

**KENDALL COUNTY BOARD
ADJOURNED SEPTEMBER MEETING
June 7, 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, June 7, 2016 at 7:20 p.m. The Clerk called the roll. Members present: Chairman John Shaw, Lynn Cullick, Bob Davidson, Elizabeth Flowers, Judy Gilmour, Scott Gryder, Dan Koukol, John Purcell and Jeff Wehrli.

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

THE MINUTES

Member Gilmour moved to approve the submitted minutes from the Adjourned County Board Meeting of 5/3/16. Member Flowers seconded the motion. Chairman Shaw asked for a voice vote on the motion. All members present voting aye. Motion carried.

THE AGENDA

Member Cullick moved to approve the agenda. Member Flowers 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 asked if the board liked his baked goods and stated that he will have his own line of pies by Freeman Sports.

OLD BUSINESS

State's Attorney Eric Weis stated that they still had an issue with the sleeping arbitrator bill; does the board want to pay the bill or not. Sheriff Baird conveyed that the arbitrator wanted the board to know that he was not sleeping on the second day. The consensus of the board is to not pay it.

STANDING COMMITTEE REPORTS

Planning, Building & Zoning

Member Gryder said that they have a meeting on June 13, 2016.

Public Safety

Member Gryder said that they have a meeting on June 13, 2016.

Administration/HR

Member Cullick said that they have a meeting on June 9, 2016.

Highway

Amended Local Agency Agreement

Member Koukol moved to approve the amended Local Agency Agreement for Eldamain Road from Galena Road to Menards. Member Gryder seconded the motion.

Members had questions as to what was being amended.

Member Koukol withdrew his motion. Member Gryder withdrew his second.

Facilities

CPU Contract

Member Davidson moved to approve the failover CPU contract with Sound Inc in the amount of \$6,254.57 to be paid from line #040-2-000-6650. Member Shaw seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

A complete copy of IGAM 16-26 is available in the Office of the County Clerk.

Economic Development

Member Koukol announced the upcoming job fair at Waubensee Community College.

Finance

CLAIMS

Member Purcell moved to approve the claims submitted in the amount of \$1,790,923, Petit Juror Claims in an amount not to exceed \$1,325.00 and Grand Juror Claims in an amount not to exceed \$700.00. Member Gryder seconded the motion.

COMBINED CLAIMS: FCLT MGMT \$53,934.45, B&Z \$1,781.32, CO CLK & RCDR \$1,440.85, ELECTION \$7,381.44, ED SRV REG \$657.60, SHRFF \$4,044.76, CRRCTNS \$9,101.14, EMA \$337.10, CRCT CT CLK \$193.17, JURY COMM \$2,037.82, CRCT CT JDG \$7,063.76, CRNR \$1,377.79, CMB CRT SRV \$5,958.76, PUB DFNDR \$1,041.68, ST ATTY \$2,393.22, CO TRSR \$1,470.30, UNEMPLY CMP \$8,223.00, EMPLY HLTH INS \$355,472.55, OFF OF ADMN SRV \$2,728.29, CO BRD \$30.50, TECH SRV \$4,733.93, CAP IMPRV FND \$7,060.72, LIABIL INS EXPS \$2,849.21, CO HWY \$2,759.72, CO BRDG \$2,814.00, TRNSPRT SALES TX \$33,224.41, HLTH & HMN SRV \$81,119.46, FRST PRSRV \$129.64, ELLIS HS \$532.00, ELLIS BRN \$76.12, ELLIS GRNDS \$60.59, ELLIS RDNG LSSNS \$446.24, ELLIS WDDNGS \$100.00, HOOVER \$1,522.51, ENV ED NTRL BEGINNINGS \$34.30, ENV ED OTHR PUB PRGMS \$62.72, ENV ED LWS OF NTR \$60.70, ENV ED OTHER \$1,000.00, GRNDS & NTRL RSRCS \$2,591.28, FP DBT SRV \$38,625.00, ANML CNTRL \$552.82, RCDR DOC STRG \$197.35, HIDTA \$30,666.93, CO CMSRY FND \$2,427.54, CRT SEC FND \$98.55, LAW LBRY \$6,870.05, JUV JSTC CNCL \$1,863.26, PRBTN SRV EXP FND \$8,399.48, GIS \$14,202.00, TX SALE AUTO EXP \$4,108.96, KAT \$22,342.73, ENG/CNSLTNG ESCRW \$2,421.77, EMPLY BNFT PRGM \$1,552.40, PUB SFTY EXP \$7,576.50, ANML POP CONT \$340.00, VAC \$3,351.76, SHRFF VHCL FND \$19,525.00, FP BND PRCDS '07 \$169.00, FP DBT SRV '07 \$1,019,810.00

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

Judicial/Legislative

Removal of Stop Sign at IL126 and Old Ridge Road

Member Wehrli moved to have the resolution requesting that the Illinois Department of Transportation remove the stop sign at IL-126 and Old Ridge Road referred back to the Highway Committee. Member Gryder seconded the motion.

Resolution Opposing HB 5619

Member Davidson moved to approve the resolution opposing HB 5619 (Juvenile Court Hearing). Member Shaw seconded the motion.

Members discussed the fact that this would be hard to implement as well as costly.

Chairman Shaw asked for a roll call vote on the motion. All members present voting aye except Flowers who voted nay. **Motion carried 8-1.**

RESOLUTION 16-19

A RESOLUTION OPPOSING HOUSE BILL 5619

WHEREAS, House Bill 5619 seeks to make the timeframe for juvenile detention review within 24 hours, 7 days a week, including weekends and holidays; and

WHEREAS, the cost of this proposed legislation for a county like Kendall will include substantial overtime for Deputy Circuit Clerks, Sheriff Deputies, Court Security Officers, and Court Services/Probation Officers; with additional hours for States Attorneys, Public Defenders, and Judges; and

WHEREAS, Juveniles that are required to be held in a detention center will spend a considerable amount of time in the backseat of a sheriffs' vehicle, having to be removed to a detention center after six hours in the county jail, only to be brought back within 18 hours to comply with this new requirement; and

WHEREAS, HB 5619 runs contrary to evidenced-based practices, which examines each case individually and detention decisions are based on severity of the case, prior contact with the juvenile justice system, and the safety of the family or public; and

WHEREAS, while we understand that the intent of the bill is to ensure all juveniles get released from detention as soon as possible, we also need to be mindful of unforeseen financial obligations it may place on taxpayers; and

NOW, THEREFORE, BE IT RESOLVED BY THE KENDALL COUNTY BOARD, that we consider HB 5619 to be an unfunded mandate, and ask HB 5619 be defeated or amended to address our fiscal and human concerns of this legislation; and

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.

Approved and adopted this 7th day of June, 2016 at Yorkville, Illinois.

John A. Shaw, Chairman
Kendall County Board

ATTEST: Debbie Gillette, County Clerk

Resolution Opposing SB 386

Member Davidson moved to approve the resolution opposing SB 386 (Board of Health Authority). Member Gryder seconded the motion.

Members discussed what was being presented in the bill.

Chairman Shaw asked for a roll call vote on the motion. Members voting aye include Davidson, Gryder, Koukol, Purcell and Shaw. Members voting nay include Cullick, Flowers, Gilmour and Wehrli who voted nay. **Motion carried 5-4.**

RESOLUTION 16-20

A RESOLUTION OPPOSING SENATE BILL 386

WHEREAS, Senate Bill 386 was amended to include language which broadens the authority of the Board of Health and restricts the County Board from controlling certain expenses; and

WHEREAS, Boards of Health are recognized as county departments, Attorney General Opinions and case law alike could not make that point more clear, expanding this authority for one department of the county to contract unilaterally is "fiscally worrisome" ; and

WHEREAS, Senate Bill 386 would broaden the authority of the Board of Health, County Boards are empowered to provide all of the items and contract for all of the services, because expenses of the health offices are paid for by the counties from the County Treasury, it makes little sense to restrict the authority of a County Board to control those expenses; and

WHEREAS, Senate Bill 386 sets a dangerous precedent by allowing non-elected officials to draw from the county treasury and enter into contracts without oversight or potentially compliance with public sector bidding requirements; and

WHEREAS, Senate Bill 386 would directly contradict the *Pucinski* decision of the Illinois Supreme Court which found that other county departments, specifically the Circuit Clerk, did not have authority to draw from the County Treasury funds for items as Senate Bill 386 would allow the health department to do; and

NOW, THEREFORE, BE IT RESOLVED BY THE KENDALL COUNTY BOARD that members of Boards of Health are not elected officials, they are appointed officials, expanding their authority to demand expenditures from the County Treasury to anything but health related matters makes little sense in this time of limited funding sources and when the citizens' appetite to reduce units of government is at an all time high, we ask that Senate Bill 386 be defeated; and

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.

Approved and adopted this 7th day of June, 2016 at Yorkville, Illinois.

John A. Shaw, Chairman
Kendall County Board

ATTEST: Debbie Gillette, County Clerk

Animal Control

Full-time Kennel Manager / Animal Control Officer Posting and Job Description

Member Wehrli moved to approve the full-time Kennel Manager / Animal Control Officer posting and job description. Member Flowers seconded the motion.

Members discussed the need for additional staff.

Chairman Shaw asked for a roll call vote on the motion. All members present voting aye except Davidson and Koukol who voted nay. **Motion carried 7-2.**

Health and Environment

Member Gilmour reviewed the minutes in the packet from the May 16, 2016 meeting.

Committee of the Whole

Minutes are in the packet from the Special meeting held on June 2, 2016.

STANDING COMMITTEE MINUTES APPROVAL

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

SPECIAL COMMITTEE REPORTS

Kencom Executive Board

Member Gilmour stated that the met on May 26, 2016; next Executive Board meeting is on June 23, 2016.

Housing Authority

No report.

Historic Preservation

Member Wehrli stated that the next meeting is on June 15, 2016.

UCCI

Member Cullick said that they had discussions on the State budget, they had a presentation by the State Treasurer's Office on the County's duties to report to them, and they had a review of proposed bills. They received a copy of the salary review; the results are also available online.

CHAIRMAN'S REPORT

No report.

QUESTIONS FROM THE PRESS

Jim Wyman from WSPY asked what the sleeping arbitrator's name is and what was being arbitrated.

EXECUTIVE SESSION

Member Davidson made a motion to go into Executive Session for (1) the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee of the public body or against legal counsel for the public body to determine its validity and (2) collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees. Member Cullick seconded the motion. Chairman Shaw asked for a roll call vote on the motion. All members present voting aye. **Motion carried.**

ADJOURNMENT

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

Approved and submitted this 9th day of June, 2016.

Respectfully submitted by,
Debbie Gillette
Kendall County Clerk