

**KENDALL COUNTY BOARD
REGULAR SEPTEMBER MEETING
September 18, 2012**

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 18, 2012 at 9:00 a.m. Roll was called. Members present: Chairman John Purcell, Bob Davidson, Elizabeth Flowers, Jessie Hafenrichter, Dan Koukol, Nancy Martin, Suzanne Petrella and Jeff Wehri.

A quorum was present to conduct business.

THE MINUTES

Member Koukol moved to approve the submitted minutes from the Adjourned County Board Meetings of 8/21/12. Member Flowers seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

THE AGENDA

Chairman Purcell stated that there is a need for Executive Session. Member Martin moved to approve the agenda. Member Hafenrichter seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

SPECIAL RECOGNITION

Chairman Purcell recognized State Representative Kay Hatcher for her understanding of the importance of planning for local governments. Thanks to State Representative Hatcher's help the county was able to get a \$100,000 grant to acquire property to expand the County Office Building campus.

CITIZENS TO BE HEARD

Executive Director of CASA, Brian Grometer introduced himself to the Board. Mr. Grometer thanked the Board and Sheriff Randall for the funding to help the agency. They are on pace this year to have more children that they serve than they did last year.

Corey Johnson, 1152 Grace in Yorkville, spoke about a prevailing wage complaint he filed with the Department of Labor and the Orchard Road project. Mr. Johnson talked about the process of bidding and the procedure of approving the contracts through the board meetings.

Jan Alexander from Oswego talked about the compensation of Board Members in the way of health care coverage. Ms. Alexander stated that she felt that this is a duplication of effort to have the taxpayers pay for this benefit. With the economy being the way it is that the money could be spent wiser. Ms. Alexander was wondering if there was any discussion on this. Chairman Purcell stated that this was discussed at board meeting and the vote was to allow board members to choose if they wanted to accept health care or not.

Sherry Schmidt, Grove and Sherrill Roads stated that she had recently gotten a proposal to widen Sherrill Road 12" on each side and they want to purchase 20' of property on each side. Ms. Schmidt feels that they have no say in this and does not want to give up their ground for money. Ms. Schmidt was invited to attend the Highway Committee meeting on 10/9/12.

OLD BUSINESS

Intergovernmental Agreement between County and Village of Oswego for Transportation Services

Hold until next meeting, waiting for Village of Oswego to decide.

2nd Agreement to Modify Contract between the County and the Voluntary Action Center

Hold until next meeting, waiting for Village of Oswego to decide.

Ethics Ordinance

Chairman Purcell stated that the biggest changes were the increase in committee members from 3 to 5 and increased the time to act from 7 to 21 business days.

Member Martin moved to approve the Ethics Ordinance. Member Hafenrichter seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

A complete copy of Ordinance 12-18 is on file in the Office of the County Clerk.

NEW BUSINESS

Constitution Week Resolution

Member Martin moved to approve the Resolution declaring the week of September 17th through the 23rd Constitution Week. Member Koukol seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

**KENDALL COUNTY
Resolution No. 12-39**

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, 2012, marks the two hundred twentieth 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, 2012 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 Purcell –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 18th day of September, A.D. 2012

Debbie Gillette-County Clerk

ELECTED OFFICIALS REPORT AND OTHER DEPARTMENT REPORTS

Sheriff

Sheriff Randall reported that they received first place for the Traffic Safety Challenge the will receive equipment. There have been a significant number of fatal accidents. The PADS service for the homeless will begin on 10/14/12 and continue to April 2013.

County Clerk

**Kendall County
Clerk**

Revenue Report

8/1/12-8/31/12

Line Item	Fund	Revenue
County Clerk Fees	\$	1,208.50
County Clerk Fees - Marriage License	\$	1,590.00
County Clerk Fees - Civil Union	\$	-

	County Clerk Fees - Misc	\$	2,017.10
	County Clerk Fees - Recording	\$	39,253.00
01010061205	Total County Clerk Fees	\$	44,068.60
01010001185	County Revenue	\$	24,128.25
38010001320	Doc Storage	\$	24,070.50
51010001320	GIS Mapping	\$	40,586.00
37010001320	GIS Recording	\$	5,072.00
01010001135	Interest	\$	27.78
01010061210	Recorder's Misc	\$	9,455.50
81010001320	RHSP/Housing Surcharge	\$	21,753.00
CK # 17158	To KC Treasurer	\$	169,161.63

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 08/31/2012

<u>REVENUES*</u>	Annual <u>Budget</u>	2012 YTD <u>Actual</u>	2012 YTD <u>%</u>	2011 YTD <u>Actual</u>	2011 YTD <u>%</u>
Personal Property Repl. Tax	\$315,000	\$280,277	88.98%	\$315,888	103.91%
State Income Tax	\$1,800,000	\$1,781,060	98.95%	\$1,427,394	101.96%
Local Use Tax	\$340,000	\$278,196	81.82%	\$290,785	132.17%
State Sales Tax	\$970,000	\$706,980	72.88%	\$730,158	104.31%
County Clerk Fees	\$380,000	\$313,522	82.51%	\$292,902	77.08%
Circuit Clerk Fees	\$1,300,000	\$971,339	74.72%	\$994,566	71.04%
Fines & Foreits/St Atty.	\$560,000	\$396,742	70.85%	\$430,720	76.91%
Building and Zoning	\$35,000	\$34,209	97.74%	\$36,710	122.37%
Interest Income	\$50,000	\$22,332	44.66%	\$43,919	54.90%
Health Insurance - Empl. Ded.	\$981,698	\$831,349	84.68%	\$692,352	81.10%
1/4 Cent Sales Tax	\$2,400,000	\$1,817,949	75.75%	\$1,771,146	79.46%
County Real Estate Transf Tax	\$170,000	\$168,655	99.21%	\$153,857	88.42%
Correction Dept. Board & Care	\$750,000	\$631,983	84.26%	\$633,420	64.27%

Sheriff Fees	\$450,000	\$583,120	129.58%	\$247,547	38.08%
TOTALS	\$10,501,698	\$8,817,712	83.96%	\$8,061,364	80.89%
Public Safety Sales Tax	\$4,000,000	\$3,228,860	80.72%	\$3,186,464	79.66%
Transportation Sales Tax	\$4,000,000	\$3,228,860	80.72%	\$3,186,464	79.66%

*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%

County Treasurer, Jill Ferko reported that revenues are on track to make budget, second installment has been processed and the 5th distribution will be within the next week.

Clerk of the Circuit Clerk

Circuit Clerk, Becky Morganegg stated that this week is jury trial week and 7 trials have been scheduled to proceed. They are looking at different uses of technology in the next couple of months.

State's Attorney

Assistant State's Attorney, Leslie Johnson stated that State's Attorney, Eric Weis is on trial this week.

Coroner

Statistics:

2012 Statistics		Stats for Same Period in 2011		Difference
2012 Total Deaths.....	204	Total Deaths.....	199	3%
Autopsies to Date.....	15	Autopsies....	20	-25%
Toxicology Samples.	18	Toxicology Samples..	22	-18%
Cremation Permits....	93	Cremation Permits...	84	11%

Autopsies

There were two (2) autopsies performed during the month of August.

Inquests

There were four (4) Coroner's Inquests held at the Kendall County Courthouse in August.

Health Department

No report.

Supervisor of Assessments

Supervisor of Assessments, Andy Nicoletti reported that 8 township have been turned in with only 1 left. New construction is anticipated to be \$20 million and the average assessment is down 8 ½%.

STANDING COMMITTEE REPORTS

Planning, Building & Zoning

Member Martin reviewed the 9/10/12 minutes in the packet.

Petition 12-24 Development Fee Ordinance

Member Martin made a motion to approve Petition 12-24 Granting approval of an amendment to the Development Fee Ordinance. Member Wehrl seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. Motion carried.

ORDINANCE # 2012-19
DEVELOPMENT FEE ORDINANCE

WHEREAS, the County of Kendall on September 21, 1999 by Ordinance 99-30 adopted ordinances, regulations, and maps which regulate the development and use of land and structures; and

WHEREAS, the County adopted amendments to the Development Fee Ordinance by Ordinance 00-51 passed on December 19, 2000, amended by Ordinance 04-17 on May 18, 2004 and further amended by Ordinance 2010-08 passed on April 20, 2010; and

WHEREAS, from time to time property owners or agents representing landowners request changes in the ordinances as they affect their property and approval of various development proposals; and

WHEREAS, it is the policy of Kendall County to have those persons requesting changes in the ordinances, regulations, and maps and the approval of development requests pay for the costs associated with their requests; and

WHEREAS, from time to time the County of Kendall revises the development fees as costs change and desire to change the Development Fee Ordinance as it relates to Map Amendments, Planned Unit Developments, Special Uses, Major and Minor Amendments to Special Uses, Variances, Administrative Variances, Plats, Appeals, Text Amendments, Site Plan Reviews and Agricultural Conditional Uses.

NOW THEREFORE, BE IT ORDAINED BY THE COUNTY BOARD OF THE COUNTY OF KENDALL THAT:

SECTION 1: THE FEE SCHEDULE REGARDING ZONING FEES INVOLVING MAP AMENDMENTS, PLANNED UNIT DEVELOPMENTS, SPECIAL USES, MAJOR AND MINOR AMENDMENTS TO SPECIAL USES, VARIANCES, ADMINISTRATIVE VARIANCES, PLATS, APPEALS, TEXT AMENDMENTS, SITE PLAN REVIEWS AND AGRICULTURAL CONDITIONAL USES IS HEREBY AMENDMENT TO INCLUDE THE FOLLOWING:

MAP AMENDMENTS

Any amount of acreage \$500.00

SPECIAL USE PERMITS, PLANNED UNIT DEVELOPMENTS/ RESIDENTIAL PLANNED DEVELOPMENTS AND MAJOR AMENDMENTS TO SPECIAL USES

The following fees include a processing fee, a fee for recording the special use in the recorder's office for 10 pages and a cost for a Hearing Officer at a rate of \$350.00 for the first hour and \$100.00 for each additional hour shall be imposed on ALL Special Uses

All acreage zoned as A-1	\$1,155
All Other Zoning Districts	
0.0-5.00 acres	\$1,155
5.01-10.00 acres	\$1,905
10.01-50.00 acres	\$2,255 + \$50/acre or part thereof over 10 acres
50.01-100.00 acres	\$4,755 + \$35/acre or part thereof over 50 acres
100.01-500.00 acres	\$6,505 + \$20/acre or part thereof over 100 acres
500.01+	\$14,505 + \$15/acre or part thereof over 500 acres

MINOR AMENDMENT TO SPECIAL USE \$150.00

VARIANCE

As part of Special Use	\$100
Not part of Special Use	\$425 for first Variance Request of petition and \$50 for each additional request to be included in the same petition

ADMINISTRATIVE VARIANCE \$150.00

PRELIMINARY PLAT

Residential \$1,000.00 + \$50.00/acre or part of an acre

Co Board 9/18/12

Other	\$1,000.00 + \$100.00/acre or part of an acre
FINAL PLAT	
All Final Plats	\$50.00/acre or part of an acre (\$500.00 minimum)
OTHER PLAT (Vacation, Dedication, etc.)	
All Other Plat Actions	\$50.00/acre or part of an acre (\$500.00 minimum)
ADMINISTRATIVE APPEAL	\$1,000.00 ¹
TEXT AMENDMENT	\$500.00
SITE PLAN REVIEW	\$375.00
A-1 CONDITIONAL USE	\$100.00

SECTION 2: WAIVERS AND REFUNDS

No waiver and no refund shall be made for any fee paid pursuant to this Ordinance without the approval of the Planning Building and Zoning Committee of the County Board, EXCEPT all fees for actions or activities by Kendall County or the Kendall County Forest Preserve District are hereby waived and all fees for non-profit organizations shall be charged half of the normal fees for zoning petitions; provided they show proof of non-profit status and that the permit be used only by the organizations itself.

SECTION 3: EFFECTIVE DATE

This Ordinance shall be effective immediately upon approval.

APPROVED THIS 18TH DAY OF September, 2012

Attest:

Kendall County Clerk
Debbie Gillette

Kendall County Board Chairman
John Purcell

Petition 12-25 Garage/Yard/Barn Sales

Member Martin made a motion to approve Petition 12-25 Granting approval of an amendment to the Kendall County Zoning Ordinance to allow garage/yard/barn sales as a permitted use. Member Wehrli seconded the motion.

Members discussed taking this back to committee to review the guidelines for the number of days sales can be held.

Member Koukol made a motion to take Petition 12-25 Granting approval of an amendment to the Kendall County Zoning Ordinance to allow garage/yard/barn sales as a permitted use back to committee. Member Petrella seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

Petition 12-28 Findings of Fact

Member Martin made a motion to take Petition 12-28 Granting approval of an amendment to the Kendall County Zoning Ordinance to the Findings of Fact. Member Wehrli seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

State of Illinois
County of Kendall

Petition #12-28

**ORDINANCE # 12-20
AMENDMENT TO THE KENDALL COUNTY ZONING ORDINANCE
TO THE FINDINGS OF FACT**

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 August 27, 2012.

NOW, THEREFORE, BE IT ORDAINED, the Kendall County Board hereby amends Section 13.04.A.3- "Administration- Variations", Section 13.07.F "Administration- Amendments- Findings of Fact and recommendation of the Zoning Board of Appeals" & Section 13.08.J "Administration- Special Uses and Planned Developments- Standards" of the Kendall County Zoning Ordinance as provided:

Section 13.04.A.3

In making its determination as to whether there is a particular hardship or practical difficulty, the Zoning Board of Appeals shall take into consideration the extent to which the following conditions have been established by the evidence.

- a. That the particular physical surroundings, shape, or topographical condition of the specific property involved would result in a particular hardship or practical difficulty upon the owner if the strict letter of the regulations were carried out.
- b. That the conditions upon which the requested variation is based would not be applicable, generally, to other property within the same zoning classification.
- c. That the alleged difficulty or hardship has not been created by any person presently having an interest in the property.
- d. That the granting of the variation will not materially be detrimental to the public welfare or substantially injurious to other property or improvements in the neighborhood in which the property is located.
- e. That the proposed variation will not impair an adequate supply of light and air to adjacent property, or substantially increase the congestion in the public streets or increase the danger of fire, or endanger the public safety or substantially diminish or impair property values within the neighborhood.

Section 13.07.F

FINDING OF FACT AND RECOMMENDATION OF THE ZONING BOARD OF APPEALS. Within a reasonable time after the close of the hearing on a proposed amendment, the Zoning Board of Appeals shall make written findings of fact and shall submit same together with its recommendation to the County Board of Kendall County. Where the purpose and effect of the proposed amendment is to change the Zoning classification of particular property, the Zoning Board of Appeals shall make findings based upon evidence presented to it in each specific case with respect to the following matters:

1. Existing uses of property within the general area of the property in question.
2. The Zoning classification of property within the general area of the property in question.
3. The suitability of the property in question for the uses permitted under the existing zoning classification.
4. The trend of development, if any, in the general area of the property in question, including changes, if any, which may have taken place since the day the property in question was in its present zoning classification. The Zoning Board of Appeals shall not recommend the adoption of a proposed amendment unless it finds that the adoption of such an amendment is in the public interest and is not solely for the interest of the applicant. The Zoning Board of Appeals may recommend the adoption of an amendment changing the zoning classification of the property in question to any higher classification than that requested by the applicant. For the purpose of this paragraph the R-1 District shall be considered the highest classification and the M-2 District shall be considered the lowest classification.
5. Consistency with the purpose and objectives of the Land Resource Management Plan and other adopted County of municipal plans and policies.

Section 13.08.J

STANDARDS. No special use shall be recommended by the Hearing Officer unless said Hearing Officer shall make a written finding. The Hearing Officer shall consider the following in rendering a decision, but is not required to make an affirmative finding on all items:

1. 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.
2. 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.
3. That adequate utilities, access roads and points of ingress and egress, drainage, and/or other necessary facilities have been or are being provided.

4. 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.
5. 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.

IN WITNESS OF, this Ordinance has been enacted by the Kendall County Board this 18th day of September, 2012.

Attest:

Kendall County Clerk
Debbie Gillette

Kendall County Board Chairman
John Purcell

Petition 12-30 A-1 Agricultural Accessory Structure Setback

Member Martin made a motion to take Petition 12-30 Granting approval of an amendment to the Kendall County Zoning Ordinance to the A-1 Agricultural Accessory Structure Setbacks. Member Wehrli seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. Motion carried.

State of Illinois
County of Kendall

Petition #12-30

ORDINANCE # 12-21
AMENDMENT TO THE KENDALL COUNTY ZONING ORDINANCE
TO THE A-1 AGRICULTURAL ACCESSORY STRUCTURE SETBACKS

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 August 27, 2012.

NOW, THEREFORE, BE IT ORDAINED, the Kendall County Board hereby amends Section 4.05- "Accessory buildings, structures and uses" & Section 7.01.H.2 "A-1 Agricultural- Site and Structure requirements" of the Kendall County Zoning Ordinance as provided:

Section 4.05

- B. PERMITTED OBSTRUCTIONS IN REQUIRED YARDS. The following table identifies accessory buildings, structures and uses that are permitted as obstructions in required yards (setbacks) subject to the following restrictions.
1. No structure shall be placed within a recorded easement.
 2. No other obstruction shall occur within a recorded easement unless the sole purpose of the easement is for service to only the subject property.
 3. No obstruction shall adversely impact drainage.
 4. Unless otherwise indicated in the table listed below, no obstruction shall be closer than five feet from a property line.
 5. No obstruction shall encroach onto a private septic system or private water wells.
- C. LOCATION. Except as otherwise provided for under Section 4.05 no part of any accessory building shall be located closer than five (5) feet from any side or rear property line, nor closer than ten (10) feet to any main buildings, unless attached and made a part of such main building. In the A-1 Agricultural District accessory structures must be ten (10) feet from all property lines dividing lots held in separate ownership. If an accessory structure is the first building on a A-1 Agricultural lot it must meet principle building setbacks as set forth in section 7.01.H.2.a of the Zoning Ordinance.

Section 7.01.H.2

Setbacks

- a. Principal buildings - One hundred (100) feet from a dedicated road right-of-way or one hundred and fifty (150) feet from the center line of all adjacent roads, whichever is greater. Also, fifty (50) feet from all property lines dividing lots held in separate ownership.
- b. Accessory structures - One hundred (100) feet from a dedicated road right-of-way or one hundred and fifty (150) feet from the center line of all adjacent roads, whichever is greater and ten (10) feet from all property lines dividing lots held in separate ownership.

IN WITNESS OF, this Ordinance has been enacted by the Kendall County Board this 18th day of September, 2012.

Attest:
Kendall County Clerk
Debbie Gillette

Kendall County Board Chairman
John Purcell

Administration, HR, Revenue

Member Hafenrichter reviewed the September 6, 2012 minutes in the packet.

Flu & Wellness Screening

Member Hafenrichter made a motion to authorize flu shot and wellness screening benefit. Member Wehrli seconded the motion. Chairman Purcell asked for a roll call vote on the motion. Members voting aye include Davidson, Flowers, Hafenrichter, Koukol, Purcell and Wehrli. Members voting nay include Martin and Petrella. **Motion carried 6-2.**

Health, Dental and Life Insurance Benefit and Providers

County Administrator, Jeff Wilkins explained that Blue Cross/ Blue Shield was the health insurance provider no plan design changes the rate is 6.5%. Dental no plan design change, provider is Lincoln Financial the rate is 9% which includes the basic life. Life basic \$10,000 Lincoln will take on being that provider.

Member Hafenrichter made a motion to approve the Health, Dental and Life Insurance Benefit and Providers. Member Martin seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

Highway

5-Year Surface Transportation Program

Member Martin made a motion to approve the 5-Year Surface Transportation Program. Member Wehrli seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

Resolution appropriating funds for County's share of IL Rte 71 Improvements

Member Davidson made a motion to approve the Resolution appropriating funds for County's share of IL Rte 71 improvements in the amount of \$36,000 from the Transportation Sales Tax Fund. Member Wehrli seconded the motion. Chairman Purcell asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Pavement Marking

Member Davidson made a motion to approve the pavement marking quote from Maintenance Coatings for Caton Farm Road in the amount of \$29,700 from the Transportation Sales Tax Fund. Member Martin seconded the motion. Chairman Purcell asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

Land Acquisition on Sherrill Road

Motion made by Davidson and seconded by Martin then motion withdrawn.

Member Davidson reviewed the 9/11/12 minutes in the packet.

BREAK

RECONVENE

Administration, HR, Revenue

Section 5311 Resolution

Member Hafenrichter made a motion to approve the Resolution authorizing application for Public Transportation Financial Assistance under Section 5311 of the Federal transit Act of 1991, as amended (49 U.S.C. 5311). Member Martin seconded the motion. Chairman Purcell asked for a voice vote. All members present voting aye. **Motion carried.**

Special Warranty, Section 5311

Member Hafenrichter made a motion to approve the acceptance of the Special Warranty, Section 5311 of the Federal Transit Act of 1964. Member Martin seconded the motion. Chairman Purcell asked for a voice vote. All members present voting aye. **Motion carried.**

Facilities Management

Member Davidson reviewed the September 4, 2012 minutes in the packet.

Electric Contract

Member Davidson made a motion to approve the Electric Contract for 2013-2016. Member Martin seconded the motion. Chairman Purcell asked for a roll call vote. All members present voting aye. **Motion carried.**

Natural Gas Contract

Member Davidson made a motion to approve the Natural Gas Contract for 2013-2016. Member Martin seconded the motion. Chairman Purcell asked for a roll call vote. All members present voting aye. **Motion carried.**

Administration, HR, Revenue

Member Hafenrichter reviewed the minutes in the packet from the September 11, 2012 meeting.

Finance

Member Hafenrichter reviewed the minutes in the packet from the September 7, 2012 and September 13, 2012 meetings.

CLAIMS

Member Hafenrichter moved to approve the claims submitted in the amount of \$1,373,710.73. Member Martin seconded the motion.

COMBINED CLAIMS: FCLT MGMT \$93,972.47, B&Z \$3,249.56, CO CLK & REC \$1,470.24, ELECTION \$141.74, SHRFF \$9,651.00, CRRCTNS \$15,004.75, EMA \$733.82, CRCT CT CLK \$456.86, JURY COMM \$11.03, CRCT CT JDG \$4,638.83, CRNR \$441.93, CMB CRT SRV \$1,441.09, PUB DFNDR \$2,529.50, ST ATTY \$3,311.16, SPRV OF ASSMNT \$15,006.55, TRSR \$250.56, EPLY HLTH INS \$11,843.20, PPPOST \$20,000.00, OFF OF ADM SRV \$307.82, CO BRD \$160.44, TECH SRV \$2,531.14, ECON DEV \$142.77, TB EXPND FND \$190.00, CO HWY \$33,008.34, CO BRDG \$1,419.27, TRNSPRT SALES TX \$177,228.87, HLTH & HMN SRV \$29,549.34, EXP \$1,953.81, FRST PRSRV \$11,585.11, KEN COM \$1,052.41, ANML CNTRL EXP \$119.59, CO RCDR DOC STRG \$6,006.84, SHRFF PREV \$3,000.80, HIDTA \$3,781.27, COMM FND \$479.54, CRT SEC FND \$377.17, PRBTN SRV \$7,881.00, AREA TRANS FND \$153,869.84, ENG/CON \$1,767.00, SHRFF FTA \$1,180.41, VAC \$4,965.65, SHRFF VEH FND \$480.00, FP BND SERV 2007 \$746,003.01, CRTHSE DEBT \$515.00

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

Expenditure for Circuit Clerk monitors

Member Hafenrichter made a motion to authorize the expenditure for Circuit Clerk Monitors from the Courthouse Expansion Fund not to exceed \$2,500.00. Member Wehrli seconded the motion. Chairman Purcell asked for a roll call vote. All members present voting aye. **Motion carried.**

Animal Control

Member Martin reviewed the minutes in the packet from the August 22, 2012 meeting.

Registration Fee for Intact Animals

Member Martin made a motion to approve the registration fees for intact animals. Member Wehrli seconded the motion.

Members discussed the reasons for the increase and the fact that the State imposed that there should be a difference in fees.

Chairman Purcell asked for a roll call vote. Members voting aye include Flowers, Hafenrichter, Martin, Petrella, Purcell and Wehrli. Members voting nay include Davidson and Koukol. **Motion carried 6-2.**

Animal Return Policy

Member Martin stated that dogs are taken as is and problems cannot always be seen. Anna Payton explained that if there happens to be a problem within the first 72 hours, they would like to be able to offer a certificate of adoption for the adoption of another animal within a 3 month period.

Member Martin made a motion to approve the Animal Return Policy. Member Wehrli seconded the motion. Chairman Purcell asked for a voice vote. All members present voting aye. **Motion carried.**

Health & Environment

Member Petrella stated that the meeting was cancelled for September. There will not be a meeting in October.

Committee of the Whole

Minutes are in the packet from the September 13, 2012 meeting. Correction to the minutes to add Elizabeth Flowers as being present.

STANDING COMMITTEE MINUTES APPROVAL

Member Flowers moved to approve all of the Standing Committee Minutes and Reports as submitted and amended. Member Hafenrichter seconded the motion. Chairman Purcell asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

SPECIAL COMMITTEE REPORTS

Public Building Commission

Member Wehrli reported that they did not meet.

VAC

Member Martin reported that they have a new President, Jeff Cox. They will be doing nominations for the new board and they talked about bonding their Treasurer and President.

Historic Preservation

Member Wehrli reviewed the minutes in the packet from the August 15, 2012 meeting.

UCCI

Member Petrella reported that the next meeting is September 24, 2012 in Springfield.

Board of Health

Member Wehrli reported that the meeting is September 18, 2012.

708 Mental Health

Member Hafenrichter had nothing to report.

Kencom Executive Board

Member Martin reported that the next meeting is on 9/27/12.

Housing Authority

Member Hafenrichter stated director has been let go and she is trying to make contact with the new director.

CHAIRMAN'S REPORT

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

APPOINTMENTS

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Mike Schoppe – Workforce Investment Board – 2 yr term – expires September 2014

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Suzanne Petrella – Workforce Investment Board – 2 yr term – expires September 2014

EXECUTIVE SESSION

Member Petrella made a motion to go into Executive Session 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, 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, and 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 Davidson seconded the motion. Chairman Purcell asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

RECONVENE

Chairman Purcell reconvened the meeting at 12:39pm.

Highway

Land Acquisition on Sherrill Road

Member Davidson moved to appropriate \$515,570.00 for land acquisition on Sherrill Road from the Transportation Sales Tax Fund. Member Martin seconded the motion. Chairman Purcell asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

ADJOURNMENT

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

Approved and submitted this 2nd day of October, 2012.
Respectfully submitted by,
Debbie Gillette,
Kendall County Clerk