

**KENDALL COUNTY BOARD
ADJOURNED SEPTEMBER MEETING
January 21, 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, January 21, 2014 at 9:00 a.m. The Clerk called the roll. Members present: Chairman John Shaw, Amy Cesich, Lynn Cullick, Elizabeth Flowers, Judy Gilmour, Scott Gryder, Dan Koukol, Matthew Prochaska, John Purcell, and Jeff Wehrli.

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

THE MINUTES

Member Wehrli moved to approve the submitted minutes from the Adjourned County Board Meeting of 12/17/13. Member Flowers seconded the motion. Chairman Shaw asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

THE AGENDA

Member Koukol moved to approve the agenda. Member Gilmour seconded the motion.

Member Purcell stated that the auditor has requested that the audit discussion be moved to the beginning of the meeting. The item will be moved to Old Business.

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

CITIZENS TO BE HEARD

Sharon Johnson 1457 Crimson Ln, Yorkville stated that she volunteered at the Kendall County Animal Control less than a year ago. Ms. Johnson was able to see firsthand the amazing group of people that make up the Kendall County Animal Control; the experience and leadership have proven that a time limit on animals should be eliminated.

Tom Novak 15 Winding Creek Rd, Yorkville stated that he is an advocate for pets/animals at the Kendall County Animal Control. Mr. Novak said that he is strongly against the current 37 day animal euthanasia policy. He feels the decision should be left up to the professional staff that cares for them on a daily basis. As a volunteer he has observed the amount of effort that is expended to care for the health, safety and placement of all the animals. Hundreds of hours of care go into getting the animals into a permanent loving home. It would be cruel to eliminate an animal because the clock has run out on its stay. He does understand that there are exceptions to be made for old age, poor health and temperament.

EXECUTIVE SESSION

Chairman Shaw moved the Executive Session to the end of the meeting.

OLD BUSINESS

Annual Financial Report

Erica Blumberg from Mack and Associates responded that the county is in a solid financial position to Member Purcell's comment that 9 months is an adequate fund balance.

Contract with Ayres Associates for 2014 spring aerial imagery mission services

Member Flowers made a motion to approve the contract between Kendall County, Illinois and Ayres Associates for 2014 spring aerial imagery mission services in an amount not to exceed \$34,500.00. Member Gryder 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 14-01 is available in the Office of the County Clerk.

Release Executive Session Minutes

Member Koukol made a motion to release Executive Session Minutes from 6/21/11, 7/19/11, 11/1/11, 12/6/11, 2/7/12, 8/21/12, 10/16/12, 11/7/12, 11/20/12, 1/2/13, 1/15/13, 2/19/13, 3/19/13, 4/2/13, 4/16/13, 5/21/13, 6/18/13, 8/6/13, 8/20/13, 9/17/13. Member Cullick seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. Motion carried.

ELECTED OFFICIALS REPORT AND OTHER DEPARTMENT REPORTS

Sheriff

Chief Deputy, Scott Koster made the board aware of the replacement of the security systems and access systems at the Public Safety Center as well as the Courthouse. Chief Deputy Koster stated that due to the weather they have been incurring more overtime than usual.

County Clerk

Revenue Report		12/1/13-12/31/13	
Line Item	Fund	Revenue	
	County Clerk Fees	\$	1,973.50
	County Clerk Fees - Marriage License	\$	900.00
	County Clerk Fees - Civil Union	\$	30.00
	County Clerk Fees - Misc	\$	366.77
	County Clerk Fees - Recording	\$	20,730.00
01010061205	Total County Clerk Fees	\$	24,000.27
01010001185	County Revenue	\$	41,785.25
38010001320	Doc Storage	\$	12,851.50
51010001320	GIS Mapping	\$	21,752.00
37010001320	GIS Recording	\$	2,718.00
01010001135	Interest	\$	51.88
01010061210	Recorder's Misc	\$	4,700.25
81010001320	RHSP/Housing Surcharge	\$	10,881.00
CK # 17469	To KC Treasurer	\$	118,740.15

County Clerk, Debbie Gillette stated that in the packet is an annual report containing a comparison of revenues from last year to this year. There will be an election judge training school with the State Board of Elections on February 7th from 6-8pm at the Timbercreek Lodge. Clerk Gillette informed the board that the last day to register to vote is February 18th. Grace period voting begins on February 19th and goes until March 15th. The Clerk's office will be at the local high schools in February to register students to vote.

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 ONE MONTH ENDED 12/31/2013

REVENUES*	Annual Budget	2013 YTD Actual	2013 YTD %	2012 YTD Actual	2012 YTD %
Personal Property Repl. Tax	\$365,000	\$19,255	5.28%	\$19,454	6.18%

State Income Tax	\$2,410,000	\$235,432	9.77%	\$132,416	6.79%
Local Use Tax	\$395,000	\$35,529	8.99%	\$33,259	9.78%
State Sales Tax	\$900,000	\$73,362	8.15%	\$75,015	7.92%
County Clerk Fees	\$452,000	\$28,920	6.40%	\$41,955	10.49%
Circuit Clerk Fees	\$1,100,000	\$72,781	6.62%	\$93,558	7.80%
Fines & Foreits/St Atty.	\$520,000	\$32,279	6.21%	\$42,165	7.67%
Building and Zoning	\$40,000	\$5,797	14.49%	\$1,602	4.01%
Interest Income	\$35,000	\$391	1.12%	\$379	1.08%
Health Insurance - Empl. Ded.	\$1,112,053	\$87,662	7.88%	\$85,806	7.80%
1/4 Cent Sales Tax	\$2,460,000	\$206,713	8.40%	\$205,125	8.55%
County Real Estate Transf Tax	\$330,000	\$18,917	5.73%	\$29,971	15.77%
Correction Dept. Board & Care	\$850,000	\$104,840	12.33%	\$129,940	16.14%
Sheriff Fees	\$650,000	\$31,002	4.77%	\$81,865	11.66%
TOTALS	\$11,619,053	\$952,881	8.20%	\$972,511	8.86%
Public Safety Sales Tax	\$4,300,000	\$361,614	8.41%	\$360,939	8.59%
Transportation Sales Tax	\$4,300,000	\$361,614	8.41%	\$360,939	8.59%

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

To be on Budget after 1 month the revenue and expense should at 8.33%

EXPENDITURES

All General Fund Offices/Categories

	\$24,817,015	\$2,698,306	10.87%	\$1,837,365	6.98%
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Treasurer, Jill Ferko stated that they are working on some projects.

Clerk of the Court

Circuit Court Clerk, Becky Morganegg presented the annual case filings.

		2009	2010	2011	2012	2013	5-year Average
Adoption	AD	31	19	21	21	19	22.2
Contempt of Court	CC	6	7	3	7	3	5.2
Criminal Felony	CF	515	405	429	414	408	434.2

Chancery	CH	1520	1858	1393	1536	865	1434.4
Foreclosures		1506	1827	1382	1507	850	1414.4
Criminal Misdemeanor	CM	1535	1288	1222	1231	1059	1267
Conservation Violation	CV	67	59	31	42	51	50
Divorce	D	452	469	466	429	450	453.2
Driving Under the Influence	DT	387	253	290	287	236	290.6
Eminent Domain	ED	0	5	34	41	1	16.2
Family	F	142	170	156	122	138	145.6
Juvenile	J	4	4	3	1	7	3.8
Juvenile Neglect or Abuse	JA	21	32	19	16	18	21.2
Juvenile Delinquent	JD	289	316	260	263	256	276.8
Law (Claim over \$50,001)	L	138	141	106	88	117	118
Law Medium (Claim \$10,000 - \$50,000)	LM	1043	1154	1127	938	826	1017.6
Municipal Corporation	MC	0	2	0	0	0	0.4
Miscellaneous Remedy	MR	170	170	153	197	192	176.4
Order of Protection	OP	134	117	161	161	226	159.8
Ordinance Violation	OV	301	113	91	89	80	134.8
Probate	P	116	104	124	108	120	114.4
Small Claims (\$0 - \$10,000)	SC	1649	1795	1478	1418	1350	1538
Traffic	TR	19269	16894	12306	12190	11590	14449.8
Tax	TX	35	59	66	65	75	60
	Total	29330	27261	21321	21171	18937	23604

State's Attorney

State's Attorney, Eric Weis presented the annual report.

STATE'S ATTORNEY 2013 REPORT

The Kendall County State's Attorney's Office issued its 2013 year-end report, which reports case statistics, revenue and budget details, as well as comparisons to previous years. The majority of the resources from the State's Attorney's Office are dedicated to the prosecution of criminal cases. Eight assistant state's attorneys and the State's Attorney handled nearly 14,000 new criminal/traffic files last year. A break down of the cases filed and the dispositions of those cases are detailed below:

Case type	2013	2012	2011
Felony *	408	414	429
Misdemeanor (Excluding DUI)	1059	1231	1222
DUI	236	287	290
Traffic	11,590	12,190	12,306
Juv. Delinquency **	256	263	260
Juv. Abuse & Neglect	18	16	19
Juv. Truancy	7	1	3
Total cases filed ***	13,599	14,402	14,651

* Multiple counts are usually filed as one case number. ** Only includes cases referred to the State's Attorney's Office from Court Services. *** Does not include civil cases, ordinance violations, and post-sentence cases (Probations, Supervision, Conditional Discharge, Post-IDOC restitution).

In addition to the number of cases filed each year, the Kendall County State's Attorney's Office reviewed the data from the last several years regarding felony conviction rates, amendments or dismissals, as well as the number of felony cases which resulted in a sentence to the Illinois Department of Corrections. (These numbers are current as of January 10, 2014.)

	2011	2012	2013
Cases:	429	414	408
Convictions**:	363	295	138
IDOC:	92	103	39
Amendments/ Dismissals:	32/18	18/12	1/5
Pending:	48	107	265

*Most pending cases from 2011 are currently on active warrant status.

** Of cases disposed of, convictions resulted in 95% of the cases in 2011, 96% of the cases filed in 2012, and 96% of the cases in 2013 as of January 10, 2014.

Authorize State's Attorney to Present its Per Diem and Mileage Audit Findings to Per Diem Ad Hoc Committee

State's Attorney, Eric Weis stated that the entire forensic audit investigation is not complete however they are prepared to move forward to bring some recommendations and some of the findings to the committee or the County Board. State's Attorney Weis stated that he has been put in an awkward position trying to advise the County since he represents the County Board and the County itself. His recommendation is to authorize the Per Diem Committee, which has no members that have been a part of the audit itself, to allow them to hear the findings and make recommendations and ultimately decide which course of action if any to take.

Member Purcell asked what the difference would be if this was presented at the Per Diem Committee meeting versus the Committee of the Whole meeting. State's Attorney Weis stated that the board members are free to attend any meeting they choose whether they are on the committee or not. He stated that it makes more sense to present it to a committee that has no interested party on the board; it makes it easier to have an open discussion. Board members discussed how the members that are being investigated would have to vote if was presented at a board meeting.

Members set the Per Diem Ad Hoc Committee meeting for January 30, 2014 at 4:00pm.

Member Koukol made a motion to authorize the Kendall County State's Attorney's Office to present its per diem and mileage audit findings to the Kendall County Board Per Diem Ad Hoc Committee in lieu of the full County Board. Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. Members voting aye include Cesich, Cullick, Gilmour, Gryder, Koukol, Prochaska, Shaw and Wehrli. Member Flowers abstained and Member Purcell voted present. **Motion carried.**

Authorize Per Diem Ad Hoc Committee to Make All Settlement and Litigation Decisions Related to Per Diem and Mileage Audit Findings

Member Koukol made a motion to authorize the Kendall County Board Per Diem Ad Hoc Committee to make all settlement and litigation decisions on the County's behalf related to the per diem and mileage audit findings. Member Cesich seconded the motion. Chairman Shaw asked for a roll call vote on the motion. Members voting aye include Cesich, Cullick, Gilmour, Gryder, Koukol, Prochaska, Shaw and Wehrli. Member Flowers abstained and Member Purcell voted nay. **Motion carried.**

Coroner

Statistics:

2014 Statistics		Stats for Same Period in 2013		Difference
2014 Total Deaths.....	19	Total Deaths.....	27	-30%
Autopsies to Date.....	2	Autopsies....	3	-33%
Toxicology Samples..	2	Toxicology Samples..	3	-33%
Cremation Permits....	8	Cremation Permits...	9	-11%

* Deputy Coroner Purcell presented for Operation Impact at Oswego High School on December 4.

**KENDALL COUNTY CORONER
ANNUAL REPORT
FY 2013**

TOTAL DEATHS		291 Total Deaths See Chart to Left for Breakdown of Deaths by Manner and Cause
Natural	277	
Accident - MVA	2	
Accident – Overdose	7	
Suicide – Overdose	0	
Suicide – Hanging	1	
Suicide – GSW	3	
Suicide – Exsanguination	1	
Homicide	0	
Undetermined	0	
TOTAL AUTOPSIES		23
TOTAL TOXICOLOGY SAMPLES		21
CREMATION PERMITS		144
CORONER'S INQUESTS		0
INQUESTS PENDING		0
TRAINING/CONFERENCES ATTENDED BY CORONER AND/OR STAFF		4
CORONER'S PRESENTATIONS		12
GENERAL FUND REVENUE GENERATED BY THE CORONER'S OFFICE		\$0.
REVENUE GENERATED FOR CORONER'S SPECIAL FUND		\$0.

Health Department

Dr. Tokars stated that at this time of year the Board of Health is assembling the annual report which they will present to the Board.

Supervisor of Assessments

Supervisor of Assessments, Andy Nicoletti stated that Board of Review should be done at the end of the week.

STANDING COMMITTEE REPORTS

Planning, Building & Zoning

Petition 13-26 Green Organics

Member Gryder stated that this is not quite ready and it will be brought back in February.

Plumbing Inspection Agreement

Member Gryder made a motion to approve the plumbing inspections agreement between Kendall County and Randy Erickson, d.b.a. Erickson Construction with a rate of \$140 per inspection for the period of 3 years following execution of the agreement. Member Gilmour 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 14-02 is available in the Office of the County Clerk.

Public Safety

Change of meeting location

Member Gilmour made a motion to permanently change the monthly meeting location to the County board Rooms 209-210, County Office Building. Member Gryder seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Highway

Resolution vacating parts of Grove Road

Member Koukol made a motion to approve the Resolution vacating certain parts of grove road north of Illinois Route 126. Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

KENDALLCOUNTY

Resolution No. **14-01**

Resolution vacating a portion of Grove Road right-of-way (County Highway 16) and quit claiming interest in twoparcel due to the new alignment of Grove Road

WHEREAS, portions of the public rights-of-way of Grove Road (County Highway 16), approximately Y2 mile north of Illinois Route 126, as identified in the attached Group Exhibit 1 and as depicted in a Plat of Highways for Grove Road prepared by HR Green, are no longer needed for roadway purposes, are no longer to be maintained by the County, and are no longer a part of the County Highway system, with construction of the new Grove Road alignment completed, and;

WHEREAS, the Kendall County Board has determined that the public and economic interests will be served by vacating said rights-of-way at the aforementioned location in accordance with 605 ILCS 5/5-109, and;

WHEREAS, the Kendall County Board has determined that the public and economic interests will be further served by it Quit Claiming Parcels A & B as identified in Group Exhibit 2, to the parties named within said Exhibits.

THEREFORE, BE IT RESOLVED, that the foregoing recitals are hereby incorporated into this section as if fully reinstated herein and the Kendall County Board hereby vacates the portion of the public rights-of-way of Grove Road as depicted in the attached Group Exhibit 1, and;

BE IT FURTHER RESOLVED, that pursuant to authority given by the Kendall County Board and state statute, and by virtue of this Resolution, Kendall County conveys and Quit Claims its interests in the real estate parcels identified in Group Exhibit 2 in consideration for the mutual promises and covenants described therein, and authorizes the County Board Chairman and County Clerk to execute a Quit Claim deed for said parcels.

ADOPTED and APPROVED this 21st day of January, 2014.

John Shaw, County Board Chairman

STATE OF ILLINOIS)
) ss
COUNTY OF KENDALL)

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 21st day of January, A.D. 2014.

Debbie Gillette -County Clerk

Quit Claim Deed to Oswegoland Park District

Member Koukol made a motion to approve a Quit Claim Deed for 0.057 acres to Oswegoland Park District to provide access from existing Oswegoland Park District property to the newly-relocated Grove Road. Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Quit Claim Deed to Robert and Tammy Fornecker

Member Koukol made a motion to approve a Quit Claim Deed for 0.284 acres to Robert and Tammy Fornecker to provide access from their existing property to the newly-relocated Grove Road. Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Preliminary Engineering Services Agreement with Hutchison Engineering, Inc.

Member Koukol made a motion to approve the preliminary engineering services agreement between Kendall County and Hutchison Engineering, Inc. for Sherrill Road Reconstruction in an amount not to exceed \$350,000. Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye except Gilmour. **Motion carried 9-1.**

A complete copy of IGAM 14-03 is available in the Office of the County Clerk.

Purchase of Dump Truck

Member Koukol made a motion to authorize the purchase of a single axle dump truck through Central Management Services (State bid) and from Chicago International in the amount not to exceed \$138,000. Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Purchase of GMC pickup truck

Member Koukol made a motion to authorize the purchase of a ½ -ton GMC pickup truck from Coffman Truck Sales in the amount not to exceed \$22,205.96. Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Sale of 2008 GMC pickup truck

Member Koukol made a motion to authorize the sale of a 2008 GMC county-owned pickup truck to Big Grove Road District in the amount not to exceed \$5,000. Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Authorize use of eminent domain

Member Koukol made a motion to authorize the use of eminent domain to acquire 0.014 acres of right-of-way from L-T Farms, L.P. at the intersection of Caton Farm Road and Ridge Road. Member Wehrli seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye except Gryder. **Motion carried 9-1.**

Seasonal posting of certain highways

Member Koukol made a motion to approve the resolution authorizing the seasonal posting of certain highways in the County Highway System. 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. 14-02

A Resolution Providing for Spring Road Postings of Certain County Highways

WHEREAS, Kendall County Board has determined that certain county highways under their jurisdiction, by reason of deterioration, rain, snow, or other climate conditions, will be seriously damaged or destroyed unless the permissible weights of vehicles thereon are reduced; and

WHEREAS, authority has been granted to the County Board to limit the gross weight of vehicles on certain county highways by Illinois Statute 625 ILCS 5/15-316.

THEREFORE, BE IT RESOLVED, that Kendall County Board hereby reduces and restricts the gross weight of vehicles operating on the following county highways, or portions thereof, to a maximum of 12 tons gross weight, for a period not exceeding 90 days and until such time that weight limitation signs are removed by Kendall County Highway Department.

BE IT FURTHER RESOLVED, that the provisions of this Resolution shall be in full force and effect upon the erection of weight limitation signs on the following listed roads:

LIST OF POSTED ROADS – 2014

GROVE ROAD from Sherrill Road to U.S. Route 52
PLATTVILLE/CHICAGO RD. from Illinois Route 47 to Grove Road
VAN EMMON ROAD from Yorkville City Limits to Illinois Route 71
WHITEWILLOW ROAD from Illinois Route 47 to Grove Road

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 21st day of January, A.D. 2014.

Debbie Gillette – County Clerk

Facilities

Member Koukol reviewed the minutes in the packet from the January 6, 2014 meeting.

Finance

Acceptance of Annual Financial Report

Member Purcell made a motion to accept the Annual Financial Report (Year ended November 30, 2013). Member Gilmour seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

CLAIMS

Member Purcell moved to approve the claims submitted in the amount of \$949,379.93. Member Gilmour seconded the motion.

COMBINED CLAIMS: FCLT MGMT \$78,479.76, B&Z \$634.54, CO CLK & RCDR \$1,196.40, ELECTION \$150.00, ED SRV REG \$5,628.92, SHRFF \$10,562.09, CRRCTNS \$24,697.05, EMA \$1,487.47, CRCT CT CLK \$118.75, JURY COMM \$3,638.39, CRCT CT JDG \$7,653.99, CRNR \$1,897.22, CMB CRT SRV \$20,415.32, PUB DFNDR \$291.00, ST ATTY \$3,973.00, SPRV OF ASSMNT \$206.98, TRSR \$2,732.81, EMLY HLTH INS \$15,875.00, AUD & ACCT \$46,770.00, PPOST \$20,000.00, OFF OF ADM SRV \$994.85, GNRL INS & BNDG \$49.00, CO BRD \$1,218.75, TECH SRV \$10,627.83, CONTINGEN \$876.32, ECON DEV \$1,226.20, CAP IMPRV FND \$133,887.00, CO HWY \$96,799.22, CO BRDG \$2,795.63, TRNSPRT SALES TX \$16,590.57, KC TRANSP ALT PRGM \$6,852.55, HLTH & HMN SRV \$205,709.28, FRST PRSRV \$15,823.78, FP BND PROC \$650.00, FP DBT SRVC \$57,105.00, ANML MED CR FND \$337.50, ANML CNRTL \$2,683.44, CO RCDR DOC STRG \$5,593.81, HIDTA \$10,523.71, CO COMM FND \$883.66, CRT SEC FND \$120.11, LAW LBRY \$162.70, CRCT CT DOC STRG \$21,142.04, PRBTN SRV \$22,010.23, GIS \$1,755.00, KEN AREA TRANS \$25,601.00, SPCL RES EXP \$31,509.01, SHRFF FTA FND \$2,259.64, VAC \$4,498.82, SHRFF VHCL FND \$19,700.00, CRNR SPCL FND \$297.59, FP VND PROC \$2,687.00.

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

Member Purcell stated that they will be discussing the capital plan over the next several months.

BREAK

RECONVENE

Chairman Shaw reconvened the county board meeting.

Member Flowers did not return from break.

Animal Control

Approval of the Kendall County Animal Control Fees Ordinance

Member Cesich made a motion to approve the Kendall County Animal Control Fees Ordinance. 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, State of Illinois ORDINANCE # 2014-01

KENDALL COUNTY ANIMAL CONTROL FEES ORDINANCE

WHEREAS Kendall County has the authority to regulate animals and the possession thereof within the County limits. 510 ILCS 5/24 (West 2014), and

WHEREAS that authority includes the ability to establish fees to support the requirements established by the County and the services provided by the County. See 55 ILCS 5/5-1005 (West 2014); 510 ILCS 5/7 (West 2014); 510 ILCS 5/8 (West 2014); 510 ILCS 5/10 (West 2014); and

NOW, THEREFORE, BE IT ORDAINED by the County Board of the County of Kendall, State of Illinois that hereafter the following animal control fees are established in Kendall County and shall be collected by the Kendall County Animal Control Department. These fees will then be remitted to the Kendall County Treasurer in accordance with section 7 of the Illinois Animal Control Act (510 ILCS 5/7), unless required otherwise by applicable state statute or regulation.

Section 1: Rabies Tags. The following fees shall be imposed on all individuals obtaining rabies vaccination tags for dogs from the Kendall County Animal Control Department:

- a. One-year tags: \$10 for an altered animal, and \$25 for an intact animal;
- b. Three-year tags: \$25 for an altered animal, and \$60 for an intact animal; and,
- c. Replacement tags: \$5 for a replacement tag, with proof of vaccination.

Section 2: Relinquishment Fees. The following fees shall be imposed on all individuals seeking to relinquish ownership of a dog to the Kendall County Animal Control Department:

- a. \$50 for a dog older than four months;
- b. \$25 for a puppy, four months or younger;
- c. \$50 for a nursing mother with puppies; and,
- d. \$25 for the first puppy in a litter of puppies, four months or younger, and \$5 for each additional puppy in the litter.

Section 3: Reclaiming Fees. The following fees shall be imposed on all individuals seeking to reclaim an animal, owned by them, but taken into the custody of Kendall County Animal Control Department, for whatever reason:

- a. *Impoundment fees:* \$45 for a first offense, \$95 for a second offense, and \$125 for each subsequent offense;
- b. *Public Safety Fee:* \$25 fee or the amount required pursuant to Section 8 of the Illinois Animal Control Act (510 ILCS 5/10), whichever is greater. This fee, however, shall be waived for a first offense, but only if (i) the animal has been altered or (ii) the animal is altered within fourteen (14) calendar days after being reclaimed and the owner submits proof thereof to the Kendall County Animal Control Department within a timely manner;
- c. *Boarding fees:* \$12 per day for each calendar day the animal is boarded by the Kendall County Animal Control Department or an authorized agent of Kendall County. A boarding fee will not be charged for the day the animal arrived at Kendall County Animal Control Department (if the animal arrived during the Department's regular business hours), or the following day (if the animal arrived after regular business hours);
- d. *Rabies Vaccination Refundable Deposit:* If an individual seeking to reclaim a dog does not present documentation to verify the dog is current with its rabies vaccination, the individual shall submit a rabies vaccination deposit before the dog may be reclaimed from the Kendall County Animal Control Department. The rabies vaccination deposit may only be refunded if proof of rabies vaccination is received by the Kendall County Animal Control Department within five (5) business days after the dog is reclaimed. The rabies vaccination deposit amount shall be \$40 for a first offense and \$80 for each subsequent offense;
- e. *Spay/Neuter Refundable Deposit:* If an intact animal is impounded by the Kendall County Animal Control Department more than once, the individual seeking to reclaim that animal must submit a \$40 spay/neuter deposit each time the intact animal is impounded after the first offense. No intact, impounded animal shall be released by the Kendall County Animal Control Department prior to

receipt of the spay/neuter deposit. The spay/neuter deposit may only be refunded if proof that the animal has been altered is received by the Kendall County Animal Control Department within thirty (30) calendar days after the animal was reclaimed.

No animal will be released to the owner until all fees set forth in Section 3 have been paid in full.

Section 4: Adoption Fees. The following fees shall be imposed on all individuals who adopt an animal from Kendall County Animal Control Department:

- a. \$115 for each puppy six (6) months or younger;
- b. \$100 for each dog older than six (6) months;
- c. \$95 for each kitten three (3) months or younger; and
- d. \$70 for each cat older than three (3) months.

No adopted animal shall be released by the Kendall County Animal Control Department until the adoption fees are paid in full.

Section 5: Superseding Prior Ordinances. Upon its effective date, this Ordinance replaces and supersedes all previous ordinances which establish fees for the specific circumstances identified above.

Section 6: Effective Date. This Ordinance and the regulations contained therein shall be in full force and effect on and after the date signed below.

ADOPTED and APPROVED this 21st day of January, 2014.

John Shaw, County Board Chairman

Attest: Debbie Gillette, County Clerk

Rescind Kendall County Animal Control Policies and Procedures

Member Purcell asked about the 37 day time limit on the animals. Members discussed the policy regarding the time limit.

Member Cesich made a motion to rescind the Kendall County Animal Control Policies and Procedures (Revised November 2004). Member Cullick seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. Motion carried.

Approve Standard Operating Procedures for Kendall County Animal Control Department

Member Cesich made a motion to approve the Standard Operating Procedures for the Kendall County Animal Control Department. Member Cullick seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. Motion carried.

Committee of the Whole

Chairman Shaw reviewed the minutes in the packet from the January 16, 2014 meeting.

STANDING COMMITTEE MINUTES APPROVAL

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

SPECIAL COMMITTEE REPORTS

VAC

Member Wehrli stated that they met on November 6th and the next scheduled meeting is April 8, 2014.

Historic Preservation

Chairman Wehrli stated that they will bring a presentation on how to be an accredited county.

Board of Health

Member Wehrli reported that they will meet on January 21, 2014 and they will go through strategic planning.

708 Mental Health Board

Member Gilmour reported that the next meeting is February 19, 2014.

Rivervalley Workforce Investment Board

Member Koukol stated that they did not have a meeting in January.

OTHER BUSINESS

Member Prochaska reminded the board that UCCI is having their regional education seminar on February 1, 2014. The topics include the county board's role in personal matters, crafting an ordinance, addressing budget issues, and avoiding litigation.

Public Building Commission

Member Wehrli stated that they looked at the audit and got a handle on what they have left for the next two years.

CHAIRMAN'S REPORT

Appointments

Scott Gryder – Public Safety Committee - replacing John A Shaw
John A Shaw – University of Illinois Extension Board – term January 2014 – November 2014
John Purcell – University of Illinois Extension Board – term January 2014 – November 2014
Judy Gilmour – University of Illinois Extension Board – term January 2014 – November 2014

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

CITIZENS TO BE HEARD

Todd Milliron, 61 Cotswold Dr, Yorkville asked if he could talk to the Forest Preserve. Mr. Milliron stated that they voted to purchase 179 acres within the City of Yorkville: he asked if the closing day is set and what are the plans for the property.

QUESTIONS FROM THE PRESS

Matt Schury from the Kendall County Record asked about the Per Diem meeting if they will need approval from the full board.

Steve Lord from the Beacon News asked if the results will be made public for the per diems.

Ryan Morton from WSPY about the creation of the Per Diem Committee.

EXECUTIVE SESSION

Member Prochaska made a motion to go into Executive Session for litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending and for the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the public body, Member Cullick seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

RECONVENE

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 February, 2014.
Respectfully submitted by,
Debbie Gillette,
Kendall County Clerk