

County of Kendall, Illinois
LAW, JUSTICE, AND LEGISLATION COMMITTEE
Kendall County Courthouse
807 W. John Street, Yorkville, Illinois
Monday, January 13, 2020 ~ 3:15 p.m.
Meeting Agenda

- 1. Call to order**
- 2. Pledge of Allegiance to the American Flag**
- 3. Roll call and determination of a quorum: Tony Giles (Chair), Matthew Prochaska (Vice Chair), Judy Gilmour, Audra Hendrix, Robyn Vickers**
- 4. Approval of the Agenda**
- 5. Approval of the November 20, 2019 meeting minutes**
- 6. Public Comment**
- 7. Status reports**
 - A. Coroner
 - B. Emergency Management Agency
 - C. Public Defender
 - D. Court Services/Probation
 - E. Sheriff's Office
 1. Operations Division
 2. Corrections Division
 3. Records Division
- 8. Old Business**
- 9. New Business**
 - Discussion and Approval of ISACo Legislative Proposal List
 - Discussion and Approval of ISACo Recommended Legislative Resolutions
- 10. Legislative update**
- 11. Chairman's report/comments**
- 12. Executive Session**
- 13. Adjournment**

If special accommodations or arrangements are needed to attend this County meeting, please contact the Administration Office at (630) 553-4171, a minimum of 24-hours prior to the meeting time

COUNTY OF KENDALL, ILLINOIS
Law, Justice and Legislation Committee
Wednesday, November 20, 2019
Meeting Minutes

Call to Order and Pledge Allegiance - Chair Tony Giles called the meeting to order at 3:15p.m. and led the Pledge of Allegiance.

Roll Call:

Committee Member	Status	Arrived at Meeting	Left Meeting
Tony Giles	Here		
Judy Gilmour	ABSENT		
Audra Hendrix	Yes		
Matthew Prochaska	Here		
Robyn Vickers	Here		

With four members present voting aye, a quorum was determined to conduct business.

Others Present: Public Defender Vicki Chuffo, Court Services Director Alice Elliott, EMA Director Joe Gillespie, Commander Jason Langston, Chief Deputy Mike Peters, Chief Judge Robert Pilmer, Coroner Jacquie Purcell, Commander Bobby Richardson, State’s Attorney Eric Weis

Approval of the Agenda –Member Hendrix made a motion to approve the agenda, second by Member Prochaska. **With four members present voting aye, the amended agenda was approved.**

Approval of Minutes – Member Prochaska made a motion to approve the October 22, 2019 meeting minutes, second by Member Hendrix. **With four members present voting aye, the motion carried.**

Public Comment - None

New Business

Status Reports

Coroner – Coroner Purcell reviewed the October report with the committee, and stated that all County Board members are welcome to tour the facility at any time, by calling her office. **Written report provided.**

EMA – **Written report provided.**

Public Defender – Public Defender Chuffo reported continued increase in all areas, and an increase in Jury Trials in October and November. **Written report provided.**

Court Services – Written report provided. Director Elliott briefed the committee on the partnership with DeKalb County Probation for the Leadership Institute.

Sheriff's Report

- a. **Operations Division – Written report provided.** Commander Langston reported a successful Halloween Enforcement Campaign available through an IDOT STEM grant. The Office has planned another campaign December 1st and 2nd. Commander Langston also informed the committee about a potential “Ring” Neighborhood Watch Program they are researching. Langston will update the committee on any progress with this program.
- b. **Corrections Division – Written report provided.** Commander Richardson reported an increase in the Federal Inmate housing and transportation revenues.

Old Business - None

Chairman's Report/Comments – No report

Public Comment - None

Legislative Update –Member Prochaska reported that the Veto Session has ended, and the new session will begin on January 28, 2020.

Executive Session – Not needed

Adjournment – Member Prochaska made a motion to adjourn the meeting, second by Member Hendrix. **With four members in agreement, the meeting adjourned at 3:38p.m.**

Respectfully Submitted,

Valarie McClain
Administrative Assistant and Recording Clerk



KENDALL COUNTY CORONER
— JACQUIE PURCELL —

Description	**	Month: December 2019 (FY 2020)	Fiscal Year-to- Date	December 2018/FY19
Total Deaths		26	26	27
Natural Deaths		25	25	26
Accidental Deaths		0	0	0
Pending		0	0	0
Suicidal Deaths		1	1	1
Homicidal Deaths		0	0	0
Toxicology		1	1	1
Autopsies		1	1	1
Cremation Authorizations		14	14	17
Scenes Responded to:		Transported by Coroner's Office:		External Examinations:
2		1		1

**

(s):

1. 12/26/2019 – Plano – 53yo, Male, Asphyxiation due to Bag Over Head

PERSONNEL/OFFICE ACTIVITY:

1. On December 4, Coroner Purcell facilitated the 'Lights of Hope' support group for families and friends who have been impacted by an overdose related death.
2. On December 9, Coroner Purcell toured the Gift of Hope facility in Itasca, IL.
3. On December 11, Coroner Purcell presented for 'Operation Impact' at Oswego High School.
4. On December 14, Chief Deputy Coroner Gotte presented to IL Search & Rescue Council.
5. On December 15, Chief Deputy Coroner Gotte presented to the Newark Cub Scout troop.
6. On December 16, Lynsey Ingram was hired as a Coroner's Assistant.
7. On December 23, Coroner Purcell provided an open-to-the-public morgue tour.
8. Throughout December, a total of 4.0 hours of community service hours were completed at the Kendall County Coroner's Office.

CARORUM AD CURAM

Kendall County Emergency Management Agency

1102 Cornell Lane, Yorkville Illinois 60560

Joseph T. Gillespie, Director

Tracy Page, Deputy Director

EMA/Search and Rescue Report

December 2019

December 9 - Monthly meeting cancelled due to holiday month.

December 14 - Multi Agency Search and Rescue Training in the subject of Coroner Operations, Crime Scene/Evidence Handling and K9 Human Remains Detection. Forty (40) Search and Rescue professionals from twelve (12) area agencies attended. Thank you to Levi Gotte, Kendall County Chief Deputy Coroner (Deputy Director Operations KCEMA), Justin Kness, KCEMA SAR and Bill Bailey, Wilmington ESDA for leading the training.

2020 EMPG Grant Submitted to IEMA

Continued with siren testing on the first Tuesday morning of the month

Continued with STARCOM testing first Tuesday morning of the month

Continued with WSPY EAS testing first Tuesday morning of the month

Upcoming Event:

Basic Severe Storm & Tornado Spotter Class

Instructed by the National Weather Service

February 5, 2020 @ 7pm

Oswego Fire Station 1

See attached

Basic Severe Storm & Tornado Spotter Class

Instructed by: NATIONAL WEATHER SERVICE

Wednesday, February 5, 2020

Oswego Fire Station One

3511 Woolley Road

Oswego, IL

7:00 – 9:00 PM (Doors Open 6:45 PM)

This complimentary class is open to the public with limited seating. Reserve your seat today by registering at <https://2020kendallweatherspotter.eventbrite.com>

(Chance to Win a Free Weather Radio)

THE CLASS IS HOSTED BY:

Kendall County Emergency Management Agency

This basic level course is designed to assist the participant in how to safely observe, recognize, identify and report severe storms capable of producing damaging winds, tornadoes, heavy rain, and hail. Course topics also include procedures for reporting severe weather to appropriate agencies so warnings may be issued to the public.

Who should attend: Interested persons from the Public (including students in 4th grade and up), Emergency Management, Fire, Police, Public Works, School Personnel, Bus Drivers, Amateur Radio Operators, Long Term Care Facilities, Plant Safety Personnel

For more information, visit www.weather.gov/lot/spotter_talk

Questions please contact Tracy Page at tpage@co.kendall.il.us

TO: Law, Justice and Legislation Committee Members

FROM: Victoria Chuffo, Public Defender; Monthly Report *VC*

NUMBER OF CASES ASSIGNED TO EACH PUBLIC DEFENDER
AS OF JANUARY 1, 2020

VICTORIA CHUFFO, Public Defender

- 101 cases / last month 93 cases - Felony cases

COURTNEY TRANSIER, First Asst. Public Defender

- 146 cases / last month 160 cases - Felony cases

MICHAEL MONTGOMERY, Asst. Public Defender

~ 342 cases / last month 308 cases - Felony/ Juvenile cases

LINDSEY LACHANSKI, Asst. Public Defender

- 363 cases/ last month 342 cases -
Misdemeanor/Traffic/Juvenile cases

JESSICA DEETS, Asst. Public Defender

- 369 case/ last month 351 cases -
Misdemeanor/Traffic/Juvenile cases

My office has been appointed a total of 202 new cases between December 1, 2019 and January 1, 2020. The Kendall County Public Defender's Office currently has 1,321 open cases as of today's date; January 1, 2020. The Public Defender appointments for misdemeanor, driving under the influence of alcohol, juvenile delinquency and juvenile truancy have increased since last month. My office has been appointed to 16 individuals for bond call only appointments from December 1, 2019 to January 1, 2020.

To: Kendall County Board * Law, Justice and Legislation Committee
From: Alice Elliott, Director * Kendall County Court Services
Date: Jan 2020
Re: Monthly Report

Juvenile Detention – FY2020 ~ Costs Incurred

Kendall County Court Services FY2020 Summary - Juvenile Detention					Same Time 2019	Same Time 2018	Same Time 2017	Same Time FY2016	Same Time FY2015
Month	Total New Admissions	Total Holdovers*	Total Days	Total Cost Incurred					
					\$18,652.00* Paid FY19 incurred FY18				
12/2019	3	4	55	\$6,600	\$17,640.00	\$10,450.00	\$8,690.00	\$15,620.00	\$3,000.00
01/2020	6	1	93	\$11,160	\$12,120.00	\$9,020.00	10,560.00	15,180.00	8,400.00
02/2020					\$10,320.00	\$11,330.00	15,070.00	11,110.00	4,100.00
03/2020					\$6,840.00	\$21,730.00	9,900.00	3,410.00	2,300.00
04/2020					\$7,920.00	\$15,960.00	13,640.00	5,940.00	2,400.00
05/2020					\$18,840.00	\$10,560.00	5,610.00	4,180.00	7,800.00
06/2020					\$24,000.00	\$7,320.00	6,270.00	11,660.00	5,500.00
07/2020					\$14,880.00	\$11,760.00	1,540.00	10,120.00	8,400.00
08/2020					\$4,560.00	\$12,000.00	3,850.00	11,880.00	7,400.00
09/2020					\$4,560.00	\$9,120.00	9,130.00	2,640.00	16,000.00
10/2020					\$9,000.00	\$15,120.00	10,780.00	5,610.00	15,440.00
11/2020					Paid in FY20	\$18,600.00	5,170.00	11,110.00	15,100.00
TOTAL				\$17,760.00	\$149,332.00	\$152,970.00	\$100,210.00	\$108,460.00	\$95,840.00

*Holdover=A minor detained on the last day of the previous month carried over to the first day of the current month.

Kendall County Fiscal Year 2020 (Juvenile Detention):

Amount Budgeted: \$ 150,000.00
Amount Expended: \$ 17,760.00
Amount Remaining: \$ 32,240.00

Kendall County Fiscal Year 2020 (Juvenile Board & Care):

Amount Budgeted: \$ 70,000.00
Amount Expended: \$ 0
Amount Remaining: \$ 70,000.00

Juvenile Board & Care - FY2020 ~ Costs Incurred

	Number of Minors Placed	Days Paid	Total Monthly Cost Incurred	Total Cost Incurred (Running Total)
12/2019	NA	NA	NA	NA
01/2020	NA	NA	NA	NA
02/2020				
03/2020				
04/2020				
05/2020				
06/2020				
07/2020				
08/2020				
09/2020				
10/2020				
11/2020				
TOTAL				

Items Worthy of notice to the County Board:

In December, Court Services welcomed Alicia Mehnert as our newest probation officer. She filled the position vacated by Heather Benner when she was promoted to Supervisor. Mrs. Mehnert is a Kendall County resident and comes with several years of experience as a probation officer in DuPage County. She is a welcome addition to the department. We are currently interviewing for a support staff position and hope to have this position filled quickly. In February, we anticipate adding a 2nd part time drug test technician. The funding for this position comes from probation service fees vs general fund and is included in the approved budget for this calendar year.

KENDALL COUNTY SHERIFF'S OFFICE

MONTH-END REPORT



DECEMBER

2019

OPERATIONS DIVISION

POLICE SERVICES	December-18	December-19
Calls for Service	605	590
Police Reports	283	339
Total Arrests	72	59
Ordinance Citations Issued	1	0

TRAFFIC SERVICES	December-18	December-19
Traffic Contacts	405	1,052
Traffic Citations Issued	132	221
DUI Arrests	2	5

TRAFFIC CRASH INVESTIGATIONS	December-18	December-19
Property Damage	50	34
Personal Injury	14	31
Fatalities	0	0
TOTAL CRASH INVESTIGATIONS	64	65

VEHICLE USAGE	December-18	December-19
Total Miles Driven by Sheriff's Office	54,823	63,638
Vehicle Maintenance Expenditures	\$2,078	\$1,980
Fuel Expenditures	\$7,975	\$10,827
Fuel Gallons Purchased	4,245	4,821
Squad Damage Reports	0	0

AUXILIARY DEPUTIES	December-18	December-19
Ride-A-Long Hours	13	13
Auxiliary Hours	23	25
TOTAL AUXILIARY HOURS	35	38

EVIDENCE/PROPERTY ROOM	December-18	December-19
New Items Into Property Room	80	143
Disposal Orders Processed	0	33
Items Disposed Of	1	26
DVD/VHS Copy Requests	42	13
Items Sent to Crime Lab for Processing	4	1
Pounds of Prescription Meds Collected from Drop Box Program	25	11

INVESTIGATIONS/COPS ACTIVITIES	December-18	December-19
Total Assigned Cases (Patrol/Invest)	35	15
Total Closed Cases (Patrol/Invest)	39	30
Total Open Cases (Patrol/Invest)	156	103
Community Policing Meetings/Presentations	25	31

Sex Offender / Violent Offenders Against Youth Registrations	December-18	December-19
Sex Offender Registrations	5	15
Sex Offender - Address Verifications Completed	5	0
Sex Offender - Address Verification Attempted	15	12
Total # of Sex Offenders- Jurisdiction	31	31
Total # of Sex Offenders- Entire County	69	77
Violent Offenders Against Youth Registrations	1	0
VOAY - Address Verification Completed	0	0

VOAY - Address Verification Attempted	0	0
Total # of VOAY- Jurisdiction	3	3
Total # of VOAY- Entire County	14	21

RECORDS DIVISION

SHERIFF SALES	December-18	December-19
Sales Scheduled	25	34
Sales Cancelled	21	19
Sales Conducted	4	15

CIVIL PAPERWORK	December-18	December-19
Papers Filed/Received	181	108
Papers Served/Executed	203	82

REPLEVINS/LEVY	December-18	December-19
Replevin/Levy Scheduled	-	1
Replevin/Levy Conducted	-	0

SUBPOENA/FOIA REQUESTS	December-18	December-19
Accident Reports	20	35
Background Checks	17	20
Incidents	49	40
Subpoenas	2	5
TOTAL REQUESTS	88	100

WARRANTS	December-18	December-19
Total Warrants on File	1,422	1,404
New Warrants Issued	119	125
Total Warrants Served	91	96
Warrants Quashed	19	23

EVICCTIONS	December-18	December-19
Evictions Scheduled for Month	8	10
Evictions Cancelled	3	7
Evictions Conducted	5	3

FEES	December-18	December-19
Civil Process Fees	\$1,344	\$4,235
Sheriff Sales Fees	\$4,800	\$7,200
Records Fees/Fingerprinting	\$105	\$200
Bond Processing Fees	\$670	\$1,119
TOTAL FEES COLLECTED	\$6,919	\$12,754

CORRECTIONS DIVISION

JAIL POPULATION	December-18	December-19
New Intake Bookings	199	193
Inmates Released	212	200
Federal Inmate ADP	72	85
Kendall County Inmate ADP	58	64
Other Jurisdictions Inmate ADP	9	4
Average Daily Population	139	153

JAIL MEALS	December-18	December-19
Number of Meals Prepared Consolidated Food	12460	13,376
Price Per Meal	\$1.26	\$1.26

INMATE TRANSPORTS	December-18	December-19
To and From Kendall County Courthouse	90	48
Other County Court Transports	9	12
Out of County Prisoner Pickups	18	10
To I.D.O.C	7	2
Medical/Dental Transports	9	8
Court ordered medical transports	1	13
Juvenile To and From Youth Homes/Courts	21	16
Federal Transports	93	19
TOTAL INMATE TRANSPORTS	248	128

INMATE WORK CREWS	December-18	December-19
Number of Inmates	6	6
Number of Locations	3	3
Total Hours Worked	9	12

REVENUE	December-18	December-19
Amount Invoiced for Inmates Housed for Other Juris.	\$16,740	\$7,440
Amount Invoiced for Federal Housing	\$167,025	\$209,680
Amount Invoiced for Federal Court Transport	\$13,697	\$12,669
Amount Invoiced for Federal Medical Transport	\$107	\$4,658
TOTAL INVOICED \$	197,569	\$234,447

MEDICAL BILLING	December-18	December-19
Medical Contractual Services	\$15,381	\$23,101
Prescriptions	\$704	\$1,302
Medical	\$699	\$1,289
Dental	\$0	\$0
Emergency Medical Services	\$0	\$224
Medical Supplies	\$183	\$477
TOTAL MEDICAL BILLING	\$16,967	\$26,393

Outstanding FTA Fees	December-18	December-19
FTA Fees- Outstanding	\$450	\$450

COURT SECURITY	December-18	December-19
Entries	12,104	13,052
Items X-rayed	4,747	4,682
Bond Call - In Person		26
Bond Call - Video	48	38
Kendall Prisoners	79	61
Other Prisoners	32	36
Arrests made at Courthouse	17	22
Contraband Refused	77	78

KCSO TRAINING

CORRECTIONS DIVISION	December-18	December-19
NATURE OF TRAINING		
BAO Certification PBT-E		3
Mandatory Firearms Qualifications		1
CourtSmart Monthly Training		5
Lexipol Daily Training Bulletins		34.5
Winter Shoot		98
BLS CPR Certification		101.5
Mental Health Training Kendall County Health Department		15
Intercept Basic Radiation Safety & Operator Training		4
Taser Instructor Course Re-certification		16
BAO Recertification		6
LEADS Recertification		3
FBI LEEDA Supervisory Leadership Institute		56
TOTAL HOURS	308.25	343

OPERATIONS DIVISION	December-18	December-19
NATURE OF TRAINING		
Mandatory Firearms Qualifications		7
CourtSmart Monthly Training		25
Lexipol Daily Training Bulletin		35.25
Comprehensive DUI Awareness		8
ICRMT Unlawful Harassment Prevention		1
Trauma Informed Response to Sex Assault/Abuse Refresher		16
Internal Affairs, Administrative Inv. & Citizen Compl		20
2020 Marijuana Law and SFST		266
Celebrite Recertification CCO+CCPA		5
Data Driven Approaches to Crime & Traffic Safety		32
Mental Health Training Kendall County Health Department		10
Taser Instructor Course Re-certification		8
LEADS Recertification		7.5
FBI LEEDA Supervisory Leadership Institute		28
TOTAL HOURS	610	469

COURT SECURITY	December-18	December-19
NATURE OF TRAINING		
Taser X2 Certification		5
TOTAL HOURS	5.25	5

RECORDS DIVISION	December-18	December-19
NATURE OF TRAINING		
Basic HIPAA Privacy & Security		1.5
HIPAA Privacy & Security Training for Business Associates		1.5
Advanced HIPAA Privacy and Security		6.5
Juvenile Expungement Law Update and Other Timely Topics		5
TOTAL HOURS	1	15

AUXILIARY	December-18	December-19
NATURE OF TRAINING		
	3.5	0
TOTAL HOURS	3.5	0



**Illinois State Association of Counties (ISACo)
2020 Legislative Proposal Submissions
November 25, 2019
DRAFT DOCUMENT**

The following proposals have been approved by ISACo's Legislative Committee for consideration by the Board of Directors. Proposals approved by the Board of Directors will become part of ISACo's 2020 ICAP.

- **Expand authority to impose a county Motor Fuel Tax (MFT) not to exceed 8 cents per gallon to all non-home rule county boards for the ongoing maintenance and construction of essential infrastructure.**
- **Establish an 80% funding target for Illinois Municipal Retirement Fund (IMRF) to reduce the mandatory annual employer contribution while maintaining a strong financial position for IMRF.**
- **Create a statutory right for employer and employee representatives to observe the tabulation of votes during IMRF Board of Trustees elections.**
- **Require the county chairperson and vice-chairperson to be elected by a majority of those elected to the board instead of among those present at the meeting during which the election is held. Permit the vice-chairperson to fill a vacancy left by a departed chairperson only until a new chairperson is elected and not for the remainder of a two-year term. This proposal would only affect counties that elect their chair and vice-chair from among county board members.**
- **Amend the law to allow a county special use ordinance/permit to be rescinded under certain circumstances despite the county not having included a revocation clause in the ordinance/permit.**
- **Extend to all counties the Cook County provision allowing for a three-year look back to collect erroneously claimed homestead exemptions.**

- **Merge the McHenry and Lake County Regional Offices of Education (ROE).**
- **Authorize county boards to hire attorneys intended to serve the needs of the boards.**
- **Expand regulatory authority over adult entertainment facilities in unincorporated areas of the county when the facilities involve exposure of specified anatomical areas or performance of specified sexual services or activities. This proposal seeks to expand the authority granted to DuPage County in SB 1580 to all other non-home rule counties.**
- **Amend the law to require that a county change a duplicate township name only if the duplicate names exist within a single county.**
- **Amend the law to consider the county board as a “co-employer” when the circuit clerk’s office is involved in labor negotiations with its bargaining unit. This will allow the county board, as the appropriating body, to participate in labor negotiations.**
- **Remove the statutory provision that allows an objection by a township to increase the vote threshold necessary for a county board to approve a zoning ordinance or resolution in a county with fewer than 600,000 residents.**
- **Allow local governments under the Property Tax Extension Limitation Law (PTELL) to include the amount of abated property taxes within the following year’s aggregate extension. The intent of the proposal is to eliminate the disincentive local governments have to abate taxes because they are unable to recapture the foregone revenue.**
- **Allow current newspaper publication requirements for assessed valuation changes within a county to be satisfied by the posting of information on a county website.**



**2020 Draft
Resolutions**

Index of Resolutions

- 2019-01** **Resolution Urging the General Assembly and Governor to Honor State-Shared Partnership Revenue**
- 2019-02** **Resolution in Support of Expanding the Ability of Counties to Pursue and Perfect Self-Governance**
- 2019-03** **Resolution Urging the General Assembly and Governor to Repeal the Administrative Fee on Local Sales Tax Collections**
- 2019-04** **Resolution Urging the General Assembly and Governor to Enact Automatic Appropriation Authority for All State-Collected Local Funds**
- 2019-05** **Resolution Urging the General Assembly and Governor to Establish Transportation Funding Fairness**
- 2019-06** **Resolution in Support of Pursuing a Full and Accurate Count of Illinois' Population During the 2020 Decennial Census**
- 2019-07** **Resolution Urging the Illinois Congressional Delegation to Support an Extension of Federal Medicaid Payments to Detainees Awaiting Trial in County Jails**
- 2019-08** **Resolution Urging the Illinois Congressional Delegation to Support Rural Broadband Deployment**
- 2019-09** **Resolution Urging the Illinois Congressional Delegation to Preserve Local Zoning Authority in Deployment of Next Generation Telecommunications**
- 2019-10** **Resolution Urging the Illinois Congressional Delegation to Support County Priorities in Any New Federal Infrastructure Package or Surface Transportation Reauthorization**



Resolution Urging the General Assembly and Governor to Honor State-Shared Partnership Revenue

WHEREAS, counties provide fundamental and important services to their residents including, but not limited to, justice and public safety services, transportation infrastructure, community health services, human services, parks and recreation opportunities and election administration; and

WHEREAS, the state of Illinois has a long-standing tradition of helping to support these local services through the collection and distribution of tax revenues on behalf of counties; and

WHEREAS, counties rely on these shared revenues in order to invest in services that residents cannot, nor should not, do without; and

WHEREAS, these shared revenues are the result of a good faith historical partnership between the state and county governments in Illinois.

NOW, THEREFORE, BE IT RESOLVED that the Illinois State Association of Counties (ISACo) urges the General Assembly and the Governor to take any necessary action to protect and preserve Local Government Distributive Fund (LGDF) revenue, Personal Property Replacement Tax (PPRT) revenue, local sales tax revenue, Motor Fuel Tax (MFT) revenue and any other state-collected government revenues that enable counties to provide appropriate levels of service to their residents.

Adopted Friday, December 13, 2019

Deborah Sims, President
Illinois State Association of Counties



Resolution in Support of Expanding the Ability of Counties to Pursue and Perfect Self-Governance

WHEREAS, the framers of the Illinois Constitution of 1970 recognized that a fundamental challenge facing local governments was a lack of authority to craft local solutions for local problems; and

WHEREAS, the framers also believed local government, being closer to the citizens, would be more responsive to the needs of residents and should therefore be strengthened to free the General Assembly from having to consider a host of bills and issues for which the General Assembly had less knowledge than local officials; and

WHEREAS, the mechanism chosen by the framers and endorsed by voters for strengthening local government was the introduction of home rule authority within Article VII of the Illinois Constitution of 1970; and

WHEREAS, home rule authority is available to many cities, villages and towns but was only conferred to one Illinois county; and

WHEREAS, the problems confronting local governments have grown significantly since the adoption of the Constitution of 1970; and

WHEREAS, democratically-elected county boards and officials, acting on behalf of their residents, should have access to the tools necessary to address the unique challenges and needs that confront their counties.

NOW, THEREFORE, BE IT RESOLVED that the Illinois State Association of Counties (ISACO), urges the General Assembly and Governor to support legislation and policies that have the effect of providing the 101 Illinois counties without home rule authority the tools and opportunities available to a county operating under home rule.

Adopted Friday, December 13, 2019

Deborah Sims, President
Illinois State Association of Counties



Resolution Urging the General Assembly and Governor to Repeal the Administrative Fee on Local Sales Tax Collections

WHEREAS, counties are responsible for funding local programs and services for their residents; and

WHEREAS, funding these programs and services requires sufficient revenues; and

WHEREAS, counties have the option of imposing a local sales tax; and

WHEREAS, the state collects these locally-imposed sales taxes on behalf of counties; and

WHEREAS, the State Fiscal Year 2020 budget imposed a 1.5% administrative fee on locally-imposed sales taxes collected by the state, with the money being transferred to the Tax Compliance and Administration Fund; and

WHEREAS, the administrative fee represents a burdensome and objectionable diversion of local tax revenues raised by counties that adopted the tax by vote of the corporate authorities and/or following the approval of local voters.

NOW, THEREFORE, BE IT RESOLVED that the Illinois State Association of Counties (ISACo) urges the General Assembly and the Governor to repeal the 1.5% administrative fee on locally-imposed sales taxes and restore these critical funds to county governments for the direct funding of programs and services for their residents.

Adopted Friday, December 13, 2019

Deborah Sims, President
Illinois State Association of Counties



Resolution Urging the General Assembly and Governor to Enact Automatic Appropriation Authority for All State-Collected Local Funds

WHEREAS, the state of Illinois partners with local governments by collecting several essential revenue sources and remitting the funds to local governments; and

WHEREAS, these critical revenue sources include the Local Government Distribution Fund, Corporate Personal Property Replacement Tax, Sales Tax, Motor Fuel Tax (MFT), video and casino gaming revenue, Use Tax and 9-1-1 revenues; and

WHEREAS, of these taxes collected and remitted to local governments, MFT, video and casino gaming revenues, the Use Tax and 9-1-1 revenues require annual appropriation authority prior to being distributed to local governments; and

WHEREAS, the inability of the state to always authorize the release of these funds in a timely manner endangers local budgets and services to residents, including basic services such as street repair and snow removal that are intended to allow for safe travel on public roads; and

NOW, THEREFORE, BE IT RESOLVED that the Illinois State Association of Counties (ISACO) urges the General Assembly and the Governor to support legislation that creates automatic appropriation authority for MFT revenues, video and casino gaming revenues, Use Tax revenues and 9-1-1 revenues each year.

Adopted Friday, December 13, 2019

Deborah Sims, President
Illinois State Association of Counties



Resolution Urging the General Assembly and Governor to Establish Transportation Funding Fairness

WHEREAS, the General Assembly and the Governor enacted a \$45.6 billion infrastructure package in 2019; and

WHEREAS, much of this revenue will fund critical transportation infrastructure projects that will improve the safety and efficiency of Illinois' network of roads and bridges; and

WHEREAS, one of the funding sources for the investment in Illinois' transportation network is an increase in the state's Motor Fuel Tax (MFT) from 0.19 cents per gallon to 0.38 cents per gallon; and

WHEREAS, the non-home rule counties of DuPage, Kane, Lake, McHenry and Will have special statutory authority to impose a county MFT not to exceed eight cents per gallon following passage of an ordinance or resolution by the county board; and

WHEREAS, the other 96 non-home rule counties do not have statutory authority to raise additional revenue locally through the MFT to fund their critical transportation needs; and

WHEREAS, this inequity in funding opportunities creates a public policy that suggests the transportation infrastructure needs of some counties are less important than the transportation infrastructure needs of other counties.

NOW, THEREFORE, BE IT RESOLVED that the Illinois State Association of Counties (ISACo) urges the General Assembly and the Governor to correct this transportation funding inequity by enacting legislation permitting all non-home rule counties to impose a county MFT not to exceed eight cents per gallon following passage of an ordinance or resolution by the county board.

Adopted Friday, December 13, 2019

Deborah Sims, President
Illinois State Association of Counties



Resolution in Support of Pursuing a Full and Accurate Count of Illinois' Population During the 2020 Decennial Census

WHEREAS, the U.S. Census Bureau is required by the U.S. Constitution to conduct a count of the population to help shape the foundation of our society and play an active role in American democracy; and

WHEREAS, the population of the United States continues to grow and evolve toward a more populous and racially diverse society; and

WHEREAS, the Illinois State Association of Counties (ISACo) is committed to ensuring that every resident is counted in the 2020 decennial census; and

WHEREAS, billions of dollars per year in federal and state funding are allocated to communities, and decisions are made on matters of national and local importance based on census data, including healthcare, community development, housing, education, transportation, social services, employment and much more; and

WHEREAS, census data determines how many seats each state will have in the U.S. House of Representatives as well as the redistricting of state legislatures, county and city councils and voting districts; and

WHEREAS, the General Assembly and Governor approved the expenditure of \$29 million within the State Fiscal Year (SFY) 2020 budget to invest in efforts to secure an accurate census count in Illinois.

NOW, THEREFORE, BE IT RESOLVED that the Illinois State Association of Counties strongly supports ongoing efforts to pursue and achieve a full and accurate count of Illinois residents during the decennial census and encourages local governments and community organizations to participate in this important endeavor.

Adopted Friday, December 13, 2019

Deborah Sims, President
Illinois State Association of Counties



Resolution Urging the Illinois Congressional Delegation to Support an Extension of Federal Medicaid Payments to Detainees Awaiting Trial in County Jails

WHEREAS, counties nationwide invest \$176 billion annually in community health systems and justice and public safety services, including the entire cost of medical care for all arrested and detained individuals; and

WHEREAS, current federal law prohibits the use of federal funds and services, such as Medicaid and the Children's Health Insurance Program (CHIP), for health care provided to inmates of a public institution; and

WHEREAS, public institutions include local jails operated by counties; and

WHEREAS, the federal fund prohibition has cut off federal health benefits to local jail inmates who are presumed innocent while awaiting trial; and

WHEREAS, the cost to provide inmates in county jails with health care leaves counties responsible for the full cost of inmates' health care rather than the traditional federal, state and local partnership for safety-net services; and

WHEREAS, the Medicaid inmate exclusion policy has resulted in making county jails some of the largest behavioral health care funders and providers in our communities.

NOW, THEREFORE, BE IT RESOLVED that the Illinois State Association of Counties (ISACO) urges the Illinois Congressional Delegation and United States Congress to support federal legislation to require the federal Medicaid Program to contribute the federal Medicaid match for health and mental health care that is provided while a detainee is incarcerated and awaiting trial.

Adopted Friday, December 13, 2019

Deborah Sims, President
Illinois State Association of Counties



Resolution Urging the Illinois Congressional Delegation to Support Rural Broadband Deployment

WHEREAS, access to affordable high-speed internet has been widely recognized as essential to an individual's ability to compete in today's economy; and

WHEREAS, connectivity issues continue to plague counties across the United States, including Illinois; and

WHEREAS, according to the Federal Communication Commission (FCC), approximately 19 million Americans representing 6 percent of the population lack access to even basic broadband services; and

WHEREAS, connectivity is imperative for economic competitiveness in the 21st century and effects county residents' ability to engage in e-commerce and the gig economy, distance learning and tele-health facilities; and

WHEREAS, counties lacking access to even basic broadband infrastructure are at a competitive disadvantage, exacerbating the economic divide between rural and urban areas.

NOW, THEREFORE, BE IT RESOLVED that the Illinois State Association of Counties (ISACO) urges the Illinois Congressional Delegation and the United States Congress to work with local officials when drafting legislation that would encourage the use of state or county owned land, including public rights-of-way, to build new wireless infrastructure including 5G wireless networks, to expand service to rural areas, or to promote digital equity. ISACO supports universal access to reliable wireline and wireless high-speed broadband service and believes expansion of the service to be crucial for education, employment and economic development.

Adopted Friday, December 13, 2019

Deborah Sims, President
Illinois State Association of Counties



Resolution Urging the Illinois Congressional Delegation to Preserve Local Zoning Authority in Deployment of Next Generation Telecommunications

WHEREAS, on September 26, 2018, the Federal Communications Commission (FCC) approved a new rule on 5G wireless network deployment that significantly restricts local authority; and

WHEREAS, the FCC action limits fees and constrains the time period to 60 days by which local governments must evaluate applications from wireless companies to attach 5G small cells to existing structures and 90 days to review applications for equipment on entirely new structures; and

WHEREAS, by narrowing the window for evaluating 5G deployment applications, the FCC rule would prevent local governments from properly assessing and mitigating the impact broadcasting facilities may have on the public health, safety and welfare of the community; and

WHEREAS, 5G's reliance on a large network of small cell sites will place a considerable administrative strain on local governments' ability to process the exponential increase in applications for small cells from service providers; and

WHEREAS, legislation known as the STREAMLINE Small Cell Deployment Act has been introduced in Congress to essentially codify the FCC rule and place limits on the authority of local governments to regulate the deployment of wireless communications infrastructure within county jurisdictions.

NOW, THEREFORE, BE IT RESOLVED that the Illinois State Association of Counties (ISACO) urges the Illinois Congressional Delegation and the United States Congress to oppose efforts to abridge local authority over small cell regulation and deployment via legislation or administrative rules. Be it further resolved that the Illinois Congressional Delegation and the United States Congress support legislation to reverse the FCC ruling, which is currently embattled in the 10th Circuit Court.

Adopted Friday, December 13, 2019

Deborah Sims, President
Illinois State Association of Counties



Resolution Urging the Illinois Congressional Delegation to Support County Priorities in Any New Federal Infrastructure Package or Surface Transportation Reauthorization

WHEREAS, counties play a critical role in the nation's transportation system, owning 45 percent of all public roads and building and maintaining 38 percent of the National Bridge Inventory; and

WHEREAS, counties operate 78 percent of all public transit agencies and 34 percent of public airports that connect residents, communities and business with the global economy; and

WHEREAS, it is critical that federal policy makers recognize counties as major owners of infrastructure; and

WHEREAS, reliable federal investments through a new, long-term infrastructure package or surface transportation authorization, developed in consultation with federal, state and local partners, would allow counties to pursue much-needed infrastructure improvements and transformative surface transportation projects.

NOW, THEREFORE, BE IT RESOLVED that the Illinois State Association of Counties (ISACo) urges the Illinois Congressional Delegation and the United States Congress to work in a bi-partisan manner within a strong federal-state-local partnership framework to update the nation's infrastructure based upon reliable funding mechanisms and local flexibility to use additional financing tools. Be it further resolved that any new federal infrastructure package include a robust rural infrastructure component and a sufficient funding match.

Adopted Friday, December 13, 2019

Deborah Sims, President
Illinois State Association of Counties