014.

Board Chairman
County of Kendall, Illinois

ATTEST:
County Clerk
County of Kendall, IL

Highway

Bids for Highway and Bridge Construction

Member Koukol made a motion to approve the bid for highway and bridge construction for Ridge Road from Wheeler Road to Route 126 to Hardin Paving Services in the amount of \$2,905,905.00 from Sales Tax. Member Cullick seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Member Koukol made a motion to approve the bid for highway and bridge construction for intersection improvement at Ridge Road & Caton Farm Road to Austin Tyler Construction in the amount of \$427,517.95 from Sales Tax. Member Cesich seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Member Koukol made a motion to approve the bid for highway and bridge construction for the Galena Road Bridge over Big Rock Creek to D Construction, Inc. in the amount of \$565,839.82 from the County Bridge Fund. Member Gryder seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Member Koukol made a motion to approve the bid for highway and bridge construction for the resurfacing of Orchard Road to Hardin Paving Services in the amount of \$909,909.00 from the County Motor Fuel Tax Fund. Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Member Koukol made a motion to approve the bid for highway and bridge construction for the resurfacing of Millbrook Road to Hardin Paving Services in the amount of \$251,651.00 from the County Motor Fuel Tax Fund. Member Cullick seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Member Koukol made a motion to approve the bid for highway and bridge construction for the resurfacing of Ridge Road from Caton Farm Road to Wheeler Road to D Construction, Inc. in the amount of \$357,910.86 from the County Motor Fuel Tax Fund. Member Gryder seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Member Koukol made a motion to approve the bid for highway and bridge construction for the Big Grove Road District Bituminous Surface treatment to Steffen's 3-D Construction in the amount of \$55,281.10 from the Township Motor Fuel Tax Fund. Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Member Koukol made a motion to approve the bid for highway and bridge construction for the Kendall Road District resurfacing to D Construction, Inc. in the amount of \$51,287.00 from the Township Motor Fuel Tax Fund. Member Gilmour seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Member Koukol made a motion to approve the bid for highway and bridge construction for the Lisbon Road District Bituminous Surface treatment to Beniach Construction Company in the amount of \$75,482.50 from the Township Motor Fuel Tax Fund. Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Member Koukol made a motion to approve the bid for highway and bridge construction for the Little Rock Road District resurfacing to Hardin Paving Services in the amount of \$128,821.00 from the Township Motor Fuel Tax Fund. Member Gryder seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Member Koukol made a motion to approve the bid for highway and bridge construction for the Na-Au-Say Road District Bituminous Surface treatment to Steffen's 3-D Construction in the amount of \$28,887.25 from the Township Motor Fuel Tax Fund. Member Gryder seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Member Koukol made a motion to approve the bid for highway and bridge construction for the Oswego Road District resurfacing to Hardin Paving Services in the amount of \$310,310.00 from the Township Motor Fuel Tax Fund. Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

KENDALL COUNTY
Resolution No. 14-15

WHEREAS, bids were received at the County Highway Office on April 4, 2014 on the following listed projects:

Sec. 07-00101-00-FP, Ridge Road @ Route 126 & Wheeler Road, C. H. #11, approve the low bid of Hardin Paving Services in the amount of \$2,905,905.00.

Sec. 12-00118-00-TL, Caton Farm Road & Ridge Road, C. H. #23 & C.H. #11, approve the low bid of Austin Tyler Construction in the amount of \$427,517.95.

Sec. 13-00123-00-BR, Galena Road over Big Rock Creek, C. H. #9, approve the low bid of D Construction, Inc. in the amount of \$565,839.82.

Sec. 14-00000-00-GM, Orchard Road, C.H. #9A, approve the low bid of Hardin Paving Services in the amount of \$909,909.00.

Sec. 14-00000-01-GM, Millbrook Road, C. H. #14, approve the low bid of Hardin Paving Services in the amount of \$251,651.00.

Sec. 14-00000-02-GM, Ridge Road, C. H. #11, approve the low bid of D Construction Inc. in the amount of \$357,910.86.

Sec. 14-01000-00-GM, Big Grove Road District, Seal Coat, approve the low bid of Steffen's 3-D Construction, Inc. in the amount of \$55,281.10.

Sec. 14-04000-00-GM, Kendall Road District, approve the low bid of D Construction, Inc. in the amount of \$51,287.00.

Sec. 14-05000-00-GM, Lisbon Road District, approve the low bid of Beniach Construction Co., Inc. in the amount of \$75,482.50.

Sec. 14-06000-00-GM, Little Rock Road District, approve the low bid of Hardin Paving Services in the amount of \$128,821.00.

Sec. 14-07000-00-GM, Na-Au-Say Road District, approve the low bid of Steffen's 3-D Construction, Inc. in the amount of \$28,887.25.

Sec. 14-08000-00-GM, Oswego Road District, approve the low bid of Hardin Paving Services in the amount of \$310,310.00.

NOW, THEREFORE, BE IT RESOLVED, that the County Board of Kendall County award the above listed projects to the lowest responsible bidders as listed above.

This resolution approved by the County Board of Kendall County, State of Illinois.

John Shaw - Kendall County Board Chairman

I, Debbie Gillette, County Clerk in and for said County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the Kendall County Board, at its regularly scheduled meeting in Yorkville, Illinois, on the 15th day of April, 2014.

Debbie Gillette - County Clerk

Phase II Engineering Agreement with HR Green

Member Koukol stated that this item is not ready, still under review with the State's Attorney's Office.

Supplemental Engineering Agreement with H.W. Lochner, Inc

Member Koukol made a motion to approve the Supplemental Engineering Agreement for professional engineering services between Kendall County and H.W. Lochner, Inc. for completion of Phase II Engineering on the Ridge Road at Route 126 project in an amount not to exceed \$55,000. Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

A complete copy of IGAM 14-14 is available in the Office of the County Clerk.

BREAK

RECONVENE

Chairman Shaw reconvened the county board meeting at 10:55 am.

Facilities

Member Koukol reviewed the minutes in the packet from the April 7, 2014 meeting.

Judicial/Legislative

Member Gilmour reviewed the minutes in the packet from the March 12, 2014 meeting.

Health & Environment

Member Gilmour stated that they met on April 14, 2014 they had reports from Soil and Water and Health Department. The Solid Waste Plan Committee will meet on May 7th and they will be finishing up the last part of the Solid Waste Plan.

Committee of the Whole

Chairman Shaw reviewed the minutes in the packet from the April 10, 2014 meeting

STANDING COMMITTEE MINUTES APPROVAL

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

SPECIAL COMMITTEE REPORTS

Public Building Commission

Member Wehrli stated that did not have a meeting.

VAC

Member Wehrli stated that they met on April 9th and are reviewing 3 finalists for the scholarship. Ed and Cheryl will be retiring and there is a process already in looking at their replacements.

Historic Preservation

Chairman Wehrli stated that they are meeting on April 15, 2014. They put a cemetery layer on GIS identifying current and old cemeteries. The next windshield survey will be of Na-Au-Say Township.

Board of Health

Member Wehrli stated they are meeting on April 15, 2014.

708 Mental Health Board

Member Gilmour reported that they will meet June 11th. They will listen to the presentations by the groups for funding requests.

Rivervalley Workforce Investment Board

Member Koukol stated that they met on April 9, 2014. Member Koukol read a paragraph - All residents have access to employment related services that are universal in nature no eligibility criteria needs to be met, services include information about job vacancies, career options, employment trends, construction on conducting a job search, and writing a resume and access to resources such as computers and internet. 69% more people used the office this year than the year before.

Per Diem Ad Hoc

Member Cesich stated that the next meeting is on April 22, 2014.

CITIZENS TO BE HEARD

Amaal Tokars, 8 S 790 Dugan Rd, Big Rock had a point of reflection on the work the County Board is doing on the topic of per diems. She stated that insurance is not a per diem, it is not a perk, and it is a necessity for families. The way insurance is organized in the United States is that is purchased in groups. To purchase it on your own is not realistic; many Board Members have to do full time work in order to get the governance finished.

Todd Milliron, 61 Cotswold Dr, Yorkville thanked the Record staff for the editorial on the per diem. He encouraged all the Board Members to attend the per diem meetings.

ADJOURNMENT

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

Approved and submitted this 6th day of May, 2014.

Respectfully submitted by,
Debbie Gillette,
Kendall County Clerk