

EXECUTIVE COMMITTEE AGENDA

Thursday, April 5, 2012
10:00 a.m.
County Board Room

1. Pledge of Allegiance
2. Call to Order
3. Approval of Minutes: March 7, 2012
4. Monthly Financial Report (*attached*)
5. April 10, 2012 County Board Agenda (*attached*)
6. Committee Reports
 - Legislative Committee
 - *Voted to support: HB-4496*
 - *Voted to oppose: HB-4670, SB-3602, SB-3763, HB-5663*
 - *Voted to stay neutral: HB- 5900*
 - *Support for new bill at the request of Doug Naughton. This bill would ask the State to change the Veterans and Service members Court Treatment act. This request would establish a Drug Court, Mental Court, and a Veterans Court.*
7. Auditor's Report
8. Executive Session (*if needed*)
9. Adjournment

Kane County Purchasing Card Information
Executive Committee
Statement Due Date 03/30/2012

010 COUNTY BOARD OFFICE

<i>Transaction Date</i>	<i>Merchant Name</i>	<i>Additional Information</i>	<i>Transaction Amount</i>
02/06/2012	BATAVIA CHAMBER OF COM	BATAVIA	30.00
		<i>Department Total</i>	30.00
		<i>Committee Total</i>	30.00

**Executive Committee Revenue Report - Summary
Through February 29, 2012 (25.0% YTD)**

	Current Month Transactions	Total Amended Budget	YTD Actual Transactions	Total % Received
010 County Board	1,136	8,143,195	743	0.01%
001 General Fund		88,000	0	0.00%
120 Riverboat	835	5,844,195	146	0.00%
430 Farmland Preservation	300	2,211,000	597	0.03%
Grand Total	1,136	8,143,195	743	0.01%

**Executive Committee Expenditure Report - Summary
Through February 29, 2012 (25.0% YTD, 23.1% Payroll)**

	Current Month Transactions	Total Amended Budget	YTD Actual Transactions	YTD Encumbrances	Total % Used
010 County Board	273,141	9,308,963	3,901,422	446	41.92%
001 General Fund	100,826	1,253,768	271,597	446	21.70%
120 Riverboat	172,220	5,844,195	3,628,504	0	62.09%
430 Farmland Preservation	95	2,211,000	1,321	0	0.06%
140 County Auditor	16,335	217,731	48,530	0	22.29%
001 General Fund	16,335	217,731	48,530	0	22.29%
Grand Total	289,476	9,526,694	3,949,952	446	41.47%

Executive Committee Expenditure Report - Detail
Through February 29, 2012 (25.0% YTD, 23.1% Payroll)

	Current Month Transactions	Total Amended Budget	YTD Actual Transactions	YTD Encumbrances	Total % Used
010 County Board	273,141	9,308,963	3,901,422	446	41.92%
Personnel Services- Salaries & Wages	65,865	961,748	200,534	0	20.85%
001 General Fund	62,819	905,748	191,396	0	21.13%
120 Riverboat	3,046	56,000	9,138	0	16.32%
Personnel Services- Employee Benefits	33,188	416,246	89,666	0	21.54%
001 General Fund	18,798	246,820	57,004	0	23.10%
120 Riverboat	14,390	169,426	32,661	0	19.28%
Contractual Services	173,282	1,364,570	283,621	0	20.78%
001 General Fund	18,404	92,000	21,382	0	23.24%
120 Riverboat	154,783	1,062,570	260,919	0	24.56%
430 Farmland Preservation	95	210,000	1,321	0	0.63%
Commodities	806	9,200	1,816	446	24.58%
001 General Fund	806	9,200	1,816	446	24.58%
Capital		2,001,000	0	0	0.00%
430 Farmland Preservation		2,001,000	0	0	0.00%
Transfers Out		3,859,608	3,325,785	0	86.17%
120 Riverboat		3,859,608	3,325,785	0	86.17%
Contingency and Other		696,591	0	0	0.00%
120 Riverboat		696,591	0	0	0.00%
140 County Auditor	16,335	217,731	48,530	0	22.29%
Personnel Services- Salaries & Wages	14,046	182,609	42,137	0	23.08%
001 General Fund	14,046	182,609	42,137	0	23.08%
Personnel Services- Employee Benefits	2,022	31,699	6,085	0	19.19%
001 General Fund	2,022	31,699	6,085	0	19.19%
Commodities	267	3,423	308	0	9.00%
001 General Fund	267	3,423	308	0	9.00%
Grand Total	289,476	9,526,694	3,949,952	446	41.47%



Executive Accounts Payable by GL Distribution

Payment Date Range 02/01/12 - 02/29/12

Vendor	Invoice No.	Invoice Description	Status	Held Reason	Invoice Date	Due Date	G/L Date	Received Date	Payment Date	Invoice Amount	
Fund 001 - General Fund											
Department 010 - County Board											
Sub-Department 010 - County Board/Liquor											
Account 50150 - Contractual/Consulting Services											
1503 - Raucci & Sullivan Strategies LLC	1108	Legislative Representation for January 2012	Paid by Check # 319442		02/01/2012	02/07/2012	02/07/2012		02/14/2012	2,363.63	
									Account 50150 - Contractual/Consulting Services Totals	Invoice Transactions 1	<u>\$2,363.63</u>
Account 53100 - Conferences and Meetings											
4526 - Fifth Third Bank	6478 12.12.11	6478 KM - 12.12.11 Metra	Paid by EFT # 12796		12/12/2011	02/01/2012	02/01/2012		02/14/2012	48.05	
4185 - Metro West	880	Legislative Breakfast KM & MT	Paid by Check # 319398		01/20/2012	02/01/2012	02/01/2012		02/14/2012	44.00	
4526 - Fifth Third Bank	6478 MC 02.06.12	Batavia Chamber of Commerce 02.06.12	Paid by EFT # 12944		02/06/2012	02/16/2012	02/16/2012		02/27/2012	30.00	
1143 - Just In Time Sandwich & Deli Inc	10004506	Box Lunches (minus sales tax)	Paid by EFT # 12970		02/11/2012	02/21/2012	02/21/2012		02/27/2012	168.25	
									Account 53100 - Conferences and Meetings Totals	Invoice Transactions 4	<u>\$290.30</u>
Account 53130 - General Association Dues											
1409 - METRO Counties of Illinois	004-2012	2012 Membership Dues	Paid by Check # 319397		01/24/2012	02/01/2012	02/01/2012		02/14/2012	15,750.00	
									Account 53130 - General Association Dues Totals	Invoice Transactions 1	<u>\$15,750.00</u>
Account 60000 - Office Supplies											
3578 - Warehouse Direct Office Products	1443440-0	Office Supplies County Board	Paid by EFT # 12891		02/03/2012	02/07/2012	02/07/2012		02/14/2012	157.53	
									Account 60000 - Office Supplies Totals	Invoice Transactions 1	<u>\$157.53</u>
Account 60010 - Operating Supplies											
4027 - Image Awards & Engraving	21156	Vazquez name tag minus sales tax	Paid by Check # 319700		02/02/2012	02/17/2012	02/17/2012		02/27/2012	19.50	
3578 - Warehouse Direct Office Products	1451806-0	Operating Supplies	Paid by EFT # 13031		02/10/2012	03/11/2012	02/15/2012	02/15/2012	02/27/2012	97.69	
									Account 60010 - Operating Supplies Totals	Invoice Transactions 2	<u>\$117.19</u>
Account 60020 - Computer Related Supplies											
6349 - The Office Pal	0040461-IN	Office Supplies-Toner	Paid by Check # 319820		02/09/2012	02/17/2012	02/17/2012		02/27/2012	378.00	
3578 - Warehouse Direct Office Products	1453194-0	Toner	Paid by EFT # 13031		02/13/2012	03/14/2012	02/15/2012	02/15/2012	02/27/2012	152.78	
									Account 60020 - Computer Related Supplies Totals	Invoice Transactions 2	<u>\$530.78</u>
									Sub-Department 010 - County Board/Liquor Totals	Invoice Transactions 11	<u>\$19,209.43</u>
									Department 010 - County Board Totals	Invoice Transactions 11	<u>\$19,209.43</u>
									Fund 001 - General Fund Totals	Invoice Transactions 11	<u>\$19,209.43</u>



Executive Accounts Payable by GL Distribution

Payment Date Range 02/01/12 - 02/29/12

Vendor	Invoice No.	Invoice Description	Status	Held Reason	Invoice Date	Due Date	G/L Date	Received Date	Payment Date	Invoice Amount
Fund 120 - Riverboat										
Department 010 - County Board										
Sub-Department 020 - Riverboat										
Account 55010 - External Grants										
7526 - Easter Seals DuPage and the Fox Valley Region	2012-00000291	Riverboat Grant G-10-59	Paid by EFT # 12792		02/01/2012	02/01/2012	02/01/2012		02/14/2012	42,509.20
7767 - Fox Valley Career Center	2012-00000287	Riverboat Grant G-10-66	Paid by EFT # 12803		02/01/2012	02/01/2012	02/01/2012		02/14/2012	25,505.12
7767 - Fox Valley Career Center	2012-00000288	Riverboat Grant G-11-43	Paid by EFT # 12803		02/01/2012	02/01/2012	02/01/2012		02/14/2012	8,623.00
5107 - NHS of the Fox Valley	2012-00000285	Riverboat Grant G-09-29	Paid by EFT # 12848		02/01/2012	02/01/2012	02/01/2012		02/14/2012	6,438.43
3065 - PADS Inc DBA Hesed House Inc	2012-00000284	Riverboat Grant G-11-21	Paid by EFT # 12853		02/01/2012	02/01/2012	02/01/2012		02/14/2012	16,500.00
1069 - Quad County Urban League	2012-00000286	Riverboat Grant G-11-32	Paid by EFT # 12860		02/01/2012	02/01/2012	02/01/2012		02/14/2012	3,614.69
3727 - The Literacy Connection	2012-00000295	Riverboat Grant G-11-48	Paid by EFT # 12883		02/01/2012	02/01/2012	02/01/2012		02/14/2012	2,509.00
1040 - CDW Government Inc	F626662	Riverboat Grant G-10-67; Software	Paid by EFT # 12919		02/06/2012	02/06/2012	02/06/2012		02/27/2012	212.97
5792 - Community Foundation of the Fox River Valley	2012-00000408	Riverboat Grant G-11-27	Paid by EFT # 12930		02/06/2012	02/06/2012	02/06/2012		02/27/2012	29,439.59
8115 - Feeding Greater Elgin Inc	2012-00000405	Riverboat Grant G-11-67	Paid by EFT # 12943		02/06/2012	02/06/2012	02/06/2012		02/27/2012	5,697.86
8115 - Feeding Greater Elgin Inc	2012-00000406	Riverboat Grant G-11-56	Paid by EFT # 12943		02/06/2012	02/06/2012	02/06/2012		02/27/2012	319.52
3096 - Matthew Mueller	2012-00000407	Riverboat Grant G-10-67	Paid by EFT # 12994		02/06/2012	02/06/2012	02/06/2012		02/27/2012	52.00
2753 - Tri City Health Partnership	2012-00000409	Riverboat Grant G-11-34	Paid by EFT # 13024		02/06/2012	02/06/2012	02/06/2012		02/27/2012	2,784.00
6583 - William F. Presecky & Associates	09-038-12-02	Riverboat Grant G-10-67	Paid by EFT # 13038		02/06/2012	02/06/2012	02/06/2012		02/27/2012	2,040.00
3725 - YWCA Elgin	2012-00000412	Riverboat Grant G-11-45	Paid by EFT # 13041		02/06/2012	02/06/2012	02/06/2012		02/27/2012	8,538.00
Account 55010 - External Grants Totals							Invoice Transactions	15		<u>\$154,783.38</u>
Sub-Department 020 - Riverboat Totals							Invoice Transactions	15		<u>\$154,783.38</u>
Department 010 - County Board Totals							Invoice Transactions	15		<u>\$154,783.38</u>
Fund 120 - Riverboat Totals							Invoice Transactions	15		<u>\$154,783.38</u>



Executive Accounts Payable by GL Distribution

Payment Date Range 02/01/12 - 02/29/12

Vendor	Invoice No.	Invoice Description	Status	Held Reason	Invoice Date	Due Date	G/L Date	Received Date	Payment Date	Invoice Amount
Fund 430 - Farmland Preservation										
Department 010 - County Board										
Sub-Department 021 - Farmland Preservation										
Account 50160 - Legal Services										
1248 - Kinnally Flaherty Krentz & Loran PC	133-10/105	Farmland Preservation 01.06.12	Paid by Check # 319714		01/31/2012	02/17/2012	02/17/2012		02/27/2012	95.00
							Account 50160 - Legal Services Totals	Invoice Transactions	1	<u>\$95.00</u>
							Sub-Department 021 - Farmland Preservation Totals	Invoice Transactions	1	<u>\$95.00</u>
							Department 010 - County Board Totals	Invoice Transactions	1	<u>\$95.00</u>
							Fund 430 - Farmland Preservation Totals	Invoice Transactions	1	<u>\$95.00</u>
							Grand Totals	Invoice Transactions	27	<u>\$174,087.81</u>

A G E N D A
COUNTY BOARD, COUNTY OF KANE
TUESDAY, APRIL 10, 2012
9:45 A.M.

PRELIMINARY

1. CALL TO ORDER
2. ROLL CALL
3. MINUTES: March 13, 2012
4. NEW AND UNFINISHED BUSINESS

(A) PRESENTATIONS:

(B) SPEAKERS (Agenda Items):

(C) ZONING PETITIONS

Petition #4277

Petitioner:

Location:

Proposed:

2030 Plan:

Objectors:

Recommendations:

BLACKBERRY TOWNSHIP

Illinois Association of Seventh Day Adventists (*Mata Amritanandamayi Center*)

41W751 Keslinger Road, Section 10, Blackberry Township

Special Use in the F-Farming District for a Religious Center (102 acres)

Institutional/Private Open Space

None

Staff: Approve

Regional Planning Comm.: Not Applicable

Zoning Board Recommendation: Approve

Development Committee Recommendation: Approve with the following recommended stipulations from the Kane County Division of Transportation:

1. Applicant is to install "No Parking" signs on the site's driveway within 200 feet of Keslinger Road. All signage to reside outside the Keslinger Road right-of-way.

2. Applicant is to dedicate 60 feet of right of way from the existing centerline of Keslinger Road along the entirety of the applicant's special use property frontage. This dedication is to be dedicated at no cost to the Kane County Division of Transportation.

3. Applicant to arrange installation of a beacon light fixture to the existing ComEd pole at the southwest corner of Keslinger/site access. All expense and coordination with ComEd will be the responsibility of the applicant.

4. Future building additions to the site will require a reevaluation of the site access to Keslinger Road.

5. Applicant is to submit a detailed traffic plan prior to the first major site event for the County's review and comment.

Petition #4279

Petitioner:

Location:

Proposed:

2030 Plan:

Objectors:

Recommendations:

GENEVA TOWNSHIP

Hinsbrook Bank & Trust 05-038 (*Donald Cinkus*)

33W672 Route 38, Section 1, Geneva Township

Special Use in the B-3 Business District for a Body & Paint Shop (.963 acre)

Office/Research

None

Staff: Approve

Regional Planning Comm.: Not Applicable

Zoning Board Recommendation: Approve with the following stipulations:

1. Final Engineering Plans shall be prepared and submitted to Kane County for a Stormwater Permit that demonstrates that the runoff reduction outlined above can be achieved if site improvements are constructed per the final plans and all other applicable county requirements.

2. A Stormwater Permit shall be applied for and issued by the County based on said Final Engineering Plans and that a performance guarantee per the stormwater ordinance be received by the County and found to be in compliance with the ordinance prior to the issuance of a building permit.

3. Record drawings shall be prepared of the final site improvements to demonstrate that the stormwater improvement design shown on the Final Engineering Plans has been substantially achieved with regards to the reduction of runoff from paved areas that are tributary to the southeast.

Development Committee Recommendation: Approve with the Above-mentioned stipulations.

(D) RESOLUTIONS & ORDINANCES

.....CONSENT AGENDA

Administration -

- #12 - Refuse Removal and Recycling Services for County Government Facilities

County Development -

- #12 - Ordinance Amending Chapter 15 of the Kane County Code (Nuisances and Property Maintenance)

Executive/Liquor Control Commission -

- #12 - Amending Appendix C of the Kane County Code – Liquor Licenses

Executive/Riverboat Subcommittee -

- #12 - Authorizing Grant Agreements for Riverboat Grant Funding for External Projects for 2012

Finance/Budget -

- #12 - Authorizing a Contract to Complete Architectural Programming and Concept Design for an Expansion to the Judicial Center
- #12 - Amending the 2012 Fiscal Year Budget Rollover for Fiber Project
- #12 - Amending the 2012 County Budget for a Revenue Study (Maximus, Inc.)
- #12 - Authorizing Exception to the County Financial Policies Regarding Personnel Hiring (GIS)
- #12 - Authorizing Exception to the County Financial Policies Regarding Personnel Hiring (Data Specialist-Supervisor of Assessments Office)
- #12 - Approval of Personnel Hiring, KDOT Maintenance Department
- #12 - Approval of Personnel Hiring, KDOT Regional Planning Liaison

Judicial & Public Safety -

- #12 - Detainee Phone/Video Visitation System (AJC)
- #12 - 9-1-1 Emergency Communications Dispatch Services Agreement
- #12 - Proclaiming April 8-14, 2012 National Public Safety Telecommunicator Week

Public Health -

- #12 - Proclaiming National Public Health Week
- #12 - In Recognition of the 2012 Metropolitan Chicago Healthcare Council (MCHC) Annual Luncheon Honoring Healthcare Workers
- #12 - American Public Health Association Grant Award
- #12 - 2012 Maternal Infant Early Childhood Home Visitation (MIECHV) Grant

Transportation -

- #12 - Adopting the Comprehensive Road Improvement Plan Associated with the Kane County Road Improvement Impact Fee Ordinance
- #12 - Kane County Road Improvement Impact Fee Ordinance
- #12 - Adopting the Kane County 2040 Transportation Plan
- #12 - Approving Application and Agreement for Illinois Department of Commerce and Economic Opportunity (DCEO) Grant Program
- #12 - Approving Contract for the 2012 Urethane Pavement Markings, Kane County Section No. 12-00000-05-GM
- #12 - Approving Contract for the 2012 Paint Pavement Marking, Kane County Section No. 12-00000-06-GM
- #12 - Approving a Phase I Engineering Services Agreement with Burns and McDonnell Engineering Company, Inc. for Fabyan Parkway at Kaneville Road, Kane County Section No. 11-00420-00-CH
- #12 - Approving an Intergovernmental Agreement with the State of Illinois for Phase I Engineering Services for Fabyan Parkway at Kaneville Road, Kane County Section No. 11-00420-00-CH
- #12 - Approving Contract for the 2012 County Resurfacing Program, Kane County Section No. 12-00415-00-RS
- #12 - Approving an Agreement with Rubino Engineering, Inc. for Material Testing Services, Kane County Section No. 12-00371-00-EG
- #12 - Approving a Phase III Engineering Services Agreement with Christopher B. Burke Engineering Ltd. For Hampshire Creek Streambank Stabilization, Kane County Section No. 08-00376-00-DR
- #12 - Approving Contract for Construction, Plank Road at Illinois Route 47, Kane County Section No. 07-00356-00-CH
- #12 - Approving an Intergovernmental Agreement with the State of Illinois for Construction of Randall Road at Big Timber Road, Kane County Section No. 08-00369-00-SP

.....END OF CONSENT AGENDA

(E) APPOINTMENTS:

- Metra

5. EXECUTIVE SESSION (*if needed*)
6. SPEAKERS (Non-Agenda Items):
7. ADJOURNMENT to Tuesday, May 8, at 9:45 a.m.



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12-____

Resolution Name: Refuse Removal and Recycling Services for County Government Facilities
 Ordinance Bid Number 04-012 Refuse Removal, Date January 4, 2012

Presenter/Sponsor: Tim Harbaugh, Executive Director and Chris Rossman, Director of Purchasing

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount: \$24,246 per year

If not budgeted, explain funding source

SUMMARY: A bid opening was held in the Kane County Purchasing office January 26, 2012. There were five bids received and the lowest responsible bidder is Waste Management .

All County refuse removal and recycling requirements were included in this bid.

The contract is for two years with three extension years.

This bid obtained an overall cost reduction of 35% or approximately \$1,251.35 per month when compared to last year's contract for all refuse removal and recycling services at multiple County's complexes.

Attachments: Resolution submitted to the Administration Committee for Approval.

Detailed information available from : Staff Name: Tim Harbaugh, Director of Facilities Phone: 630/208-5118

Resolution/Ordinance Tracking:
Assigned Committee: Administration Passed Sent to: Executive on: 03/22/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Sent to: County Board on: 04/04/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**REFUSE REMOVAL AND RECYCLING SERVICES
FOR COUNTY GOVERNMENTAL FACILITIES**

WHEREAS, bids have been solicited and received for refuse removal and recycling services at the County government facilities; and

WHEREAS, the lowest responsible bidder as per specifications was Waste Management, which includes the following complexes: Government Center, 3rd. Street Courthouse, 6TH Street Center, Randall Road Campus (Branch Court), Judicial Center, Juvenile Justice Center, Aurora Health Department, along with Adult Corrections, Animal Control, Sheriff's fleet maintenance facility, and KDOT. The total bid for said refuse removal and recycling services is \$24,048 per year, and the bid specifications were for a two-year contract with three extension years; and

WHEREAS, adequate funds have been budgeted for said expenditures.

NOW, THEREFORE, IT BE RESOLVED by the Kane County Board that the Chairman of the Board is authorized to enter into a two-year contract with Waste Management for the refuse removal and recycling services at a cost of Twenty-Four Thousand, Forty-Eight dollars (\$24,048) per year under a two-year contract. Adequate funds have been budgeted for these expenditures.

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
Various	Contractual	Yes 2012 Budget	Yes	N/A

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

4Refuse



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12 -

- Resolution
 Ordinance

Name: ORDINANCE AMENDING CHAPTER 15 OF THE KANE COUNTY CODE (NUISANCES AND PROPERTY MAINTENANCE)

Presenter/Sponsor: Property Maintenance Task Force

Budget Information: Was this item budgeted? Yes No N/AAppropriation Amount:

If not budgeted, explain funding source

SUMMARY: The current Chapter 15, Nuisances and Property Maintenance, of the Kane County Code, was adopted in 2007 with an effective date of May 1, 2008. Enforcement has been the combined efforts of the Health Department, Animal Control and the Development & Community Services Department.

The proposed revisions to the current Chapter 15 are in response to issues raised regarding inoperable vehicles and uncompleted and abandoned construction projects. These issues were discussed at two meetings held by the Property Maintenance Task Force in December of 2011 and January of 2012. The Task Force recommendations are reflected in the attached proposed amendments and can be summarized as follows:

- 1) New and revised definitions related to inoperable vehicles and uncompleted construction.
- 2) Revising the definition of inoperable vehicles to include vehicles that are not currently registered.
- 3) New requirements for completing the exterior yard and building exterior within 12 months for construction projects.

Attachments: Resolution adopting amendments
Exhibit A: Amendments to Chapter 15, Nuisances and Property Maintenance Ordinance

Detailed information available from :

Staff Name: Mark VanKerkhoff

Phone: (630) 232-3451

Resolution/Ordinance Tracking:

Assigned Committee: Passed Sent to: Development on: 01/31/2012

If Other, specify: Property Maintenance Task Force

Committee Remarks: Forwarded and recommended amendments contained in two staff memos reviewed by the Task Force with additional review by State's Attorney.

Next Committee: Development Passed Sent to: Executive on: 03/22/2012

If Other, specify: Committee Remarks: Next Committee: Executive Sent to: County Board on: 04/04/2012Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

ORDINANCE NO. 12 -

**ORDINANCE AMENDING CHAPTER 15 OF THE KANE COUNTY CODE
(NUISANCES AND PROPERTY MAINTENANCE)**

WHEREAS, the County of Kane ("County") has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs and that protect the public health, safety, and welfare of its citizens; and

WHEREAS, the County of Kane has adopted ordinances from time to time related to nuisances and dangerous and unsafe structures and such ordinances are located in a number of chapters of the Kane County Code; and

WHEREAS, the County of Kane desires to amend the existing Chapter 15 in order to more clearly define certain nuisances and address inoperable vehicles and uncompleted construction.

NOW, THEREFORE, BE IT ORDAINED by the Chairman and Board of Commissioners of the County of Kane as follows:

Section 1. Recitals. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. Adoption of amendments to Chapter 15, Nuisances and Property Maintenance. Chapter 15 of the Kane County Code shall be amended as identified in Exhibit A attached hereto.

Section 3. Notification. The County has posted or will post this ordinance with the Illinois Building Commission in accordance with Procedure 02-01, 754 Implementation Process, in order to comply with P.A. 92-489.

Section 4. Effective Date. The effective date for this ordinance shall be June 15, 2012.

Passed by the Kane County Board on April 10 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

EXHIBIT A

Chapter 15

NUISANCES AND PROPERTY MAINTENANCE

Amendments

Sec. 15-1. Definitions:

Inoperable Motor Vehicle or Trailer: Any motor vehicle, ~~tractor, all-terrain vehicle (ATV), boat, camping trailer, motor home, snowmobile, motorcycle, minibike,~~ from which, for more than fourteen (14) days, the engine, wheels or other parts have been removed, or on which the engine, wheels or other parts have been altered, damaged or otherwise so treated that the vehicle is incapable of being driven or operated under its own motor power. For the purpose of this ordinance, the term "inoperable motor vehicle or trailer" includes any motor vehicle, trailer, semitrailer or pole trailer which is not currently registered, if the Illinois Vehicle Code would prohibit operation of the vehicle or trailer on upon a highway without registration.

Junk Vehicle: Shall include any ~~unlicensed,~~ stripped, junked and/or wrecked motor vehicle not in good and safe operating condition.

Sec. 15-2. Property Maintenance Procedures and Nuisances Declared:

(1) Exterior Property Areas:

n. *Construction Materials:* ~~To store~~ Outdoor storage of lumber or other building materials, construction vehicles, ~~and/or~~ construction equipment, not in connection with a permitted building project in progress on the immediate premises is prohibited. Outdoor storage of lumber or other building materials, construction vehicles, or construction equipment in connection with a permitted building project in progress on the immediate premises is prohibited after 12 months from the commencement of construction.

p. *Inoperable Motor Vehicles:* ~~To keep~~ park any inoperable motor vehicle or trailer, tractor, all-terrain vehicle (ATV), boat, camping trailer, motor home, snowmobile, motorcycle, or minibike on public or private property, unless on the premises of a duly licensed business engaged in the wrecking or junking of motor vehicles.

1. Any motor vehicle, ~~tractor, all-terrain vehicle (ATV), boat, camping trailer, motor home, snowmobile, motorcycle, or minibike~~ from which, for more than fourteen (14) days, the engine, wheels or other parts have been removed, or on which the engine, wheels or other parts have been altered, damaged or otherwise so treated that the vehicle is

~~incapable of being driven or operated under its own motor power which is not currently registered when state statute requires registration for driving on public roads.~~

~~2. Any vehicle precluded from being driven on the public roadway.~~

~~3. "Inoperable motor vehicle" shall not include a motor vehicle which has been rendered temporarily incapable of being driven in forward drive and also in reverse under its own motor power in order to perform ordinary service or repair operations for not more than fourteen (14) days.~~

~~4. 2. This chapter shall not apply to any motor vehicle that is kept within a building when not in use, to operable historic vehicles over twenty five (25) years of age kept within a building when not in use, or to a motor vehicle on the premises of a place of a duly licensed business engaged in the wrecking or junking of motor vehicles.~~

g. Uncompleted Yard: To allow the exterior yard areas to be in an uncompleted condition, except that the exterior yard areas may be in an uncompleted condition for no more than 12 months after the commencement of construction of a permitted building or site development project, or a landscaping project not requiring a permit . Areas seeded with grass and/or showing signs of non-weed growth shall be considered completed.

(5) Structures:

a. *Dangerous Structures:* To allow any building, mobile home, shed, fence or other manmade structure to exist which is hazardous to public health because of its condition, faulty construction or lack of proper repair. Any structure not secured against entry by persons or animals shall be considered dangerous.

c. *Building Exterior:* To allow a building exterior to be in poor repair, structurally unsound, contain unsanitary conditions, to be fully or partially in a state of uncompleted construction after 12 months from the commencement of construction, or to pose a threat to the public health, safety or welfare. The following standards shall apply to existing buildings:

f. The following standards shall apply to fully or partially uncompleted buildings and accessory structures:

1. General: The exterior of a structure as determined on the plans which were submitted in order to obtain the building permit shall be completed within 12 months of the commencement of any new construction, addition, alteration or repair, so as not to pose a threat to the public health, safety or welfare.

2. Protective Treatment: All exterior surfaces, including, but not limited to, doors, door and window frames, cornices, porches, trim, balconies, decks and fences shall be completed within 12 months of the commencement of construction and thereafter maintained in good condition.

3. Stairways, Decks, Porches And Balconies: Every exterior stairway, deck, porch and balcony, and all appurtenances attached thereto, shall be completed within 12 months of the

commencement of construction and thereafter be maintained in a structurally sound condition and in good repair, with proper anchorage and capable of supporting the imposed loads.

4. Vehicular Doors: Vehicular openings which are designed and constructed with or for having a closing door shall be completed within 12 months of the commencement of construction and continue to be maintained in operating condition and be able to be fully closed.

5. Pools: All inground pools, aboveground pools, spas and hot tubs and their barriers including fences, self-closing and self-latching gates, heights, covers and alarms shall be completed within 12 months of the commencement of construction and shall thereafter be maintained in working order, in a clean and sanitary condition, and in good repair. Water in all pools, spas, and hot tubs must be maintained in a clean and sanitary condition or be completely drained. Pools that have been abandoned or are not in an operable state of condition must be removed within 12 months.



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12 -

- Resolution
- Ordinance

Name

ORDINANCE AMENDING APPENDIX C OF THE KANE COUNTY LIQUOR CODE - LIQUOR LICENSES

Presenter/Sponsor:

LIQUOR CONTROL COMMISSION - COORDINATOR BARB GARZA

Budget Information: Was this item budgeted? Yes No N/A

Appropriation Amount: N/A

If not budgeted, explain funding source

N/A

SUMMARY:

Each year upon review of the liquor license applications if there are changes to the number of liquor licenses or license categories, the County Board is required to approve the number of licenses issued by category in each township. The number of liquor licenses is regulated by the County Board, and additional licenses cannot be granted without approval of the County Board. This ordinance reflects the three establishments who did not apply for liquor licenses for 2012-2013 renewal and one that was denied a license: Capone's Hideaway, General Store of Udina, Max McGraw Wildlife Foundation, and G.W. Dakota's Eatery and Saloon.

Attachments:

Ordinance

Detailed information available from :

Staff Name: Garza

Phone: 83834

Resolution/Ordinance Tracking:

Assigned Committee: Other Passed Sent to: Executive on: 03/15/2012

If Other, specify: Liquor Control Commission

Committee Remarks:

Next Committee: Executive Sent to: County Board on: 04/04/2012

If Other, specify:

Committee Remarks:

Next Committee: County Board Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

ORDINANCE NO. 12-_____

AMENDING APPENDIX C OF THE KANE COUNTY CODE - LIQUOR LICENSES

WHEREAS, it is necessary to amend Appendix C of the Kane County Code to reduce the number of liquor licenses that did not renew or were denied liquor licenses in 2012 including Capone's Hideaway, Max McGraw Wildlife Foundation, the General Store of Udina, and G.W. Dakota's Eatery and Saloon.

NOW, THEREFORE, BE IT ORDAINED by the Kane County Board that the allowable number of liquor licenses in Kane County be fixed as follows:

Township	CLASS AR	CLASS AP	CLASS AW	CLASS C	CLASS C-1	CLASS D	CLASS D-1	CLASS E	CLASS G
Aurora	0	0	0	1	0	0	0	4	0
Batavia	0	0	0	1	0	0	0	0	0
Big Rock	0	0	0	0	0	0	0	0	0
Blackberry	1	1	0	0	0	0	0	0	3
Burlington	0	0	0	0	0	0	0	0	0
Campton	0	0	1	0	0	0	0	0	0
Dundee	4 0	0	0	0	0	0	0	0	0
Elgin	0	0	0	0	0	0	0	1	0
Geneva	1	0	0	1	0	1	1	0	0
Hampshire	0	0	0	0	0	0	0	0	0
Kaneville	0	0	0	0	0	0	0	0	0
Plato	0	4 0	0	0	0	0	0	0	0
Rutland	0	0	0	0	0	0	0	1	0
St. Charles	4 0	1	0	0	0	0	0	4 0	1
Sugar Grove	1	1	0	0	0	0	0	0	1
Virgil	1	0	1	0	0	0	0	3	0

This Ordinance shall be in full force and effect from and after its passage.

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
 Clerk, County Board
 Kane County, Illinois

Karen McConnaughay
 Chairman, County Board
 Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____

4Liquor



AGENDA ITEM EXECUTIVE SUMMARY Agenda Item # 12 -

<input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance	Name: AUTHORIZING GRANT AGREEMENTS FOR RIVERBOAT GRANT FUNDING FOR EXTERNAL PROJECTS FOR 2012
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Presenter/Sponsor: **RIVERBOAT COMMITTEE - STAFF GARZA**

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount: \$102,681

If not budgeted, explain funding source: **\$1,000,000 in riverboat funds were authorized under Resolution 11-306. Net Income - Riverboat. Funds available**

SUMMARY: The Riverboat Committee recently met to allocate the 2012 grant awards which totaled \$1,107,500. Resolution 11-306 passed by the County Board in 2011 provided for \$1,000,000. In addition, the resolution before you today will authorize closing of \$4,819.41 in external grants that were closed or that had unused fund balances. Lastly, the Finance Department reported to the Riverboat Committee that there were additional funds available from unused internal grants. As a result, the Riverboat Committee through the current resolution is requesting that a budget adjustment in the amount of \$102,681 be made to provide funding for the 2012 external riverboat grants.

The current resolution also authorizes the County Board Chair to enter into grant agreements with the 47 grantees listed in the resolution. Two of those grants will apply unused previous grant funding for current projects and no additional funds need to be allocated for G-12-30 and G-12-56.

Attachments: **Resolution**

Detailed information available from: Staff Name: **GARZA** Phone: **630-208-3834**

Resolution/Ordinance Tracking:

Assigned Committee: Other	<input type="checkbox"/> Pending <input checked="" type="checkbox"/> Passed	Sent to: Executive	on: 03/22/2012
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If Other, specify: **RIVERBOAT COMMITTEE**

Committee Remarks: **Committee recommends approval of this resolution which includes budget adjustment, closing of certain grants, and approval of 2012 external grant allocations.**

Next Committee: Executive	<input type="checkbox"/> Pending <input type="checkbox"/> Passed	Sent to: County Board	on: 04/04/2012
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If Other, specify:

Committee Remarks:

Next Committee:	<input type="checkbox"/> Pending <input type="checkbox"/> Passed	Sent to:	on:
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Committee Remarks:

County Board Date: **04/10/2012**

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

AUTHORIZING GRANT AGREEMENTS FOR RIVERBOAT GRANT FUNDING FOR EXTERNAL PROJECTS FOR 2012

WHEREAS, an agreement exists between the County of Kane and the Grand Victoria Casino that provides for the use of Riverboat Funds to assist in educational endeavors, environmental endeavors, and economic development endeavors; and

WHEREAS, the mission of the Kane County Riverboat Grant Program is: "to serve as a financial aid for programs strengthening Kane County's communities and government through efforts in education, environment, and economic development and with emphasis on addressing Kane County problems and providing long-term solutions; and

WHEREAS, numerous organizations submitted applications requesting monies from the Kane County Riverboat Grant Fund for projects that met the Guidelines, Policies and Procedures for the Kane County Riverboat Grant Program that were adopted by the Kane County Board; and

WHEREAS, the County Board authorized in Resolution R-11-306 that \$1,000,000 be allocated to external riverboat projects in 2012; and

WHEREAS, the Riverboat Committee has closed several grant balances and specified that these funds which total \$4,819.41 should be reinvested in external grants in 2012; and

WHEREAS, the Riverboat Committee has determined there are additional riverboat funds to allocate an additional \$102,681 in external applications; and

WHEREAS, the Riverboat Committee reviewed all the applications and recommends that projects totaling \$1,107,500 be awarded.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the following FY budget adjustment be made to reflect the additional \$102,681 in riverboat funding:

120.010.120.55010	External Grants	\$102,681
120.010.120.89000	Net Income	(\$102,681)

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Kane County Board that the following grants be closed and the funds made available to 2012 grants:

Grant	Grantee	Amount
G-06-26	Golden Age Hispanics	\$2,500.00
G-08-20	Senior Services Associates	\$1,500.00
G-08-41	Carpenter's Place	\$613.66
G-09-41	Suicide Prevention Services	\$152.16

Grant	Grantee	Amount
G-09-48	Fox Valley Volunteer Hospice	\$13.44
G-10-53	Glenwood School	\$2.50
G-11-31	DayOne Network	\$6.60
G-11-64	Kane County Juvenile Justice Center	\$1.05
TOTAL		\$4,819.41

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Kane County Board that the Chairman of the Kane County Board is authorized to enter into Grant Agreements with the named organizations for the project and dollar amount specified below subject to the terms and conditions specified in said Grant Agreement.

2012 Riverboat External Grants

Number	Grantee Name	Project Summary	Amount
G-12-17	Girl Scouts of Northern IL	Prairie Resoration	\$35,000
G-12-18	St. Charles Heritage Center	Low Voltage Track Lighting	\$5,000
G-12-19	United Way of Elgin	Website license & maintenance fees	\$8,000
G-12-20	CASA Kane County	Volunteer Training	\$50,000
G-12-21	Kane Co-op Extension	Program Support	\$98,000
G-12-22	Community Foundation – Fit 4 Kids	Program Support	\$100,000
G-12-23	Community Intervention – CUSD 304	Program Support	\$30,000
G-12-24	Community Crisis Center	Security System, Phones, Workstations	\$4,000
G-12-25	Batavia Artists Association	Print Shop	\$6,000
G-12-26	Dundee Township Historical Society	Window Replacement	\$12,000
G-12-27	Association for Individual Development	Computers	\$18,000
G-12-28	Living Well Cancer Resource Center	AV Equipment, Cabinets, Appliances	\$25,000
G-12-29	Literacy Volunteers of the Fox Valley	ESL Training	\$10,000
G-12-30	Communities in School Aurora	After-School Reading Program	Apply outstanding funds from 2009 grant
G-12-31	YWCA Elgin	ESL Programs	\$10,000
G-12-32	Salvation Army – Elgin	Adult ESL Programs	\$10,000
G-12-33	Literacy Connection	Adult ESL Programs	\$10,000
G-12-34	YMCA of Metro Chicago	Mobile Computer Learning Center	\$9,000
G-12-35	Quad County Urban League	Computers and Equipment	\$25,000
G-12-36	Marklund Charities	Flooring Replacement	\$55,000
G-12-37	Fox Valley Volunteer Hospice	Computers	\$5,000
G-12-38	Fox Valley Pregnancy Center	Window Replacement	\$7,000
G-12-39	Batavia Access Television	Digitize Media Archives	\$15,000
G-12-40	Senior Services Associates	Portable Computer Equipment	\$15,000
G-12-41	Larkin Center	Computer Modules	\$10,000
G-12-42	Boys and Girls Club of Elgin	Bus	\$10,000
G-12-43	Fermilab Friends of Science	Physics Playground	\$7,000
G-12-44	Foundation	Playground for Challenged Children	\$20,000
G-12-45	Haley's Playground	Computers & Capital Equipment for Special Needs After School Program	\$4,500
G-12-46	Village of Carpentersville	Bicycle and Pedestrian Paths	\$80,000
G-12-47	Northern Illinois Food Bank	Refrigerated Truck	\$40,000
G-12-48	Marie Wilkinson Food Pantry	Building Addition	\$50,000
G-12-49	Feeding Greater Elgin	Refrigerated Truck	\$20,000
G-12-50	Salvation Army – Geneva	Meals & Nutritional Ed Program – Homebound Seniors	\$20,000

Number	Grantee Name	Project Summary	Amount
G-12-51	NHS – Fox Valley	Homebuyer Education and Homeowner Preservation Programs	\$20,000
G-12-52	Joseph Corporation	Replacement of sunken floor	\$50,000
G-12-53	Tri-City Family Services	Replacement Management Inf System	\$50,000
G-12-54	Mutual Ground	Computers	\$10,000
G-12-55	Jennings Terrace	Roof Replacement	\$10,000
G-12-56	Fox Valley Habitat for Humanity	Communications System	Apply outstanding funds from 2009 grant
G-12-57	Rebuilding Together Aurora	Home Repair – Low Income Residents	\$10,000
G-12-58	My Father's Hands	Home Repair Projects & Skill Training for Homeless	\$10,000
G-12-59	PADS – Hesed House	Bathroom Renovations	\$40,000
G-12-60	Suicide Prevention Services	Window Replacement & Parking Lot Repaving	\$12,000
G-12-61	DayOne Network	HVAC & Client Employment Training	\$10,000
G-12-62	Kane County – Public Defender	Law Library Renovations	\$35,000
G-12-63	Kane County – Development	Smart Growth Workshop	\$12,000
Total			\$1,107,500

Line Item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds currently available for this personnel/item/service in the specific line item?	If funds are not currently available in the specified line item, where are the funds available?
120.010.020.55010	Riverboat External Grants	N/A	Partially	120.010.020.8900 (net Income)

Passed by the Kane County Board on April 10, 2012

 John A. Cunningham
 Clerk, County Board
 Kane County, Illinois

 Karen McConnaughay
 Chairman, County Board
 Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____

4Riverboat



AGENDA ITEM EXECUTIVE SUMMARY Agenda Item # 12 -

<input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance	Name	AUTHORIZING A CONTRACT TO COMPLETE ARCHITECTURAL PROGRAMMING AND CONCEPT DESIGN FOR AN EXPASION TO THE JUDICIAL CENTER
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Presenter/Sponsor: Tim Harbaugh

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount:

If not budgeted, explain funding source Capital Projects has adequate funds for this expenditure.

SUMMARY: On January 31, 2012 at the Committee of the Whole, Judge Spence presented the need for additional architectural programming and concept design for the next expansion of the Judicial Center facility. The idea of a smaller, more cost efficient addition (the smaller Phase III addition, located northwest of the existing facility) was presented. A proposal has been received from Wight and Company to complete programming, conceptual design, and cost estimating for a fee of \$426,000.

This work is needed to be completed so the County Board and the Judiciary know and understand what costs and schedules are for the development of the next capital program in 2013.

Attachments:

Detailed information available from : Staff Name: Tim Harbaugh Phone: 630.208.5173

Resolution/Ordinance Tracking:

Assigned Committee:	Development	Passed	Sent to:	Finance/Budget	on:	03/22/2012
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If Other, specify:

Committee Remarks:

Next Committee:	Finance/Budget		Sent to:	Executive	on:	03/28/2012
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If Other, specify:

Committee Remarks:

Next Committee:	Executive		Sent to:	County Board	on:	04/04/2012
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Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**AUTHORIZING A CONTRACT TO COMPLETE ARCHITECTURAL PROGRAMMING AND
CONCEPT DESIGN FOR AN EXPANSION TO THE JUDICIAL CENTER**

WHEREAS, on November 14, 2006 the Kane County Board adopted its Strategic Plan ("the Plan") which documents six areas to be addressed, and under High Level Issue Category 2 Capital & Facilities, page 102, the Plan reads the County Board needs to "centralize facilities at the Judicial Center with satellite facilities when appropriate in Aurora and Elgin areas to increase efficiency and service;" and

WHEREAS, two architectural planning efforts have been undertaken by Wight and Company for the Kane County Board: the development of a Master Plan to examine the long term facility requirements of Kane County, and a Judicial Options Feasibility Study; and

WHEREAS, upon request of the Judiciary, Kane County desires to utilize the findings of the Master Plan and the Judicial Options Feasibility Study and complete Programming, Concept Design, and Cost Estimating for the next addition to the Judicial Center facility; and.

WHEREAS, a proposal has been solicited and received by Wight and Company to complete this requested work for a fee not to exceed \$426,000; and

WHEREAS, adequate funds are available for this expenditure in the Capital Projects Fund, 500.800.805. This expenditure was not budgeted in FY12, and a budget amendment is required to authorize this expenditure.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Kane County Board Chairman is hereby authorized to execute a contract with Wight and Company (a copy of which shall be filed with the Kane County Clerk) for Four Hundred Twenty Six Thousand Dollars (\$426,000.00) to complete programming, concept design, and cost estimating for an expansion to the Judicial Center facility. Contract costs shall be paid from Line Item 500.800.805.50150.

BE IT FURTHER RESOLVED by the Kane County Board that the FY12 Budget is amended as follows to allocate the necessary funding for the architectural programming and concept design for an expansion to the Judicial Center:.

500.800.805.39900 Cash on Hand	\$426,000
500.800.805.50150 Contractual/Consulting Services	\$426,000

Line Item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds currently available for this personnel/item/service in the specific line item?	If funds are not currently available in the specified line item, where are the funds available?
500.800.805.39900	Cash on Hand		Yes	
500.800.805.50150	Contracts and Consulting	No		Capital Projects

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
 Clerk, County Board
 Kane County, Illinois

Karen McConnaughay
 Chairman, County Board
 Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____

4JCexpansion



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12 -

Resolution Ordinance Name: AMMENDING THE 2012 FISCAL YEAR BUDGET ROLLOVER OF FIBER PROJECT

Presenter/Sponsor: Roger Fahnestock

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount: \$200,000.00

If not budgeted, explain funding source

SUMMARY: The County Fiber Construction Project is continuing on budget as initially planned. The \$200,000.00 rollover is necessary to make the 2012 budget match the initial \$1.5M budget per Resolution 11-27.

Attachments:

Detailed information available from : Staff Name: William Lake Phone: 630-232-5976

Resolution/Ordinance Tracking:
Assigned Committee: Finance/Budget Passed Sent to: Executive on: 03/28/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Sent to: County Board on: 04/04/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 -

**AMENDING THE 2012 FISCAL YEAR BUDGET
ROLLOVER OF FIBER PROJECT**

WHEREAS, the Kane County Information Technologies Department (ITD) is responsible for network infrastructure; and

WHEREAS, the County has appropriated funding for the construction of a County Fiber Optic Network System in fiscal year 2011; and

WHEREAS, construction delays requires that the project completion be extended into fiscal year 2012.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the following FY2012 budget adjustment be made to reflect the rollover of funds from FY2011 to FY2012.

125.800.810.70060	Capital, Machinery and Equipment, Communication	\$200,000
125.800.000.39900	Cash on Hand	\$200,000

Line Item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds currently available for this personnel/item/service in the specific line item?	If funds are not currently available in the specified line item, where are the funds available?
125.800.810.70060	Capital, Machinery and Equipment, Communication	No	No	125.800.000.39900 (Cash on Hand)

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12-____

- Resolution
- Ordinance

Name Amending the 2012 County Budget for a Revenue Study (Maximus, Inc)

Presenter/Sponsor: Cheryl Pattelli, Executive Director of Finance

Budget Information: Was this item budgeted? Yes No N/A

Appropriation Amount: \$TBD

If not budgeted, explain funding source

Cash on Hand from 2011 General Fund Surplus

SUMMARY:

The Purchasing Department sent out a Request for Proposal to determine the cost of certain fee services performed by the County Clerk's, Sheriff's, and Recorder's Offices that are subject to adjustment by County ordinance pursuant to the provisions of the Illinois Counties Code 55 ILCS 5/4-4001 and 5001 and 55 ILCS 5/3-5018, respectively. The fee proposal included an addition option of doing a indirect cost allocation plan, previously updated by the County in 2007.

Two proposals were submitted with the following results:

Vendor	Cost Option A Does NOT include Cost Allocation Plan	Cost Option B Includes Cost Allocation Plan	Total Evaluated Score
Maximus, Northbrook, IL	\$18,625	\$30,850	91
MGT of America, Inc., Bay City, MI	\$68,310	\$89,430	74

Attachments:

Resolution: Amending the 2012 County Budget for a Revenue Study (Maximus, Inc) and Procurement Synopsis

Detailed information available from :

Staff Name: Cheryl Pattelli

Phone: 630-208-5113

Resolution/Ordinance Tracking:

Assigned Committee: Executive Passed Sent to: Executive on: 03/28/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Sent to: County Board on: 04/04/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**AMENDING THE 2012 COUNTY BUDGET FOR A REVENUE STUDY
(Maximus, Inc)**

WHEREAS, the County is interested in determining the cost of certain fee services performed by the County Clerk's, Sheriff's, and Recorder's Offices that are subject to adjustment by County ordinance pursuant to the provisions of the Illinois Counties Code 55 ILCS 5/4-4001 and 5001 and 55 ILCS 5/3-5018, including indirect costs, and

WHEREAS, the County solicited proposals for the professional services required to determine the cost of these certain fees; and

WHEREAS, Maximus, Inc. has staff knowledgeable and experienced in the requirements of developing such governmental cost determination studies and, therefore, the most responsible bidder; and

WHEREAS, the County has agreed to engage Maximus, Inc. to perform these services at a cost not to exceed \$30,850; and

WHEREAS, it is anticipated that the funding for the fee study can come from surplus FY2011 General Fund funds.

NOW, THEREFORE, BE IT RESOLVED that the Kane County Board appropriate the sum not to exceed thirty thousand eight hundred fifty dollars (\$30,850) to pay for said services and that said funds be paid from the 2011 General Fund surplus.

BE IT FURTHER RESOLVED that the following budget adjustment be made to the FY2012 budget to cover the costs of this project:

001.000.000.39900	Cash on Hand	\$ 30,850
001.800.808.50150	Contracts & Consulting	\$ 30,850

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
001.800.808.50150	Contracts & Consulting	No	No	001.000.000.39900 (Cash on Hand)

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____
 4Bdgt.-Fees _____



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12-____

Resolution Ordinance Name Authorization Exception to the County Financial Policies Regarding Personnel Hiring and Replacement

Presenter/Sponsor: Thomas S. Nicoski, GIS-Technologies a division of Information Technologies

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount: Salary Range \$33,000 - \$48,000

If not budgeted, explain funding source

SUMMARY:

GIS-Technologies is requesting the Kane County Board allow an exception to the hiring moratorium due to the recent loss of an experienced CAD Specialist. The loss of the CAD Specialist will cause a negative operational impact on the department's ability to efficiently and effectively conduct its daily GIS Geodatabase support.

Attachments:

Detailed information available from :

Staff Name: Tom Nicoski - GIS Technologies Director

Phone: 630/208-8655

Resolution/Ordinance Tracking:

Assigned Committee: Administration Passed Sent to: Finance/Budget on: 03/22/2012

If Other, specify:

Committee Remarks:

Next Committee: Finance/Budget Sent to: Executive on: 03/28/2012

If Other, specify:

Committee Remarks:

Next Committee: County Board Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**AUTHORIZING EXCEPTION TO THE COUNTY FINANCIAL POLICIES
REGARDING PERSONNEL HIRING AND REPLACEMENT
(GIS-Technologies a division of the Information Technologies Department)**

WHEREAS, Kane County GIS-Technologies a division of the Information Technologies Department (GIS) is responsible for providing GIS (software and geodatabases) support for Kane County Departments.

WHEREAS, the Kane County GIS-Technologies division of the Information Technologies Department utilizes Employee resources to accomplish its goals and missions; and

WHEREAS, current staffing level for support operations of the GIS-Technologies division, due to the loss of an employee, has fallen below the level needed to provide for and sustain daily geodatabase maintenance support; and

WHEREAS, on September 9, 2008, the Kane County Board had deemed it necessary to adopt by Resolution a moratorium on the hiring of new County personnel and the replacement of existing or future personnel vacancies; and

WHEREAS, the Director of the Kane County GIS-Technologies division of the Information Technologies Department has requested the Kane County Board to allow exception to the hiring moratorium as the continuance of a shortage of staff will have a negative operational impact on the Department's ability to efficiently and effectively conduct the daily support.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Kane County Board that the County Information Technologies Department be allowed to hire one replacement to fill the support vacancies at a salary range of \$33,000 to \$48,000.

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
101.060.070.40000	Salaries & Wages	Yes	Yes	

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____
4Hiring-ITD _____



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12 -

<input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance	Name	Authorizing Exception to the County Financial Policies
--	------	--

Presenter/Sponsor: Mark D. Armstrong, Supervisor of Assessments

Budget Information: Was this item budgeted? Yes No N/A

Appropriation Amount: \$678,618 (all positions)

If not budgeted, explain funding source

N/A

SUMMARY: The County Assessment Office staffing has been reduced from 29 persons in 2001 to 20 in 2006 to 16 in 2009; it currently remains at 16 positions, with one Data Specialist position unfilled due to a 2012 retirement. Meanwhile, there has been a substantial increase in workload. The most recent year showed a 10% increase in parcels with an assessment complaint, a 163% increase in parcels with a Property Tax Appeal Board filing, and a 37% increase in telephone inquiries. Based on this information, it is critical to have this position filled in order to complete the state-mandated responsibilities of the office in a timely manner.

The Data Specialist position (Class 1070) is a Grade 7 non-exempt position. According to the most recent compensation schedule adopted by the County Board on January 11, 1994, the position has a pay rate range of \$12.13/hour to \$18.42/hour, with a midpoint of \$15.29. The approved budget already includes funds for this position.

Attachments:

Detailed information available from :

Staff Name: Mark Armstrong

Phone: 83823

Resolution/Ordinance Tracking:

Assigned Committee: Judicial/Public Safety

Passed

Sent to: Finance/Budget

on: 03/23/2012

If Other, specify:

Committee Remarks:

Next Committee: Finance/Budget

Sent to: Executive

on: 03/28/2012

If Other, specify:

Committee Remarks:

Next Committee: County Board

Sent to:

on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO 12-_____

**AUTHORIZING EXCEPTION TO THE COUNTY FINANCIAL POLICIES
REGARDING PERSONNEL HIRING
(Supervisor of Assessments Office)**

WHEREAS, on September 9, 2008 (Resolution No. 08-278) the Kane County Board had deemed it necessary to adopt by Resolution a moratorium on the hiring of new county personnel and the replacement of existing or future personnel vacancies; and

WHEREAS, one vacancy exists of a Data Specialist due to retirement; and

WHEREAS, the position has diverse job responsibilities, and there is lengthy time of training due to the tax cycle; and

WHEREAS, the personnel need to collect, compile, analyze, audit and develop statistical documentation to meet mandated requirements for legal, uniform, correct and timely preparation of the assessment roll; and

WHEREAS, the Supervisor of Assessments Office must complete its work in a timely manner, otherwise, future real estate tax bills will not be mailed on time; and

WHEREAS, the request is made that the Kane County Board allow an exception to the hiring moratorium, as the continuance of a shortage of staff will have a negative operational impact on the offices' ability to function as mandated; and

WHEREAS, the salary of the new personnel is included in the fiscal year budget.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Supervisor of Assessments is here by authorized to post the position, interview and hire to fill the vacancy for a Data Specialist.

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____
No _____
Voice _____
Abstentions _____
4Hire-Assessor _____



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12 -

- Resolution
- Ordinance

Name Approval of Personnel Hiring, Kane County Division of Transportation, Maintenance Department

Presenter/Sponsor: Tom Rickert - Deputy Director of Transportation

Budget Information: Was this item budgeted? Yes No N/A

Appropriation Amount:

If not budgeted, explain funding source

SUMMARY:

In accordance with County Board Resolution #08-278, Kane County Division of Transportation is seeking County Board approval to hire one (1) full-time highway maintainer. This position is critical to our highway maintenance operations. The position is full time and will fill an opening created by a maintenance employee who is retiring.

In light of keeping up with increased demands on the Maintenance section (increased lane miles), staff recommends hiring one full time Highway Maintainer position to maintain current staffing levels. Highway Maintainer responsibilities include snow plowing, ice control, mowing, ditching and all other year-round maintenance functions within our ROW.

Attachments: Resolution

Detailed information available from :

Staff Name: Tom Rickert, Deputy Director

Phone: (630) 406-7305

Resolution/Ordinance Tracking:

Assigned Committee: Transportation Passed Sent to: Finance/Budget on: 03/22/2012

If Other, specify:

Committee Remarks:

Next Committee: Finance/Budget Sent to: Executive on: 03/28/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Sent to: County Board on: 04/04/2012

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**APPROVAL OF PERSONNEL HIRING
KANE COUNTY DIVISION OF TRANSPORTATION
MAINTENANCE DEPARTMENT**

WHEREAS, the roadway maintenance operations for the Kane County highway system are performed by Highway Maintainer positions (hereinafter sometimes "Highway Maintainers") within the Kane County Division of Transportation; and

WHEREAS, the Kane County Division of Transportation desires to hire one (1) Highway Maintainer to fill an opening created by an employee retirement; which position will also support the maintenance of additional right-of-way and increased lane miles acquired by the County in recent years including among other roadways the Stearns Road Bridge Corridor; and

WHEREAS, the Highway Maintainer position is fully funded by State Motor Fuel Tax fund and is critical to ensuring the safety of the motoring public and the efficient movement of vehicle traffic; and

WHEREAS, the Kane County Board has adopted, by Resolution 08-278, a moratorium on the hiring or replacement of County personnel, which resolution requires that no new personnel shall be hired unless specifically approved by the County Board; and

WHEREAS, the County Board believes it to be fiscally responsible and in the best interest of the County to hire one qualified individual to fill the vacant Highway Maintainer position.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Kane County Division of Transportation is approved to hire and fill one vacant Highway Maintainer position.

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12 -

Resolution Ordinance Name Approval of Personnel Hiring and Replacement, Kane County Division of Transportation, Regional Planning Liaison

Presenter/Sponsor: Tom Rickert - Deputy Director of Transportation

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount:

If not budgeted, explain funding source

SUMMARY: In accordance with Resolution No. 08-278, new County personnel or the replacement of existing or future personnel vacancies require the approval of the County Board. Staff is requesting approval to fill the following position - Regional Planning Liaison / Transportation Planner I. The recent vacancy was the result of Mike Sullivan being made Council Director for the Kane/Kendall Council of Mayors (KKCOM).. The position is primarily funded federal Planning Liaison funds (UWP) and is responsible for regional transportation planning and programming activities including: coordination with and assistance to the KKCOM in obtaining and administering federal and state transportation funds; technical support to the Council of Mayors in the areas of research, report preparation, and community outreach and planning; and implementation of the 2040 Kane County Transportation Plan and regional transportation projects, studies and programs. The position is a contractual obligation with Chicago Metropolitan Agency for Planning (CMAP) and is critical for Council/County operations in respect to our ability to program and receive over \$10 million annually in federal funds for various transportation projects.

Attachments: Resolution

Detailed information available from : Staff Name: Jan Ward, Planning & Programming Chief Phone: 630/444-3143

Resolution/Ordinance Tracking: Assigned Committee: Transportation Passed Sent to: Finance/Budget on: 03/22/2012

If Other, specify:

Committee Remarks:

Next Committee: Finance/Budget Sent to: Executive on: 03/28/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Sent to: County Board on: 04/04/2012

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**APPROVAL OF PERSONNEL HIRING AND REPLACEMENT
KANE COUNTY DIVISION OF TRANSPORTATION
REGIONAL PLANNING LIAISON**

WHEREAS, the Regional Planning Liaison of the Kane / Kendall Council of Mayors is a regional planning position responsible for planning, programming and administering the Council's various federal transportation funds totaling over \$10 million annually; and

WHEREAS, the Regional Planning Liaison position fulfills a contractual obligation between the County and Chicago Metropolitan Agency for Planning (CMAP) by assisting in regional planning and programming coordination efforts and assisting local units of government in obtaining federal and state transportation funds such as Surface Transportation Program funds, Congestion Mitigation and Air Quality Program (CMAQ) funds, and Illinois Transportation Enhancement Program (ITEP) funds; and

WHEREAS, the Regional Planning Liaison position provides technical support to the Council of Mayors and the County in the area of research, report preparation, and supporting community outreach and planning efforts for highway, transit, and bicycle/pedestrian projects; and

WHEREAS, the Regional Planning Liaison position is funded primarily with Federal Metropolitan Planning funds and is critical to ensuring the region's and County's ability to utilize federal and state funds by providing timely, efficient and effective planning, programming and implementation of transportation projects; and

WHEREAS, Kane County has adopted by Resolution 08-278 a moratorium on the hiring or replacement of County staff personnel and no new personnel shall be hired unless specifically approved by the County Board; and

WHEREAS, the County Board believes it to be fiscally responsible and in the best interest of the County to hire a qualified individual to fill the recent vacancy of the Regional Planning Liaison.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Kane County Division of Transportation is approved to hire and fill the planning position of Regional Planning Liaison of the Kane / Kendall Council of Mayors.

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____
4HIRINGPLNLIAISN.4TR



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item #

- Resolution
 Ordinance

Name: Presenter/Sponsor: Budget Information: Was this item budgeted? Yes No N/AAppropriation Amount:

If not budgeted, explain funding source

SUMMARY: On January 10, 2012, the Purchasing Department sought proposals for a new Detainee Phone/Video Visitation System at the Sheriff's Office, Adult Justice Center. Six (6) proposals were received. A tabulation of the proposals is attached.

We have reviewed the proposals and recommend awarding the contract to Inmate Calling Solutions, LLC, (IC Solutions), of San Antonio, TX.

IC Solutions has agreed to pay a commission rate of 30.1% for years one (1) and two (2) and a commission rate of 79.1% for years three (3), four (4) and five (5) of the contract, with an estimated overall commission revenue of \$1,627,498.90.

Attachments:

Detailed information available from :

Staff Name: Phone:

Resolution/Ordinance Tracking:

Assigned Committee: Sent to: on: If Other, specify: Committee Remarks: Next Committee: Sent to: on: If Other, specify: Committee Remarks: Next Committee: Sent to: on: Committee Remarks: County Board Date:

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**DETAINEE PHONE/VIDEO VISITATION SYSTEM
(ADULT JUSTICE CENTER)**

WHEREAS, Kane County has determined a need for detainee phone and video visitation system; and

WHEREAS, Inmate Calling Solutions, LLC (IC Solutions) responded to an RFP that was sent out on January 10, 2012; and

WHEREAS, IC Solutions has agreed to pay the customer a commission rate of 30.1% for years one (1) and two (2) and a commission rate of 79.1% for years three (3), four (4), and five (5) of the contract, with an estimated overall commission revenue of One Million Six Hundred Twenty Seven Thousand Four Hundred Ninety Eight Dollars and Ninety Cents (\$1,627,498.90).

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is authorized to enter into a two (2) year contract with mutual option to extend three (3) additional years with IC Solutions for the provision of detainee phone services and video visitation.

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

4PhoneVisit



AGENDA ITEM EXECUTIVE SUMMARY Agenda Item # 12 -

Resolution Ordinance Name: 9-1-1 Emergency Communications Dispatch Services Agreement

Presenter/Sponsor: Jennifer N. Baustian

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount:

If not budgeted, explain funding source: Subscriber agreement will determine the formula for which fees will be collected from subscribers of the KaneComm System in fiscal years.

SUMMARY: The Subscribers of KaneComm desire to participate in a regional public safety communications and emergency 9-1-1 dispatch system per Chapter 8 Section 5 of the Kane County Code.
The County, through KaneComm, is willing and able to furnish such services on a mutually agreeable cost sharing plan.
The Kane County Emergency Communications Board has established fees and charges for Subscribers for a period of five (5) fiscal years in order to allow for a mechanism of long term strategic planning by both Kane County and the Subscribers of the KaneComm system.

Attachments: 9-1-1 Emergency Communications Dispatch Services Agreement Resolution

Detailed information available from: Staff Name: Jennifer N. Baustian Phone: 630-208-5345

Resolution/Ordinance Tracking:
Assigned Committee: Passed Sent to: Judicial/Public Safety on: 03/22/2012

If Other, specify:

Committee Remarks:

Next Committee: Finance/Budget Sent to: Executive on: 03/23/2012

If Other, specify:

Committee Remarks:

Next Committee: County Board Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 -

9-1-1 EMERGENCY COMMUNICATIONS DISPATCH SERVICES AGREEMENT

WHEREAS, the Subscriber desires to participate in a regional public safety communications and emergency 9-1-1 dispatch system (hereinafter referred to as "KaneComm") per Chapter 8 Section 5 of the Kane County Code attached hereto as Exhibit A; and; and

WHEREAS, the County, through KaneComm, is willing and able to furnish such services on a mutually agreeable cost sharing plan; and

WHEREAS, the Kane County Emergency Communications Board has established fees and charges for Subscribers.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that Kane County Emergency Communications be authorized to enter into 911 Emergency Communications Dispatch Services Agreement with the Subscribers of KaneComm.

Line Item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds currently available for this personnel/item/service in the specific line item?	If funds are not currently available in the specified line item, where are the funds available?
269.425.000.34420	Radio Communication Fees (Revenue)	Yes	Yes	

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
 Clerk, County Board
 Kane County, Illinois

Karen McConnaughay
 Chairman, County Board
 Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____



AGENDA ITEM EXECUTIVE SUMMARY Agenda Item # 12 -

<input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance	Name: PROCLAIMING APRIL 8-14, 2012 NATIONAL PUBLIC SAFETY TELECOMMUNICATOR WEEK
--	--

Presenter/Sponsor: Jennifer N. Baustian

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount:

If not budgeted, explain funding source

SUMMARY: On October 9, 1991 the House of Representatives designated that each year the second full week of April would be dedicated to the men and women who serve as public safety telecommunicators.

Edward Markey of Ohio addressed the House that day stating:

“Every day, in all of our communities, dedicated public safety telecommunicators answer our calls for assistance. They dispatch our calls for help to local police and fire departments, facilitating the execution of emergency rescue and law-enforcement operations in all of our districts. These public safety personnel serve as the vital links within our cities and towns, although rarely appreciated because they are not physically at the scene.”

America's public safety telecommunicators daily serve the public in countless ways without due recognition by the beneficiaries of their services. It is for that reason that this resolution is requesting the County Board to authorize and request a proclamation calling on the people of Kane County to observe the week with appropriate ceremonies and activities.

Attachments: Resolution

Detailed information available from : Staff Name: Jennifer N. Baustian Phone: 630-208-5345

Resolution/Ordinance Tracking:
Assigned Committee: Passed Sent to: Judicial/Public Safety on: 03/22/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**PROCLAIMING APRIL 8-14, 2012
NATIONAL PUBLIC SAFETY TELECOMMUNICATOR WEEK**

WHEREAS, over one-half million dedicated men and women are engaged in the operation of emergency response systems for Federal, State, and local governmental entities throughout the United States; and

WHEREAS, these individuals are responsible for responding to the telephone calls of the general public for police, fire, and emergency medical assistance and for dispatching said assistance to help save the lives and property of our citizens; and

WHEREAS, America's Public Safety Telecommunicators daily serve the public in countless ways without due recognition by the beneficiaries of their services; and

WHEREAS, County Board Chairman, Karen McConnaughay is authorized and requested to issue a proclamation calling on the people of the Kane County to observe the week with appropriate ceremonies and activities.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof may, and hereby will, declare the week beginning April 8, 2012 NATIONAL PUBLIC SAFETY TELECOMMUNICATOR WEEK.

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

4NPSTW



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12 -

- Resolution
- Ordinance

Name Proclaiming National Public Health Week April 2-8, 2012

Presenter/Sponsor: Paul Kuehnert

Budget Information: Was this item budgeted? Yes No N/A

Appropriation Amount:

If not budgeted, explain funding source

SUMMARY: This resolution recognizes National Public Health Week in Kane County and the ongoing integration of health, land use and transportation planning to enhance the quality of life for all residents through the Kane County 2040 Plan and the 2012-2016 Kane County Community Health Improvement Plan.

Attachments:

Detailed information available from :

Staff Name: Paul Kuehnert

Phone: 630-444-3021

Resolution/Ordinance Tracking:

Assigned Committee: Public Health Passed Sent to: Executive on: 03/27/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Passed Sent to: County Board on: 04/05/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

PROCLAIMING NATIONAL PUBLIC HEALTH WEEK APRIL 2-8, 2012

WHEREAS, the week of April 2-8, is National Public Health Week, and the theme is “A Healthier America Begins Today. Join the Movement”; and

WHEREAS, since 1995, the American Public Health Association, through its sponsorship of National Public Health Week, has educated the public, policy-makers, and public health professionals about issues important to improving the public’s health; and

WHEREAS, preventing diseases before they start is critical to helping people live longer, healthier lives while managing health related costs; and

WHEREAS, chronic diseases such as heart disease, cancer and diabetes are responsible for millions of premature deaths each year;

WHEREAS, chronic diseases cause Americans to miss 2.5 billion days of work each year, resulting in lost productivity totaling more than \$1 trillion;

WHEREAS, Americans are living 78 years on average but only 69 of these years are spent in good health:

WHEREAS, the Kane County 2040 Plan has been developed under the direction of the Kane County Regional Planning Commission with the overarching theme of “Healthy People, Healthy Living, and Healthy Communities”. This theme recognizes and emphasizes the connection between the most important resource in Kane County – its people – with the opportunities for and barriers to healthy living created by the built and natural environment, and how together they shape the overall health of communities; and,

WHEREAS, Kane County has placed the highest priority for improving the quality of life for all its residents by establishing the Quality of Kane initiative; and,

WHEREAS, the Quality of Kane initiative reflects the full integration of health, transportation and land use for planning and implementation of policies and programs; and,

WHEREAS, once adopted, the 2012-2016 Kane County Community Health Improvement Plan will guide policy and program decisions that optimize health and well-being for all residents of Kane County,

NOW, THEREFORE, BE IT RESOLVED that we, as members of the Kane County Board, do hereby proclaim the week of April 2-8, 2012, as National Public Health Week 2012 in Kane County and call upon the people of Kane County to observe this week by helping our families, friends, neighbors,

co-workers and leaders better understand the importance of public health to a successful health system in light of this year's theme, "A Healthier America Begins Today. Join the Movement."

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____

4HealthWeek



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12 -

- Resolution
- Ordinance

Name: In Recognition of the 2012 Metropolitan Chicago Healthcare Council Annual Luncheon Honoring Health Care Workers

Presenter/Sponsor: Paul Kuehnert

Budget Information: Was this item budgeted? Yes No N/A

Appropriation Amount:

If not budgeted, explain funding source

SUMMARY: Each year the Metropolitan Chicago Healthcare Council (MCHD) hosts a luncheon honoring healthcare workers. This proposed resolution urges the Kane County Board to set aside May 2, 2012 to recognize and appreciate the dedication and commitment of health care organizations which includes nurses, allied health professionals, support staff, financial services personnel, administration, physicians and volunteers as a vital component to providing the very best health care available in the Chicago area including Kane County.

Attachments:

Detailed information available from :

Staff Name: Paul Kuehnert

Phone: 630-444-3021

Resolution/Ordinance Tracking:

Assigned Committee: Public Health Passed Sent to: Executive on: 03/27/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Sent to: County Board on: 04/04/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

IN RECOGNITION OF THE 2012 METROPOLITAN CHICAGO HEALTH CARE COUNCIL ANNUAL LUNCHEON HONORING HEALTH CARE WORKERS

WHEREAS, health care organizations of the Chicago area, including Kane County's five hospitals--- Cadence Health's Delnor Hospital, Presence Health's St. Joseph Hospital and Mercy Medical Center, Rush Copley Medical Center and Sherman Hospital---are dedicated and committed to providing quality care for their communities; and

WHEREAS, Kane County hospitals have a tremendous track record of collaboration with our Health Department, providing resources and support to efforts to reverse childhood obesity, contain an outbreak of TB among the homeless, and coordinate the provision of specialty care and diagnostic services to the uninsured; and

WHEREAS; in 2011 all five Kane County hospitals, our Health Department, our two largest United Ways and our largest community Mental Health Board jointly funded and conducted a comprehensive community health needs assessment that has resulted in a jointly-developed *2012-2016 Kane County Community Health Improvement Plan*; and

WHEREAS, our hospitals contribute to Kane County's economic health by providing high-paying and sustainable employment opportunities; and

WHEREAS, all members of the health care team - nurses, allied health professionals, support staff, financial services personnel, administration, physicians and volunteers - are recognized as a vital component to providing the very best health care available; and

WHEREAS, these individuals' contributions not only enhance but reinforce the well-being of communities throughout Kane County; and

WHEREAS, the more than 150 hospitals and health care organizations that are Metropolitan Chicago Healthcare Council members wish to pay homage to health care workers for their unwavering commitment and contributions at work and in their communities.

NOW, THEREFORE, BE IT RESOLVED that we, as members of the Kane County Board, urge all to recognize and appreciate the many contributions of health care workers on May 2, 2012.

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____
4HealthcareRec



AGENDA ITEM EXECUTIVE SUMMARY Agenda Item # 12 -

Resolution Ordinance Name American Public Health Association Grant Award

Presenter/Sponsor: Paul Kuehnert

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount: \$40,000.00

If not budgeted, explain funding source: The American Public Health Association awarded \$40,000 to Kane County for the Innovation to Improve Health grant, which is funded by the Centers for Disease Control and Prevention's National Public Health Improvement Initiative.

SUMMARY: This resolution is to accept funding from the American Public Health Association (APHA) through the Innovation to Improve Health grant, which is funded by the Centers for Disease Control and Prevention's National Public Health Improvement Initiative. Kane County is one of only six health departments that were selected out of a pool of 121 applicants. This award will accelerate implementation of the Kane County 2040 Plan. The funding will support the Kane County Planning Cooperative Policy Implementation Project to engage and educate policy makers, planning and development staff, and members of the public in Kane County regarding the 2040 Plan. The funding will also allow Kane County to provide resources and technical assistance to organizations to adopt and implement the plan's policy recommendations.

Attachments:

Detailed information available from : Staff Name: Paul Kuehnert Phone: 630-444-3021

Resolution/Ordinance Tracking: Assigned Committee: Public Health Passed Sent to: Executive on: 03/22/2012

If Other, specify:

Committee Remarks: This resolution was also presented and approved at Development and Transportation Committee meetings.

Next Committee: Executive Sent to: County Board on: 04/04/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 -

AMERICAN PUBLIC HEALTH ASSOCIATION GRANT AWARD

WHEREAS, the Kane County 2040 Plan has been developed under the direction of the Kane County Regional Planning Commission with the overarching theme of "Healthy People, Healthy Living, and Healthy Communities". This theme recognizes and emphasizes the connection between the most important resource in Kane County – its people – with the opportunities for and barriers to healthy living created by the built and natural environment, and how together they shape the overall health of communities; and,

WHEREAS, Kane County has placed the highest priority for improving the quality of life for all its residents by establishing the Quality of Kane initiative; and,

WHEREAS, the Quality of Kane initiative reflects the full integration of health, transportation and land use for planning and implementation of policies and programs; and,

WHEREAS, the Kane County Board has adopted the Fit Kids 2020 Plan and the 2040 Transit Plan and will be considering the 2012-2016 Community Health Improvement Plan, the 2040 Bicycle & Pedestrian Plan and the 2040 Transportation Plan; and,

WHEREAS, the before mentioned plans are all fully integrated and incorporated into the 2040 Plan, which serves as the guiding master plan for Kane County and its 30 municipalities; and,

WHEREAS, once adopted, the 2040 Plan will provide a legislative policy framework that will guide decisions for the development of Kane County to accommodate the projected growth of another 270,000 residents by 2040; and,

WHEREAS, the 2040 Implementation Strategy identifies the formation of the Kane County Planning Cooperative as the core strategy to implement the 2040 Plan; and,

WHEREAS, Kane County applied for an Innovation to Improve Health grant from the American Public Health Association to support implementation of the 2040 Plan; and,

WHEREAS, the Kane County Regional Planning Commission and the Chicago Metropolitan Agency for Planning supported Kane County's proposed Innovation to Improve Health project as an innovative policy initiative for improving the health of all Kane County residents; and,

WHEREAS, Kane County was one of only six health departments that were selected for an award out of a pool of 121 applicants by the American Public Health Association; and,

WHEREAS, the Innovation to Improve Health project will accelerate implementation of the Kane County 2040 Plan focusing on 6 of the plan's high priority health, land use and transportation policy recommendations; and,

WHEREAS, this Innovation to Improve Health project will engage and educate policy makers, planning and development staff, and members of the public in Kane County regarding the 2040 Plan. The project will also allow Kane County to provide resources and technical assistance to organizations to adopt and implement the plan's policy recommendations.

NOW, THEREFORE, BE IT RESOLVED The County accepts the offer of grant funds in the amount of \$40,000 from the American Public Health Association for the period March 9, 2012 through January 31, 2013. The County authorizes staff as designated by the County Board Chair to finalize and execute a funding agreement. This resolution shall be effective as of the date of its adoption.

Line Item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds currently available for this personnel/item/service in the specific line item?	If funds are not currently available in the specified line item, where are the funds available?
350-580-000-33900	Miscellaneous grants	Yes	Yes	

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
 Clerk, County Board
 Kane County, Illinois

Karen McConnaughay
 Chairman, County Board
 Kane County, Illinois

Vote:
 Yes _____
 No _____
 Voice _____
 Abstentions _____

4APHAGrant



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12-____

- Resolution
- Ordinance

Name 2012 Maternal Infant Early Childhood Home Visitation (MIECHV) Grant

Presenter/Sponsor: Paul Kuehnert, Executive Director, Health Department

Budget Information: Was this item budgeted? Yes No N/A

Appropriation Amount: \$127,616

If not budgeted, explain funding source

SUMMARY: The State of Illinois has prioritized the Elgin community at high need for home visitation services and has selected the Health Department and three other community agencies to deliver home visitation and community system support. The Illinois Department of Human Services has awarded the Kane County Health Department a grant to provide home visitation services and system development services in Elgin for CFY 2012.

This resolution seeks to authorize the Kane County Board Chairman to accept a grant from and execute a contract with the Illinois Department of Human Services with a contract that begins February 1, 2012 and ends September 30, 2014.

Attachments: Resolution, Maternal Infant Early Childhood Home Visitation (MIECHV) Grant

Detailed information available from :

Staff Name: Paul Kuehnert, Executive Director, Health Department

Phone: 630/444-3021

Resolution/Ordinance Tracking:

Assigned Committee: Public Health Passed Sent to: Executive on:

If Other, specify:

Committee Remarks:

Next Committee: Executive Passed Sent to: County Board on: 02/08/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date:

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 -

2012 MATERNAL INFANT EARLY CHILDHOOD HOME VISITATION (MIECHV) GRANT

WHEREAS, the State of Illinois has prioritized the Elgin community at high need for home visitation services; and

WHEREAS, the Kane County Health Department has demonstrated effectiveness at delivering home visitation services and developing a community-wide system that supports home visitation; and

WHEREAS, the Illinois Department of Human Services has awarded the Kane County Health Department one hundred twenty seven thousand six hundred sixteen dollars (\$127,616.00) to provide home visitation services and system development services in Elgin for CFY 2012; and

WHEREAS, the applicable revenue and expenditures have been included in the approved CFY 2012 budget.

NOW, THEREFORE, BE IT RESOLVED that the Chairman thereof be, and hereby is, authorized to accept the MIECHVP grant and enter into a contract with the Illinois Department of Human Services to implement the MIECHV grant for the contract period of February 1, 2012 through September 30, 2014 with copies of said contract to be on file in the County Clerk's office.

Line Item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds currently available for this personnel/item/service in the specific line item?	If funds are not currently available in the specified line item, where are the funds available?
351-580-000-33640	MIECHVP Grant	Yes, multi-year contract	Yes	

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____

4MIECHV



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12 -

- Resolution
- Ordinance

Name Adopting the Comprehensive Road Improvement Plan Associated with the Kane County Road Improvement Impact Fee Ordinance

Presenter/Sponsor: Tom Rickert - Deputy Director of Transportation

Budget Information: Was this item budgeted? Yes No N/A

Appropriation Amount:

If not budgeted, explain funding source

SUMMARY: In accordance with Road Improvement Impact Fee Law, Kane County updated land use assumptions, the Comprehensive Road Improvement Plan (CRIP), the Road Improvement Impact Fee Ordinance, and Impact Fee Schedule. A Public Hearing was held on February 1, 2012 for consideration of the updated CRIP, Ordinance and the Fee Schedule.

On February 24, 2012, the Impact Fee Advisory Committee (IFAC) reviewed the public comments and unanimously recommended proposed modifications to the documents. The CRIP identifies highway improvements, along with their estimated costs, that are needed to serve and support new development and economic growth. Existing deficiencies, system performance levels, land use assumptions and trip generation rates are outlined in this document.

A copy of the proposed CRIP (125 pages) is located at: <http://www.co.kane.il.us/dot/impactFees.aspx>

State Statute 605 ILCS 5/5-901 affirms that the County Board has 30 to 60 days to approve, disapprove or modify by ordinance or resolution the updated Comprehensive Road Improvement Plan.

Attachments: Resolution, Comprehensive Road Improvement Plan (CRIP)

Detailed information available from :

Staff Name: Tom Rickert, Deputy Director

Phone: (630) 406-7305

Resolution/Ordinance Tracking:

Assigned Committee: Transportation Passed Sent to: Executive on: 03/22/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Sent to: County Board on: 04/04/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**ADOPTING THE COMPREHENSIVE ROAD IMPROVEMENT PLAN
ASSOCIATED WITH THE KANE COUNTY
ROAD IMPROVEMENT IMPACT FEE ORDINANCE**

WHEREAS, the County of Kane is authorized pursuant to the Illinois Highway Code of the Illinois Compiled Statutes (605 ILCS 5/5-901 *et seq.*), to adopt road improvement impact fees pursuant to the Road Improvement Impact Fee Law thereof; and

WHEREAS, the County Board of Kane County (hereinafter the "County Board") has determined that impact fees are an equitable and financially responsible approach to ensuring that adequate highways will be available to serve new residential, commercial and industrial development; and

WHEREAS, the Road Improvement Impact Fee Law requires the adoption of a Comprehensive Road Improvement Plan (hereinafter the "CRIP") in association with the adoption and implementation of a Road Improvement Impact Fee Ordinance; and

WHEREAS, the County Board has, following extensive public and municipal participation, adopted Modified Land Use Assumptions pursuant to County Board Resolution 11-307 and has performed all other tasks necessary to update the CRIP; and

WHEREAS, 605 ILCS 5/5-905(k) requires the Kane County Board to approve, disapprove, or modify by resolution within sixty (60) days the proposed CRIP as recommended by the Kane County Road Improvement Impact Fee Advisory Committee in relation to said Road Improvement Impact Fee Ordinance; and

WHEREAS, on February 24, 2012, the Kane County Road Improvement Impact Fee Advisory Committee approved and recommended the adoption of the updated CRIP and Road Improvement Impact Fee Ordinance.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Comprehensive Road Improvement Plan associated with the enactment by the County of Kane of a Road Improvement Impact Fee Ordinance is hereby approved and adopted.

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12 -

- Resolution
- Ordinance

Name Kane County Road Improvement Impact Fee Ordinance

Presenter/Sponsor: Tom Rickert - Deputy Director of Transportation

Budget Information: Was this item budgeted? Yes No N/A

Appropriation Amount:

If not budgeted, explain funding source

SUMMARY: In accordance with Road Improvement Impact Fee Law, Kane County has updated the Comprehensive Road Improvement Plan (CRIP) and the Road Improvement Impact Fee Ordinance. The Ordinance establishes the purpose of the impact fee program and outlines the process through which impact fees are calculated, assessed and collected. A Public Hearing was held on February 1, 2012 for the updated CRIP, Ordinance and Fee Schedule.

On February 24, 2012, the Impact Fee Advisory Committee (IFAC) reviewed the public comments, staff responses, and unanimously recommended proposed modifications to the documents. Based on public, municipal, and IFAC recommendations, the proposed Ordinance has a number of changes, including: (i) additional exemptions for existing buildings that are enlarged but resulting in minimal increases in Trips (traffic), (ii) additional discounts for nonresidential new development that support transit friendly, walkable and mixed use development, and (iii) no fees increased with an average reduction across the land use categories of ~10%.

State Statute 605 ILCS 5/5-901 affirms that the County Board has 30 to 60 days to approve, disapprove or modify by ordinance or resolution the updated Impact Fee Ordinance.

Attachments: Ordinance

Detailed information available from :

Staff Name: Tom Rickert, Deputy Director

Phone: (630) 406-7305

Resolution/Ordinance Tracking:

Assigned Committee: Transportation Passed Sent to: Executive on: 03/22/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Sent to: County Board on: 04/04/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

ORDINANCE NO. 12 - _____

KANE COUNTY ROAD IMPROVEMENT IMPACT FEE ORDINANCE

WHEREAS, the County of Kane (hereinafter the "County") is authorized pursuant to the Illinois Highway Code of the Illinois Compiled Statutes (605 ILCS 5/5-901 *et seq.*), (hereinafter the "Highway Code") to adopt road improvement impact fees (hereinafter "impact fees") pursuant to the Road Improvement Impact Fee Law thereof; and

WHEREAS, the County Board of Kane County (hereinafter the "County Board") has determined that impact fees are an equitable and financially responsible approach to ensuring that adequate highways will be available when needed to serve new residential, commercial and industrial development; and

WHEREAS, the County Board has committed itself to developing and implementing an impact fee program to mitigate the adverse traffic impacts of new development; and

WHEREAS, the County Board has endeavored to implement impact fees that support the goals of the County of Kane's Land Resource Management Plan; and

WHEREAS, the County Board has determined that impact fees shall be expended on those highway improvements within those service area(s) as specified in the County's Comprehensive Road Improvement Plan (hereinafter the "CRIP") as updated from time to time; and

WHEREAS, the Kane County Road Improvement Impact Fee Ordinance (hereinafter the "Ordinance") is intended to comply in all respects with the Road Improvement Fee Law; and

WHEREAS, the County has previously recommended land use assumptions and has approved a CRIP for the purpose of implementing this Ordinance in full compliance with the requirements of the Road Improvement Impact Fee Law; and

WHEREAS, the County has, following extensive public participation, adopted Modified Land Use Assumptions pursuant to County Board Resolution 11-307, in accordance with the provisions of the Road Improvement Impact Fee Law, and has performed all other tasks necessary to update the Ordinance and by approval hereof amends in its entirety Chapter 17, Article II "Road Improvement Impact Fee", of the Kane County Code.

NOW, THEREFORE, BE IT ORDAINED by the County Board of Kane County, Illinois:

Section One. Title.

This Ordinance shall be known and may be referred to as the "Kane County Road Improvement Impact Fee Ordinance."

Section Two. Purpose and Authority.

1. The County Board recognizes that new development in the County will require that the capacity of the County highway system be expanded and that without a funded program for highway improvements, new development will have an adverse impact on the County highway system.

2. The County Board further recognizes that all new development in the County generates traffic on the County highway system and requires direct or indirect access to County highways, regardless of the location of the new development.

3. The purpose of this Ordinance is to ensure that new development pays a fair share of the costs of highway improvements expended to serve new development. To that end, the imposition of impact fees is designed to supplement other funding sources so that the burden of paying for highway improvements necessitated by new development is allocated in a fair and equitable manner and orderly growth is promoted throughout the County.

Section Three. **Definitions.**

1. The following definitions shall apply to the terms as used in this Ordinance:

Advisory Committee: the group of people selected from the public and private sectors in accordance with the Highway Code (605 ILCS 5/5-907) and the provisions of Section Nineteen of this Ordinance to advise the County in the development and implementation of the CRIP and the periodic update thereof.

Affordable housing: decent, safe, sanitary, and appropriate housing units that low and moderate-income households can own or rent without having to devote more than approximately thirty percent (30%) of their yearly gross income for monthly housing expenses. "Household expenses" are: (1) rent and utilities for rental housing; and (2) debt service (principal and interest), property taxes, and home insurance for home ownership. To qualify as affordable housing the maximum purchase price of owner-occupied units shall not exceed that specified in the "Owner Occupied Affordability Chart for Chicago Metro Area" published annually by the Illinois Housing Development Authority. For rental housing to be considered affordable housing, the monthly rent for a dwelling unit may not exceed that specified in "Affordable Rental Units for Chicago Metro Area" published annually by the Illinois Housing Development Authority.

Age-restricted housing: single-family detached or single-family attached housing units that are restricted by deed so that at least one resident must be fifty five (55) years of age or older and no person under age nineteen (19) may reside in the unit more than ninety (90) days in any consecutive twelve (12) months.

Assisted financing: the financing of residential development by the Illinois Housing Development Authority, including loans to developers for multi-unit residential development and loans to purchasers of single-family residences, including condominiums and townhouses.

Block perimeter: the linear measurement taken along the public right-of-way line adjacent to and around land entirely bounded by streets or publicly owned paved bicycle or pedestrian paths.

Building: either a finished or an unfinished product of construction or a structure, carrying no implication as to size or condition. The terms "building" and "structure" are interchangeable.

Building permit: any form of approval issued or granted by the County or a municipality that grants or otherwise allows the commencement of construction of a building.

Certificate of occupancy: any form of approval granted by either the County or a municipality as a condition to occupy a building, and includes any temporary occupancy approval as well as any permanent occupancy approval.

Charitable organization: entities, corporations, and any trust, fund, foundation or other entity certified by the Internal Revenue Service as tax-exempt under Section 501(c)(3) of the Internal Revenue

Code and is organized and operated exclusively for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals. Charitable organization includes organizations dedicated to the relief of the poor, the distressed, the disabled or the underprivileged; advancement of religion; advancement of education or science; erecting or maintaining public buildings, monuments or works; lessening the burdens of government; lessening neighborhood tensions; eliminating prejudice and discrimination; defending human and civil rights secured by law; and combating community deterioration and juvenile delinquency.

Comprehensive Road Improvement Plan: the highway improvement plan prepared by the County in consultation with the Advisory Committee. Also referred to as the CRIP.

County: the County of Kane, of the State of Illinois.

County Board: the County Board of the County of Kane, of the State of Illinois.

County Engineer: the County Engineer of Kane County as "County Engineer" is defined as set forth in the Highway Code (605 ILCS 5/5-201 *et seq.*).

County highway: shall have the same definition as set forth in the Highway Code (605 ILCS 5/2-204).

County highway system: shall have the same definition as set forth in the Highway Code (605 ILCS 5/2-102).

CRIP: see definition for Comprehensive Road Improvement Plan.

Density: is calculated for residential new development by dividing the total number of residential units by the total buildable land area in acres of the new development. Buildable land excludes land occupied by nonresidential structures, and land excluded from residential development by law (e.g. wetlands, floodplains and rights of way for arterial and major collector roads), but includes areas devoted to public rights of way for local and minor collector streets internal to the development, storm water management for the new development, parking areas, and common open space. For detached residential units on individual lots, the average density for the entire new development shall be used.

Developer: any person, corporation, organization, or other legal entity initiating or conducting new development.

Division of Transportation: the Kane County Division of Transportation located at 41W011 Burlington Road, St. Charles, Illinois 60175.

Encumbered: legally obligated or otherwise committed to use under contract or purchase order.

Enlarged: to make larger, bigger or to add onto so as to increase the useable floor area square footage of a building. Enlarged does not mean "structurally altered".

Existing deficiencies: highway intersections or highway segments under the jurisdiction of the County that operated at level of service "E" (as defined by the Institute of Transportation Engineers) or below in 2003 and that are identified as "existing deficiencies" in the CRIP adopted by the County in County Board Ordinance 04-21.

Fee payer: any person initiating new development who pays, or is required to pay an impact fee in accordance with the terms of this or any previous Ordinance.

Floor area ratio: the floor area of the structure or structures on a zoning lot divided by the area of such zoning lot, or, in the case of planned unit developments, by the net site area. In all cases, the lot area or site area used to calculate the floor area ratio shall include the land areas allocated to parking and storm water management.

Highway: has the same definition as set forth in the Highway Code (605 ILCS 5/5-102 et seq.).

Highway improvement: the improvement, expansion, enhancement, enlargement or construction of those highways and/or the parts thereof under the jurisdiction of the County that are designated for improvement as set forth in the CRIP, which improvements include, but are not limited to bridges, right-of-ways and traffic control improvements owned and operated by the County. The term "highway improvement" shall not include tollways but may include tollway ramps at county highway intersections. The term "highway improvement" does not include any highways that are not designated for improvement in the CRIP even though they are under the jurisdiction of the County nor does it include site related improvements. Highway improvements must address capacity deficiencies on the highways as set forth in the CRIP.

Highway improvement capital costs: include, but are not limited to, capital costs associated with the construction of a highway improvement designated in the CRIP, the need for which is generated by new development, which highway improvement has a life expectancy of three (3) or more years, and the land acquisition, land improvement, planning, design, and engineering related thereto. Such costs do not include routine and periodic maintenance expenditures, resurfacing or rehabilitation of existing pavement structures, personnel, training, or other operating costs, but do include the costs of financing such highway improvements and reasonable administrative costs for administering the impact fee program, provided that such administrative costs do not exceed five percent (5%) of the impact fee paid.

Impact fee: the "road improvement impact fee" as defined herein.

Industrial: manufacturing, production, light industry, construction, service and/or warehousing activity.

Infill: undeveloped land having at least seventy five percent (75%) of its perimeter bordering land that has been developed. Developed land includes land either having or that has had pre-existing structures thereon. Land that is currently in agricultural use or forestry use is not considered developed. Park and forest preserve properties that border an infill site shall not be counted as part of the perimeter of undeveloped land.

Impact fee agreement: a written agreement between the County and a developer and/or fee payer as provided for in Section Seven Paragraph 4 of this Ordinance.

Impact fee credit agreement: a written agreement between the County and a developer and/or fee payer as provided for in Section Twelve of this Ordinance.

Impact fee payment agreement: a written agreement between the County and a developer and/or fee payer as provided for in Section Eight of this Ordinance.

Land use assumptions: a description of the service area(s) and the roads, streets or highways incorporated therein, which includes projections relating to changes in land uses, densities and population growth rates which affect the level of traffic within the service area(s) for a ten (10) year period of time.

Level of service: the category of road service as defined by the Institute of Transportation Engineers which has been selected by the County as the adopted level of service to serve existing development not subject to the impact fee and to serve new development, provided that the level of

service selected for the new development shall not exceed the level of service adopted for existing development.

Municipality: any city or village with territory within the boundaries of Kane County.

New development: shall have the same definition as set forth in the Highway Code (605 ILCS 5/5-903). For the purpose of Section Eighteen of this Ordinance, new development shall additionally constitute a structure or group of structures that require submittal of plans to and development approval by a municipality, including a final development plan, a final subdivision plat, a conditional or special use permit or a building permit. New development may also be defined through the terms of an impact fee payment agreement.

Noncommencement: the cancellation of new development prior to commencing construction thereof.

Nonresidential new development: new development consisting of a building(s) or other structure(s) that is suitable or capable of being used for all purposes other than residential purposes.

Person: any individual, firm, partnership, association, public or private corporation, organization or business, charitable trust or governmental agency, person, unit of local government or any other legal entity.

Private school: a private, nonprofit educational facility serving one or more of grades, kindergarten through grade-12 and formally recognized by the Illinois State Board of Education.

Procedures Manual: the document developed by the County Engineer and available from the Division of Transportation that sets forth the procedures, processes, forms and definitions to be used in the administration of this Ordinance.

Project: the construction of new development.

Redevelopment: a new development site in which at least seventy five percent (75%) of the land area thereof has been previously developed.

Residential new development: new development consisting of a house(s), building(s) or other structure(s) that is suitable or capable of being used for residential purposes.

Road improvement impact fee: any charge or fee levied or imposed by the County pursuant to the Road Improvement Impact Fee Law as a condition to the issuance of a building permit or certificate of occupancy in connection with a new development, when any portion of the revenues collected is intended to be used to fund any portion of the costs of system improvements.

Service area: any one of the three (3) land areas delineated by the boundaries shown on Exhibit A of this Ordinance, and which are so designated in the CRIP.

Site-related improvements: any capital improvement related to a highway, street or road necessary or convenient for ingress to and egress from a new development. Site-related improvements include among other things: (i) site driveways, streets and/or roads; (ii) right and left-turn lanes for or leading to site driveways, streets and/or roads; (iii) traffic control measures for or leading to site driveways, streets and/or roads; (iv) acceleration and/or deceleration lanes; (v) median openings and/or closings; (vi) streets and/or roads necessary to provide direct ingress to and egress from a new development; (vii) landscaping; (viii) lighting; (ix) utilities; (x) berms; (xi) sidewalks & bike trails, and the rights of way needed for any of the above. The term "site related improvements" includes any improvements made to roads, streets, or highways and any appurtenances thereto that are not designated for improvement in the CRIP.

Site specific development approval: an approval of a plan submitted by a developer to a unit of local government describing with reasonable certainty the type and intensity of land use for a specific parcel or parcels of real property. The plan may be in the form of, but need not be limited to, any of the following: a preliminary or final planned unit development plan, subdivision plat, development plan, conditional or special use permit, or any other form of development use approval, as utilized by a unit of local government, provided that the development use approval constitutes a final exercise of discretion by the unit of local government. If the approval is preliminary in nature, the final plat or plan for the new development shall be in substantial conformance with the preliminary plat or plan. "Substantial conformance" as used herein means that when compared to the preliminary plat or plan, the final plat or plan for a new development has virtually the same mix of land uses in virtually the same proportions and generates the same or fewer peak hour trips, which peak hour trips are determined using the methodology as set forth in Appendix A of the CRIP.

Specifically and uniquely attributable: has the meaning as set forth in the Highway Code (605 ILCS 5/5-901 et seq.).

Structurally altered: any change or addition to the load bearing elements of a building that increases the useable internal floor area square feet thereof. Structurally altered does not mean "enlarged".

System improvement: see "highway improvement".

Technical specifications: those documents that contain the impact fee calculation factors necessary for computation of the impact fee for a particular land use, an individual assessment, and the impact fee schedule attached to this Ordinance.

Temporary structure: a building or structure designed or intended for temporary human occupancy or for the temporary protection of animals, chattels, or property of any kind. For the purposes of this Ordinance, "temporary" is defined as a period of time no greater than two (2) years.

Transportation Committee: the Transportation Committee as designated by the County Board.

Unit of local government: any city or village with territory in Kane County. The terms "unit of local government" and "municipality" are interchangeable.

Walking distance: the distance that a pedestrian must travel between destinations without obstruction, in a safe and comfortable environment. Walking distance is measured in linear feet along such paths, sidewalks or ways with one thousand three hundred twenty feet (1,320') equaling a one-fourth (1/4) mile and two thousand six hundred forty feet (2,640') equaling a one-half (1/2) mile.

Working day: any day on which the offices of the County are officially open, not including Saturdays, Sundays, and other holidays designated by the County Board.

Section Four. **Interpretation of Ordinance, Fee Schedule and Appeals.**

1. Application of the provisions of this Ordinance, the impact fee schedules and any individual assessment shall be made by the County Engineer. Whenever necessary, the County Engineer may use Trip Generation (8th ed. of the Institute of Transportation Engineers as may be amended or revised from time to time) or the Highway Capacity Manual (Special Report 209, Transportation Research Board, as may be amended from time to time), or locally obtained empirical data, in applying this Ordinance. The County Engineer shall establish a Procedures Manual identifying the procedures the Division of Transportation will utilize in administering this Ordinance.

2. Any decision by the County Engineer with respect to this Ordinance may be appealed by the fee payer to the County Board through the Transportation Committee. Any appeal shall be made by written petition within fourteen (14) calendar days of written notice of a decision by the County Engineer.

3. Upon receipt of a petition for appeal of a decision of the County Engineer, the Transportation Committee shall schedule consideration of such appeal at the next regularly scheduled committee meeting occurring no less than 15 days after the receipt of the petition for appeal. The Transportation Committee shall notify the petitioner by U.S. mail of the date and time of such meeting and shall consider such written or oral testimony that the petitioner may present in conjunction with the decision and recommendation of the County Engineer. The Transportation Committee shall affirm, reverse, or modify the County Engineer's decision at said regularly scheduled meeting.

4. The fee payer shall have seven (7) calendar days after the date of the decision of the Transportation Committee to appeal the Transportation Committee's decision to the County Board. The County Board shall schedule consideration of such appeal at its next regularly scheduled County Board meeting. Failure by the County Board to render a decision within sixty (60) days of said County Board meeting shall constitute a denial of the petitioner's appeal.

5. Upon a final decision by the County Board, a fee payer may seek any subsequent relief in a de novo proceeding in the Circuit Court of the Sixteenth Judicial Circuit, Kane County, Illinois.

Section Five. Developers of New Development to Pay Road Improvement Impact Fee.

Any developer initiating or conducting new development shall pay an impact fee to the County in accordance with the terms and conditions of this Ordinance.

Section Six. Assessment of Impact Fees and Impact Fee Schedule.

1. An impact fee shall be calculated pursuant to the impact fee schedules set forth in Exhibit B of this Ordinance and shall be due upon issuance of a building permit, unless otherwise provided for herein. Unless the project is otherwise covered by an impact fee agreement, impact fees shall be assessed based on the predominant use of each building. Speculative projects for which the use of the buildings has not been determined will be assessed at the highest of the rates in the impact fee schedule which may be appropriate for the structure being built.

2. Any new development that has received site specific development approval, shall be assessed an impact fee under the terms of the Ordinance in effect at the time the impact fee became due. New development that is assessed an impact fee under Ordinance 04- 22 shall not be eligible for any impact fee discount provided for in Section Eighteen of this Ordinance.

Section Seven. Payment of Impact Fees.

1. Except as may be otherwise provided in subsections 3 and 4 of this Section, impact fees for a single family residential new development assessed pursuant to any previous, or current Ordinance shall, prior to the issuance of a building permit by either a municipality or the County, be paid in full.

2. Except as otherwise provided for in this subsection and in subsection 3 and 4 of this Section, impact fees for multi-family residential new development and for non-residential new development assessed pursuant to any previous or current Ordinance shall, prior to the issuance of a building permit by either a municipality or the County, be paid in full.

3. In the event that a building permit or certificate of occupancy is issued by a municipality without an impact fee having been paid, the County may collect the impact fee from the fee payer or the fee payer's successor in title at any time thereafter. Any fee payer or any fee payer's successor in title, paying an impact fee after a building permit or certificate of occupancy has been issued shall be charged a rate of interest which is three percent (3%) over the prime commercial rate in effect at the time that the impact fee is assessed. Interest shall begin accruing on the first business day following the date of said building permit or certificate of occupancy issuance.

4. Payment of an impact fee may be authorized at a time earlier than as otherwise specified in subsections 1 and 2 of this Section if the County and the fee payer enter into an impact fee payment agreement that provides for such earlier payment of the impact fee. At the option of the County, the County may enter into an impact fee payment agreement with a fee payer pursuant to Section Eight hereof that provides for the installment payment of the impact fee at a rate of interest which is 3% over the prime commercial rate in effect at the time that the impact fee is imposed, for a period of up to ten (10) years after the impact fee is due, provided that the County receives, in the opinion of the County, adequate security ensuring such later payment of the impact fee. In all impact fee payment agreements, interest on any unpaid Impact fee or part thereof shall begin accruing on the first business day following submittal of the impact fee application.

5. Developers of residential new development who receive assisted financing, or who have received a written commitment for assisted financing and whose assisted financing has been provided within six (6) months of the issuance of a certificate of occupancy, may enter into an impact fee payment agreement with the County whereby the impact fee may be paid in installments over a ten (10) year period of time at a rate of interest which is three percent (3%) over the prime commercial rate in effect at the time that the impact fee is assessed.

6. The County and any municipality may enter into an intergovernmental agreement that provides for the cooperative collection of impact fees and/or for the conditioning of the issuance of municipal building permits or certificates of occupancy upon proof of payment of the County's impact fee.

7. Municipalities shall provide the County with a notice of issuance of any building permit in accordance with the provisions of the Illinois Municipal Code of the Illinois Compiled Statutes (65 ILCS 5/11-39-1), and shall submit a copy of the fee payer's receipt of payment of the impact fee or a County approved impact fee payment agreement along with such notice.

Section Eight. Impact Fee Payment Agreements.

1. At any time prior to the issuance of a building permit, a fee payer may enter into an impact fee payment agreement with the County providing for the payment of the impact fee imposed by this Ordinance, in accordance with requirements specified by the County Engineer. Such impact fee payment agreement may provide for; a) installment payments of the impact fee for a period up to ten (10) years, (only in the case of new development funded by assisted financing), b) reduction of the impact fee through transportation systems management strategies, c) recapture payments for construction credits, d) credit and security arrangements, and e) other matters relating to the impact fee. In addition, any impact fee payment agreement may also include an improvement credit agreement as provided for in Section Twelve of this Ordinance. A form of security may, at the sole option of the County, be required to secure the deferred payment of an impact fee due under the provisions of this Ordinance. Security may be in the form of a promissory note, cash bond, security bond, an irrevocable letter of credit, or a lien or mortgage on the lands to be covered by the building permit, among other things. The impact fee payment agreement may provide that such security may be partially releasable upon receipt of partial payments of the impact fee. Fee payers receiving assisted financing shall be charged a rate of interest which is three percent (3%) over the prime commercial rate in effect at the time that the impact fee is assessed, on any deferred impact fee payments.

2. Fee payers for any new development other than residential new development and fee payers for multi-unit residential new development will be allowed to enter into impact fee payment agreements to defer payment of some portion of the impact fees due upon the issuance of a building permit. Impact fee payment agreements shall provide that a payment of at least fifty percent (50%) of the assessed impact fee or construction credits in lieu of cash shall be payable upon the issuance of a building permit, and the balance shall be payable in twelve (12) months from the date of issuance of the building permit. Fee payers shall be charged a rate of interest that is three percent (3%) over the prime commercial rate in effect at the time that the impact fee is assessed, on any impact fees deferred.

3. Within ten (10) working days of receipt of a written application for an impact fee payment agreement, the County Engineer shall determine if all pertinent information has been provided by the person making the written application therefor. If the County Engineer determines that additional documentation is required, the County Engineer shall send a written statement specifying the deficiencies in the application by U.S. mail or email to the person submitting the application. Until the deficiencies are corrected, the County shall take no further action on the application for an impact fee payment agreement.

4. When the County Engineer determines that the application for an impact fee payment agreement is complete, the County Engineer shall draft an impact fee payment agreement for the review and approval of the fee payer. Upon acceptance of the impact fee payment agreement by the fee payer, the Transportation Committee shall consider the impact fee payment agreement at its next regularly scheduled committee meeting occurring no less than fifteen (15) days after the written acceptance of the impact fee payment agreement by the fee payer. If the Transportation Committee approves the impact fee payment agreement, the County Engineer may execute the agreement on behalf of the County. The Transportation Committee's denial of an impact fee payment agreement shall be based on written findings. Said written findings shall indicate that the impact fee payment agreement is not in the best interest of the County. Reasons for such finding may include but are not necessarily limited to the extraordinary potential adverse impact of the new development among other things.

Section Nine. Intergovernmental Agreements.

1. At any time after the adoption of this Ordinance, the County may enter into an intergovernmental agreement with any municipality within Kane County regarding the impact fee imposed by this Ordinance. Such intergovernmental agreements shall be adopted in accordance with state statute and may include provisions governing administrative issues involving the collection of the impact fee assessed, such as the reimbursement of collection costs from the impact fees collected, and any other matters deemed necessary or appropriate by the County and the municipality.

2. The intergovernmental agreement may provide for the collection of an impact fee for municipal streets as an additional component of the Kane County Road Improvement Impact Fee, provided that all the municipalities in the applicable service area(s) enter into an intergovernmental agreement with the County that provides that the municipal street portion of the impact fee shall be expended for municipal street improvements within the service area(s) in which the fee is collected, and provided that the use of the impact fees on municipal streets is used in the same manner and for the same purposes as motor fuel tax money allotted to the County under the provisions of the Highway Code (605 ILCS 5/5- 701 *et seq.*), solely for highway improvement capital costs.

Section Ten. Impact Fee Schedule.

1. Any developer, except those preparing an individual assessment pursuant to Section Eleven of this Ordinance and those initiating new development exempt from the impact fee by the provisions of Section Seventeen hereof, shall pay the impact fee as set forth in Exhibit B of this Ordinance.

2. When a land use of a new development is not listed in Exhibit B of this Ordinance, the County Engineer may determine the land use classification which most closely identifies the new development, which land use shall apply for purposes of determining the applicable impact fee under this Section. For land uses not specifically listed in Exhibit B, the County may, at the discretion of the County Engineer, determine an appropriate impact fee based on accepted traffic engineering practices, published data, the impact fee per trip provided in Exhibit D of this Ordinance, and the formula in Section Eleven of this Ordinance.

3. In the event that the proposed new development is a change in the immediate past land use of the site of the new development, the amount of the impact fee shall be based on the change in trips generated by the new use of the new development site, and the formula set forth in Section Eleven shall be used to calculate the impact fee.

4. Where a proposed new development is to be located within two (2) service areas, the County Engineer shall determine the impact fee as follows:

- a. In the case of residential new development, the impact fee shall be determined by counting the number of dwelling units located within each service area of the new development and charging a per-unit cost for the dwelling units within each service area.
- b. In the case of non-residential new development, the impact fee shall be determined by calculating the average of the impact fees that would otherwise be charged if the new development were located entirely within each service area.

Section Eleven. Individual Assessment of Impact.

1. Any developer may choose to provide an individual assessment of the impacts of the proposed new development upon the County highway system. The individual assessment may be used by the County to determine: (i) whether the share of the highway improvement capital costs necessitated by the proposed new development should be less than the impact fee established in Section Ten of this Ordinance or (ii) the impact fee for a particular land use or combination of uses not otherwise identified in Section Ten of this Ordinance.

2. Any developer who chooses to provide an individual assessment is required to submit to the County Engineer a written statement of intent to perform an individual assessment prior to performing the individual assessment and commencing the new development

3. The individual assessment shall be calculated according to the following formulas (See Technical Specifications for detailed information):

$$\text{PRIMARY TRIP RATE} = \text{GROSS TRIP RATE} \times \text{TOTAL TRIP REDUCTION}$$

$$\text{TRIPS} = \text{PRIMARY TRIP RATE} \times \text{NUMBER OF IMPACT UNITS}$$

$$\text{GROSS IMPACT FEE} = \text{TRIPS} \times \text{IMPACT FEE PER TRIP}$$

$$\text{NET IMPACT FEE} = \text{GROSS IMPACT FEE} \text{ minus } \text{DEMOLITION CREDIT} \text{ minus } \text{IMPROVEMENT CREDIT}$$

$$\text{REDUCED IMPACT FEE} = \text{NET IMPACT FEE} \times \text{IMPACT FEE MULTIPLIER}$$

$$\text{DISCOUNTED IMPACT FEE} = \text{REDUCED IMPACT FEE} \times (100\% \text{ minus } \text{IMPACT FEE DISCOUNT})$$

Where:

GROSS TRIP RATE = The number of trips generated by one IMPACT UNIT of the new development on a weekday during the peak hour, between 4:00 p.m. and 6:00 p.m., of adjacent street traffic, as defined in Trip Generation (Institute of Transportation Engineers, 8th ed., 2008).

TOTAL TRIP REDUCTION = The percentage of trips generated by a new development that are pass-by trips or diverted-linked trips as defined in Trip Generation (Institute of Transportation Engineers, 8th ed., 2008) as may be amended from time to time.

PRIMARY TRIP RATE = The portion of the GROSS TRIP RATE that represents new trips on the highway system, discounting pass-by and diverted-linked trips.

IMPACT UNITS = A measure of the size of the new development that correlates with the number of peak hour trips generated by the new development between 4:00 p.m. and 6:00 p.m. For residential new developments, the IMPACT UNIT is the number of dwelling units of various types in the new development. For non-residential new developments, the IMPACT UNIT is generally a multiple of the number of gross interior square feet of the buildings constructed in the new development.

IMPACT FEE PER TRIP = The GROSS IMPACT FEE for the service area for new development that generates one trip during the peak hour of adjacent highway traffic between 4:00 p.m. and 6:00 p.m. (See Exhibit D of this Ordinance).

DEMOLITION CREDIT = The GROSS IMPACT FEE that would have been assessed on a building that a fee payer demolishes in conjunction with new development.

IMPROVEMENT CREDIT = The value of impact fee eligible highway improvements constructed by a developer in conjunction with new development and pursuant to an improvement credit agreement with the County.

IMPACT FEE MULTIPLIER = The percentage determined by the County Board by which the NET FEE shall be multiplied to determine the REDUCED FEE (See Exhibit C of this Ordinance).

IMPACT FEE DISCOUNT = The percentage determined by the County Engineer by which the REDUCED FEE shall be discounted based upon the trip reduction measures included in the new development, as provided for in Section Eighteen of this Ordinance. Only new developments meeting the specific requirements of Section Eighteen are eligible for this discount. For all other projects, the IMPACT FEE DISCOUNT = 0%.

4. The individual assessment shall include the following information:
 - a. The proposed trip generation rates for the proposed new development, on an average daily and on a peak design hour basis. The trip generation rates shall be based on local empirical surveys for the same or similar land use types;
 - b. The proposed trip reduction rates for pass-by and diverted-linked trips, if any. The trip reduction rates shall be based on local empirical surveys for the same or similar land use types.
 - c. Any other data and supporting calculations that demonstrate a lower impact fee would be justified due to the unique nature or location of the new development.

5. An individual assessment shall be prepared only by transportation professionals, qualified by the County in accordance with established procedures, in the field of transportation planning and engineering and impact analysis.

6. Within ten (10) working days of receipt of an individual assessment, the County Engineer shall determine if the individual assessment is complete. If the County Engineer determines the individual assessment is not complete, the County Engineer shall send by mail a written statement specifying the deficiencies to the person submitting the individual assessment. Until the deficiencies are corrected, the County Engineer shall take no further action on the individual assessment, other than further reviews for completeness.

7. When the County Engineer determines the individual assessment is complete, the individual assessment shall be reviewed by the County within fifteen (15) working days thereafter. The County Engineer shall approve the proposed impact fee if the County Engineer determines that the traffic information, traffic factors, and methodology used to determine the proposed impact fee are professionally acceptable and fairly assess the highway improvement capital costs to the County highway system in accordance with the formula set out in Subsection 1 of this Section. If the County Engineer determines that the traffic information, traffic factors, or methodology are unreasonable, the proposed impact fee shall be denied, and the developer shall pay the impact fee according to the schedule established in Section Ten of this Ordinance or as otherwise determined by the County Engineer if the new development's proposed land use has not previously been identified in the impact fee schedule. If the individual assessment is denied by the County Engineer, the decision of the County Engineer may be appealed in the manner provided for in Section Four of this Ordinance.

Section Twelve. Impact Fee Credit Agreements.

1. Any fee payer may request an impact fee credit against the impact fee imposed by this Ordinance for any contribution, payment, recapture or construction of a system improvement or conveyance of land accepted and received by Kane County for system improvements in accordance with the provisions of this Section. Highway related improvements made primarily for the benefit of the new development or individuals or entities other than the County, including but not limited to highway related improvements such as turn lanes, traffic signals at private entrances, improvements to cross streets not on the County highway system over and above those necessary for the efficient operation of County intersections, and improvements to private property, together with the engineering and right of way costs therefore, are not eligible for an improvement credit. Any contribution, payment, recapture, construction of a highway related improvement or conveyance of land accepted and received by the County that does not address a capacity deficiency as set forth in the CRIP or that is received by the County as third party beneficiary as consideration included in any annexation agreement or as consideration for a grant from the County of any benefit to the new development that the new development is not otherwise entitled to as a matter of law, is not eligible as an improvement credit. The County Engineer shall determine which improvements are system improvements eligible for an improvement credit.

2. The County shall not be required to refund any impact fee or part thereof for any improvement credits that exceed any impact fee assessed by this Ordinance for the new development. However, a fee payer or his or her successor in interest may apply an improvement credit which has not otherwise been used in another improvement credit agreement, against an impact fee which would otherwise be due and owing under the provisions of this Ordinance, provided that the improvement for which the credit is being applied is located within the same service area as the new development which would be the beneficiary of the credit and provided that the credit application is made within five (5) years of the date of execution of the original improvement credit agreement.

3. A fee payer shall be entitled to an improvement credit equal to the dollar value of the cost of eligible system improvements contributed, paid for or committed to by the fee payer or his or her

predecessor in interest in conjunction with the County's approval of the new development which is subject to the impact fee for which an improvement credit is being sought. The cost of such improvements shall be based on the following criteria:

- a. The actual cost of the system improvements based on a valid contract proposal or bid tabulations for work performed within Kane County on the County highway system; and
- b. The mean value of two legitimate, qualified appraisals of the fair market value of any land or interest therein which is part of the system improvement for which a credit is being sought. The fee payer or developer and the County shall each provide a legitimate, qualified appraisal from which the mean shall be determined.

4. To be eligible to receive an impact fee credit, the fee payer or developer shall initiate such determination of entitlement to an improvement credit by submitting a written application for an improvement credit agreement prepared by an Illinois licensed civil engineer to the County Engineer, no later than the fee payer's application for (i) the related building permit or (ii) the related highway access permit; whichever occurs first. The application for an improvement credit agreement shall include the following information:

- a. A plan of specific proposed system improvements, prepared and certified by a duly qualified and licensed Illinois civil engineer; and,
- b. The projected costs for the proposed system improvements, which shall be based on local information for similar highway improvements, along with the construction timetable for the completion of the proposed system improvements. Such estimated costs shall include the cost of all labor and materials, the appraised value or cost of all lands, property, rights, easements and franchises acquired, financing charges, interest prior to and during construction and for one (1) year after completion of construction, cost of plans and specifications, surveys of estimated costs and of revenues, costs of engineering and legal services and all other expenses necessary or incidental to determining the feasibility or practicability of such construction or reconstruction.

5. Within ten (10) working days of receipt of the application for an impact fee credit agreement, the County Engineer shall determine if all pertinent information has been provided. If the County Engineer determines that additional information is required, the County Engineer shall send a written statement outlining the application's deficiencies to the applicant. The County Engineer shall take no further action on the proposed improvement credit agreement, other than further reviews for completeness, until all deficiencies have been corrected or otherwise settled.

6. Once the County Engineer determines that the applicant's proposed improvement is a system improvement and the proposed costs for the suggested system improvement are professionally acceptable and fairly assess its cost, the County Engineer shall draft an impact fee credit agreement that shall be reviewed and approved by the applicant submitting the request for the impact fee credit agreement. The impact fee credit agreement shall specifically outline the system improvements that will be constructed by the applicant; the time by which the system improvements shall be completed and the total dollar value of the proposed system improvements. If the County Engineer determines that either the proposed system improvement is not a system improvement or that the proposed costs thereof are not acceptable, the County Engineer shall notify the applicant of his/her decision and may propose an alternative system improvement consistent with the provisions of this Ordinance.

7. Upon written acceptance of the impact fee credit agreement by the County Engineer and the applicant, the Transportation Committee shall consider the impact credit agreement at the next regularly scheduled committee meeting occurring no earlier than fifteen (15) days after receipt of the written acceptance. If the Transportation Committee approves the impact fee credit agreement, the

County Engineer may execute the impact fee credit agreement on behalf of the County. Any impact fee credit agreement that includes system improvements with a total dollar value over \$100,000 shall be reviewed and ratified by the County Board before it is executed by the County Engineer.

8. The Division of Transportation shall maintain records of the use of impact fee credits toward payment of impact fees due and shall provide a quarterly statement to the beneficiary of each impact fee credit agreement indicating use of any impact fee credits during the reporting period and the balance of impact fee credits remaining. Upon execution of an impact fee credit agreement, the beginning balance shall be equal to the total dollar value of the impact fee credits as specified in the impact fee credit agreement. Impact fee credits will be applied against new development in the following manner:

- a. The recipient of the impact fee credit shall indicate on the impact fee application that impact fees assessed will be paid by utilizing impact fee credits and shall indicate the impact fee credit agreement number.
- b. For each portion of the new development to which an impact fee credit is intended to be applied, the Division of Transportation shall calculate the gross impact fee in accordance with Exhibit B of this Ordinance or in accordance with Section Eleven of this Ordinance. The remaining impact fee credit balance shall be reduced by the gross impact fee for that portion of the new development. The impact fee receipt shall note that the impact fees were paid through application of impact fee credits and the amount of impact fee credit expended.
- c. If the impact fee credits remaining are insufficient to cover the gross impact fee for the new development, the remaining gross impact fee shall be multiplied by the impact fee multiplier then in effect and the applicant notified of the impact fee due.

Section Thirteen. Demolition Credits.

1. A fee payer or developer shall be entitled to a demolition credit equal to the dollar value of the gross impact fee that would have been charged on the building(s) being demolished as part of a redevelopment plan or new development. A demolition credit shall not exceed the gross impact fee for the new development.

2. At the time of application for an impact fee receipt, the person applying for an impact fee receipt shall present to the County a copy of the demolition permit or letter of authorization from the unit of local government issuing the demolition approval. The demolition permit shall be attached to the impact fee receipt application and demolition credits shall be calculated based upon the impact fee schedule in effect as of the date the impact fee is assessed. Demolition credits shall be deducted from the gross impact fee calculated for the new development.

3. The County shall not grant demolition credits for demolitions not associated with new development.

Section Fourteen. Establishment of Service Areas.

There are hereby established service areas within the County in accordance with the boundaries set forth on Exhibit A of this Ordinance. The impact fee funds collected pursuant to this Ordinance shall be expended within the service area(s) from which they were collected, in accordance with the provisions of Section Fifteen of this Ordinance.

Section Fifteen. Use of Impact Fees Collected.

1. The impact fees collected pursuant to this Ordinance shall be used in the same manner and for the same purposes as motor fuel tax money allotted to the County under the provisions of the Highway Code, (605 ILCS 5/5-701 et seq.) solely for highway improvement capital costs that are specifically and uniquely attributable to the new development assessed the impact fee. In no event shall impact fees be expended to alleviate existing deficiencies in the County's highway system which were identified in the CRIP that was the basis for the original Road Improvement Impact Fees adopted by the County. The impact fees shall be expended on system improvements within the service area(s) from which the impact fees were collected, as specified in the CRIP. In the event that a service area boundary is the centerline of a County highway or intersection, the County Engineer may use the impact fees to complete the system improvements to the opposite side of the highway or right of way. Co-mingling of impact fees with regular highway, local gasoline or state motor fuel tax funds on highway improvements is permissible to the extent that regular tax funds are used to pay for the cost of alleviating any existing deficiencies. The County Engineer shall provide a written justification of the allocation of impact fees whenever such impact fees are allocated to highway improvements that will remedy existing deficiencies, demonstrating that the impact fees are not used to improve said existing deficiencies.

2. Impact fees shall be expended or encumbered within five (5) years from the date of receipt thereof.

3. Impact fees collected by the County pursuant to this Ordinance shall be kept separate from other funds of the County.

4. A "Road Improvement Impact Fee Fund" shall be established for each service area established in Section Fourteen of this Ordinance to insure that the impact fees collected are appropriately earmarked and expended on system improvements in accordance with the provisions of this Ordinance. In the event that any municipality enters into an intergovernmental agreement for the collection of a Road Improvement Impact Fee for municipal streets, an additional Road Improvement Impact Fee Fund shall be established for each of the service area(s) in which the municipality is located to insure that the municipal component of the impact fee is expended on municipal authorized undertakings within the service area(s) in which it is collected.

5. Impact fees collected shall accrue to the fund established for the service area(s) in which the new development is proposed or occurs.

6. Impact fees on deposit and not immediately necessary for expenditure shall be invested in interest bearing accounts designated solely for the impact fees for each service area(s). All interest derived therefrom shall be retained in the appropriate fund and used for highway improvements authorized in this Ordinance.

7. The County shall provide for an annual accounting of any fund or account containing impact fees and interest earned thereon. Such accounting shall include, but shall not be limited to, the total impact fees collected, the source of the impact fees collected, the total amount of interest accruing on such impact fees, the amount of impact fees expended on highway improvements, and a list of the improvement credits granted. The County shall publish the results of the accounting once a year in a newspaper of general circulation within Kane County. The notice shall also state that a copy of the accounting report shall be made available for public inspection at reasonable times. A copy of the report shall be given to the advisory committee.

8. Impact fees collected pursuant to Ordinance 04-22 and impact fees assessed pursuant to Section Six, Paragraph 2 of this Ordinance may be expended on any eligible highway improvement identified in the CRIP in effect at the time of award of the contract for expenditure of the impact fees; however, impact fees collected pursuant to Ordinance 04-22 and impact fees assessed pursuant to Section Six of this Ordinance shall be expended within the service area as defined in Ordinance 04-22 from which the impact fees were collected.

Section Sixteen. Refunds.

1. Any impact fee collected may be refunded to the fee payer for the new development due to non-commencement before the impact fees have been expended or otherwise encumbered. Refunds may be made in accordance with this Section, provided that the fee payer or his or her successor in interest files a written petition for a refund of impact fees paid, within one (1) year of the date that the impact fees were required to be encumbered or expended.

2. Impact fees collected shall be encumbered for any of the purposes listed in Section Fifteen of this Ordinance within five (5) years of the date of receipt thereof. In determining whether the funds have been encumbered, the impact fees shall be accounted for on a first-in- first-out (FIFO) basis.

3. The impact fees collected pursuant to this Ordinance that have not been encumbered in accordance with Paragraph 2 of this Section shall be returned to the owner of record only upon receipt of a petition therefor. The petition shall include the following information:

- a. A notarized sworn statement that the petitioner is the owner of record of the new development for which the impact fee was paid and that the petitioner is entitled to a refund under the terms of this Ordinance;
- b. A certified copy of the latest recorded deed for the property that comprises the new development for which the impact fee was paid; and
- c. A copy of the most recent ad valorem property tax bill for the property that comprises the new development for which the impact fee was paid;

4. Within ten (10) working days of receipt of the written request, the County Engineer shall determine if the written request is complete. If the County Engineer determines the refund request is not complete, the County Engineer shall send a written statement by U.S. mail or email specifying the deficiencies to the petitioner. Unless the request's deficiencies are corrected, the County Engineer shall take no further action on the request.

5. When the County Engineer determines the written petition for refund of impact fees paid is complete, the County Engineer shall review the petition within fifteen (15) working days, and shall approve the requested refund if the County Engineer determines the fee payer has paid an impact fee which the County has neither expended nor encumbered within five (5) years from the date the impact fee was paid.

6. If any impact fee has not been expended or otherwise encumbered within five (5) years of the date the impact fee were received, upon receipt of a complete refund petition as determined by the County Engineer, the impact fee shall be refunded along with interest at a rate which is seventy percent (70%) of the prime commercial rate in effect at the time that the impact fee is imposed, less five percent (5%) of the total fee to defray the costs of administration.

7. Impact fee refunds may be made at the discretion of the County Engineer without petition in any case where inadvertent mathematical error resulting in overpayment has been made.

8. Any charitable organization certified by the Internal Revenue Service as tax-exempt under Section 501(c)(3) of the Internal Revenue Code, and when so certified paid an impact fee under Kane County Ordinance 04-22 for new development that is solely owned and solely occupied by the charitable organization shall, upon written application to the Kane County Engineer, receive a one time refund in an amount equal to 100% of the impact fee that would have been assessed on an equivalent land use that generates 50 weekday PM peak hour trips, or an amount equal to 100% of the impact fee paid, whichever amount is less.

Section Seventeen. Exemptions.

The following new development shall be exempt from payment of any impact fees imposed by this Ordinance:

1. Alterations or expansion of an existing dwelling unit where no additional units are created and the use of the unit is not changed;
2. Nonresidential new development where an existing building will be structurally altered or enlarged and does not exceed the lesser of (a) twenty-five thousand (25,000) square feet of floor area or (b) twenty-five percent (25%) of the existing floor area square footage of the building; where (i) the nonresidential new development does not require a zoning change, and (ii) where additional trips created by the alteration or enlargement does not exceed ten percent (10%) of trips per existing land use; or (iii) where the alteration is required by the County's or a Municipality's building code;
3. The construction of nonresidential accessory buildings which do not constitute an increase in intensity of the existing use;
4. The reconstruction of a destroyed or partially destroyed building with a new building of the same size and use;
5. Publicly owned and operated school buildings;
6. Public buildings owned, operated and occupied by government agencies.
7. Temporary structures;
8. Affordable housing. Each housing unit (or a designated percentage of the housing units in multi-family housing developments) meeting the definition of "affordable housing" and the requirements of this Section shall be exempt from payment of an impact fee. The County engineer shall establish procedures to ensure that rental housing developments qualifying for this exemption continue to meet the minimum affordability requirements of the Illinois Housing Development Authority for a period of ten (10) years. If a rental housing development fails to meet the affordability requirement in any year, the impact fee that would otherwise have been due shall be paid in full by the owner of record; and
9. Private schools.

Section Eighteen. Discounts

1. A new development shall be eligible for a forty percent (40%) discount from the impact fee assessed in accordance with Section Ten of this Ordinance, provided that all of the following criteria, (a through d) are met:
 - a. All building entrances in the new development are (i) within one half (1/2) mile walking distance of an existing or committed PACE fixed route bus service; or (ii) within one mile (1) mile walking distance of an existing or committed METRA commuter rail station (for the purposes of this subsection (a), "committed" shall mean that the METRA station or PACE fixed route bus service is included in either agency's published five year capital plan or has otherwise been actually budgeted by either agency); or (iii) within one-half (1/2) mile walking distance of other transit service. In order to meet the requirements of this subsection, "other transit service" shall meet all of the following requirements:
 - i. The transit service shall be scheduled along a fixed route with at least one terminus at an existing METRA commuter rail station or existing PACE fixed bus

service. At a minimum, hourly round trip service shall be provided on weekdays from six o'clock (6:00) A.M. to nine o'clock (9:00) A.M. and from four o'clock (4:00) P.M. to seven o'clock (7:00) P.M.; and,

- ii. The transit service shall be available for use by the general public, although occupants of the new development may be charged a preferred rate; and,
- iii. There shall be a minimum ten (10) year commitment to maintain the transit service with a guaranteed funding source; and,
- iv. The transit service shall have a minimum passenger capacity sufficient to serve five percent (5%) of the units of the residential new development receiving the discount or five percent (5%) of the employees of the nonresidential new development receiving the discount. If a new development proposes to utilize an existing "other transit service", that transit service shall have sufficient available capacity to meet the minimum passenger capacity requirement as set forth in this subsection; and,
- v. The transit service shall be provided by an entity licensed and insured to carry passengers for hire.

- b. The new development includes a residential component and also includes at least four (4) of the land uses or trip generators listed in paragraph 2 below, or all building entrances are: (i) within one-quarter (1/4) mile walking distance of a residential zoning district and at least four (4) of the land uses or trip generators listed in paragraph 2 below; or (ii) within three quarter (3/4) mile walking distance of a residential zoning district and at least six (6) of the land uses or trip generators listed in paragraph 2 below.
- c. The new development has (i) an average residential density of at least seven (7) units per acre; or (ii) an average nonresidential or mixed use floor area ratio of at least 0.5.
- d. Unless located on an infill or redevelopment site, the maximum block perimeter within the new development is less than or equal to two thousand two hundred feet (2,200') and the main or a public entrance to the building is directly accessible on a paved pathway from the public sidewalk along a street, with no parking allowed between the building and the public sidewalk along the street.

2. Land uses and trip generators referenced in this Section are: parks, forest preserves, community or civic centers, recreation facilities, schools or daycare centers, libraries, places of worship, post offices, convenience stores, laundry/dry cleaners, neighborhood retail centers, restaurants, pharmacies, grocery stores, banks, medical/dental offices or hospitals, and general offices. A single use may not be counted in more than one category. Accessory uses within a principal use may not be counted as a separate use; for example, a school within a church shall be considered one (1) use.

3. New development meeting the requirements of paragraph 1 of this Section shall be given an additional ten percent (10%) discount from the impact fee assessed in accordance with Section Ten of this ordinance, provided the new development is located on an infill or redevelopment site.

4. New development meeting the requirements of paragraph 1 of this Section shall be given an additional ten percent (10%) discount from the impact fee assessed, provided the new development (i) has an average residential density of at least fourteen (14) units per acre; or (ii) has an average non-residential or mixed use floor area ratio of at least 1.0.

5. New development meeting the requirements of paragraph 1 of this Section shall be given an additional ten percent (10%) discount from the impact fee assessed, provided the new development

(i) has an average residential density of at least twenty eight (28) units per acre; or (ii) has an average non-residential or mixed use floor area ratio of at least 1.5.

6. Industrial redevelopment meeting the requirements of paragraph 1 of this Section shall be given an additional twenty percent (20%) discount from the impact fee assessed.

7. Nonresidential new development meeting the requirements of subsection (a) of this Section shall be given a twenty percent (20%) discount from the impact fee assessed, provided the new development is located on an infill or redevelopment site.

8. The first fifty (50) trips generated by industrial redevelopment shall be discounted ten percent (10%).

9. Industrial redevelopment shall be given a ten percent (10%) discount from the impact fee assessed, provided the new development is within one mile of a public use airport.

10. Industrial redevelopment shall be given a ten percent (10%) discount from the impact fee assessed, provided the new development has on-site railroad spur access for freight purposes.

11. Industrial redevelopment shall be given a ten percent (10%) discount from the impact fee, provided the new development has direct access to a state designated truck route.

12. Except for charitable organizations, the maximum impact fee discount that any new development may receive under this Section is seventy percent (70%). Impact fees calculated through an individual assessment are not eligible for any of the discounts in this Section.

13. In order to receive the impact fee discount described in this Section, the developer shall submit an impact fee discount application to the Division of Transportation. The impact fee discount application shall include an overall plan of the new development, a description of the permitted and anticipated land uses, and detailed calculations clearly demonstrating that the new development meets the requirements listed in this Section and a schedule indicating the anticipated year of construction of the various phases and elements of the new development. The Division of Transportation may establish further requirements for an impact fee discount application as needed to properly administer the requirements of this Section.

14. As a condition of receiving an impact fee discount under this Section, the developer shall enter into an impact fee payment agreement with the County in accordance with Section Eight of this Ordinance. The impact fee payment agreement shall provide that the developer will construct the new development in accordance with the supporting documents submitted with the impact fee discount application, within a period not to exceed ten (10) years. The impact fee payment agreement shall also include a commitment by the developer that if the new development is not completed in accordance with the impact fee discount application within ten (10) years of the date of the impact fee payment agreement, or if there is a material change in the new development that would result in (i) its ineligibility to receive an impact fee discount, or (ii) its receiving a lesser impact fee discount, then the developer shall pay or cause to be paid to the County an amount equal to the impact fee discount or excess impact fee discount received. The duration of the impact fee discount may be extended beyond the ten (10) year period upon mutual agreement of the County and the developer, provided that portions of the new development completed within ten (10) years meet the qualification requirements for the discount obtained and that additional portions of the development receiving the discount after the ten (10) year period continue to meet the requirements for the discount obtained. The County may, as a condition of the impact fee payment agreement, require a guaranty in a form acceptable to the County to ensure such payment.

15. New development shall be eligible for a one hundred percent (100%) discount from the impact fee assessed in accordance with Section Ten of this Ordinance, provided: (i) it is solely owned

and solely occupied by a charitable organization certified by the Internal Revenue Service as tax-exempt under section 501(c)(3) of the Internal Revenue Code and (ii) the total site generates fifty (50) or fewer weekday P.M. peak hour trips as determined using the methodology contained in Appendix A of the CRIP. Sites that generate greater than fifty (50) weekday P.M. peak hour trips but otherwise meet the requirements of this Section shall receive a total maximum discount the amount of which is determined by multiplying the applicable impact fee per trip from Exhibit D of this Ordinance, by the applicable impact fee multiplier from Exhibit C of this Ordinance, and multiplying the result by fifty (50). In order to receive this discount, the charitable organization shall provide satisfactory evidence of its federal tax-exempt status.

Section Nineteen. Advisory Committee.

1. An Advisory Committee has been established by the County in compliance with the requirements of the Road Improvement Impact Fee Law to assist the County in the recommendation of land use assumptions and the development of the CRIP. After the effective date of this Ordinance, the Advisory Committee shall, among other duties, continue to:

- a. Report to the County on all matters relating to the imposition of impact fees;
- b. Monitor and evaluate the implementation of the CRIP and the assessment of impact fees;
- c. Report annually to the County with respect to the progress of the implementation of the CRIP; and
- d. Advise the County of the need to update or revise the land use assumptions, CRIP, or impact fees.
- e. Review the County's highway program with respect to impact fee expenditures.
- f. Discuss relevant development trends in the County.

2. The County shall adopt procedural rules to be used by the Advisory Committee in carrying out the duties imposed by this Section. The rules shall provide that any three (3) members of the Advisory Committee may call a meeting of the Committee to discuss issues that fall within the duties listed above. The County shall assist the Advisory Committee and shall make available all professional reports reasonably relating to the development and implementation of the land use assumptions, the CRIP, and the periodic up-dates of the CRIP.

Section Twenty. Review of Land Use Assumptions and Update of Comprehensive Road Improvement Plan.

The Advisory Committee shall periodically review the land use assumptions and the Comprehensive Road Improvement Plan, approved by Resolution 04-21 as amended from time to time, in accordance with Section Nineteen of this Ordinance and shall advise the County of the need to update any of these documents. The CRIP shall be updated at least once every five (5) years in accordance with statutory requirements. The five (5) year period shall commence on the date of the most recent adoption of the CRIP.

Section Twenty-one. Review of Ordinance.

1. The Advisory Committee shall periodically review the factors used to calculate the impact fee schedule in Section Ten, the factors used for an individual assessment provided for in Section Eleven, the administration of this Ordinance and the Procedures Manual, and shall revise the impact fee schedule in accordance with any changes in the factors used in calculating the impact fee. The review shall not affect the applicability of the impact fee schedule in Section Ten or the factors in Section Eleven until a revision to the schedule or the factors is approved by the County Board. If the County Engineer determines that the arithmetic average of any proposed increase in the impact fees will be five percent (5%) or greater from the previous impact fee schedule, the County shall hold a public hearing regarding the proposed revisions to the impact fee schedule. The County shall give thirty (30) days notice of such public hearing by publication in a newspaper of general circulation within Kane County. A majority vote of the members of the County Board then holding office is required before the impact fees may be increased. In no event shall this paragraph or any other Section of this Ordinance be construed to prevent the County Board from taking any action to amend this Ordinance after its effective date.

2. Regarding any revision of the impact fee schedule, the maximum annual increase for any one year shall not be more than ten percent (10%) plus any increase in the Construction Cost Index (as published by the Engineering News Record) for said year.

3. Any impact fee increase or decrease shall become effective on December 1st of the year that the impact fee schedule is approved by the County Board. If there has been a State or County gas tax increase or decrease, a revised fee schedule may be considered by the Transportation Committee at a regularly scheduled meeting and subsequently by the County Board at the next regularly scheduled County Board meeting thereafter. Any revised impact fee schedule approved by the County Board shall reflect the allocation of such gas tax funds to transportation capacity improvements.

4. An annual report shall be provided to the County Board that examines the expenditure of the impact fees collected under the provisions of this Ordinance and analyzes the effectiveness of such expenditures. The annual report shall be produced prior to June 1st of every year.

5. The limitations contained in Paragraphs 1 and 2 of this Section shall not apply to any amendment to this Ordinance resulting from a complete update of the Land Use Assumptions and Comprehensive Road Improvement Plan in accordance with the Road Improvement Impact Fee Law.

Section Twenty-two. Effective Date of Ordinance.

This Ordinance shall become effective upon adoption by the County Board.

Section Twenty-three. Penalties.

1. The County Engineer may initiate, through the office of the Kane County State's Attorney, judicial proceedings to collect any impact fee or any interest accrued thereon that has become due under this Ordinance.

2. Unless a fee payer is actively prosecuting the appeal of an impact fee, or actively prosecuting any other remedy provided by law for relief against an impact fee, if an impact fee required by this Ordinance has not been timely paid, the County or the County Engineer shall not issue to the delinquent fee payer any subsequent approvals or permits for any other development or work in the County of Kane in which the delinquent fee payer has an interest and shall suspend review of any and all pending applications or petitions of the delinquent fee payer pending before the County until all impact fees owed have been paid in full.

Section Twenty-four. Distribution.

Certified copies of this Ordinance shall be sent to every municipality having territory within Kane County, the Illinois Department of Transportation, the Division of Transportation, and the Kane/Kendall Council of Mayors, and one copy to the Treasurer, Auditor, Finance Department, Development Department, and State's Attorney's Office.

Section Twenty-five. **Severability.**

In the event that any portion or section of this Ordinance is determined to be invalid, illegal, or unconstitutional by a court of competent jurisdiction, such decision shall in no manner effect the remaining portions or sections of the Ordinance, which shall remain in full force and effect.

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____

4ORDIMPACTFEE.4LH

Exhibit B: Impact Fee Schedule in Effect through April 10, 2014

Land Use	Impact Unit	Gross Impact Fee (\$) per Impact Unit			Reduced Impact Fee (\$) per Impact Unit		
		North	Central	South	North	Central	South
RESIDENTIAL							
Single Family Detached	Dwelling Unit	\$3,675.87	\$3,683.26	\$3,671.12	\$1,837.94	\$1,841.63	\$1,835.56
Single Family Attached	Dwelling Unit	\$1,892.53	\$1,896.33	\$1,890.08	\$946.26	\$948.17	\$945.04
Multi-Family Attached	Dwelling Unit	\$2,256.48	\$2,261.01	\$2,253.56	\$1,128.24	\$1,130.51	\$1,126.78
Age Restricted Housing	Dwelling Unit	\$982.66	\$984.63	\$981.39	\$491.33	\$492.32	\$490.69
COMMERCIAL RETAIL							
Retail 1-50,000 s.f.	1,000 s.f. (1)	\$5,852.28	\$5,864.05	\$5,844.71	\$2,926.14	\$2,932.03	\$2,922.36
Retail 50,000-300,000 s.f.	1,000 s.f. (1)	\$8,807.94	\$8,825.65	\$8,796.55	\$4,403.97	\$4,412.82	\$4,398.28
Retail 300,000-1,000,000 s.f.	1,000 s.f. (1)	\$6,366.54	\$6,379.34	\$6,358.31	\$3,183.27	\$3,189.67	\$3,179.16
Retail over 1,000,000 s.f.	1,000 s.f. (1)	\$5,328.55	\$5,339.26	\$5,321.66	\$2,664.27	\$2,669.63	\$2,660.83
Supermarket	1,000 s.f. (2)	\$11,464.35	\$11,487.40	\$11,449.53	\$5,732.17	\$5,743.70	\$5,724.77
Convenience Market	1,000 s.f. (2)	\$28,611.74	\$28,669.27	\$28,574.77	\$14,305.87	\$14,334.64	\$14,287.38
Service Station	Fueling Position	\$7,571.93	\$7,587.16	\$7,562.14	\$3,785.97	\$3,793.58	\$3,781.07
COMMERCIAL OFFICE							
General Office	1,000 s.f. (2)	\$5,422.82	\$5,433.72	\$5,415.81	\$2,711.41	\$2,716.86	\$2,707.91
Medical-Dental Office	1,000 s.f. (2)	\$12,592.59	\$12,617.91	\$12,576.31	\$6,296.29	\$6,308.95	\$6,288.16
Office Park	1,000 s.f. (2)	\$5,386.42	\$5,397.26	\$5,379.46	\$2,693.21	\$2,698.63	\$2,689.73
Business Park	1,000 s.f. (2)	\$4,694.92	\$4,704.36	\$4,688.86	\$2,347.46	\$2,352.18	\$2,344.43
COMMERCIAL INDUSTRIAL							
Warehousing/Distribution Terminal	1,000 s.f. (2)	\$1,164.63	\$1,166.97	\$1,163.13	\$582.32	\$583.49	\$581.56
Light Industrial/Industrial Park	1,000 s.f. (2)	\$3,530.29	\$3,537.39	\$3,525.73	\$1,765.15	\$1,768.70	\$1,746.00
COMMERCIAL RESTAURANT							
Fast Food Restaurant	1,000 s.f. (2)	\$12,315.99	\$12,340.75	\$12,300.07	\$6,157.99	\$6,170.38	\$6,150.04
Other Restaurant	1,000 s.f. (2)	\$6,814.92	\$6,828.62	\$6,806.11	\$3,407.46	\$3,414.31	\$3,403.06
COMMERCIAL SERVICE							
Day Care	1,000 s.f. (2)	\$4,534.79	\$4,543.91	\$4,528.93	\$2,267.39	\$2,271.95	\$2,264.46
Hospital	Bed	\$4,767.71	\$4,777.30	\$4,761.55	\$2,383.86	\$2,388.65	\$2,380.78
Nursing Home	Bed	\$800.68	\$802.29	\$799.65	\$400.34	\$401.15	\$399.82
Hotel/Motel	Room	\$1,710.55	\$1,713.99	\$1,708.34	\$855.28	\$857.00	\$854.17
OTHER							
Religious Institution	1,000 s.f. (2)	\$2,001.71	\$2,005.74	\$1,999.12	\$1,000.86	\$1,002.87	\$999.56

Note: Items highlighted in green have been revised or were not included in the 2015 CRIP.

*Beginning April 11, 2014, the Reduced Fee shall be calculated by multiplying the Gross Fee by the applicable Impact Fee Multiplier found in Exhibit C.

Exhibit C: Impact Fee Multiplier

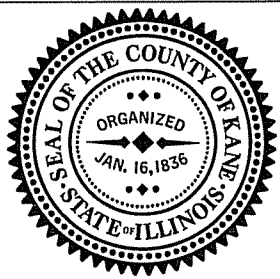
Effective Dates	Year
April 11, 2012 through April 10, 2013	50%
April 11, 2013 through April 10, 2014	50%
April 11, 2014 through April 10, 2015	55%
April 11, 2015 through April 10, 2016	60%
Beginning April 11, 2017	65%

Note: Items highlighted in green have been revised or were not included in the 2015 CRIP.

Exhibit D: Fee Per Trip

Service Area	Fee per Trip
North Service Area	\$3,639
Central Service Area	\$3,647
South Service Area	\$3,635

Note: Items highlighted in green have been revised or were not included in the 2015 CRIP.



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12 -

Resolution Ordinance Name Adopting the Kane County 2040 Transportation Plan

Presenter/Sponsor: Tom Rickert - Deputy Director of Transportation

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount:

If not budgeted, explain funding source

SUMMARY: The Kane County 2040 Transportation Plan is the County's long range comprehensive transportation plan that will help guide County policy and programming decisions. This long-term vision illustrates the County's continued commitment to safety, personal mobility, cooperative planning, the environment, and system efficiency. The Plan takes a multi-modal approach to providing travel options for Kane County residents. It consists of 3 main elements: the 2040 Recommended Roadway Plan, Kane County Bicycle & Pedestrian Plan, and 2040 Transit Plan. These coordinated elements provide a comprehensive strategy to accommodate all users of the transportation system, provide transportation options to increase connectivity and personal mobility, and improve the overall quality of life for County residents. The Kane County 2040 Transportation Plan components can be accessed at: http://www.co.kane.il.us/dot/planning.aspx.

Attachments: Resolution, 2040 Transportation Plan Overview

Detailed information available from : Staff Name: Jan Ward, Planning & Programming Chief Phone: 630/444-3143

Resolution/Ordinance Tracking: Assigned Committee: Transportation Passed Sent to: Executive on: 03/22/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Sent to: County Board on: 04/04/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

ADOPTING THE KANE COUNTY 2040 TRANSPORTATION PLAN

WHEREAS, the Illinois Compiled Statutes (605 ILCS 5/5-301) provides for the development and adoption by counties of a long-range transportation plan; and

WHEREAS, the Kane County Board has determined that the development and adoption of a comprehensive long range transportation plan is necessary in order to facilitate the transportation of people, goods, and services in and through Kane County, reduce the growth in congestion and vehicle miles traveled, maintain and improve the quality of life, provide for the safety for the motoring public, develop a balanced multi-modal transportation system that adds to the available travel options, increases personal mobility and offers alternatives to the Single Occupancy Vehicle (SOV), coordinate local and regional transportation planning, and provide for the efficient use of limited transportation resources; and

WHEREAS, the 2040 Transportation Plan identifies major multi-modal transportation projects that respond to existing deficiencies and projected development trends, provides guidance for transportation decisions and cooperative planning, increases system efficiency and personal mobility, and identifies resources to implement transportation projects; and

WHEREAS, the 2040 Transportation Plan is comprised of three major elements – the 2040 Recommended Roadway Plan, the Kane County Bicycle and Pedestrian Plan, and the 2040 Transit Plan (adopted by the County Board July 12, 2011); and

WHEREAS, the Kane County 2040 Transportation Plan incorporates comments received through several interactive public meetings and public open house events around the County and is a collaborative effort of municipalities, Kane County, the Kane/Kendall Council of Mayors, elected officials, townships, park districts, regional transportation and planning agencies, and many individual citizens and interest groups; and

WHEREAS, the Kane/Kendall Council of Mayors adopted a resolution supporting the proposed Kane County 2040 Transportation Plan on March 1, 2012.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Kane County, Illinois, 2040 Transportation Plan be and is hereby adopted as the official long-range transportation plan for Kane County pursuant to the provisions of Statute 605 ILCS 5/5-301.

BE IT FURTHER RESOLVED that the Kane County Board directs the Kane County Division of Transportation to prepare the adopted 2040 Transportation Plan for publication and distribution to the public and units of governments.

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____

4ADPT2040PLN.4LH



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12 -

Resolution Ordinance Name Approving Application and Agreement for Illinois Department of Commerce and Economic Opportunity (DCEO) Grant Program

Presenter/Sponsor: Tom Rickert - Deputy Director of Transportation

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount:

If not budgeted, explain funding source

SUMMARY: The Illinois Department of Commerce and Economic Opportunity (DCEO) has Build Illinois Bond funds available through a grant program for the purpose of assisting in the funding of certain eligible capital construction projects. Kane County has been designated by the State of Illinois to receive funding for a multijurisdictional project in Big Rock Township for improvements to Dugan Road. In order to facilitate the DCEO grant in the amount of \$200,000 for roadway capital improvements, the County of Kane is required to submit a grant application and grant agreement (a copy of which is on file in the office of the Kane County Clerk) to DCEO.

Attachments: Resolution

Detailed information available from : Staff Name: Jan Ward, Planning & Programming Chief Phone: 630/444-3143

Resolution/Ordinance Tracking: Assigned Committee: Transportation Passed Sent to: Executive on: 03/22/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Sent to: County Board on: 04/04/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**APPROVING APPLICATION AND AGREEMENT FOR
ILLINOIS DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY
(DCEO) GRANT PROGRAM**

WHEREAS, the Illinois Department of Commerce and Economic Opportunity, (hereinafter "DCEO") has Build Illinois Bond Funds available through a grant program for the purpose of assisting in the funding of certain eligible capital construction projects within the State of Illinois; and,

WHEREAS, the County of Kane has been designated by the State of Illinois to receive funding for a multijurisdictional project in Big Rock Township for improvements to Dugan Road; and,

WHEREAS, in order to facilitate the DCEO grant in the amount of \$200,000 for roadway capital improvements, the County of Kane is required to submit a grant application and grant agreement (a copy of which is on file in the office of the Kane County Clerk) to DCEO.

NOW THEREFORE BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute any grant application and agreement with the DCEO for the purposes of obtaining Build Illinois Bond Funds for the project as aforesaid.

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12 -

Resolution Ordinance Name Approving Contract for the 2012 Urethane Pavement Marking, Kane County Section No. 12-00000-05-GM.

Presenter/Sponsor: Tom Rickert - Deputy Director of Transportation

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount: \$ 418,395.68

If not budgeted, explain funding source

SUMMARY: On March 13, 2012, construction bids were opened at the Division of Transportation office for the 2012 County Urethane Pavement Marking Program. The scope of this project involves the striping of 26 miles of roads in the County including portions of Randall Road, Kirk Road & Fabyan Parkway. Past performance of urethane markings demonstrate that this material will last for at least 3 years after initial placement without need for touch up or maintenance. The high performance characteristic of urethane compared to that of paint makes it an ideal choice for higher volume highways, requiring less maintenance which translates to less disruption to traffic and better visibility, especially during the winter months.

The apparent low bidder is RoadSafe Traffic Systems Inc. , Inc. of Romeoville, Illinois and the proposed contract amount for the project is \$418,395.68. The low bid amount is approximately 27% below the engineer's estimate of \$573,327.95.

Attachments: Resolution, Bid Tabulation, Location Map

Detailed information available from : Staff Name: Ray Johnson, Traffic / Utility Coordinator Phone: 630/406-7356

Resolution/Ordinance Tracking:
Assigned Committee: Transportation Passed Sent to: Executive on: 03/22/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Sent to: County Board on: 04/04/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**APPROVING CONTRACT FOR THE
2012 URETHANE PAVEMENT MARKINGS
KANE COUNTY SECTION NO. 12-00000-05-GM**

WHEREAS, the Kane County Division of Transportation has solicited and received bids for the work and/or construction described as:

KANE COUNTY SECTION NO. 12-00000-05-GM
URETHANE PAVEMENT MARKINGS
(hereinafter the "Project")

WHEREAS, the lowest responsible bidder for the Project is:

ROADSAFE TRAFFIC SYSTEMS, INC. OF ROMEOVILLE, IL
WITH A LOW BID OF
\$418,395.68

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the contract for the Project described hereinabove shall be awarded to the low bidder as indicated hereinabove and that the County Board Chairman is hereby authorized and directed to execute a contract and contractor's bond therefor.

BE IT FURTHER RESOLVED that there is hereby appropriated the sum of Four Hundred Eighteen Thousand Three Hundred Ninety Five and 68/100 Dollars (\$418,395.68) from Local Option Tax Fund #304, Line Item # 52070 (Pavement Marking).

Line Item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
304.520.524.52070	Pavement Marking	Yes	Yes	

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12 -

Resolution Name: Approving Contract for the 2012 Paint Pavement Marking, Kane County Section No. 12-00000-06-GM
 Ordinance

Presenter/Sponsor: Tom Rickert - Deputy Director of Transportation

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount: \$ 442,526.81

If not budgeted, explain funding source

SUMMARY: On March 13, 2012, construction bids were opened at the Division of Transportation office for the 2012 County Paint Pavement Marking Program. The scope of this project involves the striping of 222 miles of roads in the County including various lower volume rural County Highways.

The apparent low bidder is Preform Traffic Control Inc. , Inc. of Elk Grove Village, Illinois and the proposed contract amount for the project is \$442,526.81. The low bid amount is approximately 6.11% below the engineer's estimate of \$473,382.82.

Attachments: Resolution, Bid Tabulation, Location Map

Detailed information available from : Staff Name: Ray Johnson, Traffic / Utility Coordinator Phone: 630/406-7356

Resolution/Ordinance Tracking:			
Assigned Committee:	Transportation	Passed	Sent to: Executive on: 03/22/2012
If Other, specify:			
Committee Remarks:			
Next Committee:	Executive		Sent to: County Board on: 04/04/2012
If Other, specify:			
Committee Remarks:			
Next Committee:			Sent to: on:
Committee Remarks:			

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**APPROVING CONTRACT FOR THE
2012 PAINT PAVEMENT MARKING
KANE COUNTY SECTION NO. 12-00000-06-GM**

WHEREAS, the Kane County Division of Transportation has solicited and received bids for the work and/or construction described as:

KANE COUNTY SECTION NO. 12-00000-06-GM
PAINT PAVEMENT MARKING
(hereinafter the "Project")

WHEREAS, the lowest responsible bidder for the Project is:

PREFORM TRAFFIC CONTROL INC. OF ELK GROVE VILLAGE, IL
WITH A LOW BID OF
\$442,526.81

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Contract for the Project described hereinabove shall be awarded to the low bidder as indicated hereinabove and that the County Board Chairman is hereby authorized and directed to execute a contract and contractor's bond therefor.

BE IT FURTHER RESOLVED that there is hereby appropriated the sum of Four Hundred Forty Two Thousand Five Hundred Twenty Six and 81/100 Dollars (\$442,526.81) from Local Option Tax Fund #304, Line Item #52070 (Pavement Marking).

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
304.520.524.52070	Pavement Marking	Yes	Yes	

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____



AGENDA ITEM EXECUTIVE SUMMARY Agenda Item # 12 -

Resolution Ordinance Name Approving a Phase I Engineering Services Agreement with Burns & McDonnell for Fabyan Parkway at Kaneville Road, Kane County Section No. 11-00420-00-CH

Presenter/Sponsor: Steve Coffinbargar - Assistant Director of Transportation

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount: \$104,637.21

If not budgeted, explain funding source: 540 Transportation Capital

SUMMARY: Staff has completed the consultant selection process using current QBS procedures and has negotiated a contract with Burns & McDonnell for Phase I Engineering Services for the intersection of Fabyan Parkway at Kaneville Road. Information on the QBS process and selection details may be found on KDOT's website. The work will consist of Phase I Engineering Services for the addition of left and right turn lane channelization. Typical services include:

- Detail topographic survey as necessary for planning and design of the project.
- Preparation of plats and legal descriptions and staking as required.
- Intersection Design Studies
- Prepare preliminary roadway plans and meet with KDOT and IDOT for site review of final horizontal geometry.
- Soil/pavement investigations as necessary to determine roadway structural design
- CCDD investigations to determine contaminants if any.
- Environmental planning documents as necessary
- Project Development Report (PDR)

The Phase I Engineering is estimated to cost \$104,637.21 and is primarily funded with an estimated \$83,710 in Federal Congestion Mitigation and Air Quality (CMAQ) funds.

Attachments: Resolution, Engineering Services Agreement, Location map

Detailed information available from : Staff Name: Steve Coffinbargar, Assistant Director Phone: 630/406-7170

Resolution/Ordinance Tracking:
Assigned Committee: Transportation Passed Sent to: Executive on: 03/22/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Sent to: County Board on: 04/04/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**APPROVING A PHASE I ENGINEERING SERVICES AGREEMENT
WITH BURNS AND MCDONNELL ENGINEERING COMPANY, INC. FOR
FABYAN PARKWAY AT KANEVILLE ROAD
KANE COUNTY SECTION NO. 11-00420-00-CH**

WHEREAS, Phase I Engineering services are needed for the proposed improvement of Kane County Highway No. 8 (also known as Fabyan Parkway) at Kane County Highway No. 84 (also known as Kaneville Road) (herein referred to as the "Improvement"); and

WHEREAS, in order to accomplish the Improvement, it is necessary to retain the services of a professional engineering firm to provide Phase I Engineering services therefor; and

WHEREAS, Burns and McDonnell Engineering Company, Inc., 1431 Opus Place, Suite 400, Downers Grove, IL 60515 has experience and professional expertise in Phase I Engineering and is willing to perform the required services for an amount not to exceed One Hundred Four Thousand Six Hundred Thirty Seven and 21/100 Dollars (\$104,637.21) as set forth in the Phase I Engineering services agreement (a copy of which is on file with the County Clerk's Office).

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute a Phase I Engineering services agreement with Burns and McDonnell Engineering Company, Inc.

BE IT FURTHER RESOLVED that the Kane County Board appropriate the not to exceed sum of One Hundred Four Thousand Six Hundred Thirty Seven and 21/100 Dollars (\$104,637.21) from Transportation Capital Fund #540, Line Item #50140 (Engineering) to pay for said Phase I Engineering services for the Improvement with approximately eighty percent (80%) thereof to be reimbursed to the County from federal funds.

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
540.520.525.50140	Engineering	No	Yes	

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:

Yes _____

No _____

Voice _____

Abstentions _____



AGENDA ITEM EXECUTIVE SUMMARY Agenda Item # 12 -

<input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance	Name	Approving an Intergovernmental Agreement with the State of Illinois for Phase I Engineering Services for Fabyan Parkway at Kaneville Road, Kane County Section No. 11-00420-00-CH
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Presenter/Sponsor: Steve Coffinbargar - Assistant Director of Transportation

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount:

If not budgeted, explain funding source

SUMMARY: Attached is the draft Intergovernmental Agreement with IDOT that will provide for federal reimbursement of a portion of the Fabyan Parkway at Kaneville Road Phase I Engineering Services. Federal Congestion Mitigation and Air Quality (CMAQ) funds will provide approximately \$83,710 of the estimated \$104,637.21 cost. The local (County) match is estimated to be \$20,927.21.

Attachments: Resolution, Intergovernmental Agreement

Detailed information available from : Staff Name: Steve Coffinbargar, Assistant Director Phone: 630/406-7170

Resolution/Ordinance Tracking:
Assigned Committee: Transportation Passed Sent to: Executive on: 03/22/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Passed Sent to: County Board on: 04/04/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ILLINOIS
FOR PHASE I ENGINEERING SERVICES FOR
FABYAN PARKWAY AT KANEVILLE ROAD
KANE COUNTY SECTION NO. 11-00420-00-CH**

WHEREAS, the Illinois Constitution of 1970, Article VII, Section 10 and the Illinois Compiled Statutes, (5 ILCS 220/1, *et seq.*) authorizes the County of Kane (County) and the State of Illinois (State) to cooperate in the performance of their respective duties and responsibilities by contract and other agreements; and

WHEREAS, the County and the State (through its Illinois Department of Transportation) desire to cooperate among themselves to accomplish the improvement of Kane County Highway No. 8 (also known as Fabyan Parkway) at Kane County Highway No. 84 (also known as Kaneville Road) (hereinafter referred to as the "Improvement"); and

WHEREAS, the County and the State desire to undertake Phase I Engineering services for the Improvement at an estimated cost of One Hundred Four Thousand Six Hundred Thirty Seven and 21/100 Dollars (\$104,637,21); and

WHEREAS, the Improvement is deemed by the County and the State to be of immediate benefit to the residents of the County of Kane and the State of Illinois in that it shall facilitate the safe and efficient movement of traffic, provide for the safety of the motoring public, and preserve and protect sensitive environmental features from adjacent highway improvements; and

WHEREAS, the County and the State have determined a mutually satisfactory allocation of responsibilities and costs for said Improvement as set forth in an intergovernmental agreement with the State (a copy of which is on file with the County Clerk's Office), with the County's share of the Phase I Engineering estimated to be \$20,927.00.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute an intergovernmental agreement(s) with the State of Illinois acting through the Illinois Department of Transportation for Phase I Engineering for the Improvement.

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____



AGENDA ITEM EXECUTIVE SUMMARY Agenda Item # 12 -

<input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance	Name	Approving Contract for the 2012 County Resurfacing Program, Kane County Section No. 12-00415-00-RS
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Presenter/Sponsor: Steve Coffinbargar - Assistant Director of Transportation

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount: \$6,245,206.09

If not budgeted, explain funding source

SUMMARY: On March 8, 2012, construction bids were opened at the Division of Transportation office for the 2012 County Resurfacing Program project. The scope of this project involves the resurfacing of 20.23 miles of roads in the County including portions of Harter, Galligan, Meredith, Thatcher, Montgomery, Huntley, Randall, Tyrell, Mill Creek, Kirk Roads, and Fabyan Parkway. The County roads will be profiled and paved with an 1.5" layer of new surface course which will improve the rideability and longevity of the roads.

The apparent low bidder is Plote Construction, Inc. of Hoffman Estates, Illinois and the proposed contract amount for the project is \$6,245,206.09. The low bid amount is approximately 10% below the engineer's estimate of \$6,932,979.25.

Attachments: Resolution, Bid Tabulation, Location Map

Detailed information available from : Staff Name: Steve Coffinbargar, Assistant Director Phone: 630/406-7170

Resolution/Ordinance Tracking:

Assigned Committee:	Transportation	Passed	Sent to:	Executive	on:	03/22/2012
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If Other, specify:

Committee Remarks:

Next Committee:	Executive	.	Sent to:	County Board	on:	04/04/2012
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If Other, specify:

Committee Remarks:

Next Committee:			Sent to:		on:	
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Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**APPROVING CONTRACT FOR THE
2012 COUNTY RESURFACING PROGRAM
KANE COUNTY SECTION NO. 12-00415-00-RS**

WHEREAS, the Kane County Division of Transportation has solicited and received bids for the work and/or construction described as:

KANE COUNTY SECTION NO. 12-00415-00-RS
COUNTY RESURFACING
(hereinafter the "Project")

WHEREAS, the lowest responsible bidder for the Project is:

PLOTE CONSTRUCTION INC. OF HOFFMAN ESTATES, IL
WITH A LOW BID OF
\$6,245,206.09

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Contract for the Project described hereinabove shall be awarded to the low bidder as indicated hereinabove and that the County Board Chairman is hereby authorized and directed to execute a contract and contractor's bond therefor.

BE IT FURTHER RESOLVED that there is hereby appropriated the sum of Five Million Six Hundred Sixty Five Thousand Seven Hundred Ninety Three and 28/100 Dollars (\$5,665,793.28) from Local Option Tax Fund #304, Line Item #52080 (Repairs & Maintenance - Resurfacing); Four Hundred Sixty Six Thousand Dollars (\$466,000.00) from Recovery Zone Bond Construction #514, Line Item #52080 (Repairs & Maintenance - Resurfacing, and One Hundred Thirteen Thousand Four Hundred Twelve and 81/100 Dollars (\$113,412.81) from Mill Creek Special Service Area #520, Line Item #52020 (Repairs & Maintenance - Roads) for a total appropriation of Six Million Two Hundred Forty Five Thousand Two Hundred Six and 09/100 (\$6,245,206.09).

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds currently available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
304.520.524.52080	Repairs & Maintenance - Resurfacing	Yes	Yes	
514.800.529.52080	Repairs & Maintenance - Resurfacing	No	Yes	
520.690.730.52020	Repairs & Maintenance - Roads	Yes	Yes	

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____
4APCNRSRFC.4LH



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12 -

Resolution Ordinance Name Approving an Agreement with Rubino Engineering, Inc. for Material Testing Services, Kane County Section No. 12-00371-00-EG

Presenter/Sponsor: Steve Coffinbargar - Assistant Director of Transportation

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount: \$ 300,000

If not budgeted, explain funding source

SUMMARY: Staff has completed the consultant selection process using current QBS Procedures and has negotiated a contract with Rubino Engineering, Inc. for an amount not to exceed \$300,000 for the period of two years. Information on the QBS Process and selection details may be found on KDOT's website.

The On-Call Soil and Material Testing Services will provide detailed information for our Construction and Design staff. Services provided under this contract include HMA, Aggregate and PCC plant, laboratory and field testing, soil investigations, design and criteria reports, and other tests as needed for designing and constructing various roadway, bridge and drainage facilities throughout the County.

Attachments: Resolution, Engineering Agreement

Detailed information available from : Staff Name: Steve Coffinbargar, Assistant Director Phone: 630/406-7170

Resolution/Ordinance Tracking:

Assigned Committee: Transportation Passed Sent to: Executive on: 03/22/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Sent to: County Board on: 04/04/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**APPROVING AN AGREEMENT WITH
RUBINO ENGINEERING, INC.
FOR MATERIAL TESTING SERVICES
KANE COUNTY SECTION NO. 12-00371-01-EG**

WHEREAS, on call engineering services are necessary to provide soil, concrete and asphalt testing and inspections for 2012 and 2013 County projects (hereinafter "Inspection Services"); and

WHEREAS, it is necessary to retain the services of a professional engineering firm to provide the Inspection Services; and

WHEREAS, in order to obtain said engineering assistance, it is necessary that the County retain the services of Rubino Engineering, Inc., 665 Tollgate Road, Unit H, Elgin, Illinois 60123 (hereinafter referred to as "Consultant") to perform said professional material testing services; and

WHEREAS, said engineering assistance will require on-call material testing services and the cost for said services is an amount not to exceed Three Hundred Thousand Dollars (\$300,000.00) for the one year term plus the one year extension as set forth in the contract therefor (a copy of which is on file with the County Clerk's Office).

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute an agreement with the Consultant for said "on call" professional material testing Services (a copy of which is on file with the County Clerk's Office).

BE IT FURTHER RESOLVED that the Kane County Board appropriate the sum of Three Hundred Thousand Dollars (\$300,000.00) for the professional material testing services to be paid from Local Option Fund #304, Line Item #50140 (Engineering).

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
304.520.524.50140	Engineering	Yes	Yes	

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 12 -

- Resolution
- Ordinance

Name: Approving a Phase III Engineering Services Agreement with Christopher B. Burke Engineering LTD. for Hampshire Creek Stream Bank Stabilization, Kane County Section No. 08-00376-00-DR

Presenter/Sponsor: Steve Coffinbargar - Assistant Director of Transportation

Budget Information: Was this item budgeted? Yes No N/A

Appropriation Amount: \$141,236.97

If not budgeted, explain funding source

SUMMARY: This creek embankment stabilization improvement will repair and prevent further erosion along portions of Hampshire Creek near Allen Road. Kane County requires engineering assistance for Phase III Engineering Services (Construction Engineering). Information on the QBS Process and selection details may be found on KDOT's website.

Christopher B. Burke Engineering LTD. was selected and a contract was negotiated to provide Phase III Engineering Services. The negotiated contract is for a not to exceed amount of \$141,236.97. This contract includes 3 years of maintenance and monitoring at \$41,252.87 of the \$141,236.97 contract. The remaining \$99,984.10 will cover the construction engineering.

Attachments: Resolution, Engineering Agreement

Detailed information available from :

Staff Name: Steve Coffinbargar, Assistant Director

Phone: 630/406-7170

Resolution/Ordinance Tracking:

Assigned Committee: Transportation Passed Sent to: Executive on: 03/22/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Sent to: County Board on: 04/04/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**APPROVING A PHASE III ENGINEERING SERVICES AGREEMENT
WITH CHRISTOPHER B. BURKE ENGINEERING LTD. FOR
HAMPSHIRE CREEK STREAMBANK STABILIZATION
KANE COUNTY SECTION NO. 08-00376-00-DR**

WHEREAS, Phase III Engineering services are needed for the Hampshire Creek Stream Bank Stabilization project (herein referred to as the "Project"); and

WHEREAS, in order to accomplish the Project, it is necessary to retain the services of a professional engineering firm to provide Phase III Engineering services therefor; and

WHEREAS, Christopher B. Burke Engineering Ltd., 9575 West Higgins Road, Suite 600, Rosemont, IL 60018 has experience and professional expertise in Phase III Engineering and is willing to perform the required services for an amount not to exceed One Hundred Forty One Thousand Two Hundred Thirty Six and 97/100 Dollars (\$141,236.97), which includes \$99,984.10 for engineering and \$41,252.87 for monitoring, as set forth in the Phase III Engineering Services agreement (a copy of which is on file with the County Clerk's Office).

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute a Phase III Engineering services agreement with Christopher B. Burke Engineering Ltd.

BE IT FURTHER RESOLVED that the Kane County Board appropriate the not to exceed sum of One Hundred Forty One Thousand Two Hundred Thirty Six and 97/100 Dollars (\$141,236.97) from County Highway Fund #300, Line Item #50140 (Engineering) to pay for said Phase III Engineering services for the Improvement.

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
300.520.520.50140	Engineering	Yes	Yes	

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item # 8C-4a

- Resolution
- Ordinance

Name Approving Contract for Construction, Plank Road at Illinois Route 47, Kane County Section No. 07-00356-00-CH

Presenter/Sponsor: Steve Coffinbargar - Assistant Director of Transportation

Budget Information: Was this item budgeted? Yes No N/A

Appropriation Amount: \$2,092,440.94

If not budgeted, explain funding source

SUMMARY: On March 8, 2012, construction bids were opened at the Division of Transportation office for the Plank Road at IL Route 47 Intersection Improvement project. The scope of this project involves the widening, resurfacing, addition of left turn lanes on Plank Road, addition of right turn lanes on IL Route 47, drainage improvements, traffic signal modernization, and lighting improvements at the Plank Road and IL Route 47 intersection.

The apparent low bidder and proposed contract amount for the project is Plote Construction, Inc. of Hoffman Estates, Illinois in the amount of \$2,092,440.94. The low bid amount is approximately 22.38% below the engineer's estimate of \$2,695,706.65.

The County Board previously approved an Intergovernmental Agreement with the State of Illinois which provides for a significant portion of the proposed improvement to be reimbursement by the State.

Attachments: Resolution, Bid Tabulation, Location Map

Detailed information available from :

Staff Name: Steve Coffinbargar, Assistant Director

Phone: 630/406-7170

Resolution/Ordinance Tracking:

Assigned Committee: Transportation Passed Sent to: Executive on: 03/22/2012

If Other, specify:

Committee Remarks:

Next Committee: Executive Sent to: County Board on: 04/04/2012

If Other, specify:

Committee Remarks:

Next Committee: Sent to: on:

Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**APPROVING CONTRACT FOR CONSTRUCTION
PLANK ROAD AT ILLINOIS ROUTE 47
KANE COUNTY SECTION NO. 07-00356-00-CH**

WHEREAS, the Kane County Division of Transportation has solicited and received bids for the work and/or construction described as:

KANE COUNTY SECTION NO. 07-00356-00-CH
PLANK ROAD AT ILLINOIS ROUTE 47
(hereinafter the "Project")

WHEREAS, the lowest responsible bidder for the Project is:

PLOTE CONSTRUCTION INC. OF HOFFMAN ESTATES, IL
WITH A LOW BID OF
\$2,092,440.94

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Contract for the Project described hereinabove shall be awarded to the low bidder as indicated hereinabove and that the County Board Chairman is hereby authorized and directed to execute a contract and contractor's bond therefor.

BE IT FURTHER RESOLVED that there is hereby appropriated the sum of One Million Four Hundred Sixty Seven Thousand Four Hundred Forty and 94/100 Dollars (\$1,467,440.94) from Transportation Capital Fund #540, Line Item #73000 (Roads – Construction) and Six Hundred Twenty Five Thousand Dollars (\$625,000.00) from Impact Fees Fund #553, Line Item #73000 (Roads-Construction) for a total appropriation of Two Million Ninety Two Thousand Four Hundred Forty and 94/100 (\$2,092,440.94).

Line item	Line Item Description	Was personnel/item/service approved in original budget or a subsequent budget revision?	Are funds <u>currently</u> available for this personnel/item/service in the specified line item?	If funds are not currently available in the specified line item, where are the funds available?
540.520.525.73000	Roads – Construction	Yes	Yes	
553.520.553.73000	Roads – Construction	Yes	Yes	

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____
4APCNPLNK47.4LH



AGENDA ITEM EXECUTIVE SUMMARY Agenda Item # 8C-5a

<input checked="" type="checkbox"/> Resolution	Name	Approving an Intergovernmental Agreement with the State of Illinois for Construction of Randall Road at Big Timber Road, Kane County Section No. 08-00369-00-SP
<input type="checkbox"/> Ordinance		

Presenter/Sponsor: Steve Coffinbargar, Assistant Director

Budget Information: Was this item budgeted? Yes No N/A Appropriation Amount:

If not budgeted, explain funding source

SUMMARY: This intersection and safety improvement project includes construction of a new eastbound to southbound right turn lane, an additional eastbound through lane, modification of the radius return at the northeast quadrant to improve driver visibility, traffic signals upgrades, pavement markings and minor landscaping restoration.

An Intergovernmental Agreement with IDOT provides funding for construction. This agreement provides the following funding allocation:

Federal (HSIP) Funding: \$725,400.00
Local (Kane County) Funding \$200,600.00

This project has a target letting date of June 15, 2012, contingent upon the completion of right-of-way acquisition. Construction is planned to start August 2012 with project completion in December of the same year. Appropriation of funds will be presented after project bids are opened and approved.

Attachments: Resolution, Funding Agreement, and Location Map

Detailed information available from : Staff Name: Jan Ward, Planning & Programming Chief Phone: (630)444-3143

Resolution/Ordinance Tracking:

Assigned Committee: Transportation	Passed	Sent to: Executive	on: 03/22/2012
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If Other, specify:

Committee Remarks:

Next Committee: Executive	.	Sent to: County Board	on: 04/04/2012
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If Other, specify:

Committee Remarks:

Next Committee:	.	Sent to:	on:
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Committee Remarks:

County Board Date: 04/10/2012

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 12 - _____

**APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ILLINOIS
FOR CONSTRUCTION OF RANDALL ROAD AT BIG TIMBER ROAD
KANE COUNTY SECTION NO. 08-00369-00-SP**

WHEREAS, the Illinois Constitution of 1970, Article VII, Section 10 and the Illinois Compiled Statutes (5 ILCS 220/1, *et seq.*) authorizes the County of Kane (County) and the State of Illinois (State) to cooperate in the performance of their respective duties and responsibilities by contract and other agreements; and

WHEREAS, the County and the State (through its Illinois Department of Transportation) desire to cooperate among themselves to accomplish construction for Kane County Highway No. 34 (Randall Road) at Kane County Highway No. 21 (Big Timber Road) intersection improvement (hereinafter referred to as the "Improvement"); and

WHEREAS, the County and the State desire to undertake construction for the Improvement at an estimated cost of Nine Hundred Twenty Six Thousand Dollars (\$926,000.00); and

WHEREAS, the Improvement is deemed by the County and the State to be of immediate benefit to the residents of the County of Kane and the State of Illinois in that it shall facilitate the safe and efficient movement of traffic and shall provide for the safety of the motoring public; and

WHEREAS, the County and the State have determined a mutually satisfactory allocation of responsibilities and costs for said Improvement as set forth in the intergovernmental agreement (a copy of which is on file with the County Clerk's Office) with the County share of the construction of the Improvement estimated to be \$200,600.00.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute an intergovernmental agreement with the State of Illinois acting through its Illinois Department of Transportation for construction for the Improvement.

Passed by the Kane County Board on April 10, 2012.

John A. Cunningham
Clerk, County Board
Kane County, Illinois

Karen McConnaughay
Chairman, County Board
Kane County, Illinois

Vote:
Yes _____
No _____
Voice _____
Abstentions _____