

**KENDALL COUNTY BOARD
REGULAR SEPTEMBER MEETING
September 17, 2013**

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, September 17, 2013 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 Wehrli.

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

THE MINUTES

Member Gilmour moved to approve the submitted minutes from the Adjourned County Board Meeting of 8/20/13. Member Gryder 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 Cullick seconded the motion.

Member Gilmour asked that the item under Administration/HR the approval of revised tuition reimbursement agreement and employee handbook be removed from the agenda.

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

EXECUTIVE SESSION

Member Wehrli made a motion to go into Executive Session for the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body, for collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes or employees and the purchase or lease of real property for the use of the public body, including meetings held for the purpose of discussing whether a particular parcel should be acquired. Member Cullick seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

RECONVENE

Chairman Shaw reconvened the meeting. Roll call was taken, all members present accept Flowers.

OLD BUSINESS

Noise Ordinance

Member Cullick moved to approve the Ordinance Regulating Noise Outside the Corporate Limits of any City, Village or Incorporated Town in Kendall County, Illinois effective upon the signing of the ordinance. Member Wehrli seconded the motion.

State's Attorney, Eric Weis discussed making the ordinance effective on January 1, 2014 to allow the Sheriff's Office time to purchase equipment.

Member Purcell moved to amend the Ordinance Regulating Noise Outside the Corporate Limits of any City, Village or Incorporated Town in Kendall County, Illinois for Article V (A) during day hours to increase the decibel level to 71 and Article V (B) during night hours increase the decibel level to 61. Member Koukol seconded the motion. Chairman Shaw asked for a roll call vote on the motion. Members voting aye include Gryder, Koukol, Prochaska, and Purcell. Members voting nay include Cesich, Cullick, Gilmour, Shaw and Wehrli. **Motion failed 4-5.**

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

A complete copy of Ordinance 13-18 is available in the Office of the County Clerk.

NEW BUSINESS

Land Lease

Chairman Shaw stated that they are not ready to vote on this item, there is housekeeping that needs to be done.

Flu Shot

Dr. Amaal Tokars informed the board on how this is going to be facilitated.

Member Purcell moved to authorize the flu shot benefit for county employees in an amount not to exceed \$15.00 per employee. Member Gryder seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Constitution Week

Member Gryder moved to approve the Resolution Declaring the Week of September 17th through the 23rd Constitution Week. Member Prochaska seconded the motion. Chairman Shaw asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

**KENDALL COUNTY
Resolution No. 13-28**

A Resolution declaring the Week of September 17th through the 23rd Constitution Week

WHEREAS: The Constitution of the United States of American, the guardian of our liberties, embodies the principles of limited government in a Republic dedicated to rule by law; and

WHEREAS: September 17, 2013, marks the two hundred twenty sixth anniversary of the framing of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS: It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary, and to the patriotic celebrations which will commemorate it; and

NOW, THEREFORE, BE IT RESOLVED, that the Kendall County Board declares and proclaims the week of September 17 through 23, 2013 as **CONSTITUTION WEEK** and ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties.

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 Kendall County Board, at its regularly scheduled meeting in Yorkville, Illinois, on the 17th day of September, A.D. 2013

Debbie Gillette-County Clerk

ELECTED OFFICIALS REPORT AND OTHER DEPARTMENT REPORTS

Sheriff

Sheriff Randall stated that the month of August was generally uneventful. They billed out over \$100,000 for outside inmate care. The cost of a meal is still below a dollar a meal. There were 40 people arrested coming into the courthouse. They are investigating incidents that date back to 2010 and 2011. 2 humvee's have been purchased.

County Clerk

County Clerk, Debbie Gillette stated that she will be attending a conference for Election Authorities to discuss the recent omnibus bill regarding the changes to the election law and online voter registrations.

Revenue Report

8/1/13-8/31/13

Line Item	Fund	Revenue
	County Clerk Fees	\$ 1,032.50

	County Clerk Fees - Marriage License	\$	1,980.00
	County Clerk Fees - Civil Union	\$	30.00
	County Clerk Fees - Misc	\$	1,787.92
	County Clerk Fees - Recording	\$	35,438.00
01010061205	Total County Clerk Fees	\$	40,268.42
01010001185	County Revenue	\$	32,568.00
38010001320	Doc Storage	\$	21,636.50
51010001320	GIS Mapping	\$	36,522.00
37010001320	GIS Recording	\$	4,560.00
01010001135	Interest	\$	36.80
01010061210	Recorder's Misc	\$	6,336.10
81010001320	RHSP/Housing Surcharge	\$	18,585.00
CK # 17390	To KC Treasurer	\$	160,512.82

State's Attorney

State's Attorney, Eric Weis stated that they have filled the vacancy in the civil division.

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 NINE MONTHS ENDED 08/31/2013

<u>REVENUES*</u>	Annual <u>Budget</u>	2013 YTD <u>Actual</u>	2013 YTD <u>%</u>	2012 YTD <u>Actual</u>	2012 YTD <u>%</u>
Personal Property Repl. Tax	\$315,000	\$322,952	102.52%	\$280,277	88.98%
State Income Tax	\$1,950,000	\$2,006,189	102.88%	\$1,781,060	98.95%
Local Use Tax	\$340,000	\$305,092	89.73%	\$278,196	81.82%
State Sales Tax	\$947,000	\$660,922	69.79%	\$706,980	72.88%
County Clerk Fees	\$400,000	\$353,770	88.44%	\$313,522	82.51%
Circuit Clerk Fees	\$1,200,000	\$887,523	73.96%	\$971,339	74.72%
Fines & Foreits/St Atty.	\$550,000	\$390,345	70.97%	\$396,742	70.85%
Building and Zoning	\$40,000	\$30,254	75.63%	\$34,209	97.74%
Interest Income	\$35,000	\$16,969	48.48%	\$22,332	44.66%
Health Insurance - Empl. Ded.	\$1,100,464	\$860,772	78.22%	\$831,349	84.68%

1/4 Cent Sales Tax	\$2,400,000	\$1,868,588	77.86%	\$1,817,949	75.75%
County Real Estate Transf Tax	\$190,000	\$262,030	137.91%	\$168,655	99.21%
Correction Dept. Board & Care	\$805,000	\$680,580	84.54%	\$631,983	84.26%
Sheriff Fees	\$702,000	\$541,309	77.11%	\$583,120	129.58%
TOTALS	\$10,974,464	\$9,187,296	83.72%	\$8,817,712	83.96%
Public Safety Sales Tax	\$4,200,000	\$3,294,668	78.44%	\$3,228,860	80.72%
Transportation Sales Tax	\$4,200,000	\$3,294,668	78.44%	\$3,228,860	80.72%

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

To be on Budget after 9 months the revenue and expense should at 74.97%

EXPENDITURES

All General Fund Offices/Categories

\$26,336,375	\$19,156,858	72.74%	\$18,158,667	70.96%
---------------------	---------------------	---------------	---------------------	---------------

Treasurer, Jill Ferko stated overall county revenues are looking really good and expenditures are keeping pace. They will be doing the 5th distribution of \$113 million this week. There about 2,500 parcels that are delinquent, which is typical for this time of the year. They are going to begin the process of the amended budget.

Coroner

Statistics:

2013 Statistics		Stats for Same Period in 2012		Difference
2013 Total Deaths.....	220	Total Deaths.....	187	8%
Autopsies to Date.....	15	Autopsies....	12	0%
Toxicology Samples..	12	Toxicology Samples..	17	-33%
Cremation Permits....	109	Cremation Permits...	87	17%

Coroner Toftoy attended the Illinois Coroner's & Medical Examiners Annual Training Conference. This training also satisfied his annual 24 hour CE requirement with the IL Law Enforcement Training & Standards Board.

Coroner, Ken Toftoy stated that they are at 266 deaths so far, that is what they had last year for the total.

Health Department

No report.

Supervisor of Assessments

Supervisor of Assessments, Andy Nicoletti stated assessments will be published on Thursday, notices will be going out on Thursday and final filing will be on October 21st. The tentative abstracts are in the packet. EAV is down from last year.

STANDING COMMITTEE REPORTS

Planning, Building & Zoning

Amendment to Zoning Ordinance

Member Gryder moved to approve Petition 13-16 amendment to the Kendall County Zoning Ordinance to add two definitions and a text amendment to allow a small poultry and small animal processing plant as a special use in the A-1 Agricultural District. Member Wehrli 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

Petition #13-16

ORDINANCE # 2013-19

AMENDMENT TO THE KENDALL COUNTY ZONING ORDINANCE

TO ADD TWO DEFINITIONS AND A TEXT AMENDMENT TO ALLOW A SMALL POULTRY AND SMALL ANIMAL PROCESSING PLANT AS A SPECIAL USE IN THE A-1 AGRICULTURAL DISTRICT

WHEREAS, Kendall County regulates development under authority of its Zoning Ordinance and related ordinances; 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 public hearing held before the Kendall County Zoning Board of Appeals on September 3, 2013;

NOW, THEREFORE, BE IT ORDAINED, the Kendall County Board hereby amends Sections 3.02 Rules & Definitions- "Definitions" & Section 7.01.D A-1 Agricultural District- "Special uses" of the Kendall County Zoning Ordinance as provided:

SECTION 3.02 DEFINITIONS

SMALL POULTRY AND SMALL ANIMAL PROCESSING PLANT. Operations in which the carcasses of slaughtered poultry are defeathered, eviscerated, cut-up, skinned, boned, canned, salted, stuffed, rendered, or otherwise manufactured or processed. Poultry and small animals are defined as chickens, turkeys, ducks, geese, guineas, squab (pigeons up to one month old), small game birds such as quail, pheasant, and partridge and rabbits.

RENDERING. A process that collects, cooks and processes bodies or parts of bodies of dead animals, poultry or fish, or used cooking grease and oils, for the purpose of salvaging hides, wool, skins or feathers, and for the production of animal, poultry, or fish protein, blood meal, bone meal, grease or tallow and converts it into stable, [value-added](#) materials. Rendering can refer to any processing of [animal products](#) into more useful materials, or more narrowly to the rendering of whole animal fatty tissue into purified fats like [lard](#) or [tallow](#).

SECTION 7.01.D. A-1 AGRICULTURAL DISTRICT- SPECIAL USES

Small Poultry & Small animal Processing Plant subject to the following conditions:

- a. A maximum of 21,000 units a week. All animals are counted as 1 (one) animal unit except turkeys and geese are counted as 4.5 animal units.
- b. Facilities (the unloading area) must be located at least 400' from any principle structure.
- c. No rendering may take place on the site.
- d. Live animals may be held on the site for no more than twenty-four (24) hours.
- e. All slaughtering/processing permitted only in an enclosed building.
- f. The number of hours and days of operation as specified in Special Use Permit to be determined by the County Board.
- g. Poultry processed to be sold for retail or wholesale sale shall be specified in the special use permit as a condition.
- h. Parking shall be in accordance with Section 11 of the Zoning Ordinance including lighting.
- i. All Applicable Federal, State and County rules and regulations shall apply.
- j. Other such conditions as approved by the County Board.
- k. Waste, by-products or any decomposable residue which results from the slaughtering of animals must be kept in a sealed container and picked up within 48 hours.
- l. All signage shall comply with the provisions of Section 12 of the Kendall County Zoning Ordinance (Sign Regulations)
- m. Shall satisfy all requirements of the Kendall County Health Department and Building Department prior to the issuance of occupancy permits.

- n. Performance Standards. All activities shall conform to the performance standards set forth in section 10.01.G.

IN WITNESS OF, this Ordinance has been enacted by the Kendall County Board this 17th day of September, 2013.

Attest:
Kendall County Clerk
Debbie Gillette

Kendall County Board Chairman
John Shaw

Administration/HR

Member Gilmour reviewed the minutes from the September 5, 2013 meeting. Member Gilmour called to attention the information on health benefits.

Tuition Reimbursement Agreement

Taken off of the agenda.

Public Safety

No report.

Highway

Engineering Agreement with HLR

Member Koukol stated they will not be voting on the agreement because there is a couple of housekeeping things that they are taking care of.

Member Koukol reviewed the minutes from the September 10, 2013 meeting.

County Engineer, Fran Klaas explained that the engineering agreement with HLR is for the preparation of plat, legals, title work, appraisals, and review appraisals for the Eldamain corridor from Rt 34 to Highpoint Rd.

Facilities

Disposal of Truck

Member Koukol made a motion to approve the disposal of a Dodge truck, vehicle #7. 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 reviewed the minutes in the packet from the September 4, 2013 meeting.

Finance

CLAIMS

Member Purcell moved to approve the claims submitted in the amount of \$1,118,752.69. Member Gilmour seconded the motion.

COMBINED CLAIMS: FCLT MGMT \$82,708.06, B&Z \$1,134.35, CO CLK & RCDR \$655.51, ELECTION \$7,462.56, ED SRV REG \$6,237.41, SHRFF \$15,714.99, CRRCTNS \$11,601.74, MERIT \$808.30, EMA \$338.43, CRCT CT CLK \$769.30, JURY COMM \$501.70, CRCT CT JDG \$9,088.17, CRNR \$1,308.18, CMB CRT SRV \$377.24, PUB DFNDR \$1,300.00, SPRV OF ASSMNT \$15,600.00, TRSR \$239.81, OFF OF ADM SRV \$883.44, GNRL INS & BNDG \$49.00, CO BRD \$403.37, TECH SRV \$2,578.04, CAP EXPEND \$224.64, ECON DEV \$275.35, CO HWY \$27,673.34, CO BRDG \$322,264.60, TRANSPRT SALES TX \$507,678.71, HLTH & HMN SRV \$25,840.02, FRST PRSRV \$10,865.82, ANML CNTRL \$2,092.13, CO RCDR DOC STRG \$5,551.98, DRG ABS EXP \$28.00, HIDTA \$5,815.10, COMM FND \$13,916.23, CRT SEC FND \$120.11, LAW LBRY \$156.80, CRCT CT DOC STRG \$60.89, PRBTN SRV \$2,387.60, GIS \$530.00, KEN AREA TRAN FND \$3,260.33, JAIL BOND \$515.00, CO RSRV \$7,762.35, SHRFF FTA \$1,235.02, VAC \$2,588.49, BND PROC 2007 \$7,966.81, CRTHSE EXPNSE \$8,585.00, ST ATTY \$1,298.77

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

Member Purcell stated that they discussed the budget and the capital plan.

Committee of the Whole

Chairman Shaw reviewed the minutes in the packet from the September 12, 2013 meeting.

Co Board 9/17/2013

STANDING COMMITTEE MINUTES APPROVAL

Member Gryder 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 did not meet.

VAC

Member Wehrli stated that they are working on their budget.

Historic Preservation

Chairman Wehrli stated that Michael Garrigan was voted as the Chairman, Whitney French is the Vice Chairman and Angela Zubko is the Secretary.

UCCI

Member Prochaska stated that the next meeting is on September 23rd. On the agenda for the meeting is SB1430 which gives counties the ability to borrow funds from banks and other lending institutions. October 18th and 19th is the fall conference. The leadership academy will meet on October 4th.

Rivervalley Workforce Investment Board

Member Koukol stated that they voted on their new Chairmen, Secretary and Board of Directors. The main part of the meeting was about how they are going to be structured.

Housing Authority

Member Prochaska stated that they meet on September 27th. They received their CMAP scores, which are the scores from the Federal Department of Housing and Urban Development.

OTHER BUSINESS

Member Gryder stated that the City of Yorkville passed a resolution requesting funding in the IDOT plan to fund construction of 4 lanes from Kennedy to Cross on Rt 47. The consensus of the board is to bring back a resolution and/or a letter to support funding of the widening of Rt 47 similar to the Prairie Parkway resolution.

CHAIRMAN'S REPORT

Appointments

Rich Healy - River Valley Workforce Investment Board – 2 year term – expires September 2015
Chris Mehochko – River Valley Workforce Investment Board – 2 year term – expires September 2015

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.

Announcements

Reassignment of Committee Chairman – Matt Prochaska – Public Safety Committee
Bette Schoenholtz - River Valley Workforce Investment Board – 2 year term – expires September 2015
Brian Johnson - River Valley Workforce Investment Board – 2 year term – expires September 2015

QUESTIONS FROM THE PRESS

Steve Lord from the Beacon News asked if any of the members of the board or staff will be attending the Public Hearing in Morris. Mr. Lord clarified that there was not a vote on the aggregation question for the ballot.

ADJOURNMENT

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

Approved and submitted this 25th day of September, 2013.

Respectfully submitted by,
Debbie Gillette,
Kendall County Clerk