

**KENDALL COUNTY BOARD AGENDA  
ADJOURNED SEPTEMBER MEETING**

**Kendall County Office Building, Rooms 209 & 210  
Tuesday, January 16, 2018 at 9:00 a.m.**

1. Call to Order
2. Roll Call
3. Determination of a Quorum
4. Approval of Previous Month's Minutes
5. Approval of Agenda
6. Special Recognition
7. Correspondence and Communications – County Clerk
8. Citizens to Be Heard
9. Executive Session
10. Old Business
11. New Business
  - A. Authorize Sheriff, on behalf of HIDTA, to purchase 2 surveillance platforms for an amount not to exceed \$318,639.45
  - B. Approval of Global Release and Settlement Agreement in Crystal Avalos as administrator of the Estate of Luis Carlos Rodriguez v. Northville Township et al., Case Number 2016L63 (Kendall County Circuit Court) with a zero dollar contribution from Kendall County, Illinois
  - C. Approve Resolution Relating to Participation by Elected Officials in IMRF – Clerk & Recorder, Treasurer & Sheriff
  - D. Approve Resolution Relating to Participation by Elected Officials in IMRF – Circuit Clerk, Coroner & State's Attorney
  - E. Approval of an Amendment to an Ordinance Regulating the Retail Sale of Alcoholic Liquors Outside the Corporate Limits of any City, Village or Incorporated Town in Kendall County, Illinois
12. Elected Officials Report and Other Department Reports
  - A. Sheriff
  - B. County Clerk
  - C. Treasurer
  - D. Clerk of the Court
  - E. State's Attorney
  - F. Coroner
  - G. Health Department
  - H. Supervisor of Assessments
13. Standing Committee Reports
  - A. Planning, Building & Zoning
    1. Approval of Petition 18-01 Request from Erich and Amy Kaiser for the Revocation of a Special Use Permit Awarded by Ordinance 2008-09 Allowing the Operation of Landscaping Business at 17609 Galena Road (01-06-100-006) in Little Rock Township
  - B. Law, Justice and Legislation
  - C. Administration/HR
    1. Approval of Resolution Authorizing Execution and Amendment of Section 5311 Grant Agreement
    2. Approval of Technology Services Director Job Description
  - D. Highway
    1. Approve Resolution opposing SB 1451
  - E. Facilities
    1. Approve contract with NRG Curtailment Solutions to serve as the Kendall County Demand Response provider
  - F. Finance
    1. Approve Claims in an amount not to exceed \$441,067.01 , Grand Juror Claims in an amount not to exceed \$232.28 and Petit Juror Claims in an amount not to exceed \$1,686.31
    2. Approve Coroner Claims in an amount not to exceed \$954.86
  - G. Health & Environment
  - H. Labor and Grievance
  - I. Committee of the Whole
  - J. Standing Committee Minutes Approval

14. Special Committee Reports
  - A. VAC
  - B. UCCI
  - C. Historic Preservation
  - D. Board of Health
  - E. Juvenile Justice Counsel
  - F. Regional Office of Education
15. Other Business
16. Chairman's Report
  - A. Aurora Election Commission

**Appointments  
Announcements**

17. Citizens to be Heard
18. Questions from the Press
19. Adjournment

**KENDALL COUNTY BOARD  
ADJOURNED SEPTEMBER MEETING  
December 19, 2017**

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, December 19 at 9:00 a.m. The Clerk called the roll. Members present: Chairman Scott Gryder, Lynn Cullick, Bob Davidson, Elizabeth Flowers, Judy Gilmour, Audra Hendrix, Matt Kellogg, Matt Prochaska and John Purcell. Absent was: Tony Giles.

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

**THE MINUTES**

Member Cullick moved to approve the submitted minutes from the regular County Board Meeting of November 21, 2017. Member Davidson seconded the motion. Chairman Gryder asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

**THE AGENDA**

Chairman Gryder noted that Agenda item G under New Business was not ready. Member Gilmour moved to approve the agenda as amended. Member Flowers seconded the motion. Chairman Gryder asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

**CORRESPONDENCE AND COMMUNICATIONS**

None.

**SPECIAL RECOGNITION**

**Sandy Pastore, Oswego Senior Center**

Ms. Pastore provided an informative digital presentation regarding the Oswego Senior Center, issues with which seniors must cope and the need to raise community awareness of the impact aging may have in societal concerns. She shared comments on the changing perceptions regarding aging as well as ideas related to the Gerontology Workforce Initiative.

**CITIZENS TO BE HEARD**

Todd Milliron of Yorkville had questions related to the application process for Class A liquor licenses and transparency. He'd like to know how the assistant liquor commissioner was appointed. He indicated the Liquor License Ordinance is on the County Clerk's website.

Richard Wade, Little Rock Township Highway Commissioner; Mayor Bob Hausler, City of Plano; Fire Chief Greg Witek, Little Rock-Fox Fire Protection District; and Chief Jonathon Whowell, City of Plano Police Department each spoke to the Board about the need for a cooperative effort between Little Rock Township, the City of Plano and Kendall County in extending Mitchell Drive into a through connection. They expressed their concerns regarding public safety and accidents in the area, along with the rerouting of traffic flow due to the indefinite closure of Eldamain Road. Concern was expressed about response time since in an emergency, minutes can make the difference between life and death. Chief Witek and Chief Whowell further explained that there are traffic dangers to emergency personnel as well citizens.

**EXECUTIVE SESSION**

None.

**OLD BUSINESS**

**Licensing Intergovernmental Agreement / Kendall County and KenCom**

Member Davidson moved to approve a Licensing Intergovernmental Agreement between Kendall County and KenCom with a Onetime buy in cost of \$28,275.00 and an annual maintenance cost through 2026 not to exceed \$55,682.06. Member Prochaska seconded the motion. The Chair asked for a roll call vote. All members present voting aye. **Motion carried.**

A complete copy of IGAM 17-41 is available in the Office of the County Clerk.

**Assignment - Intergovernmental Agreement / Kendall County and KenCom**

Member Cullick moved to approve the Intergovernmental Agreement between Kendall county and KenCom Assignment. Member Hendrix seconded the motion. The Chair asked for a roll call vote. All members present voting aye. **Motion carried.**

A complete copy of IGAM 17-42 is available in the Office of the County Clerk.

**Attachment A - Licensing Intergovernmental Agreement between the Kendall County and KenCom for LERMS**

Member Davidson moved to approve Attachment A to the Licensing Intergovernmental Agreement between the Kendall County and KenCom for LERMS annual maintenance cost through 2026 not to exceed \$373,960.03. Member Hendrix seconded the motion. The Chair asked for a roll call vote. All members present voting aye. **Motion carried.**

A complete copy of IGAM 17-43 is available in the Office of the County Clerk.

**Security and Operations Intergovernmental Agreement**

Member Davidson moved to approve the Security and Operations Intergovernmental Agreement between Kendall County and KenCom. Member Hendrix seconded the motion. The Chair asked for a roll call vote. All members present voting aye. **Motion carried.**

A complete copy of IGAM 17-44 is available in the Office of the County Clerk.

**NEW BUSINESS**

**Food Pantry Awareness Month**

Member Kellogg moved to approve the resolution declaring December 2017 as Kendall County Food Pantry Awareness Month. Member Flowers seconded the motion. Chairman Gryder asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

**A RESOLUTION DECLARING DECEMBER 2017  
AS KENDALL COUNTY FOOD PANTRY AWARENESS MONTH**

**Resolution No. 17-33**

---

---

**WHEREAS**, the problem of hunger is a world-wide problem; and

**WHEREAS**, the problem of hunger exists within Kendall County, Illinois; and

**WHEREAS**, the Kendall County Food Pantry was established in 1983, in order to provide food to residents of Kendall County that are unable to afford to purchase food for their families; and

**WHEREAS**, the Kendall County Food Pantry is operated by a volunteer staff, with no paid employees; and

**WHEREAS**, over fifty thousand families, consisting of over one hundred thousand people have been served by the Kendall County Food Pantry since its inception, and within the last year, the Kendall County Food Pantry has served over seven thousand families; and

**WHEREAS**, while national concerns and world-wide problems concern all Americans, the problem of hunger and inadequate food for local citizens of Kendall County remains and it is the right and obligation of all citizens of Kendall County to help alleviate hunger on a local basis; and

**WHEREAS**, it is the intention of the Kendall County Board to increase the awareness of Kendall County residents to the existence of the Kendall County Food Pantry, to recognize and support the Kendall County Food Pantry and its volunteers, and further to encourage the donation of food to the Kendall County Food Pantry by all residents of Kendall County that are able to contribute to said cause;

**BE IT HEREBY RESOLVED** The Kendall County Board does hereby declare that December 2017 shall be "Kendall County Food Pantry Month" in Kendall County.

**BE IT FURTHER RESOLVED** that all residents of Kendall County are asked to contribute non-perishable food items or make a monetary donation to the Kendall County Food Pantry.

**BE IT FURTHER RESOLVED** that residents of Kendall County may donate items at the Kendall County Courthouse, Public Safety Center, Health and Human Services Building, County Highway Building or County Office Building during normal business hours through January 19<sup>th</sup>, 2018.

Passed and adopted by the County Board of Kendall County, Illinois this \_\_19th\_\_ day of \_\_December\_\_\_\_\_, 2017.

Scott Gryder, Chairman Kendall County Board

**State’s Attorney Appellate Prosecutor Resolution**

Member Purcell moved to approve the State’s Attorney Appellate Prosecutor Resolution for Fiscal Year 2018 (December 1, 2017 to November 30, 2018) and authorization of payment for services in the amount not to exceed \$32,000. Member Flowers seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

A complete copy of Resolution 17-34 is available in the Office of the County Clerk.

**Public Defender Salary**

Member Hendrix made a motion to set FY 2017-2018 salary for the Public Defender in the amount of \$149,857.20. Member Flowers seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

**Supervisor of Assessment Salary**

Member Flowers made a motion to set FY 2017-2018 salary for the Supervisor of Assessments in the amount of \$85,900.00. Member Cullick seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

**Employment Agreement between Kendall County and Scott Koepfel**

Member Cullick made a motion to approve the Employment Agreement between Kendall County and Scott Koepfel as County Administrator with a term of December 1, 2017 through November 30, 2020 set at a starting salary in the amount of \$122,000.00. Member Davidson seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

**Collective Bargaining Agreement / Patrol Deputies**

ASA Leslie Johnson offered to provide a summary of the contract which was handled through interest arbitration by Matthew Finken. The arbitrator awarded the union proposal of 3% salary increase per year and followed the County’s insurance proposal. The Sheriff Baird was present to answer questions. Following discussion Member Cullick moved to approve the Collective Bargaining Agreement between Kendall County, Illinois, the Kendall County Sheriff and the Illinois Fraternal Order of Police Labor Council (Patrol Deputies) from December 1, 2015 through November 30, 2019. Member Flowers seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye with the exception of Member Purcell who voted no. **Motion carried 8 to 1.**

**ELECTED OFFICIALS REPORT AND OTHER DEPARTMENT REPORTS**

**Sheriff**

Sheriff Dwight Baird informed the Board that the KC jail has passed the annual DOC inspection with no issues.

**County Clerk**

**Kendall County Clerk  
Revenue Report**

Line Item	Fund	11/1/17-	11/1/16-	11/1/15-
		11/30/17	11/30/16	11/30/15
		Revenue	Revenue	Revenue
	County Clerk Fees	\$719.00	\$860.00	\$645.50
	County Clerk Fees - Marriage License	\$720.00	\$630.00	\$840.00
	County Clerk Fees - Civil Union	\$0.00	\$0.00	\$0.00
	County Clerk Fees - Misc	\$2,203.50	\$2,054.00	\$1,744.00
	County Clerk Fees - Recording	\$24,814.00	\$30,312.00	\$21,791.00
01010061205	Total County Clerk Fees	\$28,456.50	\$33,856.00	\$25,020.50
01010001185	County Revenue	\$29,717.75	\$29,337.00	\$22,302.25

38010001320	Doc Storage	\$14,575.00	\$17,374.00	\$13,359.50
51010001320	GIS Mapping	\$24,546.00	\$29,256.00	\$22,526.00
37010001320	GIS Recording	\$3,064.00	\$3,652.00	\$2,812.00
01010001135	Interest	\$25.94	\$50.92	\$34.78
01010061210	Recorder's Misc	\$3,781.75	\$1,107.50	\$4,047.25
81010001320	RHSP/Housing Surcharge	\$12,942.00	\$15,480.00	\$11,619.00
37210001575	Tax Certificate Fee	\$3,240.00		
37210001576	Tax Sale Fees	\$1,460.00		
37210001577	Postage Fees			
CK # 18128	To KC Treasurer	\$121,808.94	\$130,113.42	\$101,721.28

Death Certificate Surcharge sent from Clerk's office \$1148.00 ck # 18342  
Dom Viol Fund sent from Clerk's office \$120.00 ck 18343

**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 TWELVE MONTHS ENDED 11/30/2017

<u>REVENUES*</u>	Annual <u>Budget</u>	2017 YTD <u>Actual</u>	2017 YTD <u>%</u>	2016 YTD <u>Actual</u>	2016 YTD <u>%</u>
Personal Property Repl. Tax	\$370,000	\$390,305	105.49%	\$365,463	89.91%
State Income Tax	\$2,400,000	\$2,672,458	111.35%	\$2,241,829	84.60%
Local Use Tax	\$625,000	\$626,562	100.25%	\$729,938	155.31%
State Sales Tax	\$480,000	\$557,243	116.09%	\$410,417	75.24%
County Clerk Fees	\$330,000	\$395,594	119.88%	\$367,914	102.77%
Circuit Clerk Fees	\$950,000	\$780,818	82.19%	\$890,647	93.75%
Fines & Foreits/St Atty.	\$430,000	\$341,067	79.32%	\$391,889	82.50%
Building and Zoning	\$62,000	\$93,241	150.39%	\$63,222	106.26%
Interest Income	\$37,500	\$128,780	343.41%	\$64,145	213.82%
Health Insurance - Empl. Ded.	\$1,266,058	\$1,190,343	94.02%	\$1,107,191	88.57%
1/4 Cent Sales Tax	\$2,920,000	\$2,917,549	99.92%	\$2,842,110	105.34%
County Real Estate Transf Tax	\$396,420	\$432,228	109.03%	\$372,609	93.99%
Correction Dept. Board & Care	\$875,000	\$1,081,057	123.55%	\$568,520	74.17%

Sheriff Fees	\$255,000	\$206,761	81.08%	\$229,650	64.69%
<b>TOTALS</b>	<b>\$11,396,978</b>	<b>\$11,814,006</b>	<b>103.66%</b>	<b>\$10,645,544</b>	<b>93.30%</b>
<b>Public Safety Sales Tax</b>	<b>\$5,068,000</b>	<b>\$5,070,966</b>	<b>100.06%</b>	<b>\$4,960,810</b>	<b>103.35%</b>
<b>Transportation Sales Tax</b>	<b>\$4,750,000</b>	<b>\$5,070,966</b>	<b>106.76%</b>	<b>\$4,960,810</b>	<b>110.24%</b>

\*Includes major revenue line items excluding real estate taxes which are to be collected later. To be on Budget after 12 months the revenue and expense should at 100%

EXPENDITURES

All General Fund Offices/Categories	\$27,840,244	\$27,767,945	99.74%	\$23,303,797	82.76%
-------------------------------------	--------------	--------------	--------	--------------	--------

**Clerk of Court**

Ms. Ingemunson noted that her financial statements are included in the County Board packet.

**State's Attorney**

No report.

**Coroner**

Coroner Jacquie Purcell presented her monthly and annual reports. Reports are included in the Board packet.

Description	**	Month: November 2017	Fiscal Year-to-Date	September 2016
Total Deaths		17	302	29/284
<b>Natural Deaths</b>		16	268	23
<b>Accidental Deaths</b>				
Overdose		0	13	2
Motor Vehicle		0	6	1
Other	*	1	5	0
<b>Pending</b>		0	0	0
<b>Suicidal Deaths</b>		0	9	2
<b>Homicidal Deaths</b>		0	1	1
<b>Toxicology</b>		0	32	6/34
<b>Autopsies</b>		0	28	5/23
<b>Cremation Authorizations</b>		7	173	21/160

\*\*

Accidental Death(s) (Other)

1. 11/18/2017 – Oswego Nursing Home – 90yo Female, Hip Fracture

**PERSONNEL/OFFICE ACTIVITY:**

1. Chief Deputy Coroner Levi Gotte provided a morgue tour to the Oswego East High School Law Enforcement Class on November 1, 2017.
2. Chief Deputy Coroner Levi Gotte provided a presentation for Waubensee Community College's Upward Bound Program at East Aurora High School on November 16, 2017.
3. Coroner Purcell attended a meeting of the Adult/Elder Abuse Fatal Review Team at the Kane County Sheriff's Office on November 16, 2017.

At Member Hendrix's request Ms. Purcell provided a brief overview of the Elder Abuse meeting.

## Health Department

No Report.

## Supervisor of Assessments

CAO Andy Nicoletti announced that Board of Review hearings would likely be completed this date and finished up approximately January 20<sup>th</sup>.

## RECESS & RECONVENE

A ten minute recess was taken, after which the Board reconvened.

## STANDING COMMITTEE REPORTS

### Planning, Building & Zoning

#### Approval of Petition 17-30 Text Amendments relating to Medical Cannabis

Following a review of the committee report, Member Davidson moved for Approval of Petition 17-30-Request from the Kendall County Planning, Building and Zoning Committee for Text Amendments To Sections 3.02, 10.01.C.10 and 10.01.C.11 of the Kendall County Zoning Ordinance to Extend the Expiration Deadline from January 1, 2018 to July 1, 2020 for Kendall County's Medical Cannabis Dispensing Organizations and Medical Cannabis Cultivation Centers Related Zoning Regulations. Member Gilmore seconded the motion. Matt Asselmeier provided clarification of the change in the State's regulations which caused it to become necessary for the County to amend their own regulations for compliancy purposes. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye with the exception of Member Prochaska who voted no. Member Prochaska cited conflicting federal regulations. Motion carried 8 to 1.

A complete copy of Ordinance 17-28 is available in the Office of the County Clerk.

### Law, Justice & Legislation

#### Approval of the Kendall/Kane Juvenile Detention Intergovernmental Agreement

Member Prochaska moved to approve the Kendall/Kane Juvenile Detention Intergovernmental Agreement. Member Davidson seconded the motion. Tina Varney explained a number of the changes from the prior agreement including an increase in costs and an extension of the agreement to three years. Following Ms. Varney's comments Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. Motion carried.

A complete copy of IGAM 17-45 is available in the Office of the County Clerk.

### Administration/HR

#### Amendment Of Downstate Operating Assistance

Member Cullick moved to approve a Resolution Authorizing Execution and Amendment of Downstate Operating Assistance Grant Agreement. Member Gilmore seconded the motion. Mike Neuenkirchen of KAT indicated that the federal portion of this grant was now required to be handled separate from the State. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. Motion carried.

County of Kendall  
Resolution 17 - 35

## RESOLUTION AUTHORIZING EXECUTION AND AMENDMENT OF DOWNSTATE OPERATING ASSISTANCE GRANT AGREEMENT

WHEREAS, the provision of public transportation service is essential to the people of Illinois; and

WHEREAS, the Downstate Public Transportation Act (30 ILCS 740/2-1 et seq.) ("Act") authorizes the State of Illinois, acting by and through the Illinois Department of Transportation, to provide grants and make funds available to assist in the development and operation of public transportation systems; and

WHEREAS, grants for said funds will impose certain obligations upon the recipient, including provision by it of the local share of funds necessary to cover costs not covered by funds provided under the Downstate Public Transportation Act.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF KENDALL COUNTY:**



Section 1. That the County of Kendall enter into a Downstate Public Transportation Operating Assistance Agreement ("Agreement") with the State of Illinois and amend such Agreement, if necessary, for fiscal year 2018 in order to obtain grant assistance under the provisions of the Act.

Section 2. That the County Board Chairman of the County of Kendall is hereby authorized and directed to execute the Agreement or its amendment(s) on behalf of County of Kendall for such assistance for fiscal year 2018.

Section 3. That the County Administrator of the County of Kendall is hereby authorized to provide such information and file such documents as may be required to perform the Agreement and to request and receive the grant funding for fiscal year 2018.

Section 4. That while participating in said operating assistance program the County of Kendall shall provide all required local matching funds.

PRESENTED and ADOPTED by the County Board, this 19<sup>th</sup> day of December 2017.

Approved:  
Scott R. Gryder, County Board Chairman

Attest:  
Debbie Gillette, County Clerk and Recorder

### **Amended Kendall County Policy Against Unlawful Discrimination**

Member Cullick moved to approve an Ordinance Adopting the Amended Kendall County Policy Against Unlawful Discrimination, Harassment, and Sexual Misconduct. Member Flowers seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. Motion carried.

### **COUNTY OF KENDALL, ILLINOIS ORDINANCE # 2017 - 29**

### **APPROVAL OF THE AMENDED KENDALL COUNTY POLICY AGAINST UNLAWFUL DISCRIMINATION, HARASSMENT AND SEXUAL MISCONDUCT**

WHEREAS, Illinois Public Act 100-0554 requires units of local government such as Kendall County, Illinois to adopt an ordinance or resolution establishing a policy to prohibit sexual harassment within sixty (60) days after the effective date of Illinois Public Act 100-0554; and

WHEREAS, Kendall County, Illinois previously adopted a sexual harassment policy, which is set forth in Section 7.5 of the Kendall County Employee Handbook; and

WHEREAS, the Kendall County Board hereby seeks to update Kendall County's existing sexual harassment policy and replace it in its entirety with the Policy Against Unlawful Discrimination, Harassment and Sexual Misconduct attached hereto as Exhibit 1 effective immediately upon approval of this Ordinance; and

NOW, THEREFORE, BE IT ORDAINED, the Kendall County Board hereby:

1. Amends the Kendall County sexual harassment policy set forth in Section 7.5 of the Kendall County Employee Handbook and replaces said policy, in its entirety, with the Policy Against Unlawful Discrimination, Harassment and Sexual Misconduct attached hereto as Exhibit 1 effective immediately.
2. The Kendall County Administrator is hereby directed to provide a copy of the new Policy Against Unlawful Discrimination, Harassment and Sexual Misconduct to all department heads with the direction that said Policy shall be distributed to each and every Kendall County employee and unpaid intern immediately.

IN WITNESS OF, this Ordinance has been approved by a majority vote of the Kendall County Board members present for said vote on this 19<sup>th</sup> day of December, 2017.

Attest:  
Kendall County Clerk  
Debbie Gillette

Kendall County Board Chairman  
Scott R. Gryder

### **Kendall County Sexual Harassment Policy**

Member Cullick moved to approve the Kendall County Sexual Harassment Policy. Member Hendrix seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. Motion carried.

### **Kendall County's Policy Against Unlawful Discrimination, Harassment and Sexual Misconduct (Revised December 19, 2017)**

*Please be advised that this Policy is not intended to and does not create a contract of employment, express or implied, and this Policy does not alter the employment at-will relationship with Kendall County. This policy applies to all employees of Kendall County, and it supersedes any and all other policies regarding or relating to unlawful discrimination, harassment and sexual misconduct previously adopted by the Employer.*

## **A. STATEMENT OF POLICY**

The Employer does not tolerate or condone unlawful discrimination or harassment on the basis of race, color, religion, creed, sex, gender-identity, sexual orientation, pregnancy, childbirth, medical or common conditions relating to pregnancy and childbirth, genetic information, national origin, age, physical or mental disability, ancestry, marital status, military status, arrest record, unfavorable discharge from military service, order of protection status or any other classification prohibited under federal or state law. The Employer also prohibits sexual misconduct. The Employer neither tolerates nor condones unlawful discrimination, harassment or sexual misconduct by employees, elected officials, or non-employees with whom the Employer has a business, service, or professional relationship. "Employee" for purposes of this policy includes any individual performing services for the Employer, an apprentice, an applicant for apprenticeship, or an unpaid intern. The Employer prohibits retaliation against (a) an employee who complains about or reports any act of unlawful discrimination, unlawful harassment or sexual misconduct in violation of this policy or (b) any employee who participates in an investigation pursuant to this policy. The Employer is committed to ensuring and providing a work place free of unlawful discrimination, harassment, sexual misconduct and retaliation. Any employee who violates this policy is subject to disciplinary action up to and including termination of employment.

Unlawful sexual harassment includes unwelcome sexual advances, requests for sexual favors, or any other visual, verbal or physical conduct of a sexual nature when:

1. Submission to or rejection of this conduct explicitly or implicitly affects a term or condition of individual's employment;
2. Submission to or rejection of the conduct is used as the basis for an employment decision affecting the harassed employee or;
3. The unlawful harassment has the purpose or effect of unreasonably interfering with the employee's work performance or creating an intimidating, hostile or offensive work environment because of the persistent, severe or pervasive nature of the conduct.

Unlawful sexual harassment can occur in a variety of circumstances, including but not limited to the following:

- The employee as well as the harasser may be a woman or a man. The employee does not have to be of the opposite sex.
- The harasser can be the employee's supervisor, an agent of the employer, a supervisor in another area, a co-worker, or a non-employee.
- The employee does not have to be the person harassed but could be anyone affected by the offensive conduct.
- Unlawful sexual harassment may occur without economic injury to or discharge of the employee.
- The harasser's conduct must be unwelcome.

Each employee must exercise his or her own good judgment to avoid engaging in conduct that others may perceive as unlawful sexual harassment or unlawful harassment based on any status protected by law.

The Employer strictly prohibits sexual misconduct. Sexual misconduct can include any inappropriate and/or illegal conduct of a sexual nature including, but not limited to, sexual abuse, sexual exploitation, sexual intimidation, rape, sexual assault, or ANY sexual contact or sexual communications with a minor (including, but not limited to, conduct or communications which are written, electronic, verbal, visual, virtual or physical).

## **B. RESPONSIBILITIES**

### **i. Supervisors**

Each supervisor shall be responsible for ensuring compliance with this policy, including the following:

1. Monitoring the workplace environment for signs of unlawful discrimination, unlawful harassment or sexual misconduct;
2. Immediately notifying law enforcement where there is reasonable belief that the observed or complained of conduct violates the criminal laws of the State of Illinois.
3. Immediately notifying the Department of Children and Family Services (DCFS) Hotline (1-800-25-ABUSE or 1-800-252-2873) if the observed or complained of conduct involves the abuse of a minor.
4. Immediately stopping any observed acts of unlawful discrimination, unlawful harassment or sexual misconduct and taking appropriate steps to intervene, whether or not the involved employees are within the supervisor's line of supervision;
5. Immediately reporting any complaint of unlawful harassment, unlawful discrimination or sexual misconduct to the applicable department head or elected official; and

6. Taking immediate action to limit the work contact between the individuals when there has been a complaint of unlawful discrimination, unlawful harassment or sexual misconduct, pending investigation.

## ii. Employees

Each employee is responsible for assisting in the prevention of unlawful discrimination, unlawful harassment and sexual misconduct through the following acts:

1. Refrain from participation in, or encouragement of, unlawful discrimination, unlawful harassment or sexual misconduct;
2. Immediately reporting any violations of this policy to a supervisor and law enforcement (if appropriate under the circumstances) and/or DCFS (if appropriate under the circumstances). **Employees are required to report violations of this policy as soon as they occur.** An employee should not wait until the conduct becomes unbearable before reporting the prohibited conduct. All employees are obligated to report instances of prohibited conduct even if the conduct is merely observed and directed toward another individual and even if the other person does not appear to be bothered or offended by the conduct. All employees are obligated to report instances of prohibited conduct regardless of the identity of the alleged offender (e.g. man, woman, supervisor, elected official, co-worker, volunteer, vendor, member of public).
3. Encouraging any employee who confides that he/she is the victim of conduct in violation of this policy to report these acts to a supervisor.

Failure to take action to stop known unlawful discrimination, unlawful harassment or sexual misconduct may be grounds for discipline.

If you are advised by another person that your behavior is offensive, you must immediately stop the behavior, regardless of whether you agree with the person's perceptions of your intentions.

The Employer does not consider conduct in violation of this policy to be within the course and scope of employment and does not sanction such conduct on the part of any employee, including supervisory and management employees.

## C. COMPLAINT PROCEDURES

The Employer takes allegations of unlawful discrimination, unlawful harassment and sexual misconduct very seriously. It will actively investigate all complaints.

The employee should directly inform the offending individual that the conduct is unwelcome and must stop. The employee should use the Employer's complaint procedure to advise the Employer of any violation of this policy as soon as it occurs.

### i. Bringing a Complaint

Any employee who believes that there has been a violation of this policy may bring the matter to the attention of the Employer by making a confidential report to any one or more of the following individuals:

1. The employee's immediate supervisor;
2. The offending employee's immediate supervisor;
3. The department head or elected official for the applicable County department or elected office; or
4. The County Administrator.

The employee may submit their complaint directly to the Chairperson of the Kendall County Board or the Chairperson of the Kendall County Human Resources/Administration Committee at 111 W. Fox Street, Yorkville, Illinois 60560 if the alleged offender is the employee's department head or elected official, the County Administrator, or a Kendall County Board Member.

The employee should present the complaint as promptly as possible after the alleged violation of this policy occurs.

Knowingly making a false report and/or knowingly providing false information as part of an investigation pursuant to this policy may result in disciplinary action up to and including termination of employment.

## **ii. Resolution of a Complaint**

Upon receipt of a complaint, the Employer will undertake such investigation, corrective and preventive actions as are appropriate. In general, the procedure in resolving any complaints can (but will not necessarily) include any of the following items:

1. A meeting between the employee making the complaint and an individual designated by the Employer to investigate such complaints. The complaining employee should provide the following important data:
  - a. A description of the specific offensive conduct;
  - b. Identification of all person(s) who engaged in the conduct;
  - c. The location where the conduct occurred;
  - d. The time when the conduct occurred;
  - e. Whether there were any witnesses to the conduct;
  - f. Whether conduct of a similar nature has occurred on prior occasions;
  - g. Whether there are any documents that would support the complaining employee's allegations; and
  - h. What impact the conduct had on the complaining employee.
2. Although not required, the Employer encourages anyone who makes a complaint under this policy to provide a written statement setting forth the above details and attaching any pertinent records to assist the Employer with its investigation.
3. After the employee submits the complaint, the alleged offending individual should be contacted by the Employer's designated investigator. The alleged offending individual should be advised of the charges brought against him or her, and may be provided with a copy of the written statement of complaint made by the complaining employee (if applicable). The alleged offending individual should have an opportunity to fully explain his or her side of the circumstances, and may also submit a written statement, if desired.
4. After the alleged offending individual is interviewed, any witnesses identified by either the complaining employee or the alleged offending individual may be interviewed separately.
5. Once the investigation is completed, the Employer will take such action as is appropriate based upon the information obtained in the investigation. In the event that the Employer finds merit in the charges made by the complaining employee, disciplinary action may be taken up to and including termination of employment.
6. Upon completion of the investigation, the Employer will advise the complaining employee of the results of the investigation.

## **D. NON-RETALIATION**

Under no circumstances will there be any retaliation against any employee (a) for making a complaint of unlawful discrimination, unlawful harassment or sexual misconduct pursuant to this policy; (b) for engaging in protected activity under the Illinois Human Rights Act (775 ILCS 5/1 *et seq.*); and/or (c) for engaging in protected activity under the State Officials and Employees Ethics Act (5 ILCS 430/1 *et seq.*).

Also, pursuant to the Illinois Whistleblower Act (740 ILCS 174/1 *et seq.*), the Employer is prohibited from retaliating against any employee who (a) discloses information in a court, an administrative hearing, or before a legislative commission or committee, or in any other proceeding, where the employee has reasonable cause to believe that the information discloses a violation of a State or federal law, rule, or regulation; (b) refuses to participate in an activity that would result in a violation of a State or federal law, rule or regulation, including, but not limited to violations of the Freedom of Information Act; and (c) is disclosing or attempting to disclose public corruption or wrongdoing.

Any act of retaliation by any party directed against a complaining employee, an accused employee, witnesses, or participants in the process will be treated as a separate and distinct charge and will be similarly investigated. Complaints of retaliation should be brought to the attention of the Employer pursuant to the complaint procedures set forth in Section C above.

The employee should present the complaint of alleged retaliation as promptly as possible after the alleged retaliation occurs.

## **E. MISCELLANEOUS**

If you have any questions concerning the Employer's policies on this matter, please see your immediate supervisor, your department head/elected official, the County Administrator, and/or the Kendall County Board Chairperson.

An employee who believes that he or she has been the subject of unlawful harassment, unlawful discrimination, and/or unlawful retaliation in violation of the Illinois Human Rights Act also has a right to file a charge of discrimination with the Illinois Department of Human Rights

pursuant to the Illinois Human Rights Act and applicable regulations. For further information, an employee may call or write to the Illinois Department of Human Rights, 100 West Randolph Street, Chicago, Illinois 60601; telephone (312) 814-6200. Also, further information may be obtained from the U.S. Equal Employment Opportunity Commission (EEOC), telephone: (800) 669-4000 or for matters involving the abuse of minors the Illinois Department of Children and Family Services (DCFS), telephone: (800) 25-ABUSE.

**Receipt of Kendall County's Policy Against Unlawful Discrimination,  
Harassment and Sexual Misconduct (Revised December 19, 2017)**

Your signature below affirms that you have received a copy of Kendall County's Policy against Unlawful Discrimination, Harassment and Sexual Misconduct (Revised December 19, 2017), which is effective immediately. By signing this acknowledgment form, you affirm that you will read and abide by the Policy Against Unlawful Discrimination, Harassment and Sexual Misconduct (Revised December 19, 2017).

**BY SIGNING BELOW, YOU ALSO UNDERSTAND THAT YOUR EMPLOYMENT WITH REMAINS EMPLOYMENT "AT-WILL", WHICH MEANS THAT YOUR EMPLOYMENT MAY BE TERMINATED AT ANY TIME, WITH OR WITHOUT CAUSE. YOU FURTHER UNDERSTAND THAT NOTHING IN THE POLICY AGAINST UNLAWFUL DISCRIMINATION, HARASSMENT AND SEXUAL MISCONDUCT THAT YOU RECEIVED TODAY IS INTENDED TO AND/OR DOES CREATE A CONTRACT OF EMPLOYMENT, EXPRESS OR IMPLIED.**

---

Signature of Employee

Date

**Highway  
Intergovernmental Agreement / City of Plano**

Member Kellogg moved to approve the Intergovernmental Agreement between Kendall County and the City of Plano pertaining to the reconstruction of the US Route 34 and Eldamain Road intersection. Member Gilmour seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

A complete copy of IGAM 17-46 is available in the Office of the County Clerk.

**Low Bid Approval / CHS Elburn**

Member Kellogg moved to approve the low bid from CHS Elburn in the amount of \$73,100.50 to supply 20,000 gallons of diesel fuel and 15,000 gallons of unleaded gas to the Highway Department for 2018. Member Flowers seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

**Facilities  
Progressive Energy RFQ Posting**

Member Davidson and Chris Childress of Progressive Energy Corp. provided explanations regarding solar panels. Member Hendrix moved to authorize Progressive Energy to post an RFQ for a solar field on behalf of Kendall County. Member Prochaska seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

**Economic Development**

Member Hendrix indicated their meeting had been cancelled.

**Finance  
Approval of Claims**

Member Cullick moved to approve the Claims submitted in an amount not to exceed \$4,488,274.44 and Grand Juror claims in an amount of \$537.28. Member Kellogg seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

**COMBINED CLAIMS:** FCLT MGMT \$31,046.76, B&Z \$2,112.69, CO CLK & RC DR \$183.75, ED SRV REG \$8,180.79, SHRFF \$39,364.48, CRRCTNS \$19,972.77, EMA \$423.99, JURY COMM \$566.49, CRCT CT JDG \$13,863.20, CRNR \$611.39, CMB CRT SRV \$353.18, PUB DFNDR \$479.44, ST ATTY \$671.24, BRD OF RVW \$3,303.47, SPRV OF ASSMNT \$3,777.48, TRSR \$249.17, PPPOST \$1,155.00, OFF OF ADM SRV \$128.72, CO BRD \$1,018.45, TECH SRV \$8,931.88, FAC MGT UTLTS \$479.09, ECON DEV \$13.17, CO HWY \$17,930.80, CO BRDG \$13,327.23, TRANSPRT SALES TX \$97,471.00, HLTH & HMN SRV \$110,596.02, FRST PRSRV \$1,452.84, ELLIS HS \$359.90, ELLIS CMPS \$184.50, ELLIS RDNG LSSNS \$369.00, ELLIS BDAY PRTIES \$184.50, SNRS CNTR \$301.77, ELLIS WDDNGS \$350.76, HOOVER \$1,659.11, GRNDS & NTRL RSRCS \$2,779.70, FP DBT SRV \$363,900.00, ANML MED CR FND \$141.40, ANML CNTRL EXPS \$572.27, CO RC DR DOC STRG \$5,596.36, HIDTA \$79,722.53, CO CMSSRY FND \$16,088.38, COOK CO REIMB FND \$4,649.00, CRT SEC FND \$110.85, LAW LBRY \$5,098.00, CRNR \$349.82, PRBTN SRV \$3,739.21, KC CT DRG FND \$2,926.58, GIS \$291.93, KAT \$43,141.00, ADMIN

DBT SRV \$475.00, PUB SFTY \$87,873.02, SHRFF FTA FND \$1,950.58, CO ANML POP CONT \$934.00, VAC \$14,060.81, FP BND PRCD \$1,686.00, FP DBT SRV '07 \$3,471,651.25

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

**Coroner Claims**

Chairman Gryder cited rule 9A referencing persons excused from voting on a specific issue to be able to abstain without the abstention being considered a vote either for or against the matter. The Chair granted permission to Mr. Purcell to abstain from the Coroner Claims vote on this basis.

Member Cullick moved to approve the Coroner Claims submitted in an amount not to exceed \$961.21. Member Kellogg seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye with the exception of Member Purcell who abstained. **Motion carried 8 to 0.**

**Levies**

**VETERAN'S ASSISTANCE COMMISSION FUND LEVY**

We, the Committee on Finance of the County Board of Kendall County, Illinois respectfully reports that it has estimated the amount necessary to raise by taxation for Kendall County VAC Fund Levy purposes for the year December 1, 2017 to November 30, 2018 inclusive, and we would recommend the levying of the following sum of money or the respective purposes, to-wit:

VAC	<u>\$ 369,735</u>
Total	<u>\$ 369,735</u>

We, the Committee on Finance would therefore respectfully recommend to the County Board of Kendall County that the sum of THREE HUNDRED SIXTY NINE THOUSAND SEVEN HUNDRED THIRTY-FIVE DOLLARS (\$369,735) be levied on all property subject to taxation in the said County, as the same is assessed and equalized for in the year 2017, in the manner as is provided in the Statute in such cases made and provided for the fiscal year December 1, 2017 to November 30, 2018 inclusive.

**RESOLUTION: TAX LEVY, VETERAN'S ASSISTANCE COMMISSION FUND**

BE IT RESOLVED by the County Board of Kendall County, State of Illinois, at this session of the December meeting of said Board held at the County Office Building in Yorkville, Kendall County, Illinois, on the 19<sup>th</sup> day of December A.D., 2017, that the above Tax Levy as recommended by the Committee on Finance be and the same is hereby approved and adopted and there is hereby levied for the purpose as above set forth upon all taxable property within the County of Kendall the said sum of THREE HUNDRED SIXTY NINE THOUSAND SEVEN HUNDRED THIRTY-FIVE DOLLARS (\$369,735).

I, Debbie Gillette, County Clerk and Clerk of the County Board, in Kendall County, State of Illinois, and keeper of the records and files thereof, do hereby certify that the foregoing to be a true and correct copy of a Resolution adopted by the County Board at a meeting held at the County Office Building in Yorkville on the 19<sup>th</sup> day of December A.D., 2017.

Chairman of the Board

Debbie Gillette  
County Clerk and Clerk of the  
County Board of Kendall County,  
State of Illinois

Member Purcell moved to adopt the Veteran's Assistance Commission Fund levy in an amount not to exceed **\$369,735.** Member Kellogg seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

**TUBERCULOSIS FUND LEVY**

We, the Committee on Finance of the County Board of Kendall County, Illinois respectfully reports that it has estimated the amount necessary to raise by taxation for Tuberculosis Fund Levy purposes for the year December 1, 2017 to November 30, 2018 inclusive, and we would recommend the levying of the following sum of money or the respective purposes, to-wit:

Payments to Other Agencies	<u>\$ 15,000</u>
Total	<u>\$ 15,000</u>

We, the Committee on Finance would therefore respectfully recommend to the County Board of Kendall County that the sum of FIFTEEN THOUSAND DOLLARS (\$15,000) be levied on all property subject to taxation in the said County, as the same is assessed and equalized for in the year 2017 in the manner as is provided in the Statute in such cases made and provided for the fiscal year December 1, 2017 to November 30, 2018 inclusive.

**RESOLUTION: TAX LEVY, TUBERCULOSIS FUND**

BE IT RESOLVED by the County Board of Kendall County, State of Illinois, at this session of the December meeting of said Board held at the County Office Building in Yorkville, Kendall County, Illinois, on the 19<sup>th</sup> day of December A.D., 2017, that the above Tax Levy as recommended by the Committee on Finance be and the same is hereby approved and adopted and there is hereby levied for the purpose as above set forth upon all taxable property within the County of Kendall the said sum of FIFTEEN THOUSAND DOLLARS (\$15,000).

I, Debbie Gillette, County Clerk and Clerk of the County Board, in Kendall County, State of Illinois, and keeper of the records and files thereof, do hereby certify that the foregoing to be a true and correct copy of a Resolution adopted by the County Board at a meeting held at the County Office Building in Yorkville on the 19<sup>th</sup> day of December A.D., 2017.

Chairman of the Board

Debbie Gillette  
County Clerk and Clerk of the  
County Board of Kendall County,  
State of Illinois

Member Purcell moved to adopt the Tuberculosis Fund levy in an amount not to exceed \$15,000. Member Kellogg seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. Motion carried.

**LIABILITY INSURANCE FUND LEVY**

We, the Committee on Finance of the County Board of Kendall County, Illinois respectfully reports that it has estimated the amount necessary to raise by taxation for Liability Insurance Fund purposes for the year December 1, 2017 to November 30, 2018, inclusive, and we would recommend the levying of the following sum of money for the respective purposes, to wit:

Insurance premiums and claims	<u>\$ 1,183,600</u>
Total	<u>\$ 1,183,600</u>

We, the Committee on Finance would therefore respectfully recommend to the County Board of Kendall County that the sum of ONE MILLION ONE HUNDRED EIGHTY THREE THOUSAND SIX HUNDRED DOLLARS (\$1,183,600) be levied on all property subject to taxation in the said County, as the same is assessed and equalized for the year 2017, in the manner as is provided in the Statute in such cases made and provided for the fiscal year December 1, 2017 to November 30, 2018, inclusive.

**RESOLUTION: TAX LEVY, LIABILITY INSURANCE FUND**

BE IT RESOLVED by the County Board of Kendall County, State of Illinois, at this session of the December meeting of said Board held at the County Office Building in Yorkville, Kendall County, Illinois, on the 19<sup>th</sup> day of December A.D., 2017, that the above Tax Levy as recommended by the Committee on Finance be and the same is hereby approved and adopted and there is hereby levied for the purpose as above set forth upon all taxable property within the County of Kendall the said sum of ONE MILLION ONE HUNDRED EIGHTY THREE THOUSAND SIX HUNDRED DOLLARS (\$1,183,600).

I, Debbie Gillette, County Clerk and Clerk of the County Board, in Kendall County, State of Illinois, and keeper of the records and files thereof, do hereby certify that the foregoing to be a true and correct copy of a Resolution adopted by the County Board at a meeting held at the County Office Building in Yorkville on the 19<sup>th</sup> day of December A.D., 2017.

Chairman of the Board

Debbie Gillette  
County Clerk and Clerk of the  
County Board of Kendall County,  
State of Illinois

Member Purcell moved to adopt the Liability Insurance Fund levy in an amount not to exceed \$1,183,600. Member Flowers seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. Motion carried.

**SOCIAL SECURITY FUND LEVY**

We, the Committee on Finance of the County Board of Kendall County, Illinois respectfully reports that it has estimated the amount necessary to raise by taxation for Social Security Fund purposes for the year December 1, 2017 to November 30, 2018, inclusive, and we would recommend the levying of the following sum of money for the respective purposes, to wit:

Contribution to Social Security System	<u>\$ 1,557,201</u>
Total	<u>\$ 1,557,201</u>

We, the Committee on Finance would therefore respectfully recommend to the County Board of Kendall County that the sum of ONE MILLION FIVE HUNDRED FIFTY SEVEN THOUSAND TWO HUNDRED ONE DOLLARS (\$ 1,557,201) be levied on all property subject to taxation in the said County, as the same is assessed and equalized for the year 2017 in the manner as is provided in the Statute in such cases made and provided for the fiscal year December 1, 2017 to November 30, 2018 inclusive.

**RESOLUTION: TAX LEVY, SOCIAL SECURITY FUND**

BE IT RESOLVED by the County Board of Kendall County, State of Illinois, at this session of the December meeting of said Board held at the County Office Building in Yorkville, Kendall County, Illinois, on the 19<sup>th</sup> day of December A.D., 2017 that the above Tax Levy as recommended by the Committee on Finance be and the same is hereby approved and adopted and there is hereby levied for the purpose as above set forth upon all taxable property within the County of Kendall the said sum of ONE MILLION FIVE HUNDRED FIFTY SEVEN THOUSAND TWO HUNDRED ONE DOLLARS (\$1,557,201).

I, Debbie Gillette County Clerk and Clerk of the County Board, in Kendall County, State of Illinois, and keeper of the records and files thereof, do hereby certify that the foregoing to be a true and correct copy of a Resolution adopted by the County Board at a meeting held at the County Office Building in Yorkville on the 19<sup>th</sup> day of December A.D., 2017

Chairman of the Board

Debbie Gillette  
County Clerk and Clerk of the  
County Board of Kendall County,  
State of Illinois

Member Purcell moved to adopt the Social Security Fund levy in an amount not to exceed \$1,557,201. Member Cullick seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. Motion carried.

**ILLINOIS MUNICIPAL RETIREMENT FUND LEVY**

We, the Committee on Finance of the County Board of Kendall County, Illinois respectfully reports that it has estimated the amount necessary to raise by taxation for all Illinois Municipal Retirement Fund purposes for the year December 1, 2017 to November 30, 2018, inclusive, and we would recommend the levying of the following sum of money for the respective purposes, to wit:

Payments to Illinois Municipal Retirement System	<u>\$ 3,100,767</u>
Total	<u>\$ 3,100,767</u>

We, the Committee on Finance would therefore respectfully recommend to the County Board of Kendall County that the sum of THREE MILLION ONE HUNDRED THOUSAND SEVEN HUNDRED SIXTY SEVEN DOLLARS (\$ 3,100,767) be levied on all property subject to taxation in the said County, as the same is assessed and equalized for the year 2017, in the manner as is provided in the Statute in such cases made and provided for the fiscal year December 1, 2017 to November 30, 2018, inclusive.

**RESOLUTION: TAX LEVY, ILLINOIS MUNICIPAL RETIREMENT FUND**

BE IT RESOLVED by the County Board of Kendall County, State of Illinois, at this session of the December meeting of said Board held at the County Office Building in Yorkville, Kendall County, Illinois, on the 19<sup>th</sup> day of December A.D., 2017, that the above Tax Levy as recommended by the Committee on Finance be and the same is hereby approved and adopted and there is hereby levied for the purpose as above set forth upon all taxable property within the County of Kendall the said sum of THREE MILLION ONE HUNDRED THOUSAND SEVEN HUNDRED SIXTY SEVEN DOLLARS (\$ 3,100,767).

I, Debbie Gillette County Clerk and Clerk of the County Board, in Kendall County, State of Illinois, and keeper of the records and files thereof, do hereby certify that the foregoing to be a true and correct copy of a Resolution adopted by the County Board at a meeting held at the County Office Building in Yorkville on the 19<sup>th</sup> day of December A.D., 2017.

Chairman of the Board

Debbie Gillette  
County Clerk and Clerk of the  
County Board of Kendall County,  
State of Illinois

Member Purcell moved to adopt the Illinois Municipal Retirement Fund levy in an amount not to exceed \$3,000,000. Member Prochaska seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye.

**Motion carried**

**COUNTY BRIDGE FUND LEVY**

We, the Committee on Finance of the County Board of Kendall County, Illinois respectfully reports that it has estimated the amount necessary to raise by taxation for all County Bridge Fund purposes for the year December 1, 2017 to November 30, 2018, inclusive, and we would recommend the levying of the following sum of money for the respective purposes, to wit:

Construction of Bridges/Bridge Program	<u>\$ 500,000</u>
Total	<u>\$ 500,000</u>

We, the Committee on Finance would therefore respectfully recommend to the County Board of Kendall County that the sum of FIVE HUNDRED THOUSAND DOLLARS (\$ 500,000) be levied on all property subject to taxation in the said County, as the same is assessed and equalized for the year 2017, in the manner as is provided in the Statute in such cases made and provided for the fiscal year December 1, 2017 to November 30, 2018, inclusive.

**RESOLUTION: TAX LEVY, COUNTY BRIDGE FUND**

BE IT RESOLVED by the County Board of Kendall County, State of Illinois, at this session of the December meeting of said Board held at the County Office Building in Yorkville, Kendall County, Illinois, on the 19<sup>th</sup> day of December A.D., 2017, that the above Tax Levy as recommended by the Committee on Finance be and the same is hereby approved and adopted and there is hereby levied for the purpose as above set forth upon all taxable property within the County of Kendall the said sum of FIVE HUNDRED THOUSAND DOLLARS (\$ 500,000).

I, Debbie Gillette County Clerk and Clerk of the County Board, in Kendall County, State of Illinois, and keeper of the records and files thereof, do hereby certify that the foregoing to be a true and correct copy of a Resolution adopted by the County Board at a meeting held at the County Office Building in Yorkville on the 19<sup>th</sup> day of December A.D., 2017.

Chairman of the Board

Debbie Gillette  
County Clerk and Clerk of the  
County Board of Kendall County,  
State of Illinois

Member Purcell moved to adopt the Bridge Fund levy in an amount not to exceed \$ 500,000. Member Kellogg seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. Motion carried.

**COUNTY HIGHWAY FUND LEVY**

We, the Committee on Finance of the County Board of Kendall County, Illinois respectfully reports that it has estimated the amount necessary to raise by taxation for all County Highway Fund purposes for the year December 1, 2017 to November 30, 2018, inclusive, and we would recommend the levying of the following sum of money for the respective purposes, to wit:

Salaries	\$ 800,000
Equipment Maintenance	95,000
Building & Grounds Maintenance	75,000



Street Light Maintenance	25,000
Pavement & Striping	15,000
Traffic Signal Maintenance	20,000
Road & Bridge Maintenance	50,000
Gasoline & Oil	50,000
Highway Maintenance Material	200,000
Sign Supplies	20,000
Capital Equipment	150,000
Total	<u>\$1,500,000</u>

We, the Committee on Finance would therefore respectfully recommend to the County Board of Kendall County that the sum of ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000) be levied on all property subject to taxation in the said County, as the same is assessed and equalized for the year 2017, in the manner as is provided in the Statute in such cases made and provided for the fiscal year December 1, 2017 to November 30, 2018, inclusive.

**RESOLUTION: TAX LEVY, COUNTY HIGHWAY FUND**

BE IT RESOLVED by the County Board of Kendall County, State of Illinois, at this session of the December meeting of said Board held at the County Office Building in Yorkville, Kendall County, Illinois, on the 19<sup>th</sup> day of December A.D., 2017, that the above Tax Levy as recommended by the Committee on Finance be and the same is hereby approved and adopted and there is hereby levied for the purpose as above set forth upon all taxable property within the County of Kendall the said sum of ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000).

I, Debbie Gillette County Clerk and Clerk of the County Board, in Kendall County, State of Illinois, and keeper of the records and files thereof, do hereby certify that the foregoing to be a true and correct copy of a Resolution adopted by the County Board at a meeting held at the County Office Building in Yorkville on the 19<sup>th</sup> day of December A.D., 2017.

Chairman of the Board

Debbie Gillette  
County Clerk and Clerk of the  
County Board of Kendall County,  
State of Illinois

Member Purcell moved to adopt the Highway Fund levy in an amount not to exceed \$1,500,000. Member Kellogg seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. Motion carried.

**EXTENSION EDUCATION FUND LEVY**

We, the Committee on Finance of the County Board of Kendall County, Illinois respectfully reports that it has estimated the amount necessary to raise by taxation for Extension Education Fund Levy purposes for the year December 1, 2017 to November 30, 2018 inclusive, and we would recommend the levying of the following sum of money for the respective purposes, to wit:

Payments to Kendall County Cooperative Extension	<u>\$ 187,527</u>
Total	<u>\$ 187,527</u>

We, the Committee on Finance would therefore respectfully recommend to the County Board of Kendall County that the sum of ONE HUNDRED EIGHTY-SEVEN THOUSAND FIVE HUNDRED TWENTY-SEVEN DOLLARS (\$ 187,527) be levied on all property subject to taxation in the said County, as the same is assessed and equalized for the year 2017, in the manner as is provided in the Statute in such cases made and provided for the fiscal year December 1, 2017 to November 30, 2018, inclusive.

**RESOLUTION: TAX LEVY, EXTENSION EDUCATION FUND**

BE IT RESOLVED by the County Board of Kendall County, State of Illinois, at this session of the December meeting of said Board held at the County Office Building in Yorkville, Kendall County, Illinois, on the 19<sup>th</sup> day of December A.D., 2017, that the above Tax Levy as recommended by the Committee on Finance be and the same is hereby approved and adopted and there is hereby levied for the purpose as above set forth upon all taxable property within the County of Kendall the said sum of ONE HUNDRED EIGHTY-SEVEN THOUSAND FIVE HUNDRED TWENTY-SEVEN DOLLARS (\$ 187,527).

I, Debbie Gillette, County Clerk and Clerk of the County Board, in Kendall County, State of Illinois, and keeper of the records and files thereof, do hereby certify that the foregoing to be a true and correct copy of a Resolution adopted by the County Board at a meeting held at the County Office Building in Yorkville on the 19<sup>th</sup> day of December A.D., 2017.

Chairman of the Board

Debbie Gillette  
County Clerk and Clerk of the  
County Board of Kendall County,  
State of Illinois

Member Purcell moved to adopt the Extension Education Fund levy in an amount not to exceed \$187,527. Member Gilmour seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. Motion carried.

**SOCIAL SERVICES FOR SENIOR CITIZENS FUND LEVY**

We, the Committee on Finance of the County Board of Kendall County, Illinois respectfully reports that it has estimated the amount necessary to raise by taxation for Social Services for Senior Citizens Fund Levy purposes for the year December 1, 2017 to November 30, 2018 inclusive, and we would recommend the levying of the following sum of money or the respective purposes, to-wit:

Payments to Other Agencies	\$ 350,000
Total	<u>\$ 350,000</u>

We, the Committee on Finance would therefore respectfully recommend to the County Board of Kendall County that the sum of THREE HUNDRED FIFTY THOUSAND DOLLARS (\$350,000) be levied on all property subject to taxation in the said County, as the same is assessed and equalized for in the year 2017 in the manner as is provided in the Statute in such cases made and provided for the fiscal year December 1, 2017 to November 30, 2018 inclusive.

**RESOLUTION: TAX LEVY, SOCIAL SERVICES FOR SENIOR CITIZENS FUND**

BE IT RESOLVED by the County Board of Kendall County, State of Illinois, at this session of the December meeting of said Board held at the County Office Building in Yorkville, Kendall County, Illinois, on the 19<sup>th</sup> day of December A.D., 2017, that the above Tax Levy as recommended by the Committee on Finance be and the same is hereby approved and adopted and there is hereby levied for the purpose as above set forth upon all taxable property within the County of Kendall the said sum of THREE HUNDRED FIFTY THOUSAND DOLLARS (\$350,000).

I, Debbie Gillette, County Clerk and Clerk of the County Board, in Kendall County, State of Illinois, and keeper of the records and files thereof, do hereby certify that the foregoing to be a true and correct copy of a Resolution adopted by the County Board at a meeting held at the County Office Building in Yorkville on the 19<sup>th</sup> day of December A.D., 2017.

Chairman of the Board	Debbie Gillette
	County Clerk and Clerk of the County Board of Kendall County, State of Illinois

Member Purcell moved to adopt the Social Services for Senior Citizens Fund levy in an amount not to exceed \$350,000. Member Cullick seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

**COMMUNITY 708 MENTAL HEALTH FUND LEVY**

We, the Committee on Finance of the County Board of Kendall County, Illinois respectfully reports that it has estimated the amount necessary to raise by taxation for Community 708 Mental Health Fund purposes for the year December 1, 2017 to November 30, 2018, inclusive, and we would recommend the levying of the following sum of money for the respective purposes, to wit:  
Contractual services:

Kendall County Health and Human Services	\$ 804,000
Kendall County Probation Court Services	500
Kendall County Drug Court	9,000
Other Agencies	118,500

We, the would	Total	<u>\$ 932,000</u>	Committee on Finance therefore respectfully recommend to the County Kendall County that the
------------------	-------	-------------------	--

Board of sum of NINE HUNDRED THIRTYTWO THOUSAND DOLLARS (\$932,000) be levied on all property subject to taxation in the said County, as the same is assessed and equalized for the year 2017, in the manner as is provided in the Statute in such cases made and provided for the fiscal year December 1, 2017 to November 30, 2018 inclusive.

**RESOLUTION: TAX LEVY, 708 MENTAL HEALTH FUND**

BE IT RESOLVED by the County Board of Kendall County, State of Illinois, at this session of the December meeting of said Board held at the County Office Building in Yorkville, Kendall County, Illinois, on the 19<sup>th</sup> day of December A.D., 2017, that the above Tax Levy as recommended by the Committee on Finance be and the same is hereby approved and adopted and there is hereby levied for the purpose as above set forth upon all taxable property within the County of Kendall the said sum of NINE HUNDRED THIRTYTWO THOUSAND DOLLARS (\$932,000).

I, Debbie Gillette, County Clerk and Clerk of the County Board, in Kendall County, State of Illinois, and keeper of the records and files thereof, do hereby certify that the foregoing to be a true and correct copy of a Resolution adopted by the County Board at a meeting held at the County Office Building in Yorkville on the 19<sup>th</sup> day of December A.D., 2017.

Chairman of the Board	Debbie Gillette
	County Clerk and Clerk of the County Board of Kendall County, State of Illinois

Member Purcell moved to adopt the 708 Mental Health Fund levy in an amount not to exceed \$932,000. Member Gilmour seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

**HEALTH AND HUMAN SERVICES FUND LEVY**

We, the Committee on Finance of the County Board of Kendall County, Illinois respectfully reports that it has estimated the amount necessary to raise by taxation for Health and Human Services Fund purposes for the year December 1, 2017 to November 30, 2018, inclusive, and we would recommend the levying of the following sum of money for the respective purposes, to wit:

Salaries	<u>\$757,000</u>
Total	<u>\$757,000</u>

We, the Committee on Finance would therefore respectfully recommend to the County Board of Kendall County that the sum of SEVEN HUNDRED FIFTY SEVEN THOUSAND DOLLARS (\$ 757,000) be levied on all property subject to taxation in the said County, as the same is assessed and equalized for the year 2017, in the as is provided in the Statute in such cases made and provided for the fiscal year December 1, 2017 to November 30, 2018, inclusive.

**RESOLUTION: TAX LEVY, HEALTH DEPARTMENT FUND**

BE IT RESOLVED by the County Board of Kendall County, State of Illinois, at this session of the December meeting of said Board held at the County Office Building, Yorkville, Kendall County, Illinois, on the 19<sup>th</sup> day of December A.D., 2017, that the above Tax Levy as recommended by the Committee on Finance be and the same is hereby approved and adopted and there is hereby levied for the purpose as above set forth upon all taxable property within the County of Kendall the said sum of SEVEN HUNDRED FIFTY SEVEN THOUSAND DOLLARS (\$ 757,000).

I, Debbie Gillette, County Clerk and Clerk of the County Board, in Kendall County, State of Illinois, and keeper of the records and files thereof, do hereby certify that the foregoing to be a true and correct copy of a Resolution adopted by the County Board at a meeting held at the County Office Building in Yorkville on the 19<sup>th</sup> day of December A.D., 2017.

Chairman of the Board	Debbie Gillette
	County Clerk and Clerk of the County Board of Kendall County, State of Illinois

Member Purcell moved to adopt the Health and Human Services Fund levy in an amount not to exceed \$757,000. Member Flowers seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. Motion carried.

**GENERAL FUND LEVY**

We, the Committee on Finance of the County Board of Kendall County, Illinois respectfully report that it has estimated the amount necessary to raise by taxation for all County General Fund purposes for the year December 1, 2017 to November 30, 2018, inclusive, and we would recommend the levying of the following sum of money for the respective purposes, to wit:

Accounting and Auditing	Auditing Services	<u>\$ 50,000</u> 50,000
Administrative Services	Salaries	<u>150,000</u> 150,000
Board of Review	Salaries - Board Members	<u>50,000</u> 50,000
Capital Expenditure	Capital Expenditure	<u>15,000</u> 15,000
Chief County Assessing Officer	Salaries	100,000
	Publications	<u>30,000</u> 130,000
Circuit Court Judge	Salaries	<u>100,000</u> 100,000
Combined Court Services	Salaries	<u>900,000</u> 900,000
Coroner	Salaries	<u>100,000</u>

		100,000
Corrections	Salaries - Deputies	<u>750,000</u>
		750,000
County Board	Salary - Chairman	12,010
	Salaries - Board Members	21,600
	Per Diem	<u>25,000</u>
		58,610
County Clerk and Recorder	Salaries	<u>90,000</u>
		90,000
Educational Services Region	Salaries and Benefits	<u>21,110</u>
		21,110
Election Costs	Salaries	100,000
	Supplies	50,000
	Ballots	50,000
	Contractual Services	<u>100,000</u>
		300,000
Facilities Management	Salaries	200,000
	Contractual	<u>250,000</u>
		450,000
Health Insurance	Premiums	<u>2,879,433</u>
		2,879,433
Jury Commission	Salaries	6,000
	Juror Per Diem	<u>30,000</u>
		36,000
KenCom IGA	Intergovernmental Agreement	<u>1,775,000</u>
		1,775,000
Planning, Building and Zoning	Salaries	100,000
	Consultants	<u>5,000</u>
		105,000
Property Tax Services	Contractual Services	<u>75,000</u>
		75,000
Public Defender	Salaries	<u>250,000</u>
		250,000
State's Attorney	Salaries	<u>900,000</u>

		900,000
Sheriff	Salaries - Deputies	500,000
	Salaries - Chief/Commander	<u>250,000</u>
		750,000
Technology Services	Salaries	275,000
	Contractual/Capital	<u>160,000</u>
		435,000
Utilities	Utilities	<u>650,000</u>
		650,000
		650,000
	Total	<u><u>\$ 11,020,153</u></u>

We, the Committee on Finance would therefore respectfully recommend to the County Board of Kendall County that the sum of ELEVEN MILLION TWENTY THOUSAND ONE HUNDRED FIFTY THREE DOLLARS (\$11,020,153) be levied on all property subject to taxation in the said County, as the same is assessed and equalized for the year 2017, in the manner as is provided for the fiscal year December 1, 2017 to November 30, 2018, inclusive.

**RESOLUTION: TAX LEVY, GENERAL FUND**

BE IT RESOLVED by the County Board of Kendall County, State of Illinois, at this session of the December meeting of said Board held at the County office Building in Yorkville, Kendall County, Illinois, on the 19<sup>th</sup> day of December A.D., 2017, that the above Tax Levy as recommended by the Committee on Finance be and the same is hereby approved and adopted and there is hereby levied for the purpose as above set forth upon all property within the County of Kendall the said sum of ELEVEN MILLION TWENTY THOUSAND ONE HUNDRED FIFTY THREE DOLLARS (\$11,020,153).

I, Debbie Gillette County Clerk and Clerk of the County Board, In Kendall County, State of Illinois, and keeper of the records and files thereof, do hereby certify that the foregoing to be a true and correct copy of a Resolution adopted by the County Board at a meeting held at the County Office in Yorkville on the 19<sup>th</sup> day of December A.D., 2017.

Chairman of the Board  
 Debbie Gillette  
 County Clerk and Clerk of the  
 County Board of Kendall County,  
 State of Illinois

Member Purcell moved to adopt the General Fund Levy in an amount not to exceed \$11,020,153. Member Kellogg seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

**Animal Control  
 Low Income Voucher Program**

Member Flowers moved to update the Low Income Voucher Program to include rabies vaccination at time of service and grant eligibility to residents receiving disability benefits (II Animal Control Act : 510 ILCS 5/3.5) Member Hendrix seconded the motion. Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

**Health and Environment**

Per Member Gilmour this committee will meet again in March.

**Committee of the Whole**

Chairman Gryder gave a brief report and noted the minutes from November 16<sup>th</sup> are in the Board packet.

**STANDING COMMITTEE MINUTES APPROVAL**

Member Cullick moved to approve all of the Standing Committee Minutes and Reports as presented. Member Hendrix seconded the motion. Chairman Gryder asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

## SPECIAL COMMITTEE REPORTS

### VAC

Chairman Gryder indicated the VAC had their holiday party.

### Historic Preservation

Member Flowers said they met last night. She provided a verbal report and indicated everyone is invited to come to their next meeting of Feb 21<sup>st</sup>.

### Board of Health

No Report

## OTHER BUSINESS

Member Purcell said the Next Finance meeting of December 28th will be at 2:30pm.

Referencing the earlier Citizens to be Heard, Member Davidson asked if the Highway Chairman was going to put Mitchell Road back on the Agenda to discuss. Exchanges between Chairman Gryder, Member Davidson and Member Kellogg indicated discrepancies in what has occurred relating to this topic. Member Hendrix indicated she thought it would be a good idea to bring it up in committee to examine cost-sharing. Chairman Gryder stated it isn't a county highway. Following discussion Chairman Gryder noted he would put it on the Agenda for next month.

## CHAIRMAN'S REPORT

### Appointments

Member Purcell moved to approve the appointment of Rodger Bledsoe to the Regional Plan Commission. Member Flowers seconded the motion. Chairman Gryder asked for a voice vote on the motion. All members present voting aye. Motion carried.

Rodger Bledsoe – Regional Plan Commission (reappointment) – 3 year term – expires January 2021

## CITIZENS TO BE HEARD

None.

## QUESTIONS FROM THE PRESS

Jim Wyman of WSPY asked about the status of the Board and Commissions Review Ad Hoc Committee. There are action items coming out of the committee.

## EXECUTIVE SESSION

None.

## ADJOURNMENT

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

Approved and submitted this

Respectfully submitted by,  
Rennetta Mickelson, Chief Deputy Clerk

## **GLOBAL RELEASE AND SETTLEMENT AGREEMENT**

This Global Release and Settlement Agreement is entered into this \_\_\_\_ day of \_\_\_\_\_, 2018 by Crystal Avalos, as Administrator of the Estate of Luis Carlos Rodriguez, deceased, (hereinafter “the Plaintiff”), Northville Township, Commonwealth Edison Company, Mary K. Childress and County of Kendall (collectively referred to herein as “the Parties”) on their own behalf, and on behalf their respective parent companies, directors, principals, officers, agents, employees, administrators, subsidiaries, affiliates, associated companies, predecessors, and successors. This Global Release and Settlement Agreement is binding upon and inures to the benefit of all such parties.

Whereas, Crystal Avalos, as Administrator of the Estate of Luis Carlos Rodriguez, deceased, has filed a lawsuit against Northville Township, Commonwealth Edison Company, and Mary K. Childress, in the Circuit Court of Kendall County under case number 2016 L 63 (hereinafter “the Lawsuit”) seeking recovery for the death of Luis Carlos Rodriguez arising out of a motor vehicle accident which occurred on the 12<sup>th</sup> day of September 2015, at or near the intersection of East 30<sup>th</sup> (also known as Millington Road) and North 4650<sup>th</sup> (also known as Rogers Road) Streets in LaSalle County, Illinois;

Whereas Northville Township, Commonwealth Edison Company and Mary K. Childress have filed Counterclaims for Contribution against each other (hereinafter referred to as “Counterclaims”);

Whereas Mary K. Childress filed a Third-Party Complaint against the County of Kendall (“the Third-Party Claims”);

Whereas the Plaintiff has agreed to settle and dismiss any and all claims against Northville Township, Commonwealth Edison Company and Mary K. Childress (the “Released Parties”); and

Whereas Northville Township, Commonwealth Edison Company and Mary K. Childress have agreed to dismiss any and all Counterclaims they have filed against each other;

IT IS HEREBY AGREED AS FOLLOWS:

1. Payment shall be made as follows:
  - a. Northville Township shall pay Plaintiff the sum of Seven Thousand, Five Hundred Dollars and Zero Cents (\$7,500.00) payable to: Crystal Avalos, as Administrator of the Estate of Luis Carlos Rodriguez, deceased, and Turner & Sackett LLC;
  - b. Commonwealth Edison Company shall pay Plaintiff the sum of Seven Thousand, Five Hundred Dollars and Zero Cents (\$7,500.00) payable to: Crystal Avalos, as Administrator of the Estate of Luis Carlos Rodriguez, deceased, and Turner & Sackett LLC; and
  - c. Mary K. Childress, by and through her insurance carrier Country Preferred Insurance Company, shall pay Plaintiff the sum of Sixty Thousand Dollars and Zero Cents (\$60,000.00) payable to: Crystal Avalos, as Administrator of the Estate of Luis Carlos Rodriguez, deceased, and Turner & Sackett LLC.
2. In exchange for the above-referenced payments, the Parties hereby fully release and discharge one another, including their insurers, attorneys, successors, associated companies, affiliates, officers, directors, agents and assigns, from all claims, demands, and causes of action in connection with or arising out of the Lawsuit. This includes, but is not limited to, a release of all liability for any past, present, or future claims, demands, or causes of action of any type or nature that have been or may be asserted in connection with the Lawsuit, whether contractual or extra-contractual, tortious or statutory in nature, whether at law or in equity, and includes but is not limited to, a release of all claims, demands, causes of action, judgments, executions or



liability for attorneys' fees and costs, breach of contract, indemnification, contribution, subrogation, punitive damages and other damages of any kind or sort, whether known or unknown, and whether foreseen or unforeseen.

3. The Plaintiff further agrees to reimburse and indemnify all Released Parties of any amount which any insurance carriers, government entities, hospitals or other persons or organizations may recover from them in reimbursement for amounts paid to Plaintiff or the Estate or on Plaintiff's or the Estate's behalf as a result of this accident by way of contribution, subrogation, indemnity or otherwise.

4. It is understood and agreed that any and all claims of Mary K. Childress, directly or by way of contractual and/or subrogation to her insurance carrier(s), related to her personal injuries, medical bills or property damage sustained as a result of the September 12, 2015 motor vehicle accidents are not released by this Agreement.

5. Further, it is understood and agreed that no Party in any way admits or acknowledges liability, contractual or otherwise, but seek only to avoid further expenses associated with litigation of the Lawsuit. Any allegations of wrongdoing or liability are expressly denied.

6. The undersigned warrant and represent that they have authority to execute this Global Release and Settlement Agreement and to act on behalf of the party for whom they are signing.

7. The Parties agree that the respective payments described above fully discharge the obligations under this Agreement of the Released Parties on whose behalf each payment is made. A Released Party which has paid the Plaintiff shall not be responsible for and no action may be filed against the Released Party or Insurer which has paid the Plaintiff its obligation under this

Agreement for any relief for the separate and independent obligation of any other Released Party or Insurer to pay its portion of the settlement.

8. The Parties agree that upon execution of this Agreement to take all steps necessary to effectuate the prompt dismissal of the Lawsuit in the Circuit Court of Kendall County, including all Counterclaims and Third Party Claims, with prejudice.

9. The Plaintiff acknowledges that it accepts payment of the sums set forth above as a full and complete compromise of all matters between the Plaintiff and the Released Parties with respect to the above described Lawsuit, and that this sum is inclusive of all liens, costs and attorneys' fees which the undersigned may be required to pay from these settlement proceeds.

10. The Parties shall bear their own expenses, including costs and attorneys' fees, incurred in connection with the Lawsuit and the negotiation, drafting, and execution of this Agreement, and all matters relating to the subject matter herein.

11. The parties further warrant and represent that this Agreement constitutes the entire agreement between the Parties concerning the resolution of the Lawsuit and all matters related herein and that this Agreement supersedes any and all prior understandings, representations, warranties and agreements, whether consistent or inconsistent with the terms hereof. The Parties warrant that no promise or agreement not herein expressed has been made.

12. This Release and Settlement Agreement is the product of arms-length negotiations. It is understood and agreed that the language and terms used herein shall not be construed in favor or against any party hereto, and any rule of law providing that an ambiguity in an agreement is construed against the drafter is expressly disclaimed.

13. This Release and Settlement Agreement shall be interpreted, enforced, and governed by the laws of the State of Illinois, and jurisdiction shall be retained by and venue shall

be proper in the Circuit Court of Kendall County, Illinois, with regard to the enforcement of this Agreement.

14. This instrument consists of six (6) typewritten pages, inclusive of signature page. The Parties agree that execution of this Agreement in counterpart and by facsimile or e-mail is acceptable.

IN WITNESS THEREOF the undersigned caused this Release to be executed on the day and date set forth below.

**THIS IS A RELEASE. PLEASE READ CAREFULLY BEFORE SIGNING!**

-- SIGNATURE PAGE TO FOLLOW --

\_\_\_\_\_  
Crystal Avalos, as Administrator of the  
Estate of Luis Carlos Rodriguez, deceased

Date: \_\_\_\_\_

\_\_\_\_\_  
Northville Township

Date: \_\_\_\_\_

\_\_\_\_\_  
Printed Name and Title

\_\_\_\_\_  
Commonwealth Edison Company

Date: \_\_\_\_\_

\_\_\_\_\_  
Printed Name and Title

\_\_\_\_\_  
Mary K. Childress

Date: \_\_\_\_\_

\_\_\_\_\_  
County of Kendall

Date: \_\_\_\_\_

\_\_\_\_\_  
Printed Name and Title



**A RESOLUTION RELATING TO PARTICIPATION BY ELECTED OFFICIALS IN THE ILLINOIS MUNICIPAL RETIREMENT FUND**

IMRF Form 6.64 (Rev. 03/17) (Income tax information can be found on the reverse side of this resolution)

PLEASE ENTER Employer IMRF I.D. Number  
**3024**

**RESOLUTION**

WHEREAS, the Kendall County <sup>Number \_\_\_\_\_</sup>  
EMPLOYER NAME

is a participant in the Illinois Municipal Retirement Fund; and

WHEREAS, elected officials may participate in the Illinois Municipal Retirement Fund if they are in positions normally requiring performance of duty for 1000 hours or more per year; and  
600 OR 1,000

WHEREAS, this governing body can determine what the normal annual hourly requirements of its elected officials are, and should make such determination for the guidance and direction of the Board of Trustees of the Illinois Municipal Retirement Fund;\*

NOW THEREFORE BE IT RESOLVED that the Kendall County Board  
BOARD, COUNCIL, ETC.

finds the following elected positions qualify for membership in IMRF.

TITLE OF ELECTED POSITION	DATE POSITION BECAME QUALIFIED
<u>Clerk and Recorder</u>	<u>1/1/1949</u>
<u>Treasurer</u>	<u>1/1/1949</u>
<u>Sheriff</u>	<u>1/1/1949</u>

**CERTIFICATION**

I, Debbie Gillette, the Kendall County Clerk  
NAME CLERK OR SECRETARY OF THE BOARD

of the Kendall County of the County of Kendall  
EMPLOYER NAME COUNTY

State of Illinois, do hereby certify that I am keeper of its books and records and that the foregoing is a true and correct copy of a resolution duly adopted by its Kendall County Board at a meeting duly  
BOARD, COUNCIL, ETC.

convened and held on the \_\_\_\_\_ of \_\_\_\_\_ 20\_\_\_\_  
DAY MONTH YEAR

\_\_\_\_\_  
SIGNATURE CLERK OR SECRETARY OF THE BOARD

\* Any person who knowingly makes any false statement or falsifies or permits to be falsified any record of the Illinois Municipal Retirement Fund in an attempt to defraud IMRF is guilty of a Class 3 felony (40 ILCS 5/1-135).

**IMRF**

2211 York Road, Suite 500, Oak Brook, Illinois 60523-2337

Employer Only Phone: 1-800-728-7971

www.imrf.org



**A RESOLUTION RELATING TO PARTICIPATION BY ELECTED OFFICIALS IN THE ILLINOIS MUNICIPAL RETIREMENT FUND**

IMRF Form 6.64 (Rev. 03/17) (Income tax information can be found on the reverse side of this resolution)

PLEASE ENTER Employer IMRF I.D. Number  
**3024**

**RESOLUTION**

WHEREAS, the Kendall County <sup>Number \_\_\_\_\_</sup>  
EMPLOYER NAME

is a participant in the Illinois Municipal Retirement Fund; and

WHEREAS, elected officials may participate in the Illinois Municipal Retirement Fund if they are in positions normally requiring performance of duty for 1000 hours or more per year; and  
600 OR 1,000

WHEREAS, this governing body can determine what the normal annual hourly requirements of its elected officials are, and should make such determination for the guidance and direction of the Board of Trustees of the Illinois Municipal Retirement Fund;\*

NOW THEREFORE BE IT RESOLVED that the Kendall County Board  
BOARD, COUNCIL, ETC.

finds the following elected positions qualify for membership in IMRF.

TITLE OF ELECTED POSITION	DATE POSITION BECAME QUALIFIED
<u>State's Attorney</u>	<u>1/1/1949</u>
<u>Coroner</u>	<u>1/1/1949</u>
<u>Circuit Clerk</u>	<u>1/1/1949</u>

**CERTIFICATION**

I, Debbie Gillette, the Kendall County Clerk  
NAME CLERK OR SECRETARY OF THE BOARD

of the Kendall County of the County of Kendall  
EMPLOYER NAME COUNTY

State of Illinois, do hereby certify that I am keeper of its books and records and that the foregoing is a true and correct copy of a resolution duly adopted by its Kendall County Board at a meeting duly  
BOARD, COUNCIL, ETC.

convened and held on the \_\_\_\_\_ of \_\_\_\_\_ 20\_\_\_\_.  
DAY MONTH YEAR

\_\_\_\_\_  
SIGNATURE CLERK OR SECRETARY OF THE BOARD

\* Any person who knowingly makes any false statement or falsifies or permits to be falsified any record of the Illinois Municipal Retirement Fund in an attempt to defraud IMRF is guilty of a Class 3 felony (40 ILCS 5/1-135).

**ORDINANCE NO. 2018-\_\_\_\_\_**  
**AMENDING ORDINANCE NO. 99-34**

AN ORDINANCE REGULATING THE RETAIL SALE OF ALCOHOLIC LIQUORS  
OUTSIDE THE CORPORATE LIMITS OF ANY CITY, VILLAGE OR  
INCORPORATED TOWN IN KENDALL COUNTY, ILLINOIS

To the end that the health, safety and welfare of the People of Kendall County shall be protected and temperance in the consumption of alcoholic liquors shall be fostered and promoted by sound and careful control and regulation of the sale of alcoholic liquor in Kendall County:

BE IT RESOLVED by the Kendall County Board, State of Illinois that hereafter the sale, keeping for sale, or offering for sale of alcoholic liquors in all of the territory which lies outside of the corporate limits of any City, Village or Town and lying within the corporate limits of said Kendall County, Illinois shall be subject to the following regulations:

ARTICLE I

Section 1: Whenever reference is herein made to the “State Law” it shall mean and refer to an Act of the General Assembly of the State of Illinois, entitle “Liquor Control Act of 1934”, approved January 31, 1934, as amended.

Section 2: Unless the context otherwise required all other words and phrases used herein shall have the same meaning as the same or similar words or phrases defined and used in said Act entitled, “Liquor Control Act of 1934”, approved January 31, 1934, as amended.

ARTICLE II  
LICENSES REQUIRED

Section 1: No person shall sell, furnish, deliver, solicit or receive orders for, keep or expose for sale at retail, or keep with intent to sell, or furnish any alcoholic liquor for beverage purposes for sale at retail in any of the territory lying outside of the corporate limits of any City, Village or Town lying within the corporate limits of said County of Kendall, State of Illinois without first having a valid license issued by the Liquor Control Commissioner of Kendall County, as hereinafter provided and a valid license issued by the Illinois Liquor Control Commissioner.

ARTICLE III  
LICENSE CLASSIFICATION

Section 1: The classification of licenses authorized to be issued under this Ordinance shall be as follows:

a) Class “A” License which shall authorize the retail sale, on the premises specified, of all kinds of legalized alcoholic liquor for consumption on the premises and retail sales of alcoholic liquors by original package for consumption off the premises.

b) Class “B” License which shall authorize the retail sale, on the premises specified, of all kinds of legalized alcoholic liquor for consumption on the premises, and the retail sale of package beer only to members of the licensee. Class “B” licenses shall be issued only to Clubs as defined in “Liquor Control Act of 1934”, approved January 31<sup>st</sup>, 1934, as amended, and as provided in this Ordinance, as amended.

c) Class “C” License which shall authorize the retail sale, on the premises specified, of all kinds of legalized alcoholic liquor by original package for consumption off the premises.

d) Class “D” License which shall authorize the retail sale, on the premises specified, of beer and wine by original package for consumption off the premises.

e) Class “E” License which shall authorize the retail sale, on the premises specified, of all kinds of legalized alcoholic liquor for consumption on the premises requiring service, thereof, at tables in conjunction with the primary function of serving food to the public in said premises.

f) Class “F” License which shall authorize the retail sale, on the premises specified, of beer and wine for consumption on the premises, requiring service, thereof, at the tables in conjunction with the primary function of serving food to the public in said premises.

g) Class “G” Licenses which authorize the retail sales on the premises specified of beer and wine only for a limited time, which shall be identified on the license as valid for either 24, 48, or 72 hours by such not for profit corporations or organizations which provide adequate proof to the Commissioner of the following:

1. Continuous existence in the community for a period of 5 years preceding the application.
2. Internal Revenue reports or such other information as requested by the Commissioner to verify the not for profit status of the corporation of organization.

Such licenses when issued shall be issued within 7 days of its authorized commencement date, and shall automatically expire 24-48-72 hours thereafter as noted on the license. A not for profit corporation or organization shall not receive more than four (4) Class “G” licenses during a 12 month period. For purposes of this subsection, the 12 month period shall begin on January 1 and end on December 31 of each calendar year. (Amended 5/18/2010)

Applicants for a Class “G” License must file the application for said license no less than 30 days prior to the anticipated effective date of said license. Despite the provisions of this Ordinance, no public hearing shall be required prior to the issuance of a Class “G” License.



h) Class “H” Licenses which authorize the retail sale, on the premises specified, of beer and wine only for consumption on the premises and retail sales of beer and wine only by original package for consumption off the premises.

i) Class “I” Licenses which shall authorize the retail sale of alcoholic liquor within the County by a “caterer” as defined in the Liquor Control Act of 1934 as amended on the premises owned by the Kendall County Forest Preserve District commonly known as “Ellis House” and the “Meadowhawk Lodge” for consumption within 250 feet of the “Ellis House” and the “Meadowhawk Lodge” buildings owned by the Forest Preserve District during times when food is dispensed for consumption within 250 feet of the building from which food is dispensed and only as an incidental part of food service that serves prepared meals, which excludes the serving of snacks as the primary meal for private and public functions. Liquor shall not be served nor shall it be consumed inside horse stables of these Forest Preserve District properties. Licensee shall provide proof of general and liquor liability insurance which shall name the Kendall County Forest Preserve District as an additional insured. Sale of alcoholic liquor to the licensee shall only be made at the registered office of the licensee. A Class “I” License shall authorize the holder to engage in the retail sale of alcoholic liquor as described above at both the “Ellis House” and the “Meadowhawk Lodge” without the need to apply for separate licenses.

All those already holding a Class “I” license at the time of the enactment of this 2012 revision shall automatically have the right to utilize the license at both the “Ellis House” and the “Meadowhawk Lodge”, in the same manner as if they were obtaining the license after the revision date. Further, All Class “I” licenses currently held at the time of the 2012 revision shall expire at the current expiration date displayed on such licenses and thereafter have to be renewed as set forth in this Ordinance.

j) Class “J” Licenses which authorize the retail sales on the premises specified of beer and wine only by such not for profit corporations or organizations which provide adequate proof to the Commissioner of the following:

1. Continuous existence in the community for a period of 5 years preceding the application.
2. Internal Revenue reports or such other information as requested by the Commissioner to verify the not for profit status of the corporation or organization.

Such license shall limit the number of days beer and wine may be sold on the premises to 75 calendar days each calendar year. For purposes of this subsection, the calendar year shall begin on January 1 and end on December 31 of that same year. The Licensee shall submit a list of each day the liquor license was used and nature of event to the Liquor Control Commissioner 30 days after the end of the calendar year.

k) Class “K” License which shall authorize the retail sale, on the premises specified, of all kinds of alcoholic liquor for Craft Brewers/Craft Distillers, when such liquor has

been manufactured on the premises, for consumption on the premises and shall authorize the retail sale of all kinds of alcoholic liquor, when such liquor has been manufactured on the premises, for consumption off the premises. Class "K" licensees may conduct limited beer and liquor tasting activities on the premises.

A Craft Distiller under this license shall be allowed to manufacture of up to 15,000 gallons of spirits by distillation per year and a Craft Brewer may only manufacture up to 465,000 gallons of beer per year. These amounts may be increased/reduced pursuant to amendment of the State Liquor Control Act of 1934.

The Class "K" License does not permit the retail sale, either for consumption on the premises or off the premises, of any alcoholic liquor that has been purchased at wholesale nor does the Class "K" License permit the retail sale, either for consumption on the premises or off the premises, of any alcoholic liquor that has been manufactured off the premises.

Section 2: All licenses shall be signed by the Liquor Control Commissioner of Kendall County, and shall thereon the class or classification for which issued, and shall state thereon the name of the licensee, the address and description of the premises for which granted, together with the date of issuance and expiration thereof. Every renewed license shall be in all respects identical with the original or first license.

Section 3: A retailer's license shall allow the licensee to sell and offer for sale at retail, on the premises specified in such license, alcoholic liquor for use or consumption, but not for resale.

Section 4: All licenses issued hereunder are limited in use to the premises specified in said licenses and upon cessation in possession thereof, by the licensee, said license shall immediately be rendered null and void.

#### ARTICLE IV LICENSE FEES

Section 1: The annual license fees for each of the classes of licenses authorized by this Ordinance to be issued are hereby fixed in the following amounts:

Class "A"	\$2,000.00
Class "B"	\$ 300.00
Class "C"	\$2,000.00
Class "D"	\$2,000.00
Class "E"	\$2,000.00
Class "F"	\$1,300.00
Class "G"	\$ 100.00
Class "H"	\$2,000.00
Class "I"	\$ 100.00
Class "J"	\$ 300.00

Class "K" \$2,000.00

Section 2: Unless otherwise provided herein, all licenses issued hereunder shall be valid for a period of one (1) year from the date of issuance. No refunds shall be made for cancelled or surrendered licenses, nor shall any license issued hereunder be transferred, except as provided by the provisions of this Ordinance, or the Liquor Control Act of 1934, as amended.

Section 3: On application for a license hereunder, the applicant shall deposit with the Liquor Control Commissioner of Kendall County at the time he submits his application for a license hereunder, the fee as is in this Ordinance provided. This shall be by certified check, bank draft or money order made payable to the Liquor Control Commissioner of Kendall County.

ARTICLE V  
NUMBER OF LICENSES

Section 1: At the date of the adoption of this Ordinance, the maximum number of licenses for retail sale of alcoholic beverage is as follows:

Class "A" – 6	Class "F" – 0	Class "K" - 1
Class "B" – 3	Class "G"– No more than 4 during a 12 month period per qualified organization as outlined in Art. III Sec. 1(g).	
Class "C" – 2	Class "H" – 0	
Class "D" – 2	Class "I" – 10	
Class "E" – 0	Class "J" – 1	

In the event any license issued hereunder is surrendered, for any reason whatsoever, the maximum number of licenses authorized in that class is accordingly reduced by the number of licenses surrendered. No further licenses may be issued until action of the Kendall County Board appropriately increases the maximum number allowed.

ARTICLE VI  
APPLICATION FOR LICENSES AND RENEWALS

Section 1: Forms of application for a license under this Ordinance shall be furnished by the Liquor Control Commissioner of Kendall County, and applicants for a license under this Ordinance shall secure the necessary forms from said Liquor Control Commissioner and such application or applications shall be in writing and under oath and shall be filed with the Liquor Control Commissioner of Kendall County and shall contain the following information, viz:

- a) The names, date of birth, and address of residence of the applicant or any agent or manager who conducts the business in the case of an individual; in the case of a co-partnership, the names of all partners together with their ages and addresses; and in the

case of a corporation or club, the corporate name, the date of incorporation, place of incorporation, the object for which the corporation was organized, the names and addresses of the officers and directors thereof; the name, age and address of any officer, manager, director or any stockholder of said corporation owning more than 5% of the stock in the said corporation and the exact percentage of stock so owned

b) The citizenship of the applicant or any agent or manager who conducts the business, his place of birth and if naturalized citizen, the time and place of his naturalization.

c) The location and description of the place of business where the applicant intends to conduct his business which shall include the legal description and mailing address thereof.

d) Statement whether applicant or any agent or manager who conducts the business has made similar application for a similar other license on premises other than that described in his application and the disposition of such application.

e) A statement whether applicant or any agent or manager who conducts the business has made any other application for liquor license in any other County in the State of Illinois, and if so, the disposition of such application.

f) A statement whether a previous license by any state or subdivision thereof or by the Federal Government has been revoked and if so the reason therefore.

g) A statement that the applicant or any agent or manager who conducts the business will not violate any of the laws of the State of Illinois or of the United States or of the laws or regulations set forth in this Ordinance in the conduct of his business.

h) A statement that he has not received or borrowed money or anything of value and that he will not receive or borrow money or anything of value other than merchandising credit in the ordinary course of business for a period not to exceed thirty days as expressly permitted under 235 ILCS 5/6-5, directly or indirectly from any manufacturer, importing distributor or distributors, representatives of any such manufacturer, importing distributor or distributors nor to be a party in any way, directly or indirectly, to any violation by a manufacturer, distributor or importing distributor as set forth in 235 ILCS 5/6-5.

i) If such application is made on behalf of a partnership, firm, association, club or corporation then the same shall be signed and sworn to be at least two members of such partnership or the President and Secretary of any such corporation. In the event that the applicant seeks a Class "B", "G" or "J" license, the applicant shall provide, at the time of application for the original license and any renewal thereof, written current verification the tax-exempt status of the applicant, a copy of the applicant's application for tax exempt status filed with the Internal Revenue Service, and the most recently filed tax return filed by the applicant. An applicant for a Class "B", "G", or "J" license which is itself not a tax-exempt organization may still qualify for a Class "B", "G", or "J" license if it proves, to the reasonable satisfaction of the Kendall County Liquor Commissioner, that the applicant

is wholly owned by a tax-exempt organization which meets the qualifications for a Class “B”, “G” or “J” license.

j) A statement that said applicant or any co-partner, except in the case of a club or corporation, is a resident of the County of Kendall stating the date the applicant acquired residence in the County of Kendall.

k) A statement as to whether or not the applicant, or in the event that the applicant is a partnership or corporation, any entity in which the applicant currently or previously held a 5% or more interest, has any unpaid fines in any court of the State of Illinois, for any violation of any law.

l) A statement that the applicant, or any agent or any manager who conducts the business is qualified to receive a license under the laws of the State of Illinois and that he will not violate nor permit any of his employees to violate any of the laws of the State of Illinois or of the United States or of this Ordinance in the conduct of his business and shall also state the name and address of the agent or manager in charge of any licensed premises if there be one.

m) A statement whether or not the proposed place of business is within 100 feet of any church, school (other than an institution of higher learning), hospital, home for aged or indigent persons or for veterans, their wives, or children or any military or naval station.

n) A statement as to whether or not the proposed location is within one-half mile of the territorial limits of any city, village or incorporated town in Kendall County.

o) If applicant does not own the premises for which a license is sought he shall exhibit a true copy of the lease for said premises for the full period for which the license is to be issued. Applicant shall also submit with his application the type of bond he proposed to furnish as is hereinafter required if granted a license.

p) A statement that no law enforcing public official, mayor, alderman, member of a city council or commission, president of a village board of trustees, or president or member of a county board has any interest in any way, directly or indirectly, in the operation of the business for which the license is sought.

q) A statement that the applicant is the beneficial owner of the business to be operated by the license.

r) A statement that the applicant, any partner, if a co-partnership, any officer, manager, director or shareholder, owning 5% or more of the stock in said corporation, has not:

1. Been convicted of:

a) a felony under any State or Federal laws:

- b) keeping a house of ill fame:
  - c) pandering or other crime or misdemeanor opposed to decency and morality;
  - d) violation of any Federal or State law concerning the manufacture, possession or sale of alcoholic liquor, subsequent to Jan. 31, 1934 or has forfeited his bond to appear in court to answer for any such violation;
  - e) gambling offense as prescribed by any subsection of Section 28 of the Illinois Criminal code of 1961, as amended.
2. had a license issued under the Dram Shop Act revoked for cause;
  3. been issued a federal gaming device stamp or a federal wagering stamp by the Federal Government for the current tax period.
- s) Statement that the premises in which the license is to be used has not had a federal gaming device stamp or a federal wagering stamp issued for the current tax period.
- t) Statement if the applicant is a corporation, that no officer, manager, director of stockholder owning more than 20% of the stock in the corporation has been issued a federal gaming stamp or a federal wagering stamp for the current tax period.
- u) In the event that any of the information required to be provided pursuant to this Article should change during the duration of the said license, the Licensee shall notify the Commissioner of such change as soon as practicable, but in any event no later than 72 hours after the said change takes effect.
- v) In the event that the premises for which the license is proposed to be issued is licensed by any state or local health department, proof of said valid license and current health inspection results shall be provided at the time of application. In the event that said licensure by the local or state health department should lapse or terminate for any reason, the licensee shall immediately notify the Commissioner of the same, and in no event shall said notice be delayed form more than 24 hours.

Section 2: All applications to the Liquor Control Commission shall be filed in duplicate in the Office of The County Clerk of Kendall County (amended January, 2018), Illinois and shall be accompanied by the full amount of the license fee required to be paid for the class of license applied for. All checks or money orders shall be made payable to the Liquor Control Commissioner of Kendall County, Illinois.

Section 3: At the time of the filing of any application for a license under this Ordinance, except Class “G” Licenses, the applicant shall file a Notice of Intent to Seek Liquor License, on a form to be provided to the applicant by the Commissioner, which Notice shall

be published, in a paper of general circulation in Kendall County, at least once, and which Notice shall contain the date, time and location of the public hearing required prior to the issuance of said license. Said publication shall take place no less than 7, or more than 15 days prior to the date of the scheduled public hearing required by the terms of this Ordinance. Said publication cost shall be paid by the applicant.

Section 4: Every renewal license shall be in all respects identical with the original or first license and applications for renewal licenses shall be made in the same manner except that a statement shall be endorsed on the face of the renewal application that such application is for renewal and the hearing process shall be excused upon such renewal application. (amended May, 2006) Submittal of renewal applications must be received in the office of The County Clerk (amended January, 2018) no less than 30 days prior to the expiration of the license. Failure to meet submittal deadlines could result in a lapse of liquor license, failure to renew the liquor license and/or a fine pursuant to statute.

Section 5: Prior to the determination to grant or deny the issuance of any new license, or the determination as to whether to permit the transfer of a license to a different location, except Class “G” Licenses, a public hearing shall be held by the Commissioner, at a date, time and location as identified by the Commissioner. Public notice of said hearing shall be given by means of the publication required in Section 3 herein. The applicant shall also give notice of said public hearing by mailing a copy of said Notice to the owners of all property located within 250 feet of the subject premises, which notice shall be mailed certified mail, return receipt requested. At the time of said hearing, the applicant shall provide proof of the mailing of said notices to the Commissioner, as well as a listing of all persons so notified. For the purposes of this paragraph, the mailing of a notice to the individual receiving the current real estate tax bill, as shown by the records of the Kendall County Supervisor of Assessments shall constitute notice to the “owner” of each premises.

Section 6: The Liquor Control Commissioner of Kendall County shall grant or refuse to grant the application within forty-five days after the required public hearing has been held, and all required documentation has been received by the Commissioner, including any required background or fingerprint checks. The costs of any required background check, including fingerprint checks, shall be paid by the applicant.

Section 7: All original or renewal applications for liquor licenses shall be accompanied with proof of completion of a state certified beverage alcohol sellers and servers education and training (BASSET) program for all personas who sell or serve alcoholic liquor, all management personnel working on the premises, and anyone whose job description entails the checking of identification for the purchase of alcoholic liquor, pursuant to that license. Class “G”, “I” or “J” licensees must have a BASSET trained person on the premises during an event. Class “G” or “I” licensees must provide the name and proof of BASSET training for that person when applying for a Class “G” or “I” license.

Section 8: A “state certified BASSET program” shall be defined as a BASSET program licensed by the State of Illinois Liquor Commission as required by 235 ILCS 5/3-12(11.1). All licensed BASSET providers shall be required to have on file all licenses and certificates

to prove current qualifications and provide a certificate of course completion and a card to participants as proof of completion. A photocopy of certificates of completion for all owners, managers, employees, or agents required to have BASSET training shall be maintained on the premises in a manner that will allow inspection, upon demand, by any designee of both the State of Illinois or County of Kendall.

Section 9: Any new owner, manager, employee or agent requiring BASSET training, shall within ninety (90) days from the beginning of their employment with that licensee, complete an Illinois Liquor Control Commission BASSET approved seller/server training program and shall until completion of the BASSET program work under the supervision of a person who has completed BASSET training.

## ARTICLE VII LICENSE PROHIBITIONS

Section 1: No license under this Ordinance shall be issued to:

- a) a person who is not a resident of the County of Kendall;
- b) a person who is not a good character and reputation in the community in which he resides;
- c) a person who is not a citizen of the United States;
- d) a person who has been convicted of a felony under any Federal or State law, unless the State Liquor Control Commission, after investigation, determines that said applicant has been sufficiently rehabilitated to warrant public trusts;
- e) a person who has been convicted of being the keeper of, or is keeping a house of ill fame;
- f) a person who has been convicted of pandering or other crime or misdemeanor opposed to decency or morality;
- g) a person who license issued under this Ordinance, or any prior similar Ordinance of Kendall County, has been revoked for cause;
- h) a person who at the time of application for renewal of a license issued hereunder would not be eligible for such license upon a first application;
- i) a partnership, unless all of the members of such partnership shall be qualified to obtain a license, except that only one of the partners shall be required to meet the residency requirement imposed by this ordinance;
- j) a corporation, of any officer, manager or director thereof, or any stockholder or stockholders owning in the aggregate more than five (5%) percent of the stock of



- such corporation would not be eligible to receive a license hereunder for any reason other than citizenship and residence with the County of Kendall;
- k) a corporation, unless it is incorporated in Illinois, or unless it is a foreign corporation which is qualified under the Illinois Business Corporation Act to transact business in Illinois;
  - l) a person who has been convicted of a violation of any Federal or State law concerning the manufacture, possession or sale of alcoholic liquor, or shall have forfeited his bond to appear in court to answer charges for any such violation;
  - m) a person who does not beneficially own the premises for which a license is sought or does not have a lease thereon for the full period for which the license is to be issued;
  - n) any law enforcing public official, any mayor, alderman or member of a city council or commission, any president of the village board of trustees, any member of a village board of trustees or any presiding officer or member of a County Board; and no such official shall be interested in any way either directly or indirectly in the manufacture, sale or distribution of alcoholic liquor, pursuant to any license issued under this Ordinance;
  - o) any person who is not a beneficial owner of the business to be operated by the licensee;
  - p) any person to who a Federal gaming device stamp or a Federal wagering stamp has been issued by the Federal Government for the current tax period;
  - q) a co-partnership to which a Federal gaming device stamp or a Federal wagering stamp has been issued by the Federal Government for the current tax period or if any of the partners have been issued a Federal gaming device stamp or Federal wagering stamp by the Government for the Current tax period;
  - r) a corporation, if any officer or manager or director thereof or any stockholder owning on the aggregate more than twenty (20) percent of the stock of such corporation has been issued a Federal gaming device stamp or a Federal wagering stamp;
  - s) any premises for which a Federal gaming device stamp or a Federal wagering stamp has been issued by the Federal Government for the current tax period;
  - t) any person who has not furnished a bond as is required by this Ordinance;
  - u) a person who has been convicted of a gambling offense as prescribed by any subsection of Section 28 of the Illinois Criminal Code of 1961.

Section 2: No license shall be issued for the sale at retail of any alcoholic liquor within one hundred (100) feet of any church, school (other than an institution of higher learning), hospital, home for aged or indigent persons or for veterans, their wives or children, or any military or naval station; provided, that this prohibition shall not apply to the renewal of a license for the sale at retail of alcoholic liquor on the premises within one hundred (100) feet of any church where such church has been established within such a one hundred (100) feet since the issuance of the original license.

Section 3: No license shall be issued to any person for the sale at retail of any alcoholic liquor at any store or other place of business where the majority of customers are minors of school age, or where the principal business transacted consists of school books, school supplies, food and drinks for such minors.

#### ARTICLE VIII BOND AND INSURANCE REQUIREMENTS

Section 1: Every licensee hereunder shall furnish a bond to the County of Kendall executed by such licensee and by good and sufficient corporate surety to be approved by the Local Liquor Control Commissioner, which bond shall be in the same amount as the License Fee imposed for the issuance of said license as identified in Article IV herein, and conditioned that the licensee shall faithfully observe and conform to the State law and to all of the provisions of this Ordinance and any and all amendments hereafter passed during the period of said license, and conditioned further for the payment of any and all fines or penalties levied or assessed against such licensee for the violation of any of the terms and conditions of this Ordinance and of any amendments thereto or of the State law and shall be further conditioned that the licensee will pay all the necessary costs and charges incurred by reason of any complaint filed for the revocation of a license herein by the Local Liquor Control Commissioner or by anyone person entitle to file such complaints before the Local Liquor Control Commissioner, as provided for in this Ordinance where the same is occasioned by any violation under the terms and provisions of this Ordinance or of the State law by said licensee, and no license shall be issued by the Local Liquor Control Commissioner until such bond has been fully executed by the principal and surety or sureties and duly approved by such Local Liquor Control Commissioner. The amount of bond required for a Class “G”, “I” or “J” License shall be a minimum of \$500.00.

Section 2: No license shall issue, nor be renewed, to any applicant unable to furnish evidence of dram shop liability insurance, in the form of a certificate of insurance, issued by an insurance company that is authorized to do business in the State of Illinois, insuring the applicant, and the owner or lessor of the premises in at least the amount of \$500,000 per occurrence.

#### ARTICLE IX HOURS OF PROHIBITED SALE

Section 1: No licensee hereunder, with the exception of Class A licensees and Class B licensees, shall sell or offer for sale at retail any alcoholic liquor or furnish or give away or

allow or permit the same to be consumed on the licensed premises or any other premises under the control directly or indirectly of the licensee during the following hours:

a) One o'clock A.M. and Six o'clock A.M. Central Standard Time, or Central Daylight Time, whichever is applicable at the particular time of year, on each and every day from Monday to Saturday of every week.

b) One o'clock A.M. and Ten o'clock A.M. Central Standard Time, or Central Daylight Time, whichever is applicable at the particular time of year, on each and every Sunday.

Section 2: No Class A licensee or Class B licensee shall sell or offer for sale at retail any alcoholic liquor or furnish or give away or allow or permit the same to be consumed on the licensed premises or any other premises under the control directly or indirectly of the licensee during the following hours:

a) One o'clock A.M. and Six o'clock A.M. Central Standard Time, or Central Daylight Time, whichever is applicable at the particular time of year, on each and every day from Monday to Friday of every week.

b) Two o'clock A.M. and Six o'clock A.M. Central Standard Time, or Central Daylight Time, whichever is applicable at the particular time of year, on each and every Saturday.

c) Two o'clock A.M. and Ten o'clock A.M. Central Standard Time, or Central Daylight Time, whichever is applicable at the particular time of year, on each and every Sunday.

d) Two o'clock A.M. and Six o'clock A.M. Central Standard Time, or Central Daylight Time, whichever is applicable at the particular time of year, on each and every holiday of Memorial Day, Fourth of July, Labor Day, Thanksgiving, and New Year's Day. If the Fourth of July or New Year's Day occur on a Sunday in any given calendar year, the hours of prohibited sale shall be between Two o'clock A.M. and Ten o'clock A.M. Central Standard Time, or Central Daylight Time, whichever is applicable at the particular time of year, for that particular occurrence.

Section 3: The local Liquor Control Commissioner may on special occasions extend the time during which a licensee may remain open. Said extensions shall be at the sole discretion of the local Commissioner.

## ARTICLE X GENERAL REGULATIONS

Section 1: It shall be unlawful for licensee hereunder to directly or indirectly receive any financial aid or assistance or to receive as a loan or lease of otherwise any furnishing, fixture, or equipment on the premises of a place of business from any manufacturer, distributor or importing distributor of alcoholic liquors and it shall be equally unlawful for any such licensee to allow any manufacturer, distributor or importing distributor or

alcoholic liquors, directly or indirectly, to be interested in the ownership, conduct or operation of the business of any licensee under this Ordinance, and it shall be, also equally unlawful for any licensee hereunder to permit or allow any manufacturer, distributor or importing distributor to be interested directly or indirectly or as owner or part owner of said premises described in the license or as lessee or lessor thereof.

Section 2: It shall be unlawful for any licensee hereunder to allow or permit any person engaged in the business of manufacturing importing or distributing alcoholic liquors to pay for or advance, furnish, or lend money, directly or indirectly, for the payment of such license.

Section 3: It is unlawful for any person including but not limited to any licensee or any associate, member, representative, agent, or employee of such licensee to sell, give, deliver or serve any alcoholic beverage to any person under the age of 21 years or to any intoxicated person or to any person known to be a spendthrift, insane, mentally ill, mentally deficient or a habitual drunkard.

Section 4: It shall be unlawful for any person under the age of 21 years to purchase, accept or procure or to attempt to purchase accept or procure any alcoholic beverage from any liquor dealer or from any other person.

Section 5: It shall be unlawful for any person to order, to purchase or in any manner to obtain any alcoholic beverage for another person under the age of 21 years. It shall be illegal for any person to sell, give or deliver any alcoholic liquor to another person under the age of 21 years. It shall be illegal for any person to directly or indirectly have any alcoholic beverage sold, given or delivered to another person less than 21 years of age or to permit the sale, gift or delivery of any alcoholic beverage to another person less than 21 years of age.

Section 6: It shall be unlawful for any person to who the sale, gift, delivery or service of any alcoholic liquor is prohibited because of age to consume or to possess in any manner, including by consumption, any such alcoholic liquor, except as otherwise provided by law. The violation referred to in this Section which relates to the possession of alcohol after it has been consumed may be identified as the “Illegal Possession of Alcohol by Consumption” or by the number of the Chapter and Section of this Ordinance. This violation may be proven by evidence which indicates that the breath of the person charged with such offense has a smell associated generally or specifically with any alcoholic liquor and no additional evidence relating thereto shall be necessary to find the Defendant to be in violation of this Ordinance. It shall not be necessary to show that the person charged with an offense hereunder was at the time in question under the influence of any alcoholic liquor in any manner, but such evidence shall be admissible to prove a violation of this Ordinance.

The possession and dispensing or consumption by a person under the age of 21 years of an alcoholic beverage in the performance of a religious service or ceremony or the consumption of alcoholic liquor by a person under the age of 21 years under the direct

supervision and direct approval of the parents or parent of such person in the privacy of a home is not prohibited by the Ordinance, and this provision shall be considered only as a defense for which the burden of proving that it applies to and was reasonably relied upon in a particular case shall be on the person charged with an offense under this Section.

Section 7: It shall be unlawful for any intoxicated persons or any person under the age of 21 years to be or remain in any premises which are licensed hereunder except that any person under the age of 21 years may be or remain on the premises:

- 1) If accompanied by his or her parents(s) or legally appointed guardian; or
- 2) If more than 50% of the gross business income received therein results from the sale of services or commodities other than alcoholic liquor; or
- 3) If legally employed by the license holder of the premises and if the person is actively performing his/her duties as a legal employee at the time in question. Employees of the licensee under age 21 shall not draw, mix, pour, nor sell alcoholic beverages, but may carry and deliver said beverages to the patron for consumption.
- 4) If the premises has a Class “G”, “I”, or “J” license pursuant to this ordinance.

Section 8: The Defendant/Respondent in any court or administrative hearing shall have the burden of proving as a defense that subparagraphs (1), (2), or (3) of the preceding Section 7 apply to the case and the prosecutor shall have no responsibility to prove that any of said exceptions do not apply herein.

Section 9: If a licensee or any officer, associate member, representative, agent or employee of such licensee believes or has any reason whatsoever to suspect or believe that the sale, gift, delivery or service to a prospective recipient of any alcoholic liquor is prohibited by this Ordinance because of the age of such person, he/she shall demand written evidence, and may not rely on oral evidence, of the prospective recipient’s age and identity before making such sale, gift, delivery or service.

Any person from whom such written evidence is demanded shall forthwith display his/her motor vehicle operator’s license, federal selective service card, federal armed forces identification card or other written and photographic evidence of age and identity issued by a public officer in the performance of his official duties.

If any person fails to present such written evidence, he/she shall be considered to be an under age person who is not entitled to any such alcoholic liquor. However, if such written and photographic evidence of age and identity is produced and shows the prospective recipient to be of the age required to purchase such alcoholic liquor and if such a sale, gift, delivery or service of alcoholic liquor is made in reasonable reliance thereon, the licensee and his representatives shall not be subject to the penalty provision of this Ordinance.

The burden of proving that a demand of written and photographic evidence of the age and identity was made, that such written and photographic evidence was shown, the content of the written photographic evidence presented, and the reasonableness of the reliance thereon shall be on the person charged with an offense under this Ordinance.

Section 10: It shall be unlawful for any person whomsoever to present or offer to any licensee or to any officer, associate, member, representative, agent, or employee of a licensee or to any other person any written, printed or photo static evidence of his/her age and identity or that of any other person which is false or fraudulent, for the purpose of ordering, purchasing, attempting to purchase, or otherwise procuring or attempting to procure any alcoholic liquor of any kind or description in violation of this Ordinance, or to have in his/her possession any false or fraudulent written, printed or photo static evidence of age and identity.

Section 11: No person shall sell or furnish alcoholic liquor at retail to any person on credit, or order on a store, or in exchange for any goods, wares or merchandise, or in payment for any services rendered, provided, that nothing herein contained shall be construed to prevent any club receiving a license under this Ordinance, from permitting checks or statement for alcoholic liquor to be signed by members or bona fide guests of members and charged to the account of such members or guests in accordance with the by-laws of said club; and provided further, that nothing herein contained shall be construed to prevent any hotel from permitting checks or statement for liquor to be signed by regular guests residing at said hotel and charged to the accounts of said guests.

Section 12: It shall be unlawful for any licensee to sell, offer for sale or furnish any alcoholic liquor to any person or persons or patron or patrons in what is generally know as curb service. Free dispensing of alcoholic liquor by any licensee is hereby prohibited and unlawful.

Section 13: It shall be unlawful to keep open for business or to admit the public or patrons or customers or persons to any premises licensed under this Ordinance for the retail sale of alcoholic liquor during the hours within which sale of such liquor is prohibited, or to permit or allow person, patrons, or customers to remain in or about the licensed premises during the hours designated within which the sale and consumption of alcoholic liquors is prohibited on the licensed premises; provided however, that restaurants, clubs, drug stores and hotels may keep their places of business open, subject only to the provisions that no sale at retail of alcoholic liquors or the consumption by patrons or customers or by the public of alcoholic liquors shall be permitted or allowed on said licensed premises during the hours prohibited.

Section 14: Whenever any licensee hereunder shall sell or otherwise dispose of the business conducted on the licensed premises, said licensee shall, with 5 days thereafter, cause a notice in writing of such fact to be delivered to the Local Liquor Control Commissioner of said Kendall County. Said statement shall contain full information concerning the same, including the date of such date or disposal of said business and the

name of the purchaser, if any. Upon the occurrence of any of the foregoing the license issued hereunder shall be surrendered to the Liquor Control Commission, providing that the Liquor Control Commissioner in his discretion may permit the licensee to maintain said license upon the following circumstances, viz: remodeling, casualty act of God or other business interruption deemed by the Commissioner to be beyond the control of the licensee. The commissioner is further authorized to approve assignment of said license to a qualifying purchaser. Failure on the part of the licensee to comply with the provisions of this shall subject said licensee to a fine of not less than One Hundred Dollars (\$100.00) and not more than Five Hundred Dollars (\$500.00) or by imprisonment in the County Jail for not less than Thirty (30) days nor more than four (4) months and such penalties as herein provided in this Section shall be in addition to any such penalties mentioned in this Ordinance for violation of any of the term and provisions thereof.

Section 15: It shall be the duty of every person licensed hereunder to keep complete and accurate records of all sales of liquor, wine or beer, which said records shall be produced by the person holding such a license at the request of the Local Liquor Control Commissioner.

Section 16: All premises and equipment and utensils or paraphernalia used for the retail sales of alcoholic liquor, or for the storage of such liquor for sale purposes, shall be kept in a clean and sanitary condition and shall have running water at any service bar for the purpose of washing and cleaning dishes and glasses and other utensils used in and about the serving of alcoholic liquors, and every licensee hereunder shall install and maintain clean and sanitary toilets or toilet rooms for both sexes and shall keep the licensed premises in full compliance with the State law regulating the conditions of premises used for the storage or sale of food for human consumption. The provisions of this paragraph may be modified by the Commissioner as deemed appropriate by the Commissioner for Class “G” and “J” Licenses.

Section 17: It shall be unlawful to employ in any premises used for the retail sale of alcoholic liquor any person who is afflicted with, or who is a carrier of, any contagious, infectious or venereal disease, and it shall be unlawful for any person who is afflicted with or a carrier of any such disease to work in or about any premises or to engage in any way in the handling, preparation or distribution of such liquor.

Section 18: It shall be unlawful for any licensee hereunder to permit or allow any lewd persons or any prostitutes to remain in and about any licensed premises or to allow or permit any soliciting to prostitution or lewdness, idleness, gaming, gambling, fornication or other misbehavior to be conducted on said licensed premises, or to permit or allow any slot machines or other devices used for gambling purposes, to be or to remain in or on or about the licensed premises, with the exception of those properly licensed locations and video gaming terminals as are allowed pursuant to the Illinois Video Gaming Act (230 ILCS 40/1 *et seq.*).

Section 19: It shall be unlawful for any licensee to allow person in a drunken condition to remain upon or loiter in and around any licensed premises or to harbor, conceal, aid or

assist any person who has committed any criminal offense against the laws of the State of Illinois, or to refuse to aid or assist the law enforcing officers of Kendall County in the apprehension of person accused of or suspected of crime.

Section 20: All places where alcoholic liquor is sold in violation of any of the provisions of this Ordinance shall be taken and held to be and are hereby declared to be common nuisances and may be abated as such.

Section 21: All license fees received by the Local Liquor Control Commission shall be paid over to the County Treasurer and credited to the general fund of the County.

Section 22: It shall be unlawful to permit the following kinds of conduct on the premises:

- a) The performance of act, or simulated act of sexual intercourse, masturbation, sodomy, bestiality, oral copulation, flagellation or any sexual acts;
- b) The actual or simulated exhibition, touching, caressing or fondling of the breast, buttocks, pubic hair, anus, vulva, or genitals.

Section 23: In the event of the death of the named license holder, said license shall lapse, and be of no further effect. Any license which is not used for a period of sixty (60) consecutive days shall be deemed to have lapsed due to such non-use. Any license which has lapsed as defined by this paragraph will be of no further effect unless written waiver of such lapse is granted by the Commissioner, after a hearing held to evaluate the reason for such lapse.

Section 24: A certified court reporter or certified shorthand reporter shall keep a record of all hearings held under the provisions of this Ordinance. The cost of such court reporter shall be paid by the applicant or licensee who is the subject of the proceeding. Any appeal taken from a decision of the Commissioner pursuant to the terms of this Ordinance shall be reviewed on the record of the hearing at which the decision was rendered as taken by and prepared by the certified court reporter or certified shorthand reporter.

Section 25: Any license issued pursuant to this Ordinance shall specifically identify the location of the authorized premises for the license, and such premises shall be sufficiently identified on the license to make such premises readily identifiable.

Section 26: The Kendall County State's Attorney shall be authorized to prosecute any violations of this Ordinance.

Section 27: No applicant will be entitled to a refund for an unused license for any reason once a license has been issued.

## ARTICLE XI FINES AND PENALTIES



Section 1: Whoever violates any of the provisions of this Ordinance shall, upon conviction, be punished by a fine of not less than One Hundred (\$100.00) Dollars, nor more than Five Hundred (\$500.00) Dollars or by imprisonment in the County jail for not less for not less than Thirty (30) days nor more than Six (6) months or by both such fine and imprisonment; and a separate offense shall be deemed committed on each day during, or on which, a violation occurs, or continues to occur. In addition to the foregoing, to the extent permitted by the “State Law”, whoever violates the provisions of this Ordinance may be required to pay reasonable reimbursement to Kendall County for the expenses of investigating and prosecuting such violation.

## ARTICLE XII ADMINISTRATION

Section 1: The Chairman of the Kendall County Board shall be the Local Liquor Control Commissioner of said County, and he shall be charged with the administration of this Ordinance. Provided, however, that the authority and jurisdiction of said Local Liquor Control Commissioner shall extend only to that area of Kendall County which lies outside of the corporate limits of the cities, villages and incorporated towns therein, and shall, under no circumstances, extend to any area where the people of any local political subdivision have voted to prohibit the sale of alcoholic liquors in accordance with the terms and provisions of the State law governing the same.

Section 2: Said Local Liquor Control Commissioner of said County may appoint a person or persons to assist him in the exercise of the powers and the performance of the duties herein provided for such Local Liquor Control Commissioner or he may appoint members of the Kendall County Board on a committee to be known as the Local Liquor Control Committee which Committee may assist him in the exercise of he powers and the performance of the duties provided for by this Ordinance.

Section 3: Said Local Liquor Control Commissioner shall have the power to appoint or employ such clerks and other employees as may be necessary to carry out the provisions of this Ordinance, or to perform the duties and exercise the powers conferred by this Ordinance upon the Local Liquor Control Commissioner.

Section 4: Said Local Liquor Control Commissioner shall not appoint or employ any clerks or other employees who have been convicted of any violation or any Federal or State law concerning the manufacture or sale of alcoholic liquor prior to or subsequent to the passage of this Ordinance or who has paid a fine or penalty in settlement of any prosecution against him for any violation of such laws, or shall have forfeited his bond to appear in court to answer charges for any such violation, nor shall any person be appointed who has been convicted of a felony.

Section 5: No person shall be appointed to act on said Local Liquor Control Commission who may directly or indirectly, individually or as a member of a partnership, or as a shareholder or a corporation, have any interest, whatsoever, in the manufacture, sale or

distribution of alcoholic liquor, nor receive any compensation or profit there from, nor have any interest, whatsoever, in the purchases or sales made by the persons authorized by this Ordinance, or to purchase or to sell alcoholic liquor as provided for in the State law governing the same.

Section 6: The office of the Local Liquor Control Commissioner shall be in the Office of The County Clerk (amended January, 2018), in the Kendall County Office Building, Yorkville, Illinois or in such other place as the County Board shall designate.

Section 7: The Local Liquor Control Commissioner of said County of Kendall shall keep a record of the proceedings, transactions, communications and official acts of himself and any commission appointed by him, which said books and records shall be kept and maintained in the office of the Liquor Control Commissioner of Kendall County.

Section 8: The Local Liquor Control Commissioner shall be paid the sum of One Thousand Two Hundred (\$1200.00) Dollars per annum and mileage as provided by ordinance for county officers. The member or members of any committee or person or persons appointed by the said Commissioner to assist him in the exercise of the powers and performance of the duties herein provided for, shall receive the sum of Twenty Five (\$25.00) Dollars, and mileage as aforesaid for each day actually spent in the performance of duties.

Section 9: The Local Liquor Control Commissioner and all clerks and employees of said Local Liquor Control Commissioner shall be reimbursed for any disbursements incurred or made by them in the discharge of their official duties.

Section 10: All charges or expenses or claims or demands incurred either by or against or in behalf of the Local Liquor Control Commissioner by reason of anything or matter in this Ordinance contained, shall be claims against Kendall County, and shall be presented and paid or disallowed in the same manner as other claims against Kendall County are allowed and paid or disallowed.

### ARTICLE XIII POWERS OF LOCAL LIQUOR CONTROL COMMISSIONER

Section 1: The Liquor Control Commissioner of Kendall County, Illinois shall have all the powers and authority granted and delegated to Local Liquor Control Commissioners in the "State Law."

### ARTICLE XIV REVOCATION OR SUSPENSION OF LICENSE, FINES: APPEALS

Section 1: The Liquor Control Commissioner may suspend for not more than thirty days, or may revoke, any liquor license issued by him, or may impose a monetary fine as permitted as provided under Illinois law, if he determines that the licensee has violated any

of the provisions of this Ordinance or any of the provisions of the State Law, or of any rule or regulation established by the Illinois State Liquor Control Commission which is not inconsistent with law.

Section 2: All proceedings for revocation or suspension of licenses issued by the Liquor Control Commissioner, and appeals there from shall be in conformance with the applicable provisions of State Law and this Ordinance.

## ARTICLE XV MISCELLANEOUS

Section 1: The articles, provisions and sections of this Ordinance shall be deemed to be separable and the validity of any portion of this Ordinance shall not affect the validity of the remainder.

Section 2: That all Ordinances or parts of Ordinances heretofore passed and adopted by the County Board of the County of Kendall and State of Illinois, relating to the retail sale, keeping the sale, or offering for sale of alcoholic liquors in all of the territory lying outside of the corporate limits of any city, village or town and lying within the corporate limits of said Kendall County, Illinois be, and the same are hereby repealed.

Section 3: This Ordinance, which shall be known as “Rules of the Liquor Control Commission, Kendall County, Illinois,” which comprise and are the rules of the said Liquor Control Commission, or any part thereof may be amended by Ordinance of the Kendall County Board by adoption thereof, at any regular or special meeting of said Board.

Section 4: This Ordinance and the regulations contained therein shall be in full force and effect on and after.

Adopted the 19<sup>th</sup> day of October, 1999, and amended this 16<sup>th</sup> day of January, 2018.

---

County Chairman

Attest: \_\_\_\_\_  
County Clerk

Adopted: October 19, 1999  
Amended: January, 2004  
May 16, 2006  
May 18, 2010  
March 1, 2011  
June 7, 2011  
April 17, 2012  
December 4, 2012  
March 7, 2013  
September 2, 2014  
February 3, 2015  
July 21, 2015  
January 16, 2017

<b>Kendall County Clerk</b>				
<b>Revenue Report</b>		<b>12/1/17-12/31/17</b>	<b>12/1/16-12/31/16</b>	<b>12/1/15-12/31/15</b>
<b>Line Item</b>	<b>Fund</b>			
	County Clerk Fees	\$ 765.50	\$ 1,053.00	\$ 705.00
	County Clerk Fees - Marriage License	\$ 780.00	\$ 1,200.00	\$ 780.00
	County Clerk Fees - Civil Union	\$ -	\$ 30.00	\$ -
	County Clerk Fees - Misc	\$ 1,095.50	\$ 2,194.85	\$ 1,494.47
	County Clerk Fees - Recording	\$ 25,228.00	\$ 38,504.00	\$ 24,292.00
01010061205	Total County Clerk Fees	\$ 27,869.00	\$ 42,981.85	\$ 27,271.47
01010001185	County Revenue	\$ 36,026.50	\$ 46,956.50	\$ 32,707.00
38010001320	Doc Storage	\$ 15,327.50	\$ 21,715.00	\$ 14,344.00
51010001320	GIS Mapping	\$ 25,842.00	\$ 36,574.00	\$ 24,196.00
37010001320	GIS Recording	\$ 3,228.00	\$ 4,564.00	\$ 3,022.00
01010001135	Interest	\$ 46.99	\$ 50.32	\$ 48.23
01010061210	Recorder's Misc	\$ 3,135.75	\$ 9,275.50	\$ 3,082.00
81010001320	RHSP/Housing Surcharge	\$ 13,779.00	\$ 18,954.00	\$ 12,690.00
37210001575	Tax Certificate Fee	\$ 1,880.00		
37210001576	Tax Sale Fees	\$ 156.75		
37210001577	Postage Fees	\$ 92.26		
CK # 18374	To KC Treasurer	\$ 127,383.75	\$ 181,071.17	\$ 117,360.70
Death Certificate Surcharge sent from Clerk's office \$324.00 ck # 18372				
Dom Viol Fund sent from Clerk's office \$130.00 ck 18373				

## Kendall County Clerk Annual Report for 2017

The Kendall County Clerk & Recorder's Office forwards its 2017 year-end report which summarizes revenues and budget details as well as various functions processed through the Clerk & Recorder's Offices:

	2017	2016		2017	2016
Marriage Licenses Issued	552	549	Civil Union Licenses Issued	3	2
Death Certificates Printed	3018	2881	Home Births (Birth Certificates Processed)	5	8
Assumed Name Certificates Issued	153	178	Notary Certificates Issued	553	475
Number of Documents Recorded	20,513	21,361			

### CLERK

- During 2017 the County Clerk's Office posted an additional 6 years of County Ordinances on the County's website, bringing the Ordinances available on the website through 1992
- The Clerk's Office continued to post expenditures online for the 5<sup>th</sup> straight year
- Tax Computation Reports for the 6<sup>th</sup> year
- District Rate Listings for the 8<sup>th</sup> year in a row
- The office processed 753 EIS forms for 2017
- Continual updates are made to the county yearbook throughout the year
- The Clerk participated in the annual tax sale held on October 26, 2017, where 413 tax certificates were issued and are now held in the Clerk's Office
- The Clerk completed 48 FOIA requests during the year, 4 more than in 2016
- The office began handling the public official bonds for employees
- The office began taking credit/debit payments with no cost to the county
- Marriage records were updated to denote divorces

### RECORDER

- 20,513 Documents recorded
- Recording system upgraded; enhancements include document statistics, updated subdivision codes, plats available online, and various search features

### ELECTIONS

- As the Election Authority for Kendall County, the office conducted the Consolidated Election in 2017, 8,726 votes were cast for a turnout of 11.87%
- The office conducted a voter registration purge, mailing out new registration cards to 74,218 individuals
- The office processed 2,214 additional registrations caused by the National Change of Address movement through the Post Office

# Office of Jill Ferko

Kendall County Treasurer & Collector  
111 W. Fox Street Yorkville, IL 60560

## Kendall County General Fund

QUICK ANALYSIS OF MAJOR REVENUES AND TOTAL EXPENDITURES  
FOR ONE MONTH ENDED 12/31/2017

<u>REVENUES*</u>	Annual <u>Budget</u>	2018 YTD <u>Actual</u>	2018 YTD <u>%</u>	2016 YTD <u>Actual</u>	2016 YTD <u>%</u>
Personal Property Repl. Tax	\$400,000	\$11,710	2.93%	\$16,246	4.39%
State Income Tax	\$2,470,000	\$130,759	5.29%	\$219,333	9.14%
Local Use Tax	\$630,000	\$55,154	8.75%	\$48,285	7.73%
State Sales Tax	\$550,000	\$55,834	10.15%	\$55,628	11.59%
County Clerk Fees	\$400,000	\$28,457	7.11%	\$33,856	10.26%
Circuit Clerk Fees	\$850,000	\$0	0.00%	\$0	0.00%
Fines & Foreits/St Atty.	\$380,000	\$0	0.00%	\$0	0.00%
Building and Zoning	\$65,000	\$2,288	3.52%	\$11,346	18.30%
Interest Income	\$86,500	\$871	1.01%	\$0	0.00%
Health Insurance - Empl. Ded.	\$1,299,440	\$90,560	6.97%	\$123,257	9.74%
1/4 Cent Sales Tax	\$2,950,000	\$249,790	8.47%	\$234,724	8.04%
County Real Estate Transf Tax	\$440,000	\$29,718	6.75%	\$29,337	7.40%
Correction Dept. Board & Care	\$832,200	\$117,600	14.13%	\$24,880	2.84%
Sheriff Fees	\$245,000	\$10,992	4.49%	\$17,811	6.98%
<b>TOTALS</b>	<b>\$11,598,140</b>	<b>\$783,733</b>	<b>6.76%</b>	<b>\$814,704</b>	<b>7.15%</b>
<b>Public Safety Sales Tax</b>	<b>\$5,068,000</b>	<b>\$424,997</b>	<b>8.39%</b>	<b>\$410,963</b>	<b>8.11%</b>
<b>Transportation Sales Tax</b>	<b>\$4,750,000</b>	<b>\$424,997</b>	<b>8.95%</b>	<b>\$410,963</b>	<b>8.65%</b>

\*Includes major revenue line items excluding real estate taxes which are to be collected later. To be on Budget after 1 month the revenue and expense should at 8.33%

### EXPENDITURES

All General Fund Offices/Categories

<b>\$27,840,244</b>	<b>\$2,152,575</b>	<b>7.73%</b>	<b>\$2,862,430</b>	<b>10.28%</b>
---------------------	--------------------	--------------	--------------------	---------------



KENDALL COUNTY CORONER  
— JACQUIE PURCELL —

Description	**	Month: December 2017 (FY 2018)	Fiscal Year-to-Date	December 2016/FY17
Total Deaths		21	21	33
Natural Deaths		17	17	27
Accidental Deaths	*	1	1	4
Pending	*	2	2	
Suicidal Deaths	*	1	1	1
Homicidal Deaths		0	0	1
Toxicology		3	3	6
Autopsies		3	3	6
Cremation Authorizations		16	16	22

\*\*

Accidental Death(s):

1. 12/09/2017 – Yorkville PD – 32 yo, white, female - Blunt Force Injuries due to Motor Vehicle Collision

Pending Death(s):

1. 12/20/2017 – Montgomery PD – 22yo, white female, Pending Investigation
2. 12/23/2017 – Kendall County – 46 yo, white male, Pending Investigation

Suicidal Death(s):

1. 12/20/2016 – Kendall County – 34 yo, Hispanic male, Asphyxiation due to Hanging

**PERSONNEL/OFFICE ACTIVITY:**

1. The Kendall County Coroner’s Office presented at Montgomery Police Department’s general staff meeting regarding investigative cooperation.
2. Coroner Purcell, Chief Deputy Gotte and Deputy Shockley performed annual firearm’s qualifications at the Montgomery Police Department.

— CARORUM AD CURAM —



**KENDALL COUNTY PLANNING, BUILDING & ZONING COMMITTEE**

***Kendall County Office Building***

***Rooms 209 & 210***

***111 W. Fox Street, Yorkville, Illinois***

**6:30 p.m.**

**Meeting Minutes of January 8, 2018 – Unofficial until approved**

**CALL TO ORDER**

The meeting was called to order by Chairman Bob Davidson at 6:30 p.m.

**ROLL CALL**

Committee Members Present: Lynn Cullick, Bob Davidson (Chairman), Judy Gilmour, Scott Gryder, and Matt Kellogg (Vice Chairman)

Committee Members Absent: None

Also Present: Matt Asselmeier (Senior Planner) and Dan Kramer

**APPROVAL OF AGENDA**

Motion by Member Cullick, seconded by Member Gilmour, to approve the agenda as presented. With a voice vote of five ayes, the motion carried.

**APPROVAL OF MINUTES**

Motion by Member Gilmour, seconded by Member Gryder, to approve the minutes of the December 11, 2017 meeting. With a voice vote of five ayes, the motion carried.

**EXPENDITURE REPORT**

The Committee reviewed the claims report. Motion by Member Kellogg, seconded by Member Gilmour, to approve the claims report. With a voice vote of five ayes, the motion carried.

Member Gryder requested a copy of the income sheets showing the breakdown of revenues for an inspection. Member Gryder was concerned that income to pay the plumbing inspector was not available when the County paid the plumbing inspector's invoices.

**PUBLIC COMMENT**

None

**PETITIONS**

*Petition 18-01-Request from Erich and Amy Kaiser for the Revocation of a Special Use Permit Awarded by Ordinance 2008-09 Allowing the Operation of Landscaping Business at 17609 Galena Road (Parcel Identification Number 01-06-100-006) in Little Rock Township*

Mr. Asselmeier summarized the request. The petitioners purchased the property in 2015 and do not have a desire to operate a landscaping business at the property. The property is located on the north side of Galena Road.

Chairman Davidson asked who was the original applicant. Mr. Asselmeier responded Landscape Designs; the Kaisers are the second or third owner removed from Landscape Designs ownership of the property.

Motion by Member Kellogg, seconded by Member Gryder, to recommend approval of the revocation of the special use permit as requested.

Yeas (5): Cullick, Davidson, Gryder, Gilmour, and Kellogg  
Nays (0): None  
Abstain (0): None  
Absent (0): None

The motion carried. This matter will go to the County Board on January 16<sup>th</sup>.

*Petition 18-02-Request from Daniel J. Kramer on Behalf of Christie Marie Sheldon for a Conditional Use Permit for Construction of One (1) Single-Family Home on a Parcel Less than Forty (40) Acres in Size at 16395C Griswold Springs Road (Parcel Identification Number 01-29-377-001) in Little Rock Township*

Dan Kramer summarized the request. The property is heavily wooded and cannot be farmed. Mr. Kramer said that the appropriate easements were in place to ensure access to Griswold Springs Road. Mr. Kramer noted that the Health Department provided a letter stating that the property was suitable for septic service.

Motion by Member Kellogg, seconded by Member Gilmour, to approve the conditional use permit as requested with the conditions listed in the January 8, 2018 letter.

Yeas (5): Cullick, Davidson, Gryder, Gilmour, and Kellogg  
Nays (0): None  
Abstain (0): None  
Absent (0): None

The motion carried.

**NEW BUSINESS**

*Renewal of Mobile Home Conditional Use Permit-10825B Corneils Road*

Motion by Member Kellogg, seconded by Member Cullick, to approve the renewal of the conditional use permit for a mobile home at 10825B Corneils Road.

Yeas (5): Cullick, Davidson, Gryder, Gilmour, and Kellogg  
Nays (0): None  
Abstain (0): None  
Absent (0): None

The motion carried.

*Renewal of Mobile Home Conditional Use Permit-13443 Fennel Road*

Motion by Member Gilmour, seconded by Member Cullick, to approve the renewal of the conditional use permit for a mobile home at 13443 Fennel Road.

Yeas (5): Cullick, Davidson, Gryder, Gilmour, and Kellogg  
Nays (0): None

Abstain (0): None  
Absent (0): None

The motion carried.

Renewal of Mobile Home Conditional Use Permit-14281 Anderson Road

Mr. Asselmeier reported that the property owner requested the conditional use permit be revoked. Motion by Member Gryder, seconded by Member Gilmour, to revoke the conditional use permit for a mobile home at 14281 Anderson Road.

Yeas (5): Cullick, Davidson, Gryder, Gilmour, and Kellogg  
Nays (0): None  
Abstain (0): None  
Absent (0): None

The motion carried.

Update on Future Land Use Map Updates on Property Adjacent to Route 47 in Lisbon Township

Mr. Asselmeier presented the proposed changes to the Future Land Use Map and the reasoning behind the classification of each portion of the parcel. The consensus of the Committee was that the southeast corner of the intersection of Routes 47 and 52 should be classified as Mixed Use Business because the new grain operation at that location is a permitted use in the M-2 District. The consensus of the Committee also was that the commercial area at the intersection of Routes 47 and 52 should be expanded to the west.

Mr. Asselmeier will obtain the name of the creeks in the area.

Discussion of Solar Panel Regulations

Mr. Asselmeier presented the solar panel regulations for Tazewell County and Kankakee County and the proposed solar panel regulations for Will, Boone, and DeKalb Counties. The consensus of the Committee was that Staff should obtain copies of LaSalle County's regulations and the solar panel regulations for local municipalities. Any request for a solar panel farm would go through the special use permitting process with the requirement that renewal be sought within one (1) of approval of the special use permit because a solar panel ordinance could not be approved before the tax incentives expired. The Committee asked how the Comed ROW and electrical sub-stations are taxed. Mr. Asselmeier will provide this information at the next meeting.

The consensus of the Committee was to have Mr. Asselmeier draft a proposal based on the similarities of the solar panel regulations presented at that meeting.

Discussion of Scheduling a Future Planning, Building and Zoning Committee Meeting in Boulder Hill

Chairman Davidson advised the Committee not to hold a meeting in Boulder Hill because the Committee would receive complaints about issues that was beyond the control of the Committee. The consensus was to table having a meeting in Boulder Hill.

Kendall County Regional Planning Commission Annual Meeting-February 3, 2018 at 9:00 a.m.  
Mr. Asselmeier informed the Committee regarding the date and time of the Kendall County Regional Planning Commission's Annual Meeting.

### **OLD BUSINESS**

Approval to Initiate Text Amendments to Sections 4.17.H, 7.01.D.53.b.vi, 8.08.B.2.h, 10.01.C.27.b.vi, 11.02.C, 11.02.D, 11.04, 11.04.A, 13.01.C, 13.07.B, 13.07.C and 13.08.C of the Kendall County Zoning Ordinance by Removing the Requirements for the Zoning, Platting and Advisory Committee and the Kendall County Regional Planning Commission to Meet and Issue Recommendations on Proposed Map Amendments, Special Use Permits, Major Amendments to Special Use Permits, and Text Amendments on Matters Not Involving the Powers and Duties of the Zoning, Platting and Advisory Committee or the Kendall County Regional Planning Commission and Related Zoning Text Citation Amendments.

Mr. Asselmeier summarized the proposal. He noted that the Regional Planning Commission and ZPAC were given sixty (60) days to meet on text amendments involving their powers.

Member Gryder expressed concerns that applicants would have to meet with agencies separately. Mr. Asselmeier stated that ZPAC and the Regional Planning Commission would continue to review subdivisions and the number of meetings would decrease.

Motion by Member Kellogg, seconded by Member Gryder, to approve initiating the text amendments as proposed.

Yeas (5): Cullick, Davidson, Gryder, Gilmour, and Kellogg  
Nays (0): None  
Abstain (0): None  
Absent (0): None

The motion carried. This matter will go to ZPAC February 6<sup>th</sup>.

### **Review of Code Hearing Unit Regulations**

Mr. Asselmeier read his memo on the subject and provided proposed changes to the existing Code Hearing Unit regulations. He explained that defendants could still appeal decisions to the court and that staffing costs could increase for the Planning, Building and Zoning Department, State's Attorney's Office, and Sherriff's Department.

The consensus of the Committee was to leave everything the same because of the costs and because violations would not get resolved in a timely manner.

The Committee also reviewed the Inoperable Vehicle Ordinance, the Junk and Debris Ordinance and the Fine Structure. The Committee requested Mr. Asselmeier to check with the State's Attorney's Office regarding the definition of inoperable vehicle. The Committee would like vehicles to be road worthy.

### **Update on Bridge Issue at 13360 McKanna Road, Minooka (Bridge Owned by Mark Antos)**

Mr. Asselmeier stated that the State's Attorney's Office prepared a letter to Mr. Antos and Mr. Antos informed Brian Holdiman that his goal was to have the bridge completed by May 1<sup>st</sup>.

The consensus of the Committee was to ask the State's Attorney's Office for an "or else process". The Committee did not want to delay the completion of the bridge and questioned whether or not a judge's ruling could expedite Mr. Antos completing the bridge in a timely manner.

Request for Guidance RE: Conditional Use Permits

Mr. Asselmeier read his memo on the subject. He divided each conditional use into permitted or special use based on potential negative impacts to neighborhoods.

Member Kellogg requested a table listing each use.

The Committee will review this information at the next meeting.

Review Violation Report

The Committee reviewed the Violation Report.

Review Non-Violation Report

The Committee reviewed the Non-Violation Report.

**UPDATE FOR HISTORIC PRESERVATION COMMISSION**

February 21, 2018 Event

Mr. Asselmeier reported that as of the afternoon of January 8<sup>th</sup>, fifteen (15) people have RSVP'd for the event.

Approval of Historic Tax Credit Resolution

Mr. Asselmeier read his memo on the subject. At their meeting on November 20<sup>th</sup>, the Historic Preservation Commission recommended approval of the proposed resolution. This matter was laid over at the December meeting. The new federal tax bill preserved the Historic Tax Credit program. The consensus of the Committee was that this matter was resolved.

**REVIEW PERMIT REPORT**

Review Monthly Building Report

The Committee reviewed the permit report.

Review of Fiscal Year 2016-2017 Building Report

The Committee reviewed the Fiscal Year 2016-2017 Building Report.

Questions were raised regarding the location of the wind turbine, the inspections for Commercial B-Zone, and the reason for the change of occupancy at 69 Boulder Hill Pass. Committee members also wanted to know the breakdown of land cash payments between the Forest Preserve District and School Districts. Mr. Asselmeier will provide this information at the next meeting.

**REVIEW REVENUE REPORT**

The Committee reviewed the revenue report.

## **CORRESPONDENCE**

### Correspondence Related to Churchill Club Stormwater Issue

Mr. Asselmeier read the emails on this matter. The Village of Oswego is leading the investigation of this issue and sent a violation letter to the owner. The Village of Oswego did not receive any correspondence from the owner of the horse farm during the month of December.

### Email from Michael Denyko to Health Department and Planning, Building and Zoning Department RE: 2600 Light Road

Mr. Asselmeier read the correspondence. The tenant is out of the house and the Planning, Building and Zoning Department is examining options.

## **PUBLIC COMMENT**

None

## **COMMENTS FROM THE PRESS**

None

## **EXECUTIVE SESSION**

Motion by Member Gilmour, seconded by Member Gryder, to enter into executive session for the purposes of reviewing minutes of meetings lawfully closed under the Illinois Open Meetings Act (5 ILCS 120/2(c)(21)).

Yeas (4): Cullick, Davidson, Gryder, and Gilmour

Nays (1): Kellogg

Abstain (0): None

Absent (0): None

The motion carried. The Committee recessed at 8:04 p.m.

Chairman Davidson called the Committee back to order at 8:18 p.m.

## **ROLL CALL**

Committee Members Present: Lynn Cullick, Bob Davidson (Chairman), Judy Gilmour, Scott Gryder, and Matt Kellogg (Vice Chairman)

Committee Members Absent: None

Also Present: Matt Asselmeier (Senior Planner)

## **NEW BUSINESS**

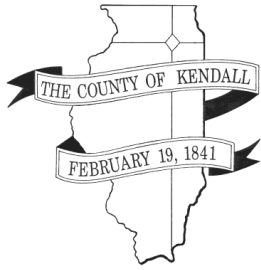
Approval of a Determination That That (1) The Need for Confidentiality Still Exists as to All or Part of Those Minutes of Meetings Lawfully Closed Under the Illinois Open Meetings Act and/or (2) The Minutes of Meetings Lawfully Closed Under the Illinois Open Meetings Act or Portions Thereof No Longer Require Confidential Treatment and Are Available for Public Inspection

Member Gilmour requested that this matter be placed on the February agenda with the list of minutes that will be considered for release.

## **ADJOURNMENT**

Member Cullick motioned to adjourn, seconded by Member Gryder. With a voice vote of five ayes, Chairman Davidson adjourned the meeting at 8:21 p.m.

Minutes prepared by Matthew H. Asselmeier, AICP, Senior Planner



---

**DEPARTMENT OF PLANNING, BUILDING & ZONING**

111 West Fox Street • Room 204

Yorkville, IL • 60560

(630) 553-4141

Fax (630) 553-4179

**MEMORANDUM**

---

To: County Board  
From: Matthew H. Asselmeier, AICP, Senior Planner  
Date: January 9, 2018  
Re: Petition 18-01-Repeal of Special Use at 17609 Galena Road

---

On January 3, 2018, Erich and Amy Kaiser submitted a request that the special use permit for a landscaping business at 17609 Galena Road be revoked. A copy of Ordinance 2008-09 which granted them a special use permit for a landscaping business is attached.

The subject property is zoned A-1 Agricultural. If the special use permit is revoked, the subject property would retain the A-1 Agricultural zoning classification.

At their meeting on January 8, 2018, the PBZ Committee unanimously recommended approval of this request.

If the Board wishes to take action on this proposal, a draft ordinance is also enclosed.

If you have any questions, please let me know.

Thanks,

MHA

Enc: Ordinance 2008-09

Draft Revocation Ordinance



**ORDINANCE # 2018-\_\_\_\_\_**

REVOKING A SPECIAL USE for  
**A LANDSCAPING BUSINESS AT 17609 GALENA ROAD**  
**(PARCEL ID NUMBER 01-06-100-006) IN LITTLE ROCK TOWNSHIP**

WHEREAS, Landscape Designs petitioned Kendall County in the manner required by law and the ordinance of Kendall County, Illinois for obtaining a special use permit for the operation of a landscaping business on their property located at 17609 Galena Road in Little Rock Township, identified by Parcel Identification Number 01-06-100-006; and

WHEREAS, said property is legally described the attached Exhibit “A”; and

WHEREAS, the County Board of Kendall County, Illinois did grant the petitioner said request as Ordinance 2008-09 on April 15, 2008; and

WHEREAS, Erich and Amy Kaiser purchased said property on or about May 1, 2015; and

WHEREAS, Section 13.08.F of the Kendall County Zoning Ordinance allows a special use permit holder to request revocation of said special use by written request to the County Board; and

WHEREAS, pursuant to Section 13.08.F of the Kendall County Zoning Ordinance, no public hearing is required for an owner-initiated revocation; and

WHEREAS, Erich and Amy Kaiser, owners, no longer desire the special use permit and have stated in a letter as provided in attached Exhibit “B” that they voluntarily requests that Kendall County revoke the special use permit on the above-referenced property; and

NOW, THEREFORE, BE IT ORDAINED, by the County Board of Kendall County, Illinois that the special use permit granted under Ordinance 2008-09 be revoked as of the date of this Ordinance; and

BE IT FURTHER ORDAINED, that the Zoning Administrator and other appropriate County officials are hereby authorized and directed to update the Official Zoning Map of Kendall County to reflect the revocation of the special use permit granted under Ordinance 2008-09.

IN WITNESS OF, this Ordinance has been enacted by the Kendall County Board this 16<sup>th</sup> day of January, 2018.

Attest:

---

Kendall County Clerk  
Debbie Gillette

---

Kendall County Board Chairman  
Scott R. Gryder

EXHIBIT "A"

THAT PART OF THE NORTH HALF OF SECTION 6, TOWNSHIP 37 NORTH, RANGE 6, EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 6 WITH THE ORIGINAL CENTER LINE OF GLANEA ROAD; THENCE NORTHEASTERLY ALONG SAID CENTER LINE 2473.05 FEET TO THE WEST LINE OF LANDS FORMERLY OWNED BY J.S. HATCH EXTENDED SOUTHERLY FOR THE POINT OF BEGINNING; THENCE SOUTHWESTERLY ALONG SAID CENTER LINE 884.0 FEET; THENCE NORTHWESTERLY AT RIGHT ANGLES TO SAID CENTER LINE 338.93 FEET; THENCE NORTHEASTERLY PARALLEL WITH SAID CENTER LINE 910.96 FEET TO SAID WEST LINE; THENCE SOUTHEASTERLY ALONG SAID WEST LINE AND SAID WEST LINE EXTENDED, 340.0 FEET TO THE POINT OF BEGINNING; IN THE TOWNSHIP OF LITTLE ROCK, KENDALL COUNTY, ILLINOIS

# Exhibit "B"

December 1, 2017

Kendall County  
Planning, Building and Zoning  
Attn: Matthew H. Asselmeier  
111 West Fox Street Room 203  
Yorkville, IL 60560-1498  
Phone: 630-553-4139 Fax: 630.553.4179

I, Erich & Amy Kaiser, am the owner of the parcel 01-06-100-006.

On April 15, 2008, the property was granted a special use (Ordinance 2008-09). The special use granted in 2008 was granted for the operation of a landscaping business.

Pursuant to Section 13.08.F of the Kendall County Zoning Ordinance, I hereby voluntarily request that Kendall County revoke my special use on the above-referenced property. By signing below, I acknowledge that no public hearing shall be conducted for revocation of the special use. I understand that the requested revocation shall not become effective unless and until approved by a majority vote of the Kendall County Board. By signing below, I hereby waive my right to a public hearing and formally request the above-referenced special use be removed from my property.

  
(Signature)

12-28-17  
(Date)

Erich & Amy Kaiser  
(Printed Name)

Attest:   
Notary Public 12/28/17



exp. 3/17/21

**ORDINANCE NUMBER 2008 - 09**

**GRANTING A SPECIAL USE for  
OPERATION OF A LANDSCAPING BUSINESS to  
LANDSCAPE DESIGNS**

WHEREAS, Landscape Designs has filed a petition for a Special Use within the A-1 Agricultural Zoning District for the operation of a landscaping business pursuant to Section 7.01.D.17 of the Kendall County Zoning Ordinance for a 6.983 acre property located on the north side of Galena Road, approximately 1 mile west of Little Rock Road, commonly known as 17609 West Galena Road (PIN# 01-06-100-006), in Little Rock Township, as legally described in "Exhibit A"; and

WHEREAS, said petition is to allow the operation of a landscaping business; and

WHEREAS, all procedures required by the Kendall County Zoning Ordinance were followed including notice for public hearing, preparation of the findings of fact, and recommendation for approval by the Special Use Hearing Officer on March 25, 2008; and

WHEREAS, the Kendall County Board finds that said petition is in conformance with the provisions and intent of the Kendall County Zoning Ordinance; and

NOW, THEREFORE, BE IT ORDAINED, that the Kendall County Board hereby grants approval of a special use zoning permit per section § 7.01.D.17 (A-1 Special Uses-Landscaping Business) to permit the use indicated in the recitals section of this Ordinance, subject to the following conditions:

1. The site shall be developed in accordance with the controlling site plan attached hereto as Exhibit "B";
2. A Change of Occupancy permit must be secured for the commercial building prior to the start of the business operation
3. The proposed gravel drive shall be paved with a hard surface from Galena road to the edge of the R.O.W. within six (6) months of the approval of this Special Use.
4. No storage of landscape waste, burning or composting of waste materials from landscaping operations shall be permitted on the premises;
5. Storage and location of above ground fuel tanks shall comply with all applicable state and local codes and ordinances.
6. The occupancy of the existing residence on-site shall be limited to family members of the property owners


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

State of Illinois  
County of Kendall

Zoning Petition  
08-04

IN WITNESS OF, this ordinance has been enacted on April 15, 2008.

Attest:

  
Rennetta Mickelson  
Kendall County Clerk

  
John A. Church  
Kendall County Board Chairman

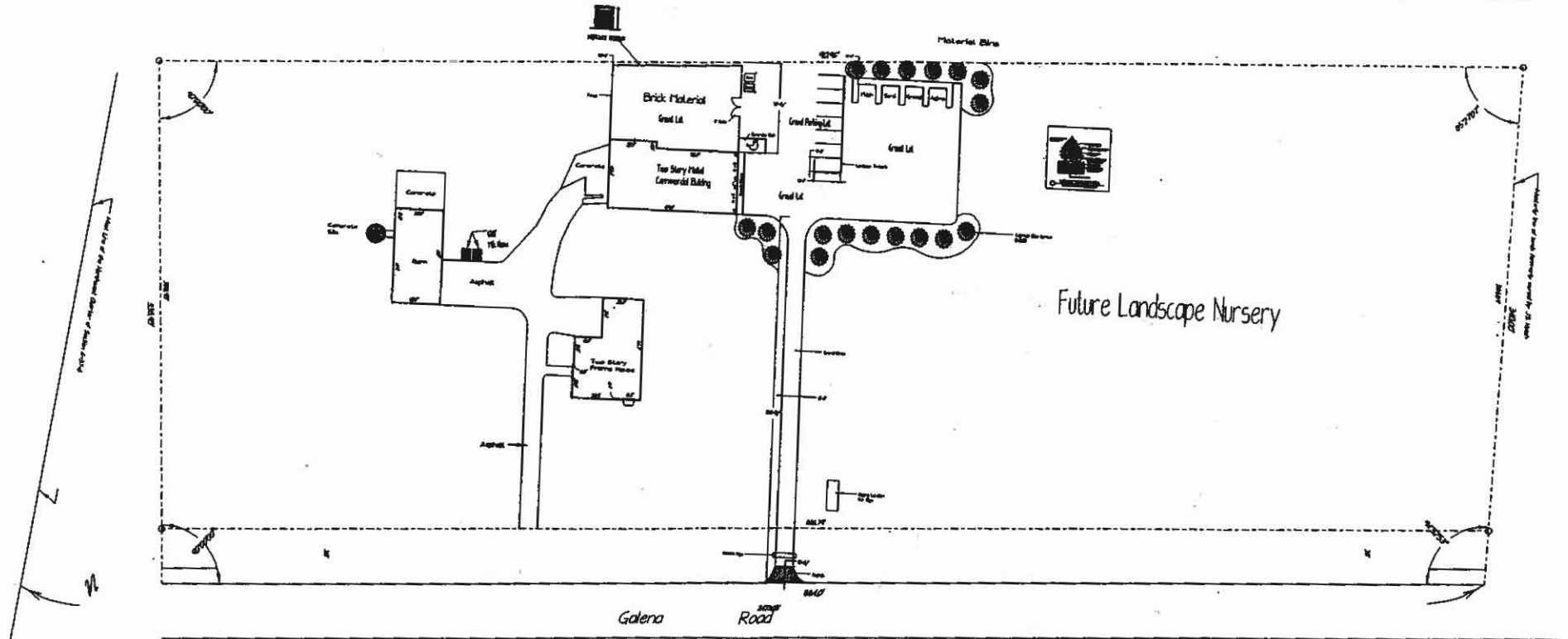
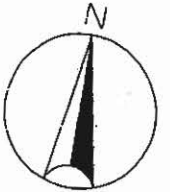
EXHIBIT "A"

THAT PART OF THE NORTH HALF OF SECTION 6, TOWNSHIP 37 NORTH, RANGE 6, EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 6 WITH THE ORIGINAL CENTER LINE OF GLANEA ROAD; THENCE NORTHEASTERLY ALONG SAID CENTER LINE 2473.05 FEET TO THE WEST LINE OF LANDS FORMERLY OWNED BY J.S. HATCH EXTENDED SOUTHERLY FOR THE POINT OF BEGINNING; THENCE SOUTHWESTERLY ALONG SAID CENTER LINE 884.0 FEET; THENCE NORTHWESTERLY AT RIGHT ANGLES TO SAID CENTER LINE 338.93 FEET; THENCE NORTHEASTERLY PARALLEL WITH SAID CENTER LINE 910.96 FEET TO SAID WEST LINE; THENCE SOUTHEASTERLY ALONG SAID WEST LINE AND SAID WEST LINE EXTENDED, 340.0 FEET TO THE POINT OF BEGINNING; IN THE TOWNSHIP OF LITTLE ROCK, KENDALL COUNTY, ILLINOIS

# EXHIBIT

# B  
DATE \_\_\_\_\_

Part of the North Half of Section 6-37-6  
Little Rock Township Kendall County Illinois



Proposed Land Usage		
R501 West Galena Rd		
Map	Plan	Issue
1-30	0-8-07	1-10-08
Steve	Steve	1 of 1

H2.4x;6.983 Acres  
H0.8333x;(6.272 Acres Excluding Road)



**COUNTY OF KENDALL, ILLINOIS**  
**Law, Justice and Legislation Committee**  
**Monday, January 8, 2018**  
**Meeting Minutes**

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

**Roll Call:** Member Prochaska, Member Giles, Member Purcell and Member Gilmour were present.  
**With four members present voting aye, a quorum was determined to conduct business.**

*Member Hendrix was absent*

**Others Present:** Sheriff Dwight Baird, Public Defender Vicky Chuffo, Circuit Clerk Robyn Ingemunson, Assistant State's Attorney Leslie Johnson, Presiding Judge Tim McCann, EMA Deputy Director Tracy Page, Chief Deputy Mike Peters, Coroner Jacquie Purcell, Court Administrator Nicole Swiss, Court Services Director Tina Varney, Facilities Management Director Jim Smiley, and Animal Control Director Laura Pawson

**Approval of the Agenda** – Member Giles made a motion to approve the agenda, second by Member Gilmour. **With four members present in agreement with the amendment, the motion carried.**

**Approval of Minutes** – Member Giles made a motion to approve the December 11, 2017 Meeting Minutes, second by Member Purcell. **With four members present in agreement, the motion carried.**

**Public Comment** – None

- ❖ **Coroner** – Jacquie Purcell reviewed her written report and the statistics for December 2017 stating there were a total of 21 deaths, with 17 being of natural origin, 1 suicide, and 2 pending. Ms. Purcell also stated that Coroner's Office personnel completed firearms qualification.
- ❖ **Circuit Clerk** – Robyn Ingemunson reported that her office was down by 1700 cases for 2017. Ms. Ingemunson also reported that in compliance with regulations, her office began E-filing on January 1, 2018. Written report provided.
- ❖ **Courthouse** – Judge McCann explained the Illinois Bail Reform Act, a new law effective January 1, 2018, in which the law specifies that cash bail is no longer necessary for people who are in custody for non-violent misdemeanor or low-level felony crimes. Judge McCann stated that this helps to prevent inmates from sitting for weeks or even months in jail simply because they are poor and can't pay to get out on bail. Inmates will receive a \$30 credit for every day spent in jail, which will go toward the ten-percent of their bail.

Judge McCann also reported that they have terminated their contract with the current interpreter, and are looking for another interpreter. McCann stated that the State will reimburse their office for outside contractors, versus using judicial or County staff that might be qualified as an interpreter.

- ❖ **Court Services** – Tina Varney reported that the one juvenile in residential placement most of last year has been discharged. Ms. Varney also stated that there are less kids in detention, but that those in detention are being retained for longer periods in the Kane County Juvenile Detention Center. Written report provided.
- ❖ **EMA** – Deputy Director Tracy Page reported there have been numerous weather warnings in recent weeks. Ms. Page also informed the committee that EMA will be hosting a Weather Spotter Class which will be held on Thursday, February 8, 2018 at 6:30p.m. in the New Life Church located at 3205 Cannonball Trail, Yorkville. Written report provided.
- ❖ **KenCom** – Written report provided.
- ❖ **Public Defender** – Vicky Chuffo provided a written report and stated that all of her staff caseloads increased this past month.
- ❖ **State’s Attorney** – No report

❖ **Sheriff’s Report**

- a. Operations Division – Chief Deputy Peters reported that K-9 Taz, an 11-year old German Shepherd who spent the last 8 years as Deputy Flanders K-9 partner retired on January 3, 2018. Taz specialized in narcotics detection, tracking, handler protection, and evidence searches. Taz’s first day with the Kendall County Sheriff’s Office was on January 1, 2010. Deputy Flanders has been promoted to Detective and will be moving to that section this month.

Chief Peters also reported that vehicle usage has been down, and Sheriff Baird contributed the decrease to less staff.

- b. Corrections Division – Sheriff Baird reported that the average daily inmate population has decreased, and that there are currently 68 inmates being housed from Kendall County.

Sheriff Baird also reported that a “shakedown” of the jail was performed by deputies on two separate days in December, resulting in very minor contraband being discovered.

Sheriff Baird stated that there was an increase in medical billing costs due to one inmate’s prescription costs totaling more than \$3,900 per month. Sheriff Baird said that they continue to monitor all inmate costs very closely.

Sheriff Baird was proud to report that Undersheriff Martin, Deputy Commander Gillespie, and Corrections Sergeant Jeanne Russo American Correctional Society award for Accreditation in Orlando Florida last week. The Sheriff thanked everyone involved in this monumental accomplishment for the Sheriff’s Office and Jail.

Written report provided.

- c. Records Division – Written report provided
- d. Annual Report – Written report provided

**Old Business** - None

**New Business**

- *Drone Discussion* – Sheriff Dwight Baird informed the committee that several deputies have attended training on Drones, and that the Sheriff’s Office is working collaboratively with Oswego, Yorkville, Plano, and Sandwich law enforcement personnel on the purchase of a drone to aid in County-wide search and rescue, investigations, missing persons, etc., at a cost of approximately \$31,000. They are also exploring the possibility of applying for a grant through HIDTA that would pay for the drone.
- *Discussion of Louie’s Law, a state proposed measure that would prohibit pet store operators from selling, dogs, cats, or rabbits, acquired from a commercial breeder* – Laura Pawson updated the committee on SB2280, Louie’s Law, that was recently discussed at the Animal Control meeting. Animal Control Committee Chair Elizabeth Flowers is passionate about the County joining other counties in participating in this new endeavor. Former Animal Control Director Anna Payton, who is now the Director of the Naperville Humane Society provided additional information on the proposed legislation, and answered questions from the committee. No action was taken by this committee. Further discussion will occur at the February Law, Justice and Legislation meeting.

**Executive Session** – Not needed

**Public Comment** – None

**Items for Committee of the Whole** - None

**Action Items for County Board** - None

**Adjournment** – Member Purcell made a motion to adjourn the meeting, second by Member Giles.

**With all in agreement, the meeting adjourned at 3:59p.m.**

Respectfully Submitted,

Valarie McClain  
Administrative Assistant and Recording Secretary

**COUNTY OF KENDALL, ILLINOIS**  
**ADMINISTRATION HUMAN RESOURCES COMMITTEE**  
**Meeting Minutes**  
**Thursday, January 4, 2018**

**CALL TO ORDER** - Committee Vice Chair Judy Gilmour called the meeting to order at 5:30p.m.

**ROLL CALL**

<b>Attendee Name</b>	<b>Status</b>	<b>Arrived</b>	<b>Left Meeting</b>
Judy Gilmour	Here		
Matthew Prochaska	Here		
Lynn Cullick		6:00p.m.	
Elizabeth Flowers	Present		
John Purcell		5:37p.m.	

**With three members present a quorum was established to conduct committee business.**

*Member Purcell arrived at 5:37p.m. and Member Cullick arrived at 6:00p.m.*

Staff Present: Bob Jones, Scott Koepfel, Becki Rudolph

**APPROVAL OF AGENDA**

Motion: Member Flowers  
 Second: Member Prochaska  
**RESULT: The agenda was approved by a 3- 0 Voice Vote**

**APPROVAL OF MINUTES – December 4, 2017**

Motion: Member Flowers  
 Second: Member Prochaska  
**RESULT: Approved with a 3-0 Voice Vote**

**DEPARTMENT HEAD AND ELECTED OFFICIAL REPORTS**

*Bob Jones, Treasurer/Collector's Office* – Mr. Jones reported that they received the first UHC invoice and that there are numerous problems with it, but they are working with CBIZ on a corrected invoice and resolution of the issues. Mr. Jones also reported that he over twenty insurance requests for changes after the December 8, 2017 deadline. Mr. Jones stated that since the benefits were approved so late in the year, requests for changes after the deadline made it very difficult to submit and could possibly have caused problems for those individuals that failed to comply on time.

Mr. Jones asked the committee if there is a County policy about receiving payments for insurance from non-payroll employees, retirees, and others on time, is there a deadline for submission of payment, etc., because some payments have been received weeks or even months late. **Scott Koepfel will research for a policy on insurance payment for those that have to manually submit payment, and report back to the committee the next meeting.**

Mr. Jones also reported that some offices and departments are not submitting forms for new hires, terminated employees, PAN sheets, seasonal employees, I-9 forms and other required documentation to his office in a timely manner. Mr. Jones will be sending a reminder to Department Heads and Elected Officials asking that all paperwork be completed and submitted to the Treasurer's Office at least one-week prior to any new hire beginning work.

## COMMITTEE BUSINESS

- *Approval of Resolution Authorizing Execution and Amendment of Section 5311 Grant Agreement* – Mike Neuenkirchen, Kendall Area Transit informed the committee that this federal portion of the grant agreement is a continuation that was approved by the Board last month. Mr. Neuenkirchen stated that the reporting requirements are the same, the local match hasn't changed, and that this is just another part of the agreement.

Member Purcell made a motion to forward the item to the County Board for approval, second by Member Flowers. **With four members voting aye, the motion passed.**

- *Approval of Technology Services Director Job Description* – Mr. Koepfel reviewed the updated Technology Services Director job description with the committee, and mentioned that the previous suggestions made by the State's Attorney's Office had been omitted, but were added to the proposed job description, as well as additions from Mr. Koepfel. Mr. Koepfel highlighted the changes from the previous job description and this proposed job description. One of the changes was the addition of the GIS responsibilities

Member Purcell made a motion to forward the item to the County Board for approval, second by Member Prochaska. **With four members voting aye, the motion carried.**

- *Discussion of Technology Services Director Position Posting* – Mr. Koepfel reviewed the proposed changes with the committee, and asked the committee for permission to post the position after the County Board approves the Job Description at the January 16, 2018 County Board meeting. **There was consensus to post the position after January 16, 2018.**

Discussion on a proposed salary range of \$88,000 to \$92,000, the posting timeframe of 30-days online, two rounds of interviews - the first with the County Administrator

and the County Deputy Administrator, and then secondly including the Admin HR Committee Chair. **This item will be included on the January 11, 2018 Finance Committee agenda.**

- *Discussion of Letter to Employees about Health Insurance Network Change* – Member Cullick reminded the committee that the idea of transparency and open communication with employees was important to all of them, and that a letter explaining the network change, how the changes will take place, employee responsibilities including in-network facilities, hospitals, and physicians, as well as employee prescription responsibilities, and other issues that might be of concern such as the Wellness Program. Mr. Jones provided informational sheets that were distributed by email to all County employees along with enrollment forms in November 2017. **There was consensus by the committee that it was not necessary to send a letter to employees or take any further action at this time.**
- *Review of Employee Handbook Revisions* – Mr. Koeppel reported that the current employee handbook states an employee is qualified for IMRF if worked 600 hours, which will need to be changed since the Board approved increasing the hours to 1000 this year. **There was consensus by the committee to change the handbook to reflect this new information.**

Mr. Koeppel also asked the committee about

#### **ACTION ITEMS FOR JANUARY 16, 2018 COUNTY BOARD AGENDA**

*Approval of Resolution Authorizing Execution and Amendment of Section 5311 Grant Agreement*

*Approval of Technology Services Director Job Description*

**ITEMS FOR THE JANUARY 11, 2018 COMMITTEE OF THE WHOLE** – None

**PUBLIC COMMENT** – None

**EXECUTIVE SESSION** – Not needed

#### **MEETING ADJOURNMENT**

Motion: Member Flowers Second: Member Prochaska <b>RESULT: Approved with a Unanimous Voice Vote</b>
---

This meeting was adjourned at 6:55p.m.

Respectfully Submitted,  
Valarie McClain  
Administrative Assistant and Recording Secretary

**County of Kendall**  
**Resolution 18 – \_\_\_\_\_**

**RESOLUTION AUTHORIZING EXECUTION AND AMENDMENT OF SECTION 5311  
PUBLIC TRANSPORTATION SERVICE GRANT AGREEMENT**

WHEREAS, the provision of public transit service is essential to the transportation of persons in the non-urbanized area; and

WHEREAS, 49 U.S.C. § 5311 (“Section 5311”), makes funds available to the State of Illinois to help offset certain operating deficits and administrative expenses of a system providing public transit service in non-urbanized areas; and

WHEREAS, the State of Illinois, acting by and through the Illinois Department of Transportation, is authorized by 30 ILCS 740/3-1 et seq. to provide the Section 5311 grant; and

WHEREAS, grants for said funds will impose certain obligations upon the recipient, including the provision by it of the local share of funds necessary to cover costs not covered by funds provided under Section 5311

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF KENDALL COUNTY:**

Section 1. That an application be made to the Office of Intermodal Project Implementation, Department of Transportation, State of Illinois, for a financial assistance grant under Section 5311 for fiscal year 2018, for the purpose of off-setting a portion of the Public Transportation Program operating deficits of County of Kendall.

Section 2. That while participating in said operating assistance program the County of Kendall will provide all required local matching funds.

Section 3. That County Board Chairman of the County of Kendall is hereby authorized and directed to execute and file on behalf of the County of Kendall such application.

Section 4. That the County Board Chairman of the County of Kendall is authorized to furnish such additional information as may be required by the Office of Intermodal Project Implementation and the Federal Transit Administration in connection with the aforesaid application for said grant.

Section 5. That County Board Chairman of the County of Kendall is hereby authorized and directed to execute and file on behalf of the Name of Applicant a Section 5311 Grant Agreement (“Agreement”) with the Illinois Department of Transportation, and amend such Agreement, if necessary, in order to obtain grant assistance under the provisions of Section 5311 for fiscal year 2018.

Section 6. That County Administrator of the County of Kendall is hereby authorized to provide such information and to file such documents as may be required to perform the Agreement and to receive the grant for fiscal year 2018.

PRESENTED and ADOPTED by the County Board, on this 16<sup>th</sup> day of January 2018.

Approved:

Attest:

\_\_\_\_\_  
Scott R. Gryder, County Board Chairman

\_\_\_\_\_  
Debbie Gillette, County Clerk and Recorder

## Kendall County Job Description

<b>TITLE:</b>	Director
<b>DEPARTMENT(S):</b>	Technology Services, Geographic Information Systems (GIS)
<b>SUPERVISED BY:</b>	County Administrator
<b>FLSA STATUS:</b>	Exempt
<b>AMENDED:</b>	01/16/2018

### I. Position Summary:

The position is primarily responsible for management of all matters pertaining to Technology Services and GIS including, but not limited to, staffing, system analysis, programming and developing enhancements based on the technology information needs of the County.

### II. Essential Duties and Responsibilities:

- A. Primary duty is to manage the County's Technology Services and GIS departments in accordance with the County's organizational policies, goals and budget parameters.
- B. Customarily and regularly directs the work of at least two or more full-time employees (or their equivalent) assigned to the County's Technology Services and GIS Departments.
- C. Customarily and regularly performs management duties in the Technology Services and GIS Departments including, but not limited to, the following:
  - Interviewing, selecting and training Technology and GIS Department employees;
  - Setting and adjusting employees' hours of work;
  - Setting and adjusting employees' rates of pay (within pre-approved budget parameters);
  - Maintaining production and operations records for use in supervision and control of the Technology and GIS Department;
  - Conducting performance evaluations of Technology Department employees and GIS Coordinator;
  - Appraising employees' productivity and efficiency for the purpose of recommending promotions or other changes in status;
  - Handling employee complaints and grievances;
  - Disciplining employees;
  - Apportioning the work among employees assigned to Technology Services; and
  - Providing for the safety and security of the employees and County property.
- D. Making the final decisions regarding the hiring, firing, advancement, promotion and any other changes of status for all employees in Technology Services and GIS Departments,
- E. Evaluates, develops and ensures proper maintenance of the County's information systems, including, but not limited to, communication lines, equipment, effective back-up and security, and upgrades as necessary.
- F. Develops and coordinates a long-term strategic plan for county-wide information technology management.
- G. Evaluates overall operations of computing and information technology functions and develops and recommends enhancements in order to ensure the consistency and maintainability of the County's information technology services and equipment.
- H. Determines the type of materials, supplies, machinery, equipment or tools to be used or merchandise to be purchased to maintain and improve the County's information technology services and equipment.



- I. Oversees project management for the County's Technology Department by setting the schedule for projects; monitoring all ongoing projects; creating project metrics and deliverables; and assessing the achievement of said project metrics and deliverables.
- J. Assists managers, department heads and elected officials to utilize and facilitate systems to improve efficiency and that allows optimal utilization of County resources.
- K. Ensures proper hardware maintenance of all county computer systems and keeps computer equipment, hardware, and software updated to meet organizational needs.
- L. Manages relationships with outside vendors and contractors by performing duties including, but not limited to the following: obtaining quotes; developing requests for proposals; negotiating services and contract terms; and reviewing and recommending contracts for computing and information technology services and equipment, which recommendations are given particular weight by the final decision-maker.
- M. Identifies emerging information technologies to be introduced within the organization.
- N. Serves on planning and policy-making work groups and recommends appropriate IT policy/budgeting changes/enhancements for ultimate approval by the County Board.
- O. Oversees provision of end-user services, including but not limited to help desk technical support services.
- P. Develops and implements all IT policies, procedures and best practices, including written protocols and guidance to IT staff and to end-users.
- Q. Responsible preparation and submission of the Technology Services and GIS budgets to the County Administrator, final budget approval by the County Board.
- R. Monitors and authorizes expenditures for Technology Services and GIS.
- S. Adheres to all work and safety polices and governing policies and procedures established by the County Board.
- T. Assists the Administrative Services Department and elected offices in responding to requests for records and information pursuant to subpoena, court order, the Illinois Freedom of Information Act and/or any other applicable state and/or federal law.
- U. Preserves the confidentiality and security of confidential information including information that may be protected under the Health Insurance Portability and Accountability Act of 1996 ("HIPAA").
- V. Attend meetings of the Human Resource and Administration Committee as needed both during and after work hours.
- W. Attendance and punctuality while performing assigned job duties.
- X. Performs any other duties as required or assigned.

### **III. Qualifications:**

To perform this job successfully, an individual must be able to perform all essential duties satisfactorily. The requirements listed below are representative of the knowledge, skill, and/or ability required for the position.

#### **A. LANGUAGE SKILLS:**

- Ability to research, read, and interpret documents.
- Ability to prepare documents, reports and correspondence.
- Ability to speak effectively with the public, employees, law enforcement agencies, and elected officials.
- Requires good knowledge of the English language, spelling and grammar.

**B. MATHEMATICAL SKILLS:**

- Ability to add, subtract, multiply and divide in all units of measure, using whole numbers, common fractions, and decimals.
- Ability to compute rate, ratio, and percent and to draw and interpret bar graphs.

**C. REASONING ABILITY:**

- Ability to apply common sense understanding to carry out instructions furnished in written, oral, or diagram form.
- Ability to deal with problems involving several concrete variables in standardized situations.

**D. CERTIFICATES, LICENSES, REGISTRATIONS:**

- Any and all certificates and registrations as required for the specific duties performed.

**E. OTHER SKILLS, KNOWLEDGE AND ABILITIES:**

- Strong organizational skills.
- Knowledge of information technology computer systems and software and the ability to manage the entire spectrum of information technology operations, configuration of computer hardware, including but not limited to LAN and WAN capabilities.
- Knowledge of contracting, negotiating, and change management.
- Ability to motivate teams and staff.
- Ability to multi-task and simultaneously manage several projects.
- Ability to participate in and facilitate group meetings.
- Commitment to quality results and customer focused.
- High degree of professionalism and demeanor.
- Proven time management skills.

**F. EDUCATION AND EXPERIENCE:**

- Bachelor's degree in information technology or computer science preferred;
- Four (4) or more years experience as a manager or director of an information technology department;
- Previous governmental experience in technology and information systems is a plus; and
- Prior experience in strategic planning, execution and implementation of information technology integration in a 50+-user environment.

**IV. Physical Demands:**

1. Frequently sit for hours at a desk or in meetings;
2. Occasionally lift and/or move up to 40 pounds; frequently lift and/or move up to 10 pounds;
3. Use hands and fingers to finger, handle, type, write, and feel;
4. Reach, push, and pull with one and/or both hands and arms;
5. Talk and hear in person and via use of telephone;
6. Vision abilities include close and distance vision, and ability to view computer monitors and screens;
7. Travel independently to other County office buildings and other locations, to perform job duties.

**V. Work Environment**

1. Mostly inside environmental conditions except when outside traveling between various buildings or locations to perform assigned job duties.
2. The noise level in the work environment is usually quiet to moderately quiet.
3. Employee may be exposed to stressful situations while working with staff, law enforcement, department heads, elected officials, vendors, and the general public.
4. Employee must be able to perform all assigned job duties during normal business hours and outside of normal business hours.

**By signing my name below, I hereby affirm that I received a copy of this job description.**

\_\_\_\_\_  
**Employee Receipt Acknowledgement & Signature**

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**Signature of Supervisor**

\_\_\_\_\_  
**Date**

**cc: personnel file, employee**

## HIGHWAY COMMITTEE MINUTES

**DATE:** January 9, 2018  
**LOCATION:** Kendall County Highway Department  
**MEMBERS PRESENT:** Matt Kellogg, Scott Gryder, Judy Gilmour, Lynn Cullick and Bob Davidson  
**STAFF PRESENT:** Ginger Gates, Fran Klaas and John Burscheid  
**ALSO PRESENT:** PJ Fitzpatrick, Kelly Farley, Ken Fuchs, Bob Hyde, Bill Heimann, Abby Alvarez, Ada Flores, Alan Lord, Dick Wade and Steve Bauer

The committee meeting convened at 4:00 P.M. with roll call of committee members. Quorum established, with Scott Gryder arriving at 4:01 P.M.

Motion Davidson; second Gilmour to approve the agenda as presented. Motion approved unanimously.

Motion Gilmour, second Davidson to approve the Highway Committee meeting minutes from December 12, 2017. Motion approved unanimously.

A petition from Little Rock Township, requesting \$100,000 in county bridge funds for the Mitchell Road connection, was presented to the Committee. Highway Commissioner, Dick Wade, addressed the Committee. He indicated that the County had dropped the ball about 15 years ago in not requiring Inland to construct the stubbed road to the north. The Fire Department has requested that the road be connected for safety reasons, and he agreed that it should be built. Motion Davidson; second Kellogg to approve the petition for \$100,000 of county funds. Cullick asked if there was an estimate of cost for the project. Wade indicated that the cost is estimated at about \$250,000, and that both City of Plano and Little Rock Township would be participating in the project. The County's share would be limited to \$100,000.

Ken Fuchs lives at the intersection of Mitchell Drive and Andrew Street. He was concerned about making a thoroughfare from Route 34 to Schaefer Road, especially considering that there is a school, a clubhouse and ball diamonds on Mitchell Drive. He disagreed with the Fire Department's assessment of the situation, and thought that building the connection would be a misuse of funds. Bob Hyde lives at the intersection of Blake Street and Mitchell Drive. He was concerned about the profile of the proposed road and the fact that there is a school on Mitchell Drive. Drivers disobey the stop sign at the intersection of Blake and Mitchell Drive near his house. He also had concerns about the speed of traffic, and didn't think the connection was necessary. He asked Dick Wade about the field tile in the drainage swale. He also didn't believe the project could be built for \$250,000. Alan Lord lives on Andrew Street in the Schaefer North Subdivision. He was concerned about pedestrians walking on the streets in his subdivision, and questioned where the kids should walk if there is additional traffic. Bill Heimann also lives at the intersection of Mitchell Drive and Andrew Street. He pointed out that the Mitchell Drive connection was proposed to connect to similarly-sized lots and houses that they have in the Schaefer Woods North Subdivision, and wasn't considered to include the higher density subdivision of Lakewood, that now includes a school, fire department, ball diamonds, etc. He didn't think the time savings for the Fire Department was that critical. He was also concerned

about the pedestrians in his subdivision, as well as additional traffic and speed. Abby Alvarez lives on Mitchell Drive in the Schaefer Woods South Subdivision. She was an administrator at the Emily Johns School, and is concerned about the traffic on Mitchell Drive as it relates to pedestrians. She believes it is a dangerous road today, and thinks the connection would amplify the problem. Ada Florez also lives in Schaefer Woods South. She pointed out that her subdivision does not have sidewalks, so people are walking on the streets. She thought it was irresponsible to put a thoroughfare in this residential neighborhood. Steve Bauer lives in the Schaefer Woods North Subdivision on the east side. He questioned why people are calling it a thoroughfare and expecting drivers to fly down it like a highway, when it doesn't extend anywhere to the south. When everyone in this area bought houses, they knew Mitchell Drive was supposed to go through; so why is everyone shocked that the road is not being constructed. He actually thought it was a safety hazard now, with 2 dead-end streets. Dick Wade pointed out that speed of drivers is a problem everywhere, not just on Mitchell Drive. He indicated that Plano had promised to step up enforcement in the area

Kellogg informed everyone that Mitchell Drive was a township road on the south side and a municipal street on the north side, and was not under the jurisdiction of Kendall County. So the decision to build the connection is a township decision. The only thing before the Committee was whether the County would help fund the connection. Davidson thought that a lot more money had been spent on projects in District 2, and Little Rock Township in District 1 has not been on the receiving end of much County funding. Kellogg stated that he had discussed the matter with the State's Attorney, and had found out that if the township had been taxing the maximum amount under PTELL, then the County would be legally obliged to help pay for this project. But because they are not taxing at the maximum amount, the county funding becomes discretionary. Cullick questioned whether money had been spent in District 2. Kellogg asked Klaas whether he could remember whether county aid had gone to projects in Little Rock Township. Klaas indicated that most joint projects are TBP projects, where there is an 80-10-10 split between State, County and Township. There have not been too many 50-50 projects. Schlapp Road and Immanuel Road culverts were the most recent. There was a TBP bridge built on Creek Road in Little Rock Township about 20 years ago. Gilmour pointed out that it wasn't a contest between District 1 and District 2. The projects should be evaluated on their merits. She was glad to hear from the citizens who live there about how they will be affected. Cullick wondered if the Mitchell Road area had the longest response time for the fire department. There would obviously be other areas with greater concern. Davidson did not know the answer to that but suggested that the Committee could invite the fire chief back to a future meeting to discuss. Cullick would like to hear statistics from both sides of the issue. She had dealt with similar issues when she served on the Oswego School Board, concerning pedestrian safety. She said that maybe the lack of the connection was a blessing in disguise, because with the school and the parks there now, there could be safety problems. Davidson thought these issues were universal wherever there are schools. Gryder indicated that nothing he has heard had changed his mind about making the connection, and he thought the connection would turn the road into a dragstrip.

Roll call of members: Cullick-No. Davidson-Yes. Gilmour-No. Gryder-No. Kellogg-Yes.  
Motion failed.

The committee discussed SB 1451, the Small Wireless Facilities bill. This bill, which has passed both houses, takes away local control and authority to regulate installations of wireless infrastructure on local rights-of-way. Many counties, villages, and cities have lined up to oppose

the bill. The committee discussed the specifics of the bill and how it could negatively affect the County, including liability for damage to these facilities that may be installed on county-owned poles. The committee asked the County Engineer to draft a resolution opposing the bill and forward to C.O.W. It could be discussed at C.O.W. under the Chairman's Report.

Klaas made a plea to the committee to look at road right-of-way acquisitions along Forest Preserves and Park District properties. He provided examples of multiple projects that have been delayed due to the exhaustive efforts required to acquire tiny parcels of land for road widening or bridge replacement projects. He wondered if local agencies could be afforded an opportunity to preserve a corridor, specifically purchasing a wider right-of-way separately from the Park District or Forest Preserve acquisitions. Davidson suggested that perhaps the County purchase a larger parcel of quality land that could be traded for future road acquisitions. Gilmour indicated that the difficulty in acquiring Forest Preserve property is because of the nature of the funding, and all the covenants that go along with that funding. Kellogg thought that perhaps a public relations campaign would help, and that sending out notices to all groups might keep this issue in peoples' minds as forest preserve and park district properties are acquired. Gryder said that the notices should be sent every year because there is so much turnover of personnel.

PJ Fitzpatrick provided an update on the engineering for Collins Road Extension.

Motion Davidson; second Cullick to forward Highway Department bills for the month of January in the amount of \$49,119.92 to the Finance Committee for approval. Motion approved unanimously.

Meeting adjourned at 5:00 P.M.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Francis C. Klaas", written in a cursive style.

Francis C. Klaas, P.E.  
Kendall County Engineer

**COUNTY OF KENDALL, ILLINOIS**

**RESOLUTION 2017-\_\_**

**RESOLUTION URGING THE GOVERNOR TO VETO SENATE BILL 1451 –  
SMALL WIRELESS FACILITIES DEPLOYMENT ACT**

WHEREAS, Kendall County, Illinois (“Kendall County”) supports the goal of ensuring reliable wireless services in our communities and the advancement of technology in the telecommunications industry; and

WHEREAS, Kendall County currently works cooperatively with telecommunication companies to permit projects in Kendall County’s right-of-way to deploy advanced wireless technology for the public’s benefit; and

WHEREAS, Senate Bill (“SB”) 1451 establishes the Small Wireless Facilities Deployment Act and severely limits Kendall County’s authority to regulate, site, or charge permit fees and annual rates for the collection of wireless facilities on county maintained infrastructure; and

WHEREAS, SB 1451 removes the authority of local officials to determine, in consultation with residents, businesses, and schools the most appropriate placement of these devices in our communities to minimize public health and safety risks and visual blight; and

WHEREAS, SB 1451 permits wireless providers and third parties who act as agents or contractors for wireless providers to locate telecommunications equipment with an antenna as large as six (6) cubic feet in size and associated equipment up to twenty-five (25) cubic feet in size, on existing local infrastructure or new utility poles subject to minimal zoning regulations by local governments; and

WHEREAS, SB 1451 creates an automatic approval timeline for permit applications, regardless of the complexity or number of applications received by a local government, which could prove detrimental to our communities; and

WHEREAS, SB 1451 represents an unnecessary mandate on local governments as there is already in place policies and/or procedures at the municipal and county level for the permitting of advanced wireless technology in our communities; and

WHEREAS, SB 1451 is a significant overreach of local authority by the State of Illinois for the benefit of commercial entities.

NOW, THEREFORE, BE IT RESOLVED that the Kendall County Board urges the Governor to preserve and respect local government by vetoing SB 1451.

Approved and adopted by the County Board of Kendall County, Illinois, this 16th day of January, 2018.

Kendall County Board  
Chairman Signature:

Attest:

\_\_\_\_\_  
Scott Gryder, Chairman  
Kendall County Board

\_\_\_\_\_  
Debbie Gillette  
Kendall County Clerk

**AYES:** \_\_\_\_\_

**NAYS:** \_\_\_\_\_

**ABSTAIN:** \_\_\_\_\_



**COUNTY OF KENDALL, ILLINOIS**  
**BUDGET & FINANCE COMMITTEE**  
**Meeting Minutes for Thursday, December 28, 2017**

---

**Call to Order**

Committee chair John Purcell called the Budget and Finance Committee to order at 2:30p.m.

**Roll Call**

<b>Attendee</b>	<b>Status</b>	<b>Arrived</b>	<b>Left Meeting</b>
John Purcell	Here		
Lynn Cullick	Here		
Bob Davidson	Absent		
Matt Kellogg	Here		
Matthew Prochaska	Here		

Staff Members Present: Latreese Caldwell, Scott Koepfel

**Approval of Claims** – Member Cullick made a motion to forward approval of Supplemental Claims in an amount not to exceed \$1,737,087.67, Coroner Claims not to exceed \$907.61, and December 2016 Petit Juror Claims in an amount not to exceed \$2,248.80. **With three members voting aye, the claims were approved by a vote of 4-0.**

**Department Head and Elected Official Reports** - None

**Reports from Other Committees** - None

**Items of Business**

- ❖ ***Discussion of 2018 meeting time*** – The Committee discussed changing the Finance Committee times due to several members’ schedules changing, making it harder to attend. The Committee looked at earlier times, but there were more conflicts earlier. The Committee settled on having both Finance meetings at 5:00 pm on Thursdays for the months of January and February as rescheduled meeting, and making a determination after if they wish to permanently change it. .

**Public Comment** – None

**Questions from the Media** – None

**Items for Committee of the Whole** - None

**Items for the County Board**

*Approval of Supplemental Claims in an amount not to exceed \$1,737,087.67, Coroner Claims not to exceed \$907.61, and December 2016 Petit Juror Claims in an amount not to exceed \$2,248.80*

**Executive Session** – None

**Adjournment** – Member Prochaska made a motion to adjourn the Budget and Finance Committee meeting, second by Member Cullick. **The meeting was adjourned at 3:00 p.m. by a 4-0 vote**

Respectfully submitted,

Andrez Beltran  
Economic Development and Special Projects Coordinator

**COUNTY OF KENDALL, ILLINOIS**  
**BUDGET & FINANCE COMMITTEE**  
**Meeting Minutes for Thursday, January 11, 2018**

---

**Call to Order**

Committee Vice Chair Lynn Cullick called the Budget and Finance Committee meeting to order at 5:00p.m.

**Roll Call**

<b>Attendee</b>	<b>Status</b>	<b>Arrived</b>	<b>Left Meeting</b>
John Purcell		5:06p.m.	
Lynn Cullick	Here		
Bob Davidson	Yes		
Matt Kellogg	Here		
Matthew Prochaska		5:03p.m.	

Staff Members Present: Latreese Caldwell, Robyn Ingemunson, Bob Jones, Scott Koeppel

**Approval of Agenda** – Member Davidson made a motion to approve the agenda, second by Member Kellogg. **With three members present voting aye, the agenda was approved by a vote of 3-0.**

**Approval of Claims** – Member Davidson made a motion to forward Approval of Claims in an amount not to \$441,067.01, Coroner Claims in an amount not to exceed \$954.86, January 16, 2018 Petit Juror Claims in an amount not to exceed \$1,686.31, and January 16, 2018 Grand Juror Claims in an amount not to exceed \$232.28, second by Member Kellogg. **With four members present voting aye, the claims were approved by a vote of 4-0.**

**Department Head and Elected Official Reports** - None

**Reports from Other Committees** - None

**Items of Business**

- *Discussion of Circuit Clerk and Court Fees* – Robyn Ingemunson provided proposed fee increases as well as the state statute regarding the fees, and the maximums allowed. Discussion on fee increases, and how fees might compound new case filings, and final costs for specific case filings with fees that are compounded. **There was consensus by the committee to make decisions about all of the Circuit Clerk and Law Library fee increases at the February 15, 2018 meeting. This would allow the Circuit Clerk to notify the public 2-months before new fees take effect.**
  
- *Discussion on County-wide Credit Card Policy, Approval Process, Number of Cards issued to which office/department and to whom, and getting cash-back instead of points for County-wide credit card use* – Member Cullick stated that this item came from the Admin HR Committee, with the intention of getting some coordination, record-keeping and accountability of all County issued credit cards. Ms. Cullick also stated that the Admin HR Committee was interested in getting cash-back award instead of points for card use. Bob Jones explained that he and

Treasurer Jill Ferko began working on a credit card policy in 2014. Mr. Jones stated that if the County could pay certain bills, such as utility bills with the County credit card, it could potentially be a revenue stream back to the County. By combining all of the credit card bills, the county could get cash back instead of points. Ms. Cullick stated this would also allow monitoring by the Treasurer's Office, and enforcement for compliance with County guidelines, and adherence to the credit card rules. Ms. Cullick stated that this would also allow the Finance Committee to monitor spending by all County credit card holders.

Mr. Jones said the first step would be to have all department heads and elected officials to provide the number of cards and to whom, in each department/office. Mr. Jones said that current card holders would retain a card, and the credit limit would remain the same, there would be one overall County credit limit, but all of the credit card statements would go to the Treasurer's Office for reconciliation and payment.

The committee reviewed the proposed County policy, and made suggestions for changes. The finalized policy will be further discussed at a future meeting and possibly forwarded to the Board, once the Treasurer's Office gathers all of the credit card information and contacts the Financial Institution for information on the cash-back award program.

- *Discussion of Technology Services Director position salary range* – Discussion on the proposed salary range. There was consensus that the range was appropriate for this position. Mr. Koeppel stated that he planned to post the ad online for 30-days if approved by the County Board on Tuesday, January 16, 2018.
- *Discussion of changing 2<sup>nd</sup> February meeting day/time to Wednesday, February 28 @ 10:00a.m.* – After discussion, there was consensus that the committee would meet on Tuesday, February 27, 2018 at 8:30a.m.

**Public Comment** – None

**Questions from the Media** – None

**Items for Committee of the Whole** - None

**Items for the County Board**

*Approval of Claims in an amount not to exceed \$441,067.01, Coroner Claims in an amount not to exceed \$954.86, January 16, 2018 Petit Juror Claims in an amount not to exceed \$1,686.31, and January 16, 2018 Grand Juror Claims in an amount not to exceed \$232.28*

**Executive Session** – Not needed

**Adjournment** – Member Davidson made a motion to adjourn the Budget and Finance Committee meeting, second by Member Kellogg. **The meeting was adjourned at 6:09p.m. by a 5-0 vote**

Respectfully submitted,  
Valarie McClain, Administrative Assistant and Recording Secretary

**COUNTY OF KENDALL, ILLINOIS**  
**COMMITTEE OF THE WHOLE**  
**Thursday, January 11, 2018**

**CALL TO ORDER AND PLEDGE OF ALLEGIANCE** - The meeting was called to order by County Board Chair Scott Gryder at 4:00p.m., who led the committee in the Pledge of Allegiance to the American Flag.

**ROLL CALL**

<b>Attendee</b>	<b>Status</b>	<b>Arrived</b>	<b>Left Meeting</b>
Scott Gryder	here		
Lynn Cullick	here		
Bob Davidson	yes		
Elizabeth Flowers	<b>ABSENT</b>		
Tony Giles	<b>ABSENT - excused</b>		
Judy Gilmour	here		
Audra Hendrix	<b>ABSENT - excused</b>		
Matt Kellogg	here		
Matthew Prochaska	present		
John Purcell		4:09p.m.	

Others present: ASA Leslie Johnson, Scott Koeppel, Jim Smiley, Dr. Amaal Tokars, ASA James Webb

**COMMITTEE BUSINESS**

- *Presentation of CenterPoint Energy for Natural Gas for Kendall County facilities –* Arnie Schramel, Progressive Energy Group updated the committee on the RFP they sent out for natural gas supply to 41 retail suppliers.

Mr. Schramel stated that current market conditions show an annual savings of \$9,550 should the County extend a 48-month with Centerpoint. The agreement term will be from August 1, 2019 to July 31, 2023, with a fixed rate of \$0.335/therm. The projected annual supply savings is projected to be approximately \$9,550. Mr. Schramel also stated that NRGCS has accepted the contract revisions proposed by the State’s Attorney’s Office.

*From Facilities Management Committee:*

- *Approval of an Amendment to Ordinance 99-34 Regulating the Retail Sale of Alcoholic Liquors outside the Corporate Limits of any City, Village or Incorporated Town in Kendall County, Illinois –* Scott Koeppel, County Administrator reviewed the changes necessary since the responsibilities shifted from County Administrative Services to the County Clerk’s Office last year, and the ordinance was not updated to reflect the change.

**PUBLIC COMMENT** – None

**QUESTIONS FROM THE MEDIA** – None

## CHAIRMANS REPORT

*Aurora Election Commission* - Chairman Gryder reminded the committee that Kendall County had sent a letter and Resolution 16-10 to our state representatives, senators, and senate and house presidents in April 2016 requesting the abolishment of the Aurora Election Commission. The question "Shall the City Election Law be Rejected" will be on the primary ballot for the City of Aurora. The question will not be included on the Kendall County ballot.

*Small Wireless Facilities Deployment Act (SB1451)* - Chairman Gryder also updated the committee on the letter that he and the leaders from the Cook and Collar Counties sent to Senator Link and Senator Phelps (and the Kendall County legislators) on October 11, 2017 regarding the Small Wireless Facilities Deployment Act (SB1451) voicing their concerns over the risks to future public safety technology, the interference with road construction right-of-way issues, as well as the effect on existing agreements with wireless providers. Mr. Gryder said that SB1451 has passed both the House and the Senate, but was placed on hold by Senate President Cullerton. There was consensus by the committee that a resolution opposing SB1451 should be approved by the Board at their January 16, 2018 meeting.

**REVIEW BOARD ACTION ITEMS** – Chair Gryder asked the committee to review the agenda for any updates or changes. Member Prochaska asked that UCCI be added under Special reports, and Mr. Gryder added the Resolution opposing SB1451 be included under the Highway Committee.

**EXECUTIVE SESSION** – Not needed

**ADJOURNMENT** – Member Prochaska moved to adjourn the meeting at 5:39p.m., Member Davidson seconded the motion. **The motion was unanimously approved by a 7-0 voice vote.**

Respectfully Submitted,

Valarie McClain  
Administrative Assistant and Recording Secretary

***REGIONAL OFFICE OF EDUCATION***  
***Grundy and Kendall Counties***

**ANNUAL REPORT**  
**2017**

***CHRISTOPHER D. MEHOCHKO***  
Regional Superintendent

***MICHELLE SENFFNER***  
Assistant Regional Superintendent

## **Grundy Kendall Regional Office of Education**

This report is intended to familiarize the reader with some of the services provided by the Grundy-Kendall Regional Office of Education.

The Grundy-Kendall Regional Office of Education (ROE) is fortunate to work with excellent school administrators and teachers, while at the same time receiving outstanding cooperation from both the Grundy and Kendall county boards and county service agencies.

The primary duty of the Regional Office of Education is to assist Grundy and Kendall County educators with licensure questions. However, the office also assists educators from across the state as well as those located out of state.

The ROE provides a variety of services required by the State of Illinois, suggested by the ROE itself or implemented at the request of the schools within the region. Services range from serving as administrative agent of a cooperative program to providing professional development activities and programs for the teachers and administrators within the region. Professional development for school personnel is under the auspices of the Regional Office of Education in conjunction with the Will County Regional Office of Education. The Professional Development Alliance is located in Joliet. In addition to professional development, the Grundy/Kendall ROE is also responsible for Alternative School programs, truancy case workers, homeless liaison, and Workforce Investment Act programs.

The ROE also provides training for all school bus drivers, provides testing which leads to the awarding of the GED certificate to those who did not complete their high school education, fingerprints school employees, and maintains a job bank database.

The Grundy-Kendall Regional Office of Education is responsible for 18 public school districts which educate students in 10 high schools, 12 middle schools, 39 elementary schools, and 2 early childhood centers. In addition, there are 6 private schools, 5 alternative schools, 1 cooperative vocational center, and one outdoor education center. With these additional facilities the number of students in the region has grown to over 45,000 compared to 18,000 students back in 1997-1998. There is also one special education cooperative providing a myriad of services for students. All of these facilities lie in an area covering over 752 square miles.



## **REGIONAL OFFICE OF EDUCATION STAFF/SUPPORT**

The Grundy/Kendall Regional Office of Education has developed a very strong reputation for having friendly, knowledgeable support staff. Support staff for the Regional Office of Education consists of one Administrative Assistant/Licensure Officer in the Morris office and one Administrative Assistant/Licensure Officer and one Bookkeeper in the Yorkville office. It is common to hear positive comments about the support staff's contributions to the ROE.

Basic support of the day-to-day functions of supervision and service to the schools and people of the two-county region is, per law, provided by the two counties. County budget assessment is based upon a ratio of the total assessed property valuation of each county. For the FY17 Budget, that ratio stood at 41% for Grundy County and 59% for Kendall County. The FY18 budget ratio moves to 39% for Grundy and 61% for Kendall.

## **Kendall County Outdoor Education Center**

The Kendall County Outdoor Education Center (KCOEC) is located at Hoover Forest Preserve in Yorkville, Illinois. The mission of the KCOEC is to provide students the opportunity for experiential learning in an outdoor setting. During the program day, the teacher or teachers give a great deal of support to the students through the employment of small working groups. In addition to enhancing a standard curriculum, the KCOEC offers the opportunity for student decision-making, self-confidence development, team building, risk taking, leadership development, and personal adventure. A common thread woven into most outdoor education activities is a strong stewardship responsibility, conservation ethic, and environmental harmony.

The KCOEC is funded through a cooperative that includes the school districts of Plano, Sandwich and Yorkville. The Center provides services for the students within this cooperative. The Regional Office of Education is the administrative agent for the center and employs one full-time director.

The KCOEC also welcomes groups outside of the cooperative interested in outdoor education opportunities. Completion of the "challenge course" has helped draw groups from school districts outside the cooperative boundaries as well as businesses from across the region.

The Center provides one-day, outdoor education experiences for thousands of students each year with participants ranging in age from pre-kindergarten through adults. Each program day is developed with the classroom teacher and is designed to enrich the classroom curriculum. Program areas include Environmental Science, Map and Compass, Living History and Team Building. During the 2016-17 school year over 9000 people were served by the KCOEC.

The KCOEC has been providing quality outdoor learning experiences for local school districts for the last 47 years and looks forward to continuing the adventure into the future.

### **Attendance Assistance Program**

The purpose of the Attendance Assistance Program is to improve school attendance and performance of educationally at-risk students. This program works in prevention and intervention modes with schools, truant students and their families to decrease absenteeism. The program serves 18 school districts throughout Grundy and Kendall Counties and is funded through the Illinois State Board of Education (ISBE) Truants' Alternative and Optional Education Program and General State Aid. There is one full-time and one part time truancy case worker in Kendall County and one part-time truancy case worker in Grundy County.

### **Employment Program**

The ROE implements a program funded under the federal Workforce Investment Act (WIA). A youth employment program for Kendall County youth aged 16-21 operates out of the Yorkville Office. The purpose of the program is to help youth from low income homes who have employment barriers such as being a high school drop-out, being on court probation, being a young parent, or being academically deficient. Services include GED tutoring, assistance finding employment, resume creation, career counseling, subsidized employment, assistance finding educational grants and loans, and letters of recommendation for employers and judges. The program is funded by the Workforce Investment Act through the River Valley Workforce Investment Board. Chris Mehochko serves as a member of the River Valley Workforce Investment Board.

### **GED Testing**

The Grundy/Kendall County Regional Office of Education provides GED, along with hundreds of other computer based tests, each month at the Old Historic Courthouse in Yorkville. Generally, tests are administered on Thursday and Saturday of each week. However, we maintain a flexible schedule and open the center on other days to meet the demands of our constituents. We administered 772 exams during the time period between December 1, 2016 and November 30, 2017.

### **Regional Safe Schools Program**

The Regional Safe School Program (RSSP) is a special program created by the State Legislature and is intended to provide educational alternatives for at-risk youth who are expulsion-eligible or have multiple suspensions. Five sites operate cooperatively in the two-county area. Grundy County sites are located at Premier Academy in Morris and Minooka High School (Project Indian). Kendall County RSSP sites are located in Plano (FLEX Program), Oswego (GOAL Program), and Yorkville (Yorkville RSSP Program).

Premier Academy, located in Morris, is a Regional Safe School Program and Truants Alternative and Optional Education Program (TAOEP) which is funded by the Illinois State Board of Education. It is one of over 100 programs operating statewide to serve the needs of at-risk students. Premier Academy houses up to 134 students who would otherwise be without an educational placement. Premier Academy serves students from Morris, Coal City, Gardner-South Wilmington, Seneca, Plano, Oswego, Yorkville and Newark School Districts.

## **The Professional Development Alliance**

### **Overview**

The Professional Development Alliance (PDA) is a cooperative agency of the Grundy-Kendall Regional Office of Education and the Will County Regional Office of Education. It provides professional development programs; consulting, facilitation, and technology services; and technical assistance to schools and other educational agencies in the three counties. This cooperative agreement leverages resources to provide the greatest amount and quality of services for Grundy and Kendall County schools for the funding available.

The PDA is supported through state funding, a variety of federal grants, and fees for services. The Grundy-Kendall ROE contributes its share of state and grant funding toward the operation of the PDA and serves on the Board of Directors of the PDA.

### **Graduate Cohort Programs**

The PDA works with several universities in northern Illinois to bring Masters and Doctoral programs to educators at convenient locations in Grundy, Kendall, and Will counties at reduced rates.

### **VISTA Learning**

This program provides high quality refurbished computers to students in need who have been nominated by their teacher(s) and principal. The focus is to provide updated technology to promising students who would not otherwise have access to these tools to support their learning and achievement.

### **Evaluation App**

For the school 2013-14 school year, the technology staff at the PDA developed and built an evaluation app. This app can be used on numerous media devices. The purpose of the app is to provide evaluators the ability to successfully evaluate educators in a cost efficient and timely manner. The app program incorporates rules established in Senate Bill 7 and the Performance Evaluation Reform Act (PERA). Vista Learning has entered into an agreement with an independent sales representative and has begun the marketing process. In addition, Vista Learning has submitted the necessary paperwork to receive a patent and the patent is pending.

## **Homeless Student Education Liaison Program**

*A homeless child is one who lacks a “fixed, regular and adequate nighttime place of abode” and includes children and youths who are*

- **Sharing the housing** of other persons; i.e. ‘doubled-up or couch-surfing’ due to loss of housing, economic hardship, or a similar reason;
- Are living in **motels**, hotels, trailer parks, or camping grounds due to the lack of alternative adequate accommodations;
- Are living in emergency or **transitional shelters**; are abandoned in hospitals; or are awaiting foster care placement;
- Have a **primary nighttime residence** not designed for or ordinarily used as a regular sleeping accommodation for human beings.
- **Migratory children** qualify as homeless when living in circumstances described above
- This includes the “hidden homeless” - those who are **constantly moving** from one place to another and those who are one paycheck away from being on the streets.

In general, children or youth ‘doubled-up or couch-surfing’, living in welfare hotels, transitional housing, shelters, the streets, cars, abandoned buildings, and other inadequate accommodations are considered homeless. The (federal) **McKinney-Vento Homeless Education Assistance Act** and the **Illinois Education for Homeless Children Act** ensures homeless children **have a right to:**

- A **free**, appropriate public education including a priority to preschool programs (includes waiver of required school fees that would be a participation barrier for homeless families)
- The **choice** of staying in the school of origin or attending the school nearest their shelter or temporary home
- In the case of **unaccompanied youth**, consideration is given to the youth’s wishes.
- **Immediate** enrollment even when medical records cannot be produced at the time of enrollment
- Assistance with **transportation** if needed

In the Grundy-Kendall Regional Office of Education service area, Christopher D. Mehochko, Regional Superintendent appoints a **Homeless Liaison** to provide public awareness and assist the school district's homeless liaison to eliminate barriers that may prevent homeless students from receiving immediate and full participation in educational activities.

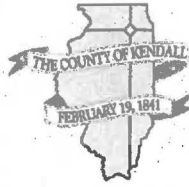
### **Local School Districts: ‘Homeless Liaison’:**

- Every local educational agency (LEA) must designate an appropriate staff person as a liaison for students in homeless situations.
- Liaisons must ensure that students enroll in, and have full and equal opportunity to succeed in, the schools of the LEA (This includes unaccompanied youths.)
- Children and youth in homeless situations are identified by school personnel and through coordination activities with other entities and agencies.

**Contact:** Mia Jusufi, Homeless Liaison, Office of the Regional Superintendent  
1320 Union Street, Morris, IL 60450  
(T) 815-941-3251; (F) 815-942-5384; email: [mjusufi@roe24.org](mailto:mjusufi@roe24.org)

# KENDALL COUNTY BOARD

COUNTY OFFICE  
KENDALL COUNTY OFFICE BLDG  
111 WEST FOX STREET  
YORKVILLE, ILLINOIS 60560  
630.553.4171



CHAIRMAN  
PLANNING, BUILDING & ZONING COMMITTEE

VICE CHAIRMAN  
PUBLIC SAFETY COMMITTEE

MEMBER  
ECONOMIC DEVELOPMENT COMMITTEE  
FINANCE COMMITTEE  
HIGHWAY COMMITTEE

## SCOTT R. GRYDER COUNTY BOARD VICE CHAIRMAN

April 12, 2016

Dear Fellow Legislators,

The Aurora Election Commission currently runs elections for portions of the City of Aurora in Will, Kane and Kendall Counties, which has created confusion among voters, candidates, and officials concerning jurisdiction on various election issues.

For the March 16, 2016 Primary Election, the Aurora Election Commission was the last of any area county to release unofficial results of the election, more than 14 hours after the polls closed.

City of Aurora Mayor Tom Weisner has called for the abolishment of the Aurora Election Commission by news release on Wednesday, March 16, 2016, in which he stated that the "Aurora Election Commission is a one-trick pony, and a lame one at that." And said there was a "substantial track record of mismanagement".

Further, the residents of Kendall County subject to the Aurora Election Commission are being double taxed, once for the Kendall County Clerk, and once for the Aurora Election Commission. The Kendall County Clerk has confirmed that her office could easily assume the responsibility for these three election precincts in Kendall County. Abolishing the commission would save taxpayers roughly \$1.3 million based on 2014 budgetary numbers.

In the enclosed resolution approved on April 5, 2016, the Kendall County Board is asking that the City of Aurora work toward the abolishment of the Aurora Election Commission, and for the citizens of the City of Aurora to submit a petition in favor of putting a referendum on the ballot to abolish the Aurora Election Commission.

And, the County of Kendall is asking the Illinois General Assembly to amend 10 ILCS 5/6-17 and 10 ILCS 5/6-18 to make it more convenient for the citizens of a municipality to abolish a local election commission.

We appreciate your consideration of these requests from the citizens and Board of Kendall County.

With Regards,

Scott R. Gryder  
Kendall County Board Vice Chair

*4/12/16 Resolution + Ltr sent to all listed  
in last paragraph of Resolution*

16-10

## RESOLUTION

### A RESOLUTION REQUESTING THAT THE CITIZENS OF THE CITY OF AURORA ABOLISH THE AURORA ELECTION COMMISSION

WHEREAS, the City of Aurora is located in the Counties of Kane, DuPage, Kendall, and Will;  
and

WHEREAS, according to the 2010 US Census the portion of the City of Aurora located in the  
County of Kendall is 6,019 people, who are divided into three election precincts; and

WHEREAS, the residents of the City of Aurora who live in the County of Kendall for the  
purposes of elections are subject to the Aurora Election Commission instead of the County Clerk  
of the County of Kendall; and

WHEREAS, the Aurora Election Commission was created by referendum in 1934, being one of  
a few remaining municipal election commissions in Illinois; and

WHEREAS, the Aurora Election Commission was created in a day when you would have to go  
to the county seat to vote; and

WHEREAS, the Aurora Election Commission currently runs elections for the portions of the  
City of Aurora in Will, Kane, and Kendall Counties, creating confusion among voters,  
candidates, and officials as to who has jurisdiction on various election issues; and

WHEREAS, in the 2016 Primary Election the Aurora Election Commission was the last of any  
area counties to release any unofficial results of the election more than 14 hours after the polls  
closed; and

WHEREAS, election evening the "current results" section of the Aurora Election Commission  
official website [www.auroravotes.org](http://www.auroravotes.org) listed candidates and results from the April 2015 general  
consolidated election; and

WHEREAS; the Mayor of the City of Aurora called for the abolishment of the Aurora Election  
Commission by news release on Wednesday, March 16th 2016, in which he stated that the "The  
Aurora Election Commission is a one-trick pony, and a lame one at that." And there was a  
"substantial track record of mismanagement"; and

WHEREAS, the Aurora Election Commission in 2014 had revenue of \$1,351,343 and expenses  
of \$1,351,343; and

WHEREAS, the residents of Kendall County subject to the Aurora Election Commission are  
being double taxed, once for the Kendall County Clerk and once for the Aurora Election  
Commission; and

WHEREAS, the Clerk of the County of Kendall could easily assume the responsibility for the three election precincts in Kendall County; and

NOW, THEREFORE, BE IT RESOLVED BY THE KENDALL COUNTY BOARD, that the County of Kendall asks the City of Aurora to work toward abolish the Aurora Election Commission and the citizens of the City of Aurora to submit a petition in favor of putting a referendum question on the ballot to abolish the Aurora Election Commission.

BE IT FURTHER RESOLVED, that the County of Kendall asks the Illinois General Assembly to amend 10 ILCS 5/6-17 and 10 ILCS 5/6-18 to make it easier for the citizens of a municipality to abolish a local election commission.

BE IT FURTHER RESOLVED that the County Board directs the County Administrator to transmit suitable copies of this Resolution to the Governor of the State of Illinois, Speaker and Minority Leader of the Illinois House of Representatives, to the President and Minority Leader of the Illinois Senate, to all members of the General Assembly representing any portion of Kendall County, to the County Board Chairmen of Kane and DuPage Counties, the County Executive of Will County, and the Mayor of the City of Aurora.

Approved and adopted this 5th day of April, 2016 at Yorkville, Illinois.

  
\_\_\_\_\_  
John A. Shaw, Chairman  
Kendall County Board

ATTEST:   
\_\_\_\_\_  
Debbie Gillette, County Clerk