

**KENDALL COUNTY BOARD  
ADJOURNED SEPTEMBER MEETING  
October 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, October 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 Gryder moved to approve the submitted minutes from the Adjourned County Board Meeting of 9/16/14. Member Cullick seconded the motion. Chairman Shaw asked for a voice vote on the motion. All members present voting aye. Motion carried.

**THE AGENDA**

Member Prochaska moved to approve the agenda with moving Executive Session to the end of the meeting. Member Gilmour seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. Motion carried.

**CORRESPONDENCE AND COMMUNICATIONS**

County Clerk Debbie Gillette stated that early voting has started and turnout for the first day was very good.

**ELECTED OFFICIALS REPORT AND OTHER DEPARTMENT REPORTS**

**Sheriff**

Sheriff Randall reported on the cost of meals at the jail, the number of inmates housed from other counties has increased revenue and court security made several arrests.

**County Clerk**

**Revenue Report**

**9/1/14-9/30/14**

Line Item	Fund	Revenue
	County Clerk Fees	\$ 705.50
	County Clerk Fees - Marriage License	\$ 1,950.00
	County Clerk Fees - Civil Union	\$ -
	County Clerk Fees - Misc	\$ 2,197.50
	County Clerk Fees - Recording	\$ 25,893.00
01010061205	Total County Clerk Fees	\$ 30,746.00
01010001185	County Revenue	\$ 24,549.00
38010001320	Doc Storage	\$ 15,385.50
51010001320	GIS Mapping	\$ 25,985.00
37010001320	GIS Recording	\$ 3,243.00
01010001135	Interest	\$ 22.23
01010061210	Recorder's Misc	\$ 3,852.00
81010001320	RHSP/Housing Surcharge	\$ 12,699.00
CK # 17654	To KC Treasurer	\$ 116,481.73

**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 TEN MONTHS ENDED 09/30/2014

<u>REVENUES*</u>	Annual <u>Budget</u>	2014 YTD <u>Actual</u>	2014 YTD <u>%</u>	2013 YTD <u>Actual</u>	2013 YTD <u>%</u>
Personal Property Repl. Tax	\$365,000	\$325,199	89.10%	\$322,952	102.52%
State Income Tax	\$2,410,000	\$2,128,374	88.31%	\$2,228,823	114.30%
Local Use Tax	\$395,000	\$380,428	96.31%	\$346,061	101.78%
State Sales Tax	\$900,000	\$657,663	73.07%	\$741,058	78.25%
County Clerk Fees	\$452,000	\$265,286	58.69%	\$394,039	98.51%
Circuit Clerk Fees	\$1,100,000	\$788,117	71.65%	\$975,166	81.26%
Fines & Foreits/St Atty.	\$520,000	\$372,915	71.71%	\$424,511	77.18%
Building and Zoning	\$40,000	\$64,011	160.03%	\$33,208	83.02%
Interest Income	\$35,000	\$14,354	41.01%	\$16,969	48.48%
Health Insurance - Empl. Ded.	\$1,112,053	\$967,710	87.02%	\$948,733	86.21%
1/4 Cent Sales Tax	\$2,460,000	\$2,146,772	87.27%	\$2,094,926	87.29%
County Real Estate Transf Tax	\$330,000	\$254,635	77.16%	\$294,598	155.05%
Correction Dept. Board & Care	\$850,000	\$783,200	92.14%	\$782,460	97.20%
Sheriff Fees	\$650,000	\$383,060	58.93%	\$579,153	82.50%
<b>TOTALS</b>	<b>\$11,619,053</b>	<b>\$9,531,724</b>	<b>82.04%</b>	<b>\$10,182,656</b>	<b>92.78%</b>
<b>Public Safety Sales Tax</b>	<b>\$4,300,000</b>	<b>\$3,744,051</b>	<b>87.07%</b>	<b>\$3,691,507</b>	<b>87.89%</b>
<b>Transportation Sales Tax</b>	<b>\$4,300,000</b>	<b>\$3,744,051</b>	<b>87.07%</b>	<b>\$3,691,507</b>	<b>87.89%</b>

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

To be on Budget after 10 months the revenue and expense should at 83.33%

County Treasurer, Jill Ferko stated that they are winding down the tax cycle, they are sending out delinquent notices and the tax sale is set for November 12, 2014.

## State's Attorney

State's Attorney, Eric Weis stated that October is Domestic Violence Awareness Month. The last week of October is Red Ribbon Week which is drug and alcohol awareness week.

## Health Department

Dr. Tokars informed the board about the actions they are taking in efforts to work on Ebola preparedness in the county. There is information available on the website. Dr. Tokars stated three National policy matters and strategies on travel, screening and containment, and quarantine efforts and loss of wages.

## Coroner

### Statistics:

2014 Statistics		Stats for Same Period in 2013		Difference
2014 Total Deaths.....	229	Total Deaths.....	245	-7%
Autopsies to Date.....	19	Autopsies....	19	0%
Toxicology Samples.	23	Toxicology Samples..	16	44%
Cremation Permits....	126	Cremation Permits...	124	2%

### Coroner's Office Personnel Update:

On September 25, Coroner Toftoy and Deputy Coroner Purcell met with Dr. Amaal Tokars Regarding gathering data on self-violent deaths.

## Supervisor of Assessments

Supervisor of Assessments, Andy Nicoletti stated that the Board of Review will start to have hearings next week and the numbers of complaints are down, they have 400-500 turned in this year.

## STANDING COMMITTEE REPORTS

### Planning, Building & Zoning

#### Petition 14-26: Special use for 4287 Eldamain Road

Member Gryder made a motion to approve Petition 14-26: Approval of a special use for 4287 Eldamain Road to operate a veterinary establishment, but not including the boarding of animals except for overnight stays for medical treatment and observation. Member Cullick seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. Motion carried.

State of Illinois  
County of Kendall

Zoning Petition  
#14-26

### ORDINANCE NUMBER 2014 - 30 GRANTING AN A-1 SPECIAL USE FOR CRITTER CARE VETERINARY SERVICES, LTD. AT 4287 ELDAMAIN ROAD

WHEREAS, Critter Care Veterinary Services, Ltd. has filed a petition for a Special Use within the A-1 Agricultural Zoning District for a 3.9 acre property located on the west side of Eldamain Road, 0.45 miles south of Route 34, commonly known as 4287 Eldamain Road, (PIN# 01-25-200-006), in Little Rock Township; and

WHEREAS, said property is currently zoned A-1 Agricultural; and

WHEREAS, said petition is to obtain an A-1 Special Use Permit to operate a veterinary establishment, but not including the boarding of animals except for overnight stays for medical treatment and observation; and

WHEREAS, said property is legally described as:

THAT PART OF THE NORTHEAST QUARTER OF SECTION 25, TOWNSHIP 37 NORTH, RANGE 6 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID NORTHEAST QUARTER OF SAID SECTION; THENCE SOUTH 00°13'51" EAST ALONG THE EAST LINE OF SAID NORTHEAST QUARTER, 1380.50 FEET TO THE POINT OF BEGINNING; THENCE  
Co Board 10/21/2014 - 3 -

NORTH 86°11'51" WEST, 556.0 FEET; THENCE SOUTH 00°13'51" EAST, 702.99 FEET TO THE NORTH LINE OF A TRACT OF LAND CONVEYED TO KATHERYN AND PAUL KOWALSKI BY A WARRANTY DEED RECORDED FEBRUARY 13, 1981 AS DOCUMENT NO. 81-482 AT THE KENDALL COUNTY RECORDER'S OFFICE; THENCE SOUTH 87°03'47" EAST ALONG SAID NORTH LINE, 555.47 FEET TO SAID EAST LINE; THENCE NORTH 00°13'51" WEST ALONG SAID EAST LINE, 694.57 FEET TO THE POINT OF BEGINNING (EXCEPT THAT PART OF SAID NORTHEAST QUARTER, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID NORTHEAST QUARTER OF SAID SECTION, THENCE SOUTH 00°13'51" EAST ALONG THE EAST LINE OF SAID NORTHEAST QUARTER, 1773.20 FEET TO THE POINT OF BEGINNING; THENCE NORTH 00°13'51" WEST, 392.70 FEET; THENCE NORTH 86°11'51" WEST, 556.0 FEET; THENCE SOUTH 00°13'51" EAST 392.70 FEET; THENCE SOUTH 86°11'51" EAST 556.0 FEET TO THE POINT OF BEGINNING), IN LITTLE ROCK TOWNSHIP, KENDALL COUNTY, ILLINOIS.

WHEREAS, all procedures required by the Kendall County Zoning Ordinance were followed including notice for public hearing, preparation of the findings of fact in accordance with Section 13.08.J of the Zoning Ordinance, and recommendation for approval by the Special Use Hearing Officer on September 29, 2014; and

WHEREAS, the findings of fact were approved as follows:

*That the establishment, maintenance, or operation of the special use will not be detrimental to or endanger the public health, safety, morals, comfort, or general welfare. **The proposed special use for continuation of the veterinary office and clinic that is currently located on Eldamain Road continues a long agricultural use. It presents no change in the character of the neighborhood or use of the property and is beneficial to the large residential population needing critical animal care surrounding the area and potential boarding of animal.***

*That the special use will not be substantially injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the neighborhood. The Zoning classification of property within the general area of the property in question shall be considered in determining consistency with this standard. The proposed use shall make adequate provisions for appropriate buffers, landscaping, fencing, lighting, building materials, open space and other improvements necessary to insure that the proposed use does not adversely impact adjacent uses and is compatible with the surrounding area and/or the County as a whole. **There is adequate distance between the existing special use and the expansion thereof and surrounding properties. As is pointed out in the current LRMP of Kendall County in its Agricultural Easement Kendall County has a long and rich history in agriculture and it is a primary objective of the Kendall County LRMP to encourage and continue the expansion of agriculture and agricultural related uses.***

*That adequate utilities, access roads and points of ingress and egress, drainage, and/or other necessary facilities have been or are being provided. **There are no public utilities or development needs that in any way place a burden on local taxing districts or bodies or surrounding property owners. The subject property is served by Eldamain Road which is designated as a major collector and likely to be improved with a bridge over the Fox River in the near term. The business of the veterinary clinic as a destination business which is served well by being on a major artery such as Eldamain Road. There are adequate utilities on site, drainage is no problem given the large site and there are no new facilities that needed.***

*That the special use shall in all other respects conform to the applicable regulations of the district in which it is located, except as such regulations may in each instance be modified by the County Board pursuant to the recommendation of the Hearing Officer. **The Special use conforms to all regulations of the Kendall County Agricultural Ordinance.***

*That the special use is consistent with the purpose and objectives of the Land Resource Management Plan and other adopted County or municipal plans and policies. **The Special use requested is consistent with the LRMP, Agricultural Special use Ordinance and the trend in development along major corridors such as Eldamain Road in the area. The provision of quality veterinary care is as an asset to the agricultural and residential community in Kendall County. It encourages development by offering qualified veterinary services.***

WHEREAS, the Kendall County Board has considered the findings and recommendation of the Hearing Officer and finds that said petition is in conformance with the provisions and intent of the Kendall County Zoning Ordinance; and

WHEREAS, this special use shall be treated as a covenant running with the land and is binding on the successors, heirs, and assigns of the property owner as to the same special use conducted on the property; and

NOW, THEREFORE, BE IT ORDAINED, that the Kendall County Board hereby grants approval of a special use zoning permit to operate a veterinary establishment, but not including the boarding of animals except for overnight stays for medical treatment and observation in accordance to the submitted Site Plan included as "Exhibit A" attached hereto and incorporated herein subject to the following conditions:

1. Must apply for the change of occupancy within 60 days of approval.
2. This use does not qualify as being agriculturally exempt for building permits.

Failure to comply with the terms of this ordinance may be cited as a basis for amending or revoking this special use permit.

IN WITNESS OF, this ordinance has been enacted on October 21<sup>st</sup>, 2014.

Attest:

Debbie Gillette  
Kendall County Clerk

John Shaw  
Kendall County Board Chairman

### **Approval of contract with 4 Seasons Landscaping**

Member Gryder made a motion to approve the contract with 4 Seasons Landscaping and the County of Kendall, Illinois for the Fields of Farm Colony landscape maintenance in the amount of \$18,000.00. Member Cesich 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 14-42 is available in the Office of the County Clerk.

### **Public Safety**

Member Prochaska stated that there was not a report.

### **Administration/HR**

Member Gilmour stated that the next meeting will be on October 24, 2014.

### **Highway**

#### **Letter to Illinois Department of Transportation**

Member Koukol made a motion for the approval of a letter to Illinois Department of Transportation requesting inclusion of funding for the Eldamain Road Extension in the State's Multi-Year Plan. Member Gilmour seconded the motion.

Member Gryder made a motion to add Senator Kirk, Congressman Hultgren, State Rep Anthony, Senator Rezin, Senator Oberweis, State Rep Hatcher, Senator Durbin, Senator Holmes, Senator Bertino-Tarrant, Rep Cross and Rep Kifowit to receive the letter to Illinois Department of Transportation requesting inclusion of funding for the Eldamain Road Extension in the State's Multi-Year Plan. Member Gilmour seconded the motion. Chairman Shaw asked for a roll call vote on the original motion. All members present voting aye. **Motion carried.**

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

October 21, 2014

Paul A. Loete, P.E.  
Deputy Director of Highways  
700 E. Norris Drive  
Ottawa, IL 61350

#### **RE: IDOT Multi-Year Plan**

Dear Mr. Loete:

The Kendall County Board has reviewed IDOT's Multi-Modal, Multi-Year Program (MYP): Transforming Transportation for Tomorrow, and considered its affects on the local and regional transportation system. After careful consideration of how the Program will affect the mobility of users, not only in Kendall County, but in the Northeast Illinois Region, we respectfully request that the Department consider inclusion of the Eldamain Road Extension Project, from Illinois Route 71 to U.S. Route 34, in the Program.

Eldamain Road Extension, including a bridge over the Fox River, is generally regarded as the single most important transportation project in Kendall County's Multi-Year Plan, although it continues to remain unfunded for construction. The project solves many of the same mobility issues that the Prairie Parkway Bridge over the Fox River was attempting to solve when funding for the Parkway was redirected; but at a minute fraction of the cost. It is our understanding that there remains approximately \$40 million of unobligated Prairie Parkway monies that could possibly be utilized for this important local project. It is also our belief that the Eldamain Road Extension meets the spirit of FHWA's determination that Parkway monies could be used on an Interstate 80 to Interstate 88 North-South Connector.

For these reasons, the Kendall County Board urges the Department to consider including the Eldamain Road Extension Project in IDOT's current Multi-Year Program utilizing unobligated Prairie Parkway monies. We would be happy to continue discussing this possibility with you at any time.

Sincerely,  
John A. Shaw  
Kendall County Board Chairman

Member Koukol reviewed the minutes in the packet from the October 14, 2014 meeting regarding the proposed gas station on Rt 47 and Galena.

#### **Facilities**

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

#### **Finance**

#### **CLAIMS**

Member Purcell moved to approve the claims submitted in the amount of \$1,610,855.90. Member Gilmour seconded the motion.

**COMBINED CLAIMS:** FCLT MGMT \$77,853.00, B&Z \$2,606.96, CO CLK & RCDR \$73.50, ELECTION \$155.00, ED SRV REG \$5,826.42, SHRFF \$22,151.89, CRRCTNS \$9,773.27, EMA \$2,797.26, JURY COMM \$2,333.17, CRCT CT JDG \$10,951.65, CRNR \$1,093.38, CMB CRT SRV \$1,067.09, PUB DFNDR \$1,184.00, ST ATTY \$2,383.54, SPRV OF ASSMNT \$21,806.40, TRSR \$1,107.81, OFF OF ADM SRV \$156.37, TECH SRV \$6,578.64, LIABIL INS EXP \$4,856.84, CO HWY \$31,701.92, CO BRDG \$10,019.29, TRANSPRT SALES TX \$1,063,595.16, HLTH & HMN SRV \$88,160.75, FRST PRSRV \$18,753.29, ANML MED CR FND \$88.00, ANML CNTRL EXPNS \$2,307.39, CO RCDR DOC STRG \$5,500.00, HIDTA \$5,841.11, CO CMSRY FND \$326.40, CRT SEC FND \$3,091.44, LAW LBRY \$1,452.05, CRNR \$256.49, PRBTN SRV EXP FND \$2,861.86, GIS \$19,642.24, KAT \$146,163.67, CO RSRV FND EXP \$4,475.24, PUB SFTY \$21,434.75, FLDS OF FRM CLNY \$82.50, SHRFF FTA FND \$1,917.47, ANML POP CONT \$290.00, VAC \$3,357.81, SHRFF VHCL FND \$1,167.47, CRNR SPCL FND \$385.56, FP BND PRCD 2007 \$3,227.85

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

The committee is continuing to work on the budget.

#### **Health and Environment**

Member Gilmour stated that the discussed Ebola.

#### **Committee of the Whole**

Chairman Shaw reviewed the minutes in the packet from the October 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**

##### **Public Building Commission**

Member Wehrli stated that they met on October 15th and they paid a bond payment. They are scheduled to cease to exist in the beginning of 2016.

##### **VAC**

Member Wehrli stated that they did not have a meeting.

##### **Historic Preservation**

Chairman Wehrli stated that they met on October 15, 2014. They are working on trying to refinish the historic courthouse windows.

##### **Board of Health**

Member Wehrli stated that they will meet on October 22, 2014.

**Rivervalley Workforce Investment Board**

Member Koukol stated that they will meet on November 12, 2014.

**Per Diem Ad Hoc**

Member Cesich stated that they will be meeting in November.

**OTHER BUSINESS**

Member Cesich stated that the PADS (Public Action to Deliver Shelter) program has started. They are in need of volunteers.

**Chairman's Report**

Chairman Shaw read a letter that he received from Senator Bertino-Tarrant that thanked him for sharing the resolution passed that opposed the continuation of the current income tax.

**QUESTIONS FROM THE PRESS**

Matt Schury from the Kendall County Record asked for clarification of the money in the Eldamain Road letter.

**BREAK**

**RECONVENE**

**EXECUTIVE SESSION**

Member Cullick 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 before a court or administrative tribunal. Member Flowers seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

**RECONVENE**

**ADJOURNMENT**

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

Approved and submitted this 27th day of October, 2014.

Respectfully submitted by,  
Debbie Gillette,  
Kendall County Clerk