

**KENDALL COUNTY BOARD
ADJOURNED SEPTEMBER MEETING
April 5, 2016**

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, April 5, 2016 at 6:45 p.m. The Clerk called the roll. Members present: Chairman John Shaw, Lynn Cullick, Bob Davidson, Elizabeth Flowers, Judy Gilmour, Scott Gryder, Dan Koukol, Matthew Prochaska, John Purcell and Jeff Wehrli.

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

THE MINUTES

Member Davidson moved to approve the submitted minutes from the Adjourned County Board Meeting of 3/1/16. Member Gryder seconded the motion. Chairman Shaw asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

THE AGENDA

Chairman Shaw moved executive session to item 17.

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

CITIZENS TO BE HEARD

Steve Drumm stated that he is supporting the cupcake ordinance and he hopes it will pass tonight.

NEW BUSINESS

Metra Stakeholders Letter Update

Chairman Shaw pointed out that the letter to Congressman Hultgren in the packet has been signed by the Village of Montgomery President, Mayor of Yorkville, Mayor of Plano, Mayor of Sandwich, Village of Oswego President and Chairman Shaw; thanking him for bringing everyone together.

Member Gilmour stated that she is not in favor of the study because we cannot afford it. It is not a good use of tax payer money. Ms. Gilmour said that extending Metra is very costly and the service is only used by a small number of county residents. We can make better use of public money on transportation projects that will benefit the whole county.

Proclamation in Recognition of Vietnam War Veterans

**COUNTY OF KENDALL, ILLINOIS
A Proclamation in Recognition of the Vietnam War Veterans
16-10**

WHEREAS, our Nation's Vietnam War Commemoration gives us the opportunity for all Americans to recognize, honor and thank our Vietnam Veterans and their families for their service and sacrifices during the Vietnam War from November 1, 1955 -May 15, 1975; and

WHEREAS, over 9,000 organizations across America have joined with the Department of Defense as a Commemorative Partner to honor our Nation's Vietnam Veterans, including all 105 Chapters of the Illinois State Organization, National Society Daughters of the American Revolution; and

WHEREAS, the commemoration includes nine million Americans, with approximately 7.2 million of them living today, and makes no distinction who served in-country, in-theater, or were stationed elsewhere during those 20 years -all answered the call of duty; and

WHEREAS, Veteran's Affairs Secretary Robert A. McDonald designated March 29, 2016, the last day that U.S. troops were on the ground in Vietnam. As a day to honor those who have "born the battle", and to extend gratitude and appreciation to them and their families; now

THEREFORE, the County of Kendall, Illinois, does hereby proclaim May 15, 2016 as

WELCOME HOME VIETNAM VETERAN'S DAY

John A. Shaw, County Board Chair

Attest: _____
Debbie Gillette, County Clerk and Recorder

Public Hearing for the Application for Public Transportation Financial Assistance

Chairman Shaw opened the hearing at 6:55pm.

Todd Milliron had one question; he asked how much the subsidy per ride is.

Chairman Shaw closed the public hearing.

Illinois Environmental Protection Agency Notice

State's Attorney Eric Weis stated that a notice was received that the Plano Transfer Station is looking to modify their permit. The board has time to comment.

OLD BUSINESS

Law Enforcement Memorial

Member Prochaska moved to approve the construction of the Kendall County Law Enforcement Memorial as designed by drawings dated October 30, 2015 at the Kendall County Courthouse, 807 West John Street, Yorkville, Illinois in the amount not to exceed \$50,000 to be paid for from the Public Safety Capital Improvement Fund. Member Wehrli seconded the motion.

State's Attorney Weis stated that they have had meetings and explained that it would be easiest to have the County construct the memorial. A memorandum of understanding would be entered into between the County and the Chief's Association to pay the amount back once the project is complete.

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

STANDING COMMITTEE REPORTS

Planning, Building & Zoning

Member Gryder said that the minutes from the March 14th meeting are in the packet for approval.

Public Safety

FRP for Jail Food Service

Member Prochaska made a motion to approve the RFP for Jail Food Services. Member Gryder seconded the motion.

Members discussed the current cost per meal and the number of employees working in food service.

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

Member Prochaska brought up an issue of an arbitrator sleeping at a hearing. State's Attorney Weis explained the facts around the issue. The arbitrator is insistent on his payment; if he is not paid he will submit a complaint. Members discussed whether or not to submit the payment.

Administration/HR

Resolution Authorizing Application for Public Transportation Financial Assistance

Member Cullick moved to approve the Resolution Authorizing Application for Public Transportation Financial Assistance under Section 5311 of the Federal Transit Act of 1991, as amended (40 U.S.C. §5311) and Downstate Public Transportation Act 30 ILCS 740/2-1 et seq. Member Gilmour seconded the motion.

County Administrator Jeff Wilkins stated that the county's financial contribution is \$45,000. Mr. Wilkins explained that the county gets around \$55,000 from the Federal funding and around \$800,000 from the Downstate Operating Assistance Program.

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

A complete copy of Resolution 16-08 is available in the Office of the County Clerk.

Finance

CLAIMS

Member Purcell moved to approve the claims submitted in the amount of \$826,115.67, Election Judge Claims in an amount not to exceed \$55,557.21. Member Davidson seconded the motion.

COMBINED CLAIMS: FCLT MGMT \$85,340.87, B&Z \$270.01, CO CLK & RCDR \$112.14, ELECTION \$64,432.34, ED SRV REG \$1,239.29, SHRFF \$2,832.31, CRRCTNS \$9,506.49, EMA \$3,173.24, CRCT CT CLK \$224.16, JURY COMM \$12.82, CRCT CT JDG \$14,940.06, CRNR \$2,978.77, CMB CRT SRV \$11,229.27, PUB DFNDR \$421.62, ST ATTY \$5,381.11, SPRV OF ASSMNT \$1,266.36, EMPLY HLTH INS \$371,380.90, AUD & ACCT \$8,950.00, OFF OF ADM SRV \$338.89, GNRL INS & BNDG \$54.00, CO BRD \$221.03, TECH SRV \$6,133.24, CO HWY \$3,098.35, TRNSPRT SALES TX \$79,363.33, HLTH & HMN SRV \$75,149.24, FRST PRSRV \$2,983.43, ELLIS HS \$480.21, ELLIS BRN \$66.54, ELLIS GRNDS \$31.48, ELLIS CMPS \$443.58, ELLIS RDNG LSSNS \$873.09, ELLIS BDAY PRTY \$448.28, ELLIS WDDNGS \$291.06, HOOVER \$5,883.49, ENV ED SCHL \$3.98, ENV ED NTRL BEGINNINGS \$40.90, ENV ED LWS OF NTR \$3.46, GRNDS & NTRL RSRCS \$989.48, ANML CNTRL \$611.61, RCDR DOC STRG \$1,490.75, HIDTA \$17,484.40, CO CMSRY FND \$2,390.71, CRT SEC FND \$40.30, LAW LBRY \$8,404.10, CRT AUTOMA \$4,500.00, PRBTN SRV EXP FND \$10,545.77, GIS \$448.00, ENG/CNSLTNG ESCRW \$13,103.40, VAC \$3,707.81, FP BND PRCD \$2,800.00

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

Letter of Understanding with Correction Deputies

Member Prochaska moved to approve the Letter of Understanding with the Correction's Deputies for 12-hour shifts. Member Cullick seconded the motion.

There was discussion as to this being a trial period and it would be evaluated in October. Sheriff Baird stated that the overtime is down and they have not been at full staff. Member Purcell asked how this would impact the negotiations. It was stated that the letter of understanding is not included in the text of the contract it is attached to the back of the contract.

Vice Chairman Gryder asked for a roll call vote on the motion. All members present voting aye except Purcell who voted nay. **Motion carried 9-1.**

Ordinance Abating taxes Levied for the Year 2015 Payable 2016

Member Purcell moved to approve the Ordinance Abating taxes Levied for the Year 2015 Payable 2016 to pay debt service on General Obligation Bonds (Alternate Revenue Source) Series 2007A, 2007B, 2008, 2009, 2010 and 2011 of the County of Kendall, Illinois. Member Gryder seconded the motion.

Member Purcell explained the bonds were passed to pay for courthouse work and jail work. In the event that the alternate revenue source, in this case sales tax is not available to pay the bonds the county will levy those taxes.

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

A complete copy of Ordinance 16-04 is available in the Office of the County Clerk.

Issuance of General Obligation Refunding Bonds

Member Purcell moved to approve by roll call vote the Ordinance Authorizing the Issuance of General Obligation Refunding Bonds (Alternate Revenue Source) Series 2016 of the County of Kendall, Illinois. Member Cullick seconded the motion.

County Administrator Jeff Wilkins stated that the bond sale occurred this morning and the amount of savings was \$514,695. Anthony Miceli from Speer Financial went over the details of the sale; 5/3 Bank won at 1.77%. Mr. Miceli stated that the savings frees up sales tax dollars.

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

A complete copy of Ordinance 16-05 is available in the Office of the County Clerk.

Court Appointed Special Advocate Lease Agreement

Member Purcell moved to approve the Kendall County Court Appointed Special Advocate Lease Agreement. Member Flowers seconded the motion. Vice Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

A complete copy of IGAM 16-11 is available in the Office of the County Clerk.

Kane County Department of Education and Employment Lease Agreement

Member Purcell moved to approve the Kane County Department of Education and Employment Lease Agreement. Member Gilmour seconded the motion. Vice Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

A complete copy of IGAM 16-12 is available in the Office of the County Clerk.

Housing Authority Lease Agreement

Member Purcell moved to approve the Housing Authority Lease Agreement. Member Prochaska seconded the motion. Vice Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

A complete copy of IGAM 16-13 is available in the Office of the County Clerk.

Senior Tax Levy Grant Awards

Member Purcell moved to the Senior tax Levy Grant Awards – Community Nutrition Network \$20,274, Fox Valley Older Adult Services \$58,703, Kendall County Health Department \$59,178, Oswegoland Seniors, Inc \$43,226, Prairie State Legal Service \$8,500, Senior Services Associates Inc \$124,619 and Visiting Nurse Association \$10,000. Member Davidson seconded the motion.

Members discussed the amounts of the requests and the amounts of the recommendation.

Vice Chairman Gryder asked for a roll call vote on the motion. All members present voting aye except Flowers and Wehrl. **Motion carried 8-2.**

**COUNTY OF KENDALL, ILLINOIS
RESOLUTION 2016-09**

**A RESOLUTION ESTABLISHING DISTRIBUTION OF GRANTS FROM THE 2015 PAYABLE 2016 SENIOR
CITIZEN SOCIAL SERVICES LEVY**

WHEREAS, the Kendall County Board annually extends a property tax levy for Senior Citizen Social Services to enhance the independence of the elderly residents of Kendall County; and

WHEREAS, the Kendall County Board has appropriated \$324,500 for grants to agencies to benefit the senior citizens in Kendall County; and

WHEREAS, the Kendall County Board has determined the allocation of grants to agencies to benefit the senior citizens in Kendall County.

NOW, THEREFORE, BE IT RESOLVED that the Tax Year 2015, Fiscal Year 2016 Senior Citizen Levy is granted to these agencies, providing services to the seniors of Kendall County in these amounts:

Community Nutrition Network	\$20,274
Fox Valley Older Adult Services	\$58,703
Kendall County Health Department	\$59,178
Oswegoland Seniors, Inc.	\$43,226
Prairie State Legal Service	\$ 8,500
Senior Services Associates, Inc.	\$124,619
VNA Health Care	\$10,000

Approved and adopted by the County Board of Kendall County, Illinois, this 5th day of April, 2016.

John A. Shaw
County Board Chairman

Attest:
Debbie Gillette
County Clerk/Recorder

Judicial/Legislative

Aurora Election Commission Resolution

Member Prochaska moved to approve the Aurora Election Commission Resolution. Member Davidson seconded the motion. Vice Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

RESOLUTION 16-10

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 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

Animal Control

Member Wehrli stated that they met on March 16, 2016 and the report is in the packet. Members discussed the new offices that are needed.

Health and Environment

Rain Barrel Month

Member Gilmour moved to approve Rain Barrel Month. Member Purcell seconded the motion. Vice Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

PROCLAMATION
County of Kendall, Illinois
Rain Barrel Month
May, 2016
Resolution # 16-11

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Whereas, water is a valuable, limited natural resource; and

Whereas, municipal and rural residents in Kendall County depend on water for numerous home and commercial uses; and

Whereas, conserving and protecting water supplies is of benefit to all residents of Kendall County; and

Whereas, many residents are interested in methods to personally practice conservation of this valuable resource; and

Whereas, for every 100 square foot of roof area, one inch of rain generates approximately 60 gallons of rainwater runoff; and

Whereas, wasteful runoff of rainwater from homes and other buildings into storm sewers or other drainageways can add to the damaging and overwhelming stormwater volumes in our natural waterways; and

Whereas, collecting rainwater is one type of best management practice to reduce stormwater runoff; and by redirecting and collecting rainwater runoff from buildings, it can be available for more productive, cost-efficient uses; and

Whereas, rain barrels are an economical, convenient method of collecting rainwater runoff for future uses; and

Whereas, The Conservation Foundation (TCF), in cooperation with local communities, such as Kendall County, promote the reduction of off-site stormwater runoff and best management practices to redirect and conserve rainwater; and

Whereas, TCF and Kendall County encourage homeowners and businesses to implement methods such as rain barrels to capture and efficiently use rainwater; and

Whereas, Kendall County endorses such best management practices to help protect our local water resources and wishes to promote the use of such practices to its residents;

Be it Hereby Resolved, Kendall County **proclaims the month of May, 2016 as *Rain Barrel Promotion month*** in Kendall County.

Passed and adopted by Kendall County Board on this 5 day of April, 2016.

Co Board 4/5/16

John A. Shaw
County Board Chair

Attest/Sealed
Debbie Gillette
County Clerk & Recorder

Direct Sales of Baked Goods Ordinance

Member Gilmour moved to approve the Direct Sales of Baked Goods from Home Kitchen Operations Ordinance. Member Prochaska seconded the motion. Vice Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

A complete copy of Ordinance 16-06 is available in the Office of the County Clerk.

Dr. Tokars stated that Kendall County is the 2nd healthiest county in the State of Illinois. There is a lot of work to do in Kendall County despite the ranking, areas to work on are addiction, Chlamydia, and obesity.

STANDING COMMITTEE MINUTES APPROVAL

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

SPECIAL COMMITTEE REPORTS

Kencom Executive Board

Member Gilmour stated the Executive Board will meet in May.

Housing Authority

Member Prochaska reported that the soonest that the wait list will be open is late 2016 or early 2017.

Stormwater Oversight Committee

Member Cullick moved to approve the Stormwater Oversight Committee Minutes. Member Flowers seconded the motion. Vice Chairman Gryder asked for a voice vote on the motion. All members present voting aye. **Motion carried.**

CHAIRMAN'S REPORT

APPOINTMENTS

Judith Burks – Chairman Ethic's Commission

Member Davidson moved to approve the appointment. Member Gilmour seconded the motion. Vice Chairman Gryder asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

CITIZENS TO BE HEARD

Steve Drumm thanked Mr. Prochaska for his work on the cupcake ordinance.

Todd Milliron said that it is time to stop spending money for studies on mass transit; the citizens should have a chance to vote on it. Put the question on the November ballot.

Diane Selmer thanks Judy Gilmour for standing up for the taxpayers regarding the Metra study. Ms. Selmer said that the people want tax relief.

QUESTIONS FROM THE PRESS

Jim Wyman from WSPY asked what happened to the oversight restoration ordinance. The response was that they are in discussion with the State's Attorney's Office and they are going to review the three ordinances that that is an amendment to.

EXECUTIVE SESSION

Member Cullick made a motion to go into Executive Session for (11) litigation, when an action against, affecting of on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, Member

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

ADJOURNMENT

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

Approved and submitted this 7th day of April, 2016.

Respectfully submitted by,
Debbie Gillette
Kendall County Clerk