

THURSDAY, JANUARY 19, 2006
NINE THIRTY A.M.

UNITED STATES OF AMERICA
STATE OF ILLINOIS
COUNTY OF WILL

Executive Walsh called the meeting to order.

Member Gerl led in the Pledge of Allegiance to our Flag.

Member Gerl introduced Rollie Lindstrom, Director of Christian Youth Center on Manhattan Road in Joliet, who delivered the invocation.

Roll call showed the following Board members present: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis. Total: twenty-six

Absent: Wintermute. Total: one

THE EXECUTIVE DECLARED A QUORUM PRESENT.

Member Babich made a motion, seconded by Member Adamic, the Certificate of Publication be placed on file.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis. Total: twenty-six

No negative votes.

THE CERTIFICATE OF PUBLICATION IS PLACED ON FILE.

Member Babich made a motion, seconded by Member Anderson, to approve the December 15, 2005 Recessed County Board Minutes.

Member Wisniewski commented that the December 15, 2005 minutes do not show him as attending and asked that we update the minutes. It shows him as not present and then voting.

County Clerk Voots stated he came in late was not present for the roll call, but we will put him in.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six

No negative votes.

THE MINUTES OF THE DECEMBER 15, 2005 RECESSED COUNTY BOARD MEETING ARE APPROVED.

Elected officials present were: Auditor, Steve Weber; County Clerk, Nancy Schultz Voots; Recorder of Deeds, Laurie McPhillips; Sheriff, Paul Kaupas; State's Attorney, James Glasgow; and Treasurer, Karen Callanan.

News media present were: Volunteers, Comcast; Michelle Tarrant, Russell Publications; Reed Robust, Daily Journal Kankakee; Steve Brandy, WJOL; Dennis Sullivan, Chicago Tribune; and Cindy Cain, Herald News.

CITIZENS TO BE HEARD

Executive Walsh announced there are speakers signed up for zoning matters and will be called to speak before the County Board at the appropriate time.

Executive Walsh announced Waste Management was to present a check to the Juvenile Drug Court Program.

Member Dralle commented she has one of her favorite people coming to the meeting today, Julie McCabe. She believes that we have all heard someone play the piano and know the duet called "Heart and Soul". She feels that Ms. McCabe is the heart of the Drug Court Program and Chief Judge White is the soul. They together have initiated a program that has eleven graduations which was on the radio today. They have made the difference in many, many, people's lives and have taken people who were having a very difficult time through addictions that lead to violence, burglary, etc. Because of their commitment and the commitment with the State's Attorneys Office, we have an award winning drug court program that is having a drug court graduation today, she encouraged everyone to attend the graduation. She introduced Waste Management Lee Addleman, Vice President of Waste Management.

Mr. Lee Addleman thanked County Executive Walsh, Will County Board Members, and State's Attorney Glasgow for allowing him to say a few words with regards to the Juvenile Drug Court Program. He explained we are in our 5th decade of operations in Will County and have attempted to identify organizations and initiatives that we can support as a corporate entity within the county. Recently, his office became aware of the drug court program that was initiated under State's Attorney Glasgow and feels this is something benefiting the citizens of Will County. These are young individuals who have had their first brush with the law and they are at a point where they can go one way or another. Hopefully, we can do something to put them on the right tract. He expressed how this program deserves support; it is our social responsibility to

provide it and therefore his office would like to present Julie McCabe with a \$1,000 check to show support to this Juvenile Drug Program. He plans on making this an Evergreen Pledge and will continuously continue to fund this program year after year as long as their operations are in the county.

Ms. Julie McCabe thanked Mr. Addleman for the pledge. She added how she has spoken to Mr. Addleman of the importance of the Drug Court Program. She feels this program has to be done in this county. The majority of people involved in the criminal justice system are drug addicts and that is what has lead them to the life of crime. Hopefully, we can stop the recidivism that we have by giving them treatment. The recidivism rate is 7% for the drug court graduates. She explained how she could not accomplish these achievements without the help of her team. She asked Mr. Addleman if he could present the check to State's Attorney Glasgow. The State's Attorney was there when the program began, he is there now, and this program would not be in existence without him. She added how Chief Judge Stephen White is the "sole" of the program. Mr. White is stepping down from drug court this afternoon and Ms. McCabe encouraged everyone who can attend the graduation to attend.

State's Attorney Glasgow echoed what Member Dralle said about Ms. McCabe and how Ms. McCabe is one of those special people who is truly committed from her heart to what she does and the time she puts in, the relationships she creates with these people in drug court is phenomenal and contributes to the lower recidivism rate. This program is promoting prevention, we need to start investing a little more money in prevention and we will not need as many beds in our jail; hopefully, government across the country is realizing this analogy. These drug courts were started in the mid 90's and have now spread across the country. He feels our program is one of the most successful. It has the County Board support and the hard work of Ms. Julie McCabe and that is why this program is doing the tremendous job it is. State's Attorney Glasgow thanked Mr. Addleman for the contribution.

Mr. Addleman commented on how he would implore the individuals watching this broadcast who operate businesses within the county to step up also and help participate in this program because it is very worthwhile.

Executive Walsh invited Member Babich to come forward.

Member Babich mentioned he went to grade school and was baptized in St. Joseph's Church. He introduced Jonita Ruth who originated and helped the church get off the ground back in 1891.

Member Babich presented a Proclamation Recognizing St. Joseph's 100th Anniversary.

PROCLAMATION

**RE: RECOGNIZING 100th ANNIVERSARY OF
ST. JOSEPH CHURCH**

WHEREAS, St. Joseph Parish was originally established on October 18, 1891, with 40 families and Rev. Francis Sustersic as the pastor of Joliet's fifth Catholic Church, and

WHEREAS, the congregation grew so quickly that the old church was torn down to make way for the new and current St. Joseph Church, which when completed in the fall of 1905, became at once the largest and grandest in Joliet, and

WHEREAS, St. Joseph Church was consecrated on October 15, 1905,

WHEREAS, although St. Joseph Church has been a religious and social focal point for Slovenians and Slovenian-Americans for well over a century, the parish population is a tapestry of diverse cultures and ethnic backgrounds that has shaped the spiritual community over the years, and

WHEREAS, a \$1.5 million restoration project began in 2004, restoring the majestic church to its original splendor, and

WHEREAS, a centennial celebration was held on October 16, 2005, with a mass at 2 p.m. followed by a dinner at the Renaissance Center.

NOW, THEREFORE, BE IT PROCLAIMED, that the Will County Board and the Will County Executive hereby congratulate St. Joseph Church on its 100th Anniversary.

BE IT FURTHER PROCLAIMED, that the Will County Board and the Will County Executive applaud Rev. James Radek and the parishioners of St. Joseph Parish for their restoration and wish them many more years of success in serving the community.

DATED THIS 19th DAY OF JANUARY, 2006.

LAWRENCE M. WALSH
WILL COUNTY

EXECUTIVE
ATTEST:

NANCY SCHULTZ VOOTS
WILL COUNTY CLERK

Member Babich made a motion, seconded by Member Adamic, Proclamation Recognizing St. Joseph's 100th Anniversary be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six

No negative votes.

PROCLAMATION IS APPROVED.

Jonita Ruth was present to accept the proclamation. Ms. Ruth stated she was honored to accept the proclamation from the County Board and in honor of the Pastor Reverend James Radick and the Parishioners.

OLD BUSINESS

**STATUS OF UNSIGNED OR RETURNED
RESOLUTIONS/ORDINANCES BY THE COUNTY EXECUTIVE**

Executive Walsh stated that all resolutions from the December 15, 2005 County Board Meeting have been signed.

NEW BUSINESS

**LAND USE PLANNING, ZONING & DEVELOPMENT COMMITTEE
Terri Wintermute, Chairman**

Member Singer gave presentation in Member Wintermute's absence.

Member Singer made a motion, seconded by Member Konicki, remove Case #5466-MS from the table.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six

No negative votes.

CASE #5466-MS IS REMOVED FROM TABLE.



ORDINANCE AMENDING THE “WILL COUNTY, ILLINOIS ZONING ORDINANCE”
Adopted and Approved September 9, 1947 as amended

WHEREAS, the Planning and Zoning Commission of Will County, Illinois has recommended the reclassification of a certain area within the County as hereinafter described; and

WHEREAS, it appears that such recommendation was based upon a duly advertised hearing by said Planning and Zoning Commission of Will County affecting property located in Lockport Township where such area is situated; and

WHEREAS, it appears that due notice of the time and place of such hearing was published in a paper of general circulation in Will County, Illinois; that such hearing was duly and properly held, and that report thereof has been made to this Board within thirty days after such hearing;

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

Section 1. That the “Will County Zoning Ordinance”, approved September 9, 1947, as amended, be and the same is hereby amended by reclassifying the area described as follows:

MAP AMENDMENT FROM A-1 TO I-2

SPECIAL USE PERMIT FOR OUTDOOR STORAGE OF UNCONTAINED BULK MATERIALS
WITH PROPER SCREENING
WITH THE FOLLOWING CONDITIONS

1. Within one year of County Board approval, the applicant must apply for a building permit and begin construction of the primary structure.
2. Within 60 days of County Board approval, the applicant shall submit to the Land Use Department a proposed landscape plan that meets the requirements of Section 8.10 of the Will County Zoning Ordinance. The plan shall include the proposed fence materials, type of species and quantity. The landscape plan shall be implemented within 6 months of staff approval.
3. Outdoor storage of bulk material shall not exceed bin height or fencing height.
4. Outdoor storage is limited to landscape materials, trucks and trailers. Outdoor storage shall be prohibited within the front yard setback.
5. Landscape waste that is generated off-site shall not be stored on the site.
6. Water shall not be allowed to drain towards or run through mulch piles.

SEE ATTACHED FOR LEGAL DESCRIPTION

Section 2. That the County Clerk shall alter the map of said territory described in Subsection 3.1, Section 3 of said Will County Zoning Ordinance to indicate such revised classification and shall certify

such alteration by her signature and the date thereof, file the same and make available for public reference.

Section 3. This ordinance shall be in full force and effect upon its passage and approval as provided by law (or passage, approval and publication as provided bylaw).

CASE NO: 5466-MS

APPELLANT: Raul Patino, Owner
Robert J. Graham, Attorney at Law

Adopted by the Will County Board this 19th day of January, 2006

Vote: Yes _____ No _____ Pass _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive

CASE NO: 5466-MS Raul Patino, Owner, Robert J. Graham, Attorney at Law

MAP AMENDMENT FROM A-1 TO I-2

SPECIAL USE PERMIT FOR OUTDOOR STORAGE OF UNCONTAINED BULK MATERIALS
WITH PROPER SCREENING

LEGAL DESCRIPTION

THAT PART OF THE SOUTH 1/2 OF THE NORTHEAST 1/4 OF SECTION 2, IN TOWNSHIP 36 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE EAST LINE OF SAID NORTHEAST 1/4 WITH THE NORTH LINE OF THE SOUTH 20 RODS OF SAID NORTHEAST 1/4 AND RUNNING THENCE ON AN ASSUMED BEARING OF NORTH 89 DEGREES 51 MINUTES 33 SECONDS WEST, ALONG THE NORTH LINE OF SAID SOUTH 20 RODS, A DISTANCE OF 501.09 FEET TO A POINT IN A LINE DRAWN 200.00 FEET EASTERLY OF (AS MEASURED AT RIGHT ANGLES) AND PARALLEL WITH THE EASTERLY RIGHT OF WAY LINE OF STATE AID ROUTE NO. 72, (ALSO KNOWN AS NEW AVENUE) SAID POINT BEING THE POINT OF BEGINNING; THENCE NORTH 05 DEGREES 05 MINUTES 56 SECONDS EAST, ALONG SAID PARALLEL LINE, A DISTANCE OF 297.11 FEET TO THE NORTH LINE OF THE SOUTH 626.00 FEET OF SAID NORTHEAST 1/4; THENCE NORTH 89 DEGREES 51 MINUTES 33 SECONDS WEST ALONG SAID NORTH LINE OF THE SOUTH 626.00 FEET, A DISTANCE OF 100.38 FEET TO THE EASTERLY LINE OF THE PREMISES CONVEYED BY DOCUMENT NO. 938580; THENCE ALONG THE EXTERIOR LINE OF SAID PREMISES CONVEYED BY DOCUMENT NO. 938580 THE FOLLOWING TWO COURSES, SOUTH 05 DEGREES 05 MINUTES 56 SECONDS WEST A DISTANCE OF 26.40 FEET AND NORTH 89 DEGREES 54 MINUTES 04 SECONDS WEST A DISTANCE OF 100.00 FEET TO THE SAID EASTERLY RIGHT OF WAY LINE OF STATE AID ROUTE NO. 72; THENCE SOUTH 05 DEGREES 05 MINUTES 56 SECONDS WEST, ALONG SAID EASTERLY RIGHT OF WAY LINE, A DISTANCE OF 279.39 FEET TO THE SAID NORTH LINE OF THE SOUTH 20 RODS OF THE NORTHEAST 1/4; THENCE SOUTH 89 DEGREES 51 MINUTES 33 SECONDS EAST, ALONG SAID NORTH LINE, A DISTANCE OF 200.75 FEET TO THE POINT OF BEGINNING, IN WILL COUNTY, ILLINOIS.

Member Singer announced that there have been additional questions arise regarding this case since it passed at Planning and Zoning Commission and Land Use and Zoning Committee and have a request from this district who were working hard to make sure the right things are done in their back yard.

Member Singer made a motion, seconded by Member Konicki, send Case #5466-MS back to committee for an additional public hearing.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six

No negative votes.

CASE #5466-MS IS REMANDED BACK TO COMMITTEE FOR AN ADDITIONAL PUBLIC HEARING.

Member Singer presented Case #5437-S, Special Use Permit for Outdoor Storage of Equipment, Products and Goods in New Lenox Township.



ORDINANCE AMENDING THE “WILL COUNTY ZONING ORDINANCE”
Adopted and Approved September 9, 1947 as amended

WHEREAS, the Planning and Zoning Commission of Will County, Illinois has recommended the reclassification of a certain area within the County as hereinafter described; and

WHEREAS, it appears that such recommendation was based upon a duly advertised hearing by said Planning and Zoning Commission of Will County affecting property located in New Lenox Township where such area is situated; and

WHEREAS, it appears that due notice of the time and place of such hearing was published in a paper of general circulation in Will County, Illinois; that such hearing was duly and properly held, and that report thereof has been made to this Board within thirty days after such hearing;

THEREFORE, BE IT ORDAINED BY THE COUNTY BOARD OF SAID WILL COUNTY:

Section 1. That the “Will County Zoning Ordinance”, approved September 9, 1947, as amended, be and the same is hereby amended by reclassifying the area described as follows:

SPECIAL USE PERMIT FOR OUTDOOR STORAGE OF EQUIPMENT, PRODUCTS, AND
GOODS

WITH THE FOLLOWING CONDITIONS

- 1. Within 60 days of County Board approval, the applicant shall submit to the Land Use Department a proposed landscape plan that meets the requirements of Section 8.10 of the Will County Zoning Ordinance. The plan shall include the proposed fence materials, type of species and quantity. The landscape plan shall be implemented within 6 months of staff approval.**
- 2. Any inoperable vehicles must be removed from the site within thirty days of County Board approval.**
- 3. The area for outdoor storage must be specified on the landscape plan and reviewed by staff.**

THAT PART OF THE EAST HALF OF THE EAST HALF OF SECTION 26, TOWNSHIP 35 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 26; THENCE NORTH, ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION, 2244.33 FEET, TO THE NORTH LINE OF THE SOUTH 2244.29 FEET OF SAID SOUTHEAST QUARTER; THENCE WEST, ALONG SAID NORTH LINE, 1316.27 FEET, TO THE WEST LINE OF THE EAST HALF OF THE EAST HALF OF SAID SECTION 26; THENCE NORTH, ALONG SAID WEST LINE, 189.38 FEET; THENCE EAST, ALONG A LINE PARALLEL WITH THE SOUTH LINE OF SAID SOUTHEAST QUARTER, 426.69 FEET; THENCE SOUTHEASTERLY, ALONG A LINE FORMING AN ANGLE OF 172 DEGREES 45 MINUTES 53 SECONDS TO THE LEFT WITH THE LAST DESCRIBED COURSE, 311.44 FEET, TO A POINT 580.75 FEET WEST OF, AS MEASURED PERPENDICULARLY TO, THE EAST LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH ALONG A LINE WHICH FORMS AN ANGLE OF 94 DEGREES 09 MINUTES 54 SECONDS TO THE LEFT WITH THE LAST DESCRIBED COURSE, 10.00 FEET; THENCE WEST, ALONG A LINE WHICH FORMS AN ANGLE OF 90 DEGREES TO THE LEFT WITH THE LAST DESCRIBED COURSE, 4.00 FEET; THENCE SOUTH, ALONG A LINE WHICH FORMS AN ANGLE OF 90 DEGREES TO THE RIGHT WITH THE LAST DESCRIBED COURSE, 16.00 FEET; THENCE EAST, ALONG A LINE WHICH FORMS AN ANGLE OF 90 DEGREES TO THE RIGHT WITH THE LAST DESCRIBED COURSE, 4.00 FEET; THENCE SOUTH, ALONG A LINE WHICH FORMS AN ANGLE OF 90 DEGREES TO THE LEFT WITH THE LAST DESCRIBED COURSE, 73.18 FEET, TO A POINT ON THE NORTH LINE OF THE SOUTH 2304.29 FEET OF SAID SOUTHEAST QUARTER, SAID POINT BEING 583.80 FEET WESTERLY OF, AS MEASURED ALONG SAID NORTH LINE, THE EAST LINE OF SAID SOUTHEAST QUARTER; THENCE EAST, ALONG SAID NORTH LINE, 583.80 FEET, TO THE EAST LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH, ALONG SAID EAST LINE, 60.00 FEET TO THE POINT OF BEGINNING, IN WILL COUNTY, ILLINOIS.

Section 2. That the County Clerk shall alter the map of said territory described in Subsection 3.1, Section 3 of said Will County Zoning Ordinance to indicate such revised classification and shall certify such alteration by her signature and the date thereof, file the same and make available for public reference.

Section 3. This ordinance shall be in full force and effect after its passage as provided by law.

CASE NO: 5437-S APPELLANT: Chicago Title and Trust Company,
Trust #1108004
Joyce Vaslie, Beneficiary

Adopted by the Will County Board this 19th day of January, 2006

Vote: Yes _____ No _____ Pass _____

 Nancy Schultz Voots
 Will County Clerk

Approved this _____ day of _____, 2006 _____
 Lawrence M. Walsh
 Will County Executive

Member Singer made a motion, seconded by Member Weigel, Case #5437-S be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six

No negative votes.

CASE #5437-S IS GRANTED.

Executive Walsh announced there were speakers signed up for case 5466-MS, which was remanded back to committee.

Member Konicki stated the speakers that were signed up were amendable of withdrawing their request to speak until such time that this case comes back before the County Board for a vote.

Member Singer presented Case #5448-MSV2, Zoning Map Amendment from A-2 to R-1 in Green Garden Township.



ORDINANCE AMENDING THE “WILL COUNTY, ILLINOIS ZONING ORDINANCE”
Adopted and Approved September 9, 1947 as amended

WHEREAS, the Planning and Zoning Commission of Will County, Illinois has recommended the reclassification of a certain area within the County as hereinafter described; and

WHEREAS, it appears that such recommendation was based upon a duly advertised hearing by said Planning and Zoning Commission of Will County affecting property located in Green Garden Township where such area is situated; and

WHEREAS, it appears that due notice of the time and place of such hearing was published in a paper of general circulation in Will County, Illinois; that such hearing was duly and properly held, and that report thereof has been made to this Board within thirty days after such hearing;

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

Section 1. That the “Will County Zoning Ordinance”, approved September 9, 1947, as amended, be and the same is hereby amended by reclassifying the area described as follows

MAP AMENDMENT FROM A-2 TO R-1
SPECIAL USE PERMIT FOR ACCESSORY STRUCTURE FROM 1,800 SQ. FT. TO 4,618 SQ. FT.

PARCEL 1: THE EAST 265 FEET (EXCEPTING THEREFROM THE SOUTH 973.12 FEET AND ALSO EXCEPT THEREFROM THE NORTH 275.5 FEET), IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 34 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN; AND

PARCEL 2: THE EAST 265 FEET (EXCEPT THEREFROM THE SOUTH 1053.12 FEET AND ALSO EXCEPT THEREFROM THE NORTH 115.5 FEET) IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 34 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL IN WILL COUNTY, ILLINOIS

Section 2. That the County Clerk shall alter the map of said territory described in Subsection 3.1, Section 3 of said Will County Zoning Ordinance to indicate such revised classification and shall certify such alteration by her signature and the date thereof, file the same and make available for public reference.

Section 3. This ordinance shall be in full force and effect upon its passage and approval as provided by law (or passage, approval and publication as provided bylaw).

CASE NO: 5448-MSV APPELLANT: Marianne Miranda, Owner
Douglas W. Schlak, Attorney at Law

Adopted by the Will County Board this 19th day of January, 2006

Vote: Yes _____ No _____ Pass _____

 Nancy Schultz Voots
 Will County Clerk

Approved this _____ day of _____, 2006 _____
 Lawrence M. Walsh
 Will County Executive

Member Singer made a motion, seconded by Member Sheridan, zoning map amendment from A-2 to R-1 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
 Total: twenty-six

No negative votes.

ZONING MAP AMENDMENT FROM A-2 TO R-1 IS APPROVED.

Member Singer presented Case #5448-MSV2, Special Use Permit for Accessory Structure from 1800 Square Feet to 4,618 Square Feet in Green Garden Township

Member Singer made a motion, seconded by Member Gerl, Case #5448-MSV2 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six

No negative votes.

SPECIAL USE PERMIT FOR ACCESSORY STRUCTURE IS APPROVED.

CASE #5448-MSV2 IS GRANTED.

Member Singer presented Case #5472-M, Zoning Map Amendment from A-1 to E-2 in Green Garden Township.



ORDINANCE AMENDING THE “WILL COUNTY, ILLINOIS ZONING ORDINANCE”
Adopted and Approved September 9, 1947 as amended

WHEREAS, the Planning and Zoning Commission of Will County, Illinois has recommended the reclassification of a certain area within the County as hereinafter described; and

WHEREAS, it appears that such recommendation was based upon a duly advertised hearing by said Planning and Zoning Commission of Will County affecting property located in Green Garden Township where such area is situated; and

WHEREAS, it appears that due notice of the time and place of such hearing was published in a paper of general circulation in Will County, Illinois; that such hearing was duly and properly held, and that report thereof has been made to this Board within thirty days after such hearing;

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

Section 1. That the "Will County Zoning Ordinance", approved September 9, 1947, as amended, be and the same is hereby amended by reclassifying the area described as follows:

MAP AMENDMENT FROM A-1 TO E-2

The East 1/2 of that part of the South 1/2 of the South East 1/4 of Section 23, Township 34 North, Range 12, East of the Third Principal Meridian described as follows:

Commencing at the Southwest Corner of said South East 1/4; thence East along the South line of said South East 1/4 330.00 Feet to the point of beginning; thence Northerly along a line which lies 330.00 Feet East of and parallel with the West line of said South East 1/4 660.00 Feet; thence Easterly along a line which lies 660.00 Feet; thence Southerly along a line which lies 990.00 Feet East of and parallel with the West line of said South East 1/4 660.00 Feet to a point on the South line of said South East 1/4; thence Westerly along the South line of said South East 1/4 660.00 Feet to the point of beginning, all in Will County, Illinois.

Section 2. That the County Clerk shall alter the map of said territory described in Subsection 3.1, Section 3 of said Will County Zoning Ordinance to indicate such revised classification and shall certify such alteration by her signature and the date thereof, file the same and make available for public reference.

Section 3. This ordinance shall be in full force and effect upon its passage and approval as provided by law (or passage, approval and publication as provided bylaw).

CASE NO: 5472-M **APPELLANT:** Daniel F. Kamper, Owner

Adopted by the Will County Board this 19th **day of** January **, 2006**

Vote: Yes _____ *No* _____ *Pass* _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ **day of** _____ **, 2006**

Lawrence M. Walsh
Will County Executive

Member Singer made a motion, seconded by Member Brandolino, Case #5472-M be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six

No negative votes.

CASE #5472-M IS GRANTED.

Member Singer presented Case #5473-SV, Special Use Permit for Two (2) Mobile Residences on a C-4 Site & Variance for Front Yard Setback from 80 Feet to 20 Feet in Will Township.



ORDINANCE AMENDING THE “WILL COUNTY, ILLINOIS ZONING ORDINANCE”
Adopted and Approved September 9, 1947 as amended

WHEREAS, the Planning and Zoning Commission of Will County, Illinois has recommended the reclassification of a certain area within the County as hereinafter described; and

WHEREAS, it appears that such recommendation was based upon a duly advertised hearing by said Planning and Zoning Commission of Will County affecting property located in Will Township where such area is situated; and

WHEREAS, it appears that due notice of the time and place of such hearing was published in a paper of general circulation in Will County, Illinois; that such hearing was duly and properly held, and that report thereof has been made to this Board within thirty days after such hearing;

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

Section 1. That the “Will County Zoning Ordinance”, approved September 9, 1947, as amended, be and the same is hereby amended by reclassifying the area described as follows:

SPECIAL USE PERMIT FOR TWO (2) MOBILE RESIDENCES ON A C-4 SITE

That part lying North of a line drawn as follows: Beginning at the Southeast corner of the Northeast ¼ of the Southeast ¼ of Section 6, in Township 33 North, and in Range 13 East of the Third Principal Meridian, thence North on the East line of said Southeast ¼ of said Section 6, a distance of 417.32 feet to a point on said line; thence West and parallel to the South line of the Northeast ¼ of the Southeast ¼ of said Section 6, a distance of 271.0 feet to a point; thence Northwesterly at an angle of 152 degrees, 4 minutes with the last described line, a distance of 120.0 feet to a point on the Easterly right of way line of U.S. Route 54, said point being 513.49 feet (as measured on the Easterly right of way line of U.S. Route 54) Northerly from the intersection of the Easterly right of way line of U.S. Route 54 and the South line of the Northeast ¼ of the Southeast ¼ of said Section 6, in Will Township, of the following described tract of land: The South 718.82 feet (measured on the East line) of that part of the Northeast ¼ of the Southeast ¼ of Section 6, in Township 33 North, and in Range 13 East of the Third Principal Meridian, lying Easterly of the right of way line of U.S. Highway Route 54, excepting therefrom the East 217.80 feet of the North 200.0 feet thereof, in Will County, Illinois.

Section 2. That the County Clerk shall alter the map of said territory described in Subsection 3.1, Section 3 of said Will County Zoning Ordinance to indicate such revised classification and shall certify such alteration by her signature and the date thereof, file the same and make available for public reference.

Section 3. This ordinance shall be in full force and effect upon its passage and approval as provided by law (or passage, approval and publication as provided bylaw).

CASE NO: 5473-SV
1375

APPELLANT: Peotone Bank and Trust Company, Trust #9-

Thomas Fee, Beneficiary
Harry A. Schroeder, Attorney at Law

Adopted by the Will County Board this 19th day of January, 2006

Vote: Yes _____ No _____ Pass _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive

Mr. Harry Schroeder, attorney for Thomas Fee, spoke on behalf of the owner of this parcel of land. He thanked the commissioners of the board for letting him speak today.

Mr. Schroeder briefly addressed the conditions of this request. He only dealt with the request regarding the two mobile homes be allowed on this property. This parcel is located on Governors Highway and is a commercial parcel. There are apartments located next to this land. There was one existing mobile home on this parcel previously. The request is only going from one mobile home to two mobile homes and Mr. Fee has already put the second one on the land when he went to the building department and received all of the appropriate permits. At the building department's request, he added another septic field and went to a great deal of expense for this second trailer. This is also a parcel that had three trailers on it when Mr. Fee originally purchased this property. He cleaned up the property and removed the two trailers that were in bad condition and replaced one of the trailers. Mr. Fee went to the building department and received all of the proper permits and now someone is living in this additional trailer. When the Land Use Department made their recommendations, they sited seven criteria, but the only negative comment was the setback. He is not addressing the setback issue today and will leave it up to the Board to make the determination. He explained how this request does not change the character of the property, does not impede the neighbors, there is proper ingress and egress, and the property has its own ingress and egress. The surrounding area has similar uses, there is no real justification for denying this request except the Land Use Committee and Planning Department didn't like it. He stated if you study the report from the committee, they are not citing any real factor that is negative but they don't think the mobile homes should be there.

Member Wisniewski asked if there were any legal objections filed against this request.

Executive Walsh replied no, there were none shown.

Member Singer made a motion, seconded by Member Deutsche, Case #5473-SV be approved.

Voting Affirmative were: Wisniewski, Adamic, and Babich. Total: three

Negative votes were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Wilhelmi, and Moustis. Total: twenty-three.

CASE #5473-SV IS DENIED.

Member Singer presented Case #5474-M, Zoning Map Amendment from A-1 to R-1 in Crete Township.



ORDINANCE AMENDING THE “WILL COUNTY, ILLINOIS ZONING ORDINANCE”
Adopted and Approved September 9, 1947 as amended

WHEREAS, the Planning and Zoning Commission of Will County, Illinois has recommended the reclassification of a certain area within the County as hereinafter described; and

WHEREAS, it appears that such recommendation was based upon a duly advertised hearing by said Planning and Zoning Commission of Will County affecting property located in Crete Township where such area is situated; and

WHEREAS, it appears that due notice of the time and place of such hearing was published in a paper of general circulation in Will County, Illinois; that such hearing was duly and properly held, and that report thereof has been made to this Board within thirty days after such hearing;

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

Section 1. That the “Will County Zoning Ordinance”, approved September 9, 1947, as amended, be and the same is hereby amended by reclassifying the area described as follows:

MAP AMENDMENT FROM A-1 TO R-1

THAT PART OF THE NORTH HALF OF FRACTIONAL SECTION 5, FRACTIONAL TOWNSHIP 34 NORTH, RANGE 15 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST ALONG THE NORTH LINE OF SAID NORTH HALF, 600.00 FEET; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 50.0 FEET TO THE POINT OF BEGINNING; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST PARALLEL WITH SAID NORTH LINE, 992.37 FEET; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS WEST, 147.93 FEET; THENCE NORTH 89 DEGREES 59 MINUTES 52 SECONDS EAST, 602.37 FEET; THENCE NORTH 81 DEGREES 08 MINUTES 50 SECONDS EAST, 105.00 FEET; THENCE NORTH 08 DEGREES 23 MINUTES 35 SECONDS EAST, 33.14 FEET; THENCE NORTH 62 DEGREES 51 MINUTES 55 SECONDS EAST, 73.77 FEET; THENCE NORTH 74 DEGREES 22 MINUTES 45 SECONDS EAST, 224.03 FEET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 5.0 FEET, TO THE POINT OF BEGINNING, EXCEPTING THEREFROM THAT PART DESCRIBED AS COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST, ALONG THE NORTH LINE OF SAID NORTH HALF, 600.00 FEET; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 50.00 FEET; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST PARALLEL WITH SAID NORTH LINE, 495.57 FEET, TO THE POINT OF BEGINNING; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 117.43 FEET; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST PARALLEL WITH SAID NORTH LINE, 70.30 FEET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS WEST, 117.43 FEET TO THE SOUTH LINE OF THE NORTH 50 FEET OF SAID NORTH HALF THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST ALONG SAID SOUTH LINE, 70.30 FEET, TO THE POINT OF BEGINNING, ALL IN WILL COUNTY, ILLINOIS.

Section 2. That the County Clerk shall alter the map of said territory described in Subsection 3.1, Section 3 of said Will County Zoning Ordinance to indicate such revised classification and shall certify such alteration by her signature and the date thereof, file the same and make available for public reference.

Section 3. This ordinance shall be in full force and effect upon its passage and approval as provided by law (or passage, approval and publication as provided bylaw).

CASE NO: 5474-M

APPELLANT: Bobette Tintari Masciotra, Owner
William T. Kaplan, Attorney at Law

Adopted by the Will County Board this 19th day of January, 2006

Vote: Yes _____ No _____ Pass _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive

Member Singer made a motion, seconded by Member Deutsche, Case #5474-M be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six

No negative votes.

CASE #5474-M IS GRANTED.

Member Singer presented Case #5477-S, Special Use Permit for an Agricultural Education Center in Joliet Township. Member Singer stated it is a pleasure for us to approve this today and is in his opinion would be a tremendous asset to our community.



ORDINANCE AMENDING THE “WILL COUNTY, ILLINOIS ZONING ORDINANCE”
Adopted and Approved September 9, 1947 as amended

WHEREAS, the Planning and Zoning Commission of Will County, Illinois has recommended the reclassification of a certain area within the County as hereinafter described; and

WHEREAS, it appears that such recommendation was based upon a duly advertised hearing by said Planning and Zoning Commission of Will County affecting property located in Joliet Township where such area is situated; and

WHEREAS, it appears that due notice of the time and place of such hearing was published in a paper of general circulation in Will County, Illinois; that such hearing was duly and properly held, and that report thereof has been made to this Board within thirty days after such hearing;

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

Section 1. That the “Will County Zoning Ordinance”, approved September 9, 1947, as amended, be and the same is hereby amended by reclassifying the area described as follows:

SPECIAL USE PERMIT FOR A AGRICULTURAL EDUCATION CENTER

THAT PART OF THE SOUTHEAST QUARTER OF SECTION 26, TOWNSHIP 35 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS COMMENCING AT THE SOUTHWEST CORNER OF SAID SOUTHEAST QUARTER; THENCE NORTH 00 DEGREES 35 MINUTES 21 SECONDS EAST, ON THE WEST LINE OF SAID SOUTHEAST QUARTER, 854.00 FEET; THENCE SOUTH 89 DEGREES 12 MINUTES 04 SECONDS EAST, 41.93 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 89 DEGREES 12 MINUTES 04 SECONDS EAST, 466.69 FEET; THENCE NORTH 01 DEGREE 00 MINUTES 18 SECONDS EAST, 466.69 FEET; THENCE NORTH 89 DEGREES 12 MINUTES 04 SECONDS WEST, 466.69 FEET; THENCE SOUTH 01 DEGREE 00 MINUTES 18 SECONDS WEST, 466.69 FEET TO THE POINT OF BEGINNING, IN WILL COUNTY, ILLINOIS.

Section 2. That the County Clerk shall alter the map of said territory described in Subsection 3.1, Section 3 of said Will County Zoning Ordinance to indicate such revised classification and shall certify such alteration by her signature and the date thereof, file the same and make available for public reference.

Section 3. This ordinance shall be in full force and effect upon its passage and approval as provided by law (or passage, approval and publication as provided bylaw).

CASE NO: 5477-S

APPELLANT: Illinois Community College District No. 525,
J.D. Ross, President, Joliet Junior College
David Ruttle, Attorney at Law

Adopted by the Will County Board this 19th day of January, 2006

Vote: Yes _____ No _____ Pass _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive

Member Singer made a motion, seconded by Member Brandolino, Case #5477-S be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six

No negative votes.

CASE #5477-S IS GRANTED.

Member Singer acknowledged the President of Joliet Junior College, Dr. J.D. Ross was present today.

Member Singer yielded the floor to Member Moustis due to his conflict with Resolution #06-01.

Member Moustis remarked on how the County Board Members need to be careful with their comments, as this is not a siting process. We are talking about an amendment to the Solid Waste Plan and later in the agenda we will be discussing the host agreement and we should keep our comments to those issues. He asked State's Attorney Glasgow if he would like to advise the County Board Members in this regard.

State's Attorney Glasgow stated that Member Moustis is right on the money and asked for attorney Mr. Helsten to join the discussion as he was retained as a special assistant on this matter. Mr. Helsten is one of the top environmental lawyers in the State of Illinois. Mr. Glasgow asked for Mr. Helsten to give some brief legal advice as to issues set forth by Member Moustis and not on the siting issues.

Mr. Helsten introduced himself and reiterated State's Attorney Glasgow comment about he had worked with the county before. To the point that State's Attorney Glasgow made, they are correct. Siting a proposed facility in consideration of a siting application is separate for State-by-State Law from Plan Amendments and Host Agreements. You cannot prejudge any siting application. At the same time, you cannot prejudge or talk too much about a siting application before you know what is coming. Furthermore, the law does give County Board Members, as policy makers, to generally discuss a proposal. There is nothing wrong with generally discussing a proposal. As a matter of fact, the siting statute actually specifically provides the fact that the elected official has expressed a public opinion on a proposal does not automatically disqualify them. He clarified again that there could be a general discussion from a policy point of view, a proposed facility. What you can't say is I am already on board no matter what the application says, I am going to vote for it or conversely. This is what the law prohibits. He stated how based on his prior experience with the County Board Members, they will keep an open mind until the application is filed. He added how this board is to be commended on their conduct in the past and he has no reason to believe they would do anything different going forward.

Executive Walsh thanked Mr. Helsten.

Member Moustis stated there was a public hearing held on January 18th on this matter, so the public hearing requirement was met.

Member Moustis presented Resolution #06-01, Ordinance Adopting an Amendment to the Will County Solid Waste Management Plan of 2001.



**Land Use, Planning, Zoning & Development Committee
Resolution #06-01**

**AN ORDINANCE OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

**AN ORDINANCE ADOPTING AN AMENDMENT TO
THE WILL COUNTY SOLID WASTE MANAGEMENT PLAN OF 2001**

WHEREAS, The Solid Waste Planning and Recycling Act established standards for plans for the management of solid waste and these standards have been met in the Will County Solid Waste Management Plan; and

WHEREAS, Will County adhered to the Solid Waste Planning and Recycling Act by adopting a County Solid Waste Management Plan on January 17, 1991; and

WHEREAS, on March 20, 1996, Will County adopted an update to its Solid Waste Management Plan; and

WHEREAS, on November 15, 2001, Will County adopted a second five-year update to its Solid Waste Management Plan; and

WHEREAS, the Land Use, Planning, Zoning & Development Committee have reviewed the attached amendment to the Plan Update of November 15, 2001 and recommends the amendment be adopted and made a part of the Will County Solid Waste Management Plan of 2001.

NOW, THEREFORE, BE IT ORDAINED by the County Board of Will County, Illinois, as follows:

1. That the second paragraph on page 39 of the Will County Solid Waste Management Plan of 2001 is hereby repealed, and in lieu thereof, the Amendment, which is attached hereto and made a part hereof, is adopted.
2. That this Ordinance and every provision thereof shall be considered separable and the invalidity of any portion of this Ordinance shall not effect the validity of any other portion of the Ordinance;
3. That all Resolutions or Ordinances, or parts thereof in conflict herewith, are hereby repealed;
4. That this Ordinance shall be in full force and effect upon its passage, approval and publication as made and provided by law.

- 5. That upon the adoption, approval and publication of this Ordinance, the Will County Land Use Department, Waste Services Division, shall submit a copy to the Illinois Environmental Protection Agency.

Passed by the County Board of Will County, Illinois dated this 19th day of January, 2006.

Vote: Yes ____ No ____ Pass

(Seal) _____
 Nancy Schultz Voots
 Will County Clerk

Approved this ____ day of _____, 2006

 Lawrence M. Walsh
 Will County Executive

Solid Waste Management Plan Amendment

Having sited a long-term disposal facility in accordance with the policies contained in the Will County Solid Waste Management Plan, the County has determined that there is no need for any new landfill facilities nor for any new or expanded transfer stations within Will County except as contemplated within the Host Agreements for the Prairie View RDF, and the Laraway Recycling and Disposal Facility which will result in the remediation of an environmental project approved by Will County. This policy determination applies to both new and expanded landfills and shall remain effective until such time as the Prairie View RDF has depleted its capacity or the County amends the Solid Waste Management Plan to indicate otherwise. Accordingly, except as specified above, at this time, the County has determined that no other landfills (new and/or expanded) are needed or desired within Will County.

Member Deutsche amended this resolution so the county can truly manage their destiny. There were many Board Members concerned about this amendment as it may open the door to any future sitings in regards to any future expansion of other landfills. After her conversation with Mr. Helsten, he recommended that this specific landfill be sited.

Mr. Helsten explained that what we are saying is from a broad public policy point of view, if there is going to be any landfill operations in Will County, we have determined these are the only ones they should be. The County Board Members are allowed to designate how many landfills will be permitted in Will County. Whether it is one, none, two, three, or four, the case law states “a specific facility”, if it ultimately obtains siting approval, which is not being prejudged today.

Member Deutsche asked Mr. Helsten in the language of “in this amendment, in the Laraway Recycling”, should we add “for the remediation of an environmental project.”

Mr. Helsten stated this statement could be added to the resolution.

Member Deutsche commented how that is the purpose of expanding the Laraway Recycling is for the remediation of an environmental project, so in her amendment, she would like to add this change. She stated her amendment as “having sited a long term disposal facility in accordance with policies contained in Will County Solid Waste Management Plan, the county has determined there is no need for any new landfill facilities within Will County, nor for any new or expanded transfer stations except as contemplated within the host agreement for the Prairie View RDF and the Laraway Recycling and Disposal Facility. This policy determination applies to both new and expanded landfills and shall remain effective until such time as the Prairie View RDF, which will result in the remediation of environmental project approved by the county, and the Laraway Recycling has depleted its capacity or the county amends its Solid Waste Management Plan to indicate otherwise. Accordingly, except as specified above, at this time, the County has determined that no other landfills (new and/or expanded) are needed or desired within Will County.

Mr. Helsten explained how it is his understanding this amendment addresses Member Deutsche and Member Dralle’s concerns and that there may be other landfills, which are not desirable, based on past history and past performance. However, under the language which was originally proposed and was much broader, could have allowed an argument that those would be consistent with the plan.

Member Deutsche made a motion, seconded by Member Brandolino, Resolution #06-01 be amended.

Member Gerl asked for the consideration of the Board to suspend the rules. Attorney Mike Hanson, who represents some of the landowners in the area, would like to address the Board Members. Member Gerl stated Mr. Hanson’s comments might be more appropriate for the host agreement; however, it is Member Gerl’s understanding that the County Board Members are going into executive session for the host agreement discussion.

Member Gerl made a motion, seconded by Member Wilhelmi, to suspend the rules.

Member Svava stated there is a point of clarification in Robert’s Rules and he feels they should stay focused on the issue on the floor and not outside this issue.

Executive Walsh commented that he agrees with Member Svava.

Member Moustis stated he agrees with Member Svava’s statement.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six

No negative votes.

RULES ARE SUSPENDED.

Mr. Hanson thanked the County Board Members for suspending the rules for him to speak. Mr. Hanson explained how he represents Jerard Keeting and other property owners who are the property owners closest affected to this particular development. He stated he would confine his brief comments just to the amendment of the plan, which also discusses the host agreement. His first question is the plan was developed in 1996, amended in 2001 and was suppose to be amended again in 2006; this seems a little premature to amend the plan right now when it would have been amended later this year after the full concern and study by the county of the entire developmental needs, when it seems to pinpoint exactly one development. His second question with respect to the plan, the County Board Members are tying the amendment to the plan right now, to an alleged environmental situation. Has the County Board studied the fact that is there in fact an environmental situation that needs to be taken care of here? Going further, since the plan does address the host agreement and it is in conjunction with the plan. The specific plan of the county right now states 14 points, which are to be included in the host agreement. The way he reads the proposed host agreement, not all of those points are addressed in the host agreement. All be it the fact that the County Board can waive certain of those 14 points. He feels they are not adequately addressed, not only from the county's point of view, nor from his client's point of view. Since he represents the property owners who effectively own or control 1,000 acres that nearest abuts this property and propose a develop plan for this property to the tune of \$30 million dollar investment. He and his clients are only really requesting an additional 60 days to sit down with the county. They have had opportunities, they have had initial discussions, they have had some missed meetings in January on this matter, but if they can have some additional time to sit down with the county and waste management, he feels they can come to some type of resolution to satisfy all parties. This would make the situation a win, win situation for everybody.

Member Svava commented on the first issue Mr. Hanson had discussed, he explained how we could amend this plan a second time during the course of the year. There is nowhere indicating that the plan could only be amended once, so this is not necessarily the final say so on this plan. On the second issue, he feels it is out of order because it is the host plan.

Member Dralle directed her question to Mr. Helsten. She appreciates the language in the amendment, she asked if Mr. Helsten could explain to her how this will not open a pandora's box in regards to multiple landfills.

Mr. Helsten explained how the siting statute has nine specific criteria that have to be met; meeting eight criteria is not sufficient. Criteria eight provides that if a landfill is proposed, that landfill or transfer station must be consistent with the county plan. Obviously, any other facility other than Prairie View or Laraway, if it were to come forward to the county or municipality, it would not be consistent with the plan because the county has only designated two facilities. This is the County Board Member's legislative prerogative as a general policy matter to determine, not only how many but the specific ones wanted and that would block it. However, this does not prevent someone from trying to change it. This plan is clearly defines to what the intention is including only two facilities for landfills.

Member Konicki stated how her support is not there for amending the Solid Waste Management Plan. She asked Mr. Helsten of the nine siting criteria for this plan, we know that one is -----whether it's consistent with our County's Solid Waste Management Plan that issue has stated is subject to our unfettered legislative discretion. If this plan is amended, we are reduced to the other eight criteria; do we have any discretion under those other eight criteria, unfettered discretion?

Mr. Helsten replied no. If the application meets those criterion, technically by law, you must approve the application. However, the other criterion are more or less factual in nature. The case law states, "There only need be some evidence to support your determination on those criterion." So essentially if there is any evidence to support whatever your determination is in the siting hearing, it will be upheld on appeal. The only criterion as Member Konicki has pointed out, that is more or less simply a construction of law is number eight.

Member Konicki commented on how her concern is that if number eight in the plan is let go from the language, are the eight remaining criterion sufficient and are we in litigation if it is turned down? She does not know if her desire to amend the plan will open the door for this and she is concerned in the order we are taking this. For example, the host agreement references the Solid Waste Management Plan as amended, does that language then obligate us to amend our plan?

Mr. Helsten replied no, it contemplates it. He mentioned that these are all excellent questions. This amendment contemplates that the plan will be amended prior to the host agreement being adopted so that the proposal for Laraway is consistent with the county's plan. It could come either before or after so long as before Waste Management filed an application to expand Laraway, as is described in the host agreement, you had amended your plan, whether it was today or tomorrow or next week. However, the cleanest way to do it is to amend your plan first before the host agreement is approved. He doesn't know what the thought process was with county staff and Waste Management, which has done a very good job, but they probably determined to do it in logical and chronological sequence. The way to do that is first amending the plan, and then approve a host agreement which is consistent with the plan as amended.

Member Konicki replied that her concern would then be, once the plan has been amended, we have really opened the door to this thing proceeding through successful siting from the applicants prospective. What leverage will the Will County Board have for negotiating terms for the host agreement? This agreement is a much more complicated document so if this amendment were to be approved today, and then start dickering over the host agreement, what is our leverage? This applicant can maneuver through this.

Mr. Helsten responded by explaining how the plan can be amended today and not approve the host agreement or withhold on both issues and not amend anything today along with bringing it back next month with further changes. However, he does not feel this is what leadership wants, leadership has negotiated long and hard and has the best deal that can be struck here. In his opinion letter, he stated he feels this a good deal and the staff is to be commended on the job that have done. It compares favorably with the most recent host agreements negotiated in

the state, most of which he was involved in. He will field any questions later on how does this compare with other host agreements that have been negotiated in the last five years.

Member Konicki commented on how a great number of board members have a great number of questions on the host agreement. She feels we may weaken our negotiating position on the host agreement were we to be so foolish to charge ahead today and approve the amendment.

Member Brandolino asked Mr. Helsten if they could cite without a host agreement?

Mr. Helsten stated this was a very good question. If the plan provides that you must have negotiated a host agreement, then you could not cite because any siting proposal that did not carry with it first a host agreement would be inconsistent with the plan under criterion eight. Remember we go back to criterion eight; everything that is in this plan must be complied with by a siting applicant prior to them going forward. One of the essential elements that were placed in this plan was negotiating a host agreement.

Member Brandolino stated then the first issue is to have an amendment to our plan that cites exactly what Mr. Helsten had just suggested in order to do that we have to move on this one first.

Mr. Helsten commented he feels this is the logical process.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-four.

Member Gerl stated that he would support the amendment with full knowledge and on the advice of Mr. Helsten that we can negotiate the host agreement in any way we feel and even turn the host agreement down if we so choose in supporting this amendment will not affect that.

Member Konicki commented she is echoing Member Gerl's sentiment.

Member Svava commented that considering Member Gerl's comments he is a yes vote.

Abstain votes: Singer, Gould Total: two.

No negative votes.

RESOLUTION #06-01 IS AMENDED.

Member Moustis made a motion, seconded by Member Brandolino, to amend the solid waste plan as amended.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-three.

Negative votes: Konicki Total: one.

Abstain votes: Singer, Gould Total: two.

RESOLUTION #06-01 IS APPROVED AS AMENDED.

FINANCE COMMITTEE
John Gerl, Chairman

Member Gerl presented the following correspondence to be placed on file:

1. A report from the Illinois Department of Revenue showing the sales taxes remitted to Will County for the month of November 2005 in the amount of one million, eight hundred nineteen thousand thirty-six dollars and eighty-seven cents (\$1,819,036.87).
2. The Will County Monthly County Treasurer's Report from Will County Treasurer Karen Callanan dated December 31, 2005.

Member Gerl presented Resolution #06-02, Transferring & Increasing Appropriations in Numerous County Department Budgets Due to Year-End Shortfalls.



Finance Committee
Resolution #06-02

RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS

***RE: Transferring and Increasing Appropriations in Various County
Budgets to Fund Year End Shortfalls***

WHEREAS, in an effort to fund various departmental shortfalls, the Executive’s Office has requested to fund said shortfalls with transfers from other departmental budgets that are experiencing surpluses at this time, and

WHEREAS, the Finance Committee have recommended approval of this request, and

WHEREAS, pursuant to 55 ILCS 5/6-1003,... budget amendments may be made at any meeting of the board by a two-thirds vote.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby amends its 2005 Budget, by transferring and increasing appropriations in the various departmental budgets as described fully in the attached pages.

BE IT FURTHER RESOLVED, that the Will County Auditor and Treasurer are directed to make the necessary line item and fund adjustments, in accordance with the above-referenced statutory authority.

BE IT FURTHER RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set herein. This Resolution shall be in full force and effect upon its passage and approval as provided by law.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes____ No____ Pass_____ (SEAL) _____
Nancy Schultz Voots
Will County Clerk

Approved this _____day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Gerl made a motion, seconded by Member Sheridan, Resolution #06-02 be approved.

Voting Affirmative were: Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis. Total: twenty-two

No negative votes.

RESOLUTION #06-02 IS ADOPTED.

Member Gerl presented Resolution #06-03, Temporary Loan from the County Corporate to Tort Immunity Fund.

**Finance Committee
Resolution #06-03**



RESOLUTION

RE: *TEMPORARY LOAN TO THE COUNTY TORT IMMUNITY FUND (204)*

WHEREAS, the County Tort Immunity Fund (204) experienced a shortfall of available cash to meet the upcoming contract payments, and

WHEREAS, the County Corporate Fund (101) had a temporary surplus of idle and unencumbered funds in the amount of \$1,000,000, and

WHEREAS, on December 14, 2005, the County Executive directed the Treasurer to make an emergency temporary loan of cash from the County Corporate Fund (101) to the County Tort Immunity Fund (204), not to exceed \$1,000,000, and will be repaid upon receipt of property tax revenue.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board approve the emergency temporary loan of cash from the County Corporate Fund (101) to the County Tort Immunity Fund (204), not to exceed \$1,000,000, on a draw down as-needed basis, to be repaid upon receipt of property tax revenue.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL) _____
Nancy Schultz Voots
Will County Clerk

Approved this . day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Gerl made a motion, seconded by Member Singer, Resolution #06-03 be approved.

Voting Affirmative were: Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis. Total: twenty-two

No negative votes.

RESOLUTION #06-03 IS ADOPTED.

Member Gerl presented Resolution #06-04, Awarding Contract for Unleaded & Diesel Fuel.



**Finance Committee
Resolution #06-04**

RESOLUTION

RE: AWARDING CONTRACT FOR UNLEADED & DIESEL FUEL

WHEREAS, the current interim contract for unleaded & diesel fuel for various County departments expires on January 31, 2006, and

WHEREAS, on December 27, 2005, the County Executive's Office opened one bid to provide unleaded gasoline with ethanol and high quality blend diesel fuel for various County departments, and

WHEREAS, the Purchasing Director has recommended, and the Finance Committee has concurred, that a contract be entered into with the lowest responsible bidder, Petroleum Traders, Fort Wayne, IN, for a per gallon cost of \$2.4111 for 89 Octane Regular with Ethanol (approx.

300,000 gallons) and a per gallon cost of \$2.8170 for Diesel Fuel (approx. 80,000 gallons), as described in detail on the attached Bid History, to be funded through the 2006 Sheriff's Office and Highway Department Budgets.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the County Executive to execute a contract with Petroleum Traders, Fort Wayne, IN, for a per gallon cost of \$2.4111 for 89 Octane Regular with Ethanol (approx. 300,000 gallons) and a per gallon cost of \$2.8170 for Diesel Fuel (approx. 80,000 gallons), as described in detail on the attached Bid History, to be funded through the 2006 Sheriff's Office and Highway Department Budgets.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL) _____
Nancy Schults Voots
Will County Clerk

Approved this _____ day of _____, 2006. _____
Lawrence M. Walsh
Will County Executive

Member Gerl made a motion, seconded by Member Gould, Resolution #06-04 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis. Total: twenty-five.

No negative votes.

RESOLUTION #06-04 IS ADOPTED.

Member Gerl presented Resolution #06-05, Declaring Various Equipment Surplus.

**Finance Committee
Resolution #06-05**



**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

**RE: *DECLARING VARIOUS EQUIPMENT SURPLUS
AND AUTHORIZING DISPOSAL***

WHEREAS, pursuant to the Will County Purchasing Ordinance, “the Director of Purchasing shall promulgate regulations governing the sale, lease or disposal of surplus equipment/supplies by public auction, competitive sealed bidding, or other appropriate method designated by regulation”, and

WHEREAS, the Director of Purchasing has submitted the attached list of equipment to be declared surplus and disposed of, and

WHEREAS, the Finance Committee concurs with the Director of Purchasing, and recommends that the attached list of various county equipment be declared surplus and disposed of pursuant to the Will County Purchasing Ordinance and in accordance with State Statutes.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby declares the attached list of various county equipment surplus and authorizes the Director of Purchasing to dispose of such, pursuant to the Will County Purchasing Ordinance and in accordance with State Statutes.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL) _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Gerl made a motion, seconded by Member Sheridan, Resolution #06-05 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis. Total: twenty-five.

No negative votes.

RESOLUTION #06-05 IS ADOPTED.

Member Gerl presented Resolution #06-06, Appropriating Grant Funds in County Clerk's Budget.



**Finance Committee
Resolution #06-06**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

**RE: APPROPRIATING GRANT FUNDS IN THE COUNTY CLERK'S BUDGET
TO FUND AutoMARK VOTING SYSTEM**

WHEREAS, the Will County Clerk is in receipt of grant funds, and

WHEREAS, in order to expend said grant funds to fund the AutoMARK voting system, the Will County Clerk has requested to transfer and increase appropriations in the amount of \$1,950,000.00 from Code 101-00-000-33197 into 101-45-411-2530, and

WHEREAS, the Finance Committee approves of this request and recommends approval, and

WHEREAS, pursuant to 55 ILCS 5/6-1003, budget amendments may be made at any meeting of the board by a two-thirds vote.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby amends its 2006 Budget, by increasing and transferring appropriations in the County Clerk's Budget as follows:

<u>From</u>	<u>Description</u>	<u>Amount</u>	<u>To</u>	<u>Description</u>	<u>Amount</u>
101-00-000-33197	Grant	1,950,000.00	101-45-411-2530	Sm Val Equip	1,950,000.00

BE IT FURTHER RESOLVED, that the Will County Auditor and Treasurer are directed to make the necessary line item and fund adjustments, in accordance with the above-referenced statutory authority.

BE IT FURTHER RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set herein. This Resolution shall be in full force and effect upon its passage and approval as provided by law.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

 Nancy Schultz Voots
 Will County Clerk

Approved this _____ day of _____, 2006.

 Lawrence M. Walsh
 Will County Executive

Member Gerl stated how he wanted to give “kudos” and recommendations to Nancy Schultz Voots for securing federal dollars to help pay for the AutoMARK voting systems. He added, this was to the tune of \$1,950,000, so it is no small amount and he wanted to thank her.

Member Gerl made a motion, seconded by Member Deutsche, Resolution #06-06 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
 Total: twenty-six.

No negative votes.

RESOLUTION #06-06 IS ADOPTED.

Member Gerl presented Resolution #06-07, Authorizing County Executive to Execute Will County Workforce Investment Board Youth Program Contract Modification with Education Services Network.



**Finance Committee
Resolution #06-07**

RESOLUTION

RE: AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE WORKFORCE INVESTMENT BOARD YOUTH PROGRAM CONTRACT MODIFICATION WITH EDUCATION SERVICE NETWORK

WHEREAS, in May 2005, the County Board approved a contract between Will County, Workforce Investment Board and Education Service Network to provide youth services through the Career Seekers program, and

WHEREAS, the contract was awarded to provide leadership and pre-employment skills training to youth aged 15-21 and to assist in obtaining subsidized and unsubsidized employment for the youth served, and

WHEREAS, all youth contractors were informed that they could be awarded additional funds to pay for the wages of youth placed in subsidized employment on an as needed basis, and Education Services Network has requested a contract modification of up to \$170,000.00 to pay for the wages of youth placed in subsidized employment through the end of this contract year (06-30-06), and

WHEREAS, the Workforce Investment Manager has recommended that the attached Contract Modification be executed with Education Service Network (Community Works Foundation, FNP, Inc.), and

WHEREAS, based upon recommendations made at Committee, the Finance Committee concurs with the Workforce Investment Board Manager & Workforce Investment Council's recommendations to authorize the County Executive to execute a Contract Modification with Education Service Network (Community Works Foundation, FNP, Inc.).

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes and directs the Will County Executive to execute the attached Contract Modification with Education Services Network (Community Works Foundation, FNP, Inc).

BE IT FURTHER RESOLVED, execution of all contracts contingent upon final review and approval by the Will County State's Attorney's Office.

BE IT FURTHER RESOLVED, funding for such professional services contract is available in the Workforce Investment Budget.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes_____ No_____ Pass_____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this ___ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Gerl made a motion, seconded by Member Sheridan, Resolution #06-07 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis. Total: twenty-six.

No negative votes.

RESOLUTION #06-07 IS ADOPTED.

PUBLIC WORKS & TRANSPORTATION COMMITTEE
Cory Singer, Chairman

Member Singer presented A Public Notice of Proposed Issuance of a Federally Enforceable State Operating Permit to D. Construction, Inc. in Morris and a Public Notice of Proposed Issuance of a Construction Permit to Rochelle Ethanol, LLC in Joliet.

Member Singer made a motion, seconded by Member Gould, Public Notice be placed on file.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis. Total: twenty-six.

No negative votes.

CORRESPONDENCE IS PLACED ON FILE.

Member Singer made a motion, seconded by Member Rozak, Resolution #05-522 be removed from table.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #05-522 IS REMOVED FROM THE TABLE.

Member Singer presented Resolution #05-522, Repealing Resolutions #91-37 and #98-108 and Adopting the Will County Pollution Control Facility Siting Ordinance.



**Public Works & Transportation Committee
Resolution 05-522**

**A ORDINANCE REPEALING RESOLUTIONS 91-37 AND 98-108 AND ADOPTING
THE WILL COUNTY POLLUTION CONTROL FACILITY SITING ORDINANCE
DATED JANUARY 19, 2006**

WHEREAS, the General Assembly of the State of Illinois has enacted a law providing that the Illinois Environmental Protection Agency may not grant a permit for the development or construction of a Pollution Control Facility which is to be located in an unincorporated area without proof that the location of said facility has been approved by the county board of the county in which said Pollution Control Facility is proposed to be located; and

WHEREAS, Section 39.2 of the Illinois Environmental Protection Act (415 ILCS 5/39.2) provides that the County Board shall approve the site location for a Pollution Control Facility only if it finds:

1. That the facility is necessary to accommodate the waste needs of the area that it is intended to serve.
2. That the facility is so designed, located and proposed to be operated that the public health, safety and welfare will be protected.

3. That the facility is located so as to minimize incompatibility with the character of the surrounding area and to minimize the effect on the value of the surrounding property.
4. For a facility other than a sanitary landfill or waste disposal site, the facility is located outside the boundary of the 100-year flood plain or the site is flood-proofed; (B) for a facility that is a sanitary landfill or waste disposal site, the facility is located outside the boundary of the 100-year floodplain, or if the facility is a facility described in subsection (b)(3) of Section 22.19a, the site is flood-proofed;
5. That the plan of operations for the facility is designed to minimize the danger to the surrounding area for fire, spills, or other operational accidents.
6. That traffic patterns to or from the facility are so designed to minimize the impact on existing traffic flows.
7. If the facility will be treating, storing or disposing of hazardous waste, an emergency response plan exists for the facility that includes notification, containment and evacuation procedures to be used in case of an accidental release.
8. If the facility is to be located in a county where the county board has adopted a solid waste management plan consistent with the planning requirements of the Local Solid Waste Disposal Act (415 ILCS 10/1 et seq.) or the Solid Waste Planning and Recycling Act (415 ILCS 15/1 et seq.), the facility is consistent with that plan.
9. If the facility will be located within a regulated recharge area, any applicable requirements specified by the board for such areas have been met.

WHEREAS, the Will County Board may also consider as evidence the previous operating experience and past record of convictions or admissions of violations of the applicant (and any subsidiary or parent corporation) in the field of solid waste management when considering criteria (2) and (5) above; and

WHEREAS, it is the judgment of the Will County Board that in order for it to properly and effectively reach a decision upon an application for a Pollution Control Facility which conforms to the criteria set forth above, it must have presented to it meaningful information relative to those criteria and that said information should be available to it at the earliest possible time; and

WHEREAS, prior to making a final local siting decision, if the County Board negotiated and entered into a host agreement with the applicant of the Pollution Control Facility, the terms and conditions of the host agreement, whether written or oral, shall be disclosed and made part of the

hearing record for the local siting proceeding. In the case of an oral agreement, the disclosure shall be made in the form of a written summary jointly prepared and submitted by the County Board and the siting applicant shall describe the terms and conditions of the oral agreement; and

WHEREAS, it is also apparent to the County Board that unless the information provided can be evaluated by qualified professionals, the County Board cannot do what the legislature has mandated; and that the employment of such qualified professionals will impose a financial burden upon the County; and that because it would be impossible for the County Board to anticipate in any given year whether any or how many applications for approval of Pollution Control Facilities may be filed in Will County, the County Board cannot justify the employment of those competent professionals as salaried employees; and the County Board assumes the legislature was cognizant of those facts; and

WHEREAS, Section 39.2(k) of the Illinois Environmental Protection Act expressly authorizes the County Board to charge applicants for siting review a reasonable fee to cover the reasonable and necessary costs incurred by the County in the siting review process; and

WHEREAS, it is deemed necessary and desirable for the Will County Board to delineate the substance and procedures for the application, hearing and approval or denial of applications for site location approval of Pollution Control Facilities, by adopting this ordinance setting forth rules and regulations relating to the form, content, fees, filing, hearings and procedures applicable to such applications; and

WHEREAS, Will County previously adopted an ordinance titled "Will County Siting Ordinance for Regional Pollution Control Facilities" on March 21, 1991 (Resolution # 91-37) which has since been amended; and

WHEREAS, the current ordinance titled "Will County Siting Ordinance for Pollution Control Facilities" was adopted on April 16, 1998 (Resolution 98-108) needs to be updated; and

WHEREAS, the evidence submitted at the public hearing substantiates that it is in the best interest of the citizens of Will County this ordinance be adopted.

NOW, THEREFORE, BE IT ORDAINED by the County Board of Will County, Illinois as follows:

1. That the recitals set forth above are hereby incorporated herein.
2. That resolutions 91-37 and 98-108 are hereby repealed.
3. That the document attached hereto entitled "The Will County Pollution Control Facility Siting Ordinance dated January 19, 2006" is hereby adopted.
4. That this ordinance shall be in full force and effect upon its passage approval and publication as made and provided by law.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL) _____
Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive

Member Singer made a motion, seconded by Member Maher, Resolution #05-522 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #05-522 IS ADOPTED.

Member Singer asked if any members objected to the consent agenda. There were no objections. Member Singer presented the following consent agenda: (06-08, 06-09, 06-10, 06-11, 06-12, 06-13, 06-14, 06-15, 06-16, 06-17, 06-18, 06-19, 06-20).



**Public Works & Transportation Committee
Resolution 06-08**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

**RESOLUTION GRANTING A TEMPORARY ENTRANCE PERMIT
AT FAIRWAY CLUB ESTATES ON WESTERN AVENUE – C.H. 53**

WHEREAS, pursuant to 55 ILCS 5/5-1005(3), the County of Will has the power to make all contracts and do all other acts in relation to property and concerns of the county necessary to the exercise of its corporate powers;

WHEREAS the County of Will is in receipt of a request for a temporary entrance permit at property commonly known as Fairway Club Estates on Western Avenue – C.H. 53 – County Board District #1.

WHEREAS this request was presented, reviewed and considered by the Public Works and Transportation Committee;

WHEREAS the said Committee finds conditions appropriate and necessary for the issuance of the requested temporary entrance permit;

WHEREAS the said Committee recommends the issuance of the temporary entrance permit attached hereto as Exhibit A;

BE IT RESOLVED that the County Board of Will County approves the extension of the temporary entrance permit heretofore recommended by the Public Works and Transportation Committee and hereby directs the Will County Engineer to extend this temporary entrance permit on its behalf.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes ___ No ___ Pass ___ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this ___ day of _____, 2006.

Lawrence M. Walsh
Will County Executive



**Public Works & Transportation Committee
Resolution 06-09**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

RESOLUTION GRANTING AN EXTENSION TO THE TEMPORARY ENTRANCE PERMIT E5506 FOR A.A. CONTE CONSTRUCTION ON MILLS ROAD – C.H. 55

WHEREAS, pursuant to 55 ILCS 5/5-1005(3), the County of Will has the power to make all contracts and do all other acts in relation to property and concerns of the county necessary to the exercise of its corporate powers;

WHEREAS the County of Will is in receipt of a request for an extension to the temporary entrance permit E5506 for A.A. Conte Construction on Mills Road – C.H. 55 – County Board District #6;

WHEREAS this request was presented, reviewed and considered by the Public Works and Transportation Committee;

WHEREAS the said Committee finds conditions appropriate and necessary for the issuance of the requested temporary entrance permit;

WHEREAS the said Committee recommends the issuance of the temporary entrance permit attached hereto as Exhibit A;

BE IT RESOLVED that the County Board of Will County approves the extension of the temporary entrance permit heretofore recommended by the Public Works and Transportation Committee and hereby directs the Will County Engineer to extend this temporary entrance permit on its behalf.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes____ No____ Pass_____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006.

Lawrence M. Walsh
Will County Executive



**Public Works & Transportation Committee
Resolution 06-10**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

**RESOLUTION GRANTING AN EXTENSION TO THE TEMPORARY ENTRANCE
PERMIT E7488
AT BROOKMEADOW ESTATES ON LARAWAY ROAD – C.H. 74**

WHEREAS, pursuant to 55 ILCS 5/5-1005(3), the County of Will has the power to make all contracts and do all other acts in relation to property and concerns of the county necessary to the exercise of its corporate powers;

WHEREAS the County of Will is in receipt of a request for an extension to the temporary entrance permit E7488 at property commonly known as Brookmeadow Estates on Laraway Road – C.H. 74 – County Board Districts #1 & 6;

WHEREAS this request was presented, reviewed and considered by the Public Works and Transportation Committee;

WHEREAS the said Committee finds conditions appropriate and necessary for the issuance of the requested temporary entrance permit;

WHEREAS the said Committee recommends the issuance of the temporary entrance permit attached hereto as Exhibit A;

BE IT RESOLVED that the County Board of Will County approves the extension of the temporary entrance permit heretofore recommended by the Public Works and Transportation Committee and hereby directs the Will County Engineer to extend this temporary entrance permit on its behalf.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes ___ No ___ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive



**Public Works & Transportation Committee
Resolution 06-11**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

Re: TRANSFER OF PROPERTY AT 15059 SOUTH BELL ROAD,
LOCKPORT, ILLINOIS TO THE VILLAGE OF HOMER GLEN

WHEREAS, the County of Will holds title to a parcel of land commonly known as 15059 South Bell Road, Lockport, IL 60441 (PIN 05-12-300-006), and legally described in the survey attached as “Exhibit #1” consisting of approximately 0.313 acres and acquired through a deed executed by James Kroll on February 28, 2003 and recorded June 27, 2003, County Board District #7; and

WHEREAS, pursuant to 55 ILCS 5/5-1005(2), the County of Will has the power to sell and convey or lease any real or personal estate owned by the County; and

WHEREAS, pursuant to 50 ILCS 605/0.01 *et seq.*, the County of Will and the Village of Homer Glen have the power to transfer and accept real estate; and

WHEREAS, pursuant to 65 ILCS 5/11-61-1.5, the Village of Homer Glen has the power to acquire real estate; and

WHEREAS, this property is located within the corporate limits of the Village of Homer Glen; and

WHEREAS, the Village of Homer Glen has expressed an interest of using this property for purposes of public park for the use, enjoyment and benefit of the general public; and

WHEREAS, the County of Will has no present use for the property and does not foresee any future use of the property.

NOW THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the Will County Executive to execute a Quit Claim Deed and other related and necessary documents for the transfer of the property commonly known 15059 South Bell Road, Lockport, IL 60441 (PIN 05-12-300-006), as legally described herein, from the County of Will to the Village of Homer Glen, subject to review and approval by the Will County State’s Attorney.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes_____ No_____ Pass_____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this ___ day of _____, 2006. (SEAL)

Lawrence M. Walsh
Will County Executive



County Maintenance Resolution
Section 06-00000-00-GM

RESOLVED, by the County board of Will County, that \$998,772.50 is appropriated from the Motor Fuel Tax allotment for the maintenance on county or State highways and meeting the requirements of the Illinois Highway Code. and be it further

RESOLVED, that maintenance sections or patrols be maintained under the provision of said Illinois Highway Code during the year ending December 31, 2006, and be it further

RESOLVED, that the County Engineer/County Superintendent of Highways shall, as soon as practicable after the close of the period as given above, submit to the Department of Transportation, on forms furnished by said Department, a certified statement showing expenditures from and balances remaining in funds authorized for expenditure by said Department under this appropriation, and be it further

RESOLVED, that the County Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation.

Authorized MFT Expenditure
STATE OF ILLINOIS
Will County, } ss.
I, Nancy Schultz Voets County Clerk, in and for said County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the County Board of
Date
Department of Transportation
Regional Engineer
meeting held at Joliet
on January 19th, 2006
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County at my office in Joliet in said County, this 19th day of January A.D. 2006
(SEAL) County Clerk.

VOTE:
Yes
No
Pass

County Executive

COUNTY ENGINEER
ON BEHALF OF IDOT PURSUANT TO AGREEMENT
OF UNDERSTANDING DATED DECEMBER 12, 2002.



**Public Works & Transportation Committee
Resolution 06-13**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

A RESOLUTION AUTHORIZING AN AGREEMENT FOR THE COST SHARING ASSOCIATED WITH THE PROPOSED IMPROVEMENTS TO THE INTERSECTION OF LARAWAY ROAD AND PFEIFFER ROAD

WHEREAS, the Parties desire to construct turn lanes on Laraway Road at the intersection of Laraway Road (County Highway 74) and Pfeiffer Road (County Board District 1);

WHEREAS, the large volume of traffic at that intersection and future development necessitates the construction of said improvements; and

WHEREAS, it is desirable that the County, Village of Frankfort, and Malecky Builders cooperate with each other and determine the rights and responsibilities of each part regarding the construction and cost participation by all parties; and

NOW THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the execution of the agreement between the County of Will, Village of Frankfort, and Malecky Builders pertaining to intersection improvements of County Highway 74 (Laraway Road) subject to review and approval by the Will County State's Attorney.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive



**Public Works & Transportation Committee
Resolution 06-14**

*RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS*

**A RESOLUTION AUTHORIZING AN INTERGOVERNMENTAL
AGREEMENT BETWEEN THE COUNTY OF WILL AND THE CITY OF
JOLIET FOR INSTALLATION OF AN EMERGENCY VEHICLE
PREEMPTION SYSTEM**

WHEREAS, the City of Joliet desires to have installed an emergency vehicle preemption system at the intersection of County Highway 62 (North Briggs Street) and Copperfield Avenue in the City of Joliet, Will County, Illinois; County Section 05-00150-12-TL, County Board Districts # 8 and #9; and

WHEREAS, it is necessary that these improvements to be located on the County road and/or right of way; and

WHEREAS, the City of Joliet desires to enter into an Intergovernmental Agreement with the County of Will, a copy of which is attached hereto and which specifically sets forth the obligations of the parties; and

WHEREAS, it is in the best interest of the residents of the County of Will that the aforesaid improvements be included as part of the County's improvement of the North Briggs Street and Copperfield Avenue intersection and funded by the City of Joliet; and

NOW THEREFORE, BE IT RESOLVED, that the Will County Board hereby approves and directs the County Executive to enter into the attached Intergovernmental Agreement in accordance with the provisions as stated above subject to the review and approval by the State's Attorney's Office.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive



**Public Works & Transportation Committee
Resolution 06-15**

*RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS*

**RESOLUTION AUTHORIZING APPROVAL OF
AN ILLINOIS DEPARTMENT OF TRANSPORTATION--COUNTY LETTER
OF UNDERSTANDING**

WHEREAS, the State and the County, in order to facilitate the free flow of traffic and insure safety to the motoring public, is desirous of making improvements to C.H. 6 (Manhattan-Monee Road) at the interchange with F.A.I. Route 57 located in the Village of Monee (State Section 99-1-N, State Job No. C-91-358-04), County Board District #1; and

WHEREAS, the County is desirous of said improvement in that same will be of immediate benefit to the county residents and permanent in nature; and

NOW THEREFORE BE IT RESOLVED, that the Will County Board enter into a Letter of Understanding with the Illinois Department of Transportation for the interim improvement of C.H. 6 (Manhattan-Monee Road) at the interchange with F.A.I. Route 57, a copy of which is attached hereto and made part thereof; and

BE IT FURTHER RESOLVED, that the County Executive is hereby authorized to execute said Letter of Understanding subject to review and approval by the Will County State's Attorney.

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit two (2) certified copies of this resolution to the regional office of the Illinois Department of Transportation through the office of the County Engineer.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive



**Public Works & Transportation Committee
Resolution No. 06-16**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

**Rescinding Resolution 05-371, Approved by the Will County Board
On August 18, 2005, Authorizing Approval of an Illinois Department of
Transportation – County Agreement for the Reconstruction of C.H. 76
(Gin Mill Road/143rd Street), Between U.S. Route 30 and Illinois Route 59,
Section 98-00152-02-FP**

WHEREAS, on August 18, 2005, this County Board adopted Resolution 05-371, authorizing approval of Illinois Department of Transportation – County Joint Agreement for the reconstruction of C.H. 76 (Gin Mill Road/143rd Street) between U.S. Route 30 and Illinois Route 59, County Board District #5; and

WHEREAS, on August 30, 2005, the Illinois Department of Transportation notified the County that the project letting process had changed and now the project would be local let and the federal portion of the funding provided at the award, the agreement approved with Resolution No. 05-371 will not be executed; and

WHEREAS, as a result of the revised project processing by the Illinois Department of Transportation, it would be in the best interest of the County to rescind the prior resolution (Resolution No. 05-371);

NOW, THEREFORE, BE IT RESOLVED BY THE WILL COUNTY BOARD, that the County Board hereby rescinds Resolution 05-371, adopted by the Will County Board on August 18, 2005.

BE IT FURTHER RESOLVED that the preamble is incorporated herein.

Adopted by the Will County Board this 19th day of January, 2005

VOTE: YES: ___ NO: ___ PASS: ___ (SEAL)

NANCY SCHULTZ VOOTS
WILL COUNTY CLERK

Approved this ___ day of _____, 2005.

LAWRENCE M. WALSH
WILL COUNTY EXECUTIVE

**Public Works & Transportation Committee
Resolution 06-17**



**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

**Authorizing Approval of an Illinois Department of
Transportation - County Joint Agreement**

WHEREAS, the State and the County, in order to facilitate the free flow of traffic and insure safety to the motoring public, are desirous of making improvements for the section of C.H. 76 (Gin Mill Road/143rd Street) between U.S. Route 30 and Illinois Route 59, STPM-7003 (602), Job No. C-91-157-98, County Section 98-00152-02-FP, County Board District #5; and

WHEREAS, the County is desirous of said improvement in that same will be of immediate benefit to the county residents and permanent in nature; and

NOW THEREFORE BE IT RESOLVED, that the Will County Board enter into an agreement with the Illinois Department of Transportation for the improvement of C.H. 76 (Gin Mill Road/143rd Street) between U.S. Route 30 and Illinois Route 59, a copy of which is attached hereto and made part hereof; and

BE IT FURTHER RESOLVED, that the County Executive and the County Clerk of Will County are hereby authorized to execute said agreement, subject to the review and approval by the Will County State's Attorney.

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit five (5) certified copies of this resolution along with five (5) copies of the joint agreement to the regional office of the Illinois Department of Transportation through the office of the County Engineer

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive

**Public Works & Transportation Committee
Resolution 06-18**



**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

**RESOLUTION GRANTING COUNTY AID IN CONSTRUCTION OF A NEW BRIDGE
OVER MANHATTAN CREEK ON ROWELL AVENUE AS PETITIONED BY
JACKSON ROAD DISTRICT**

WHEREAS, the Highway Commissioner of Jackson Road District has petitioned this Board for county aid in the construction of a new bridge (Structure #099-3161) over Manhattan Creek on Rowell Avenue, located in the Northwest Quarter (NW 1/4) of Section 23, Township 34N, Range 10E of the Third Principal Meridian in Jackson Township, known as Section 05-09113-00-BR, County Board District #6; and

WHEREAS, Jackson Road District does qualify for county aid as provided for in Chapter 605, Act 5, Section 5-501 of the Illinois Compiled Statutes.

NOW THEREFORE BE IT RESOLVED, by this Board that an order is hereby entered directing the County Engineer to cause plans and specifications for said new bridge to be prepared; and

BE IT FURTHER RESOLVED, that the improvement shall be constructed by contract; and

BE IT FURTHER RESOLVED, that this Board shall approve the necessary funds when needed to cover its share of this commitment.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive



Public Works & Transportation Committee
Resolution 06-19

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

**RESOLUTION ADOPTING BY-LAWS OF THE WILL COUNTY ROAD
IMPROVEMENT IMPACT FEE ADVISORY COMMITTEE**

WHEREAS, pursuant to 55 ILCS 5/5-1005(3), the County of Will has the power to make all contracts and do all other acts in relation to property and concerns of the county necessary to the exercise of its corporate powers;

WHEREAS there is within the State of Illinois a law commonly known as the Road Impact Fee Law, 605 ILCS 5/5-901 *et seq.*, which among other things, requires the establishment of an Advisory Committee;

WHEREAS this Advisory Committee is created and appointed pursuant to 605 ILC 5/5-907;

WHEREAS 605 ILCS 5/5-908 establishes the duties of this Advisory Committee and further requires the adoption of procedural rules for its operations;

WHEREAS the procedural rules of this Advisory Committee are set forth in the BY-LAWS OF THE WILL COUNTY ROAD IMPROVEMENT IMPACT FEE ADVISORY COMMITTEE attached hereto as Exhibit A.

NOW THEREFORE, BE IT RESOLVED that the County Board of Will County adopts the BY-LAWS OF THE WILL COUNTY ROAD IMPROVEMENT IMPACT FEE ADVISORY COMMITTEE attached hereto and made a part hereof as Exhibit A.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive



**PUBLIC WORKS COMMITTEE
RES. 06-20**

A Resolution In Support of Demolitions

Whereas, the Will County Land Use Department has been working on a demolition program funded in part by block grant money; and

Whereas, the properties located at P.I.N. 04-35-112-016, commonly known as 415 Oak Avenue in Lockport Township has been declared a public nuisance and a final decree of demolition has been issued by the court; and

Whereas, bids have been received and reviewed for demolition of the properties; and

Whereas, the Public Works Committee has reviewed the bids for the demolition contract and recommended it to be awarded to Grosshening Inc.

NOW, THEREFORE, BE IT RESOLVED that the County Executive Lawrence Walsh is hereby authorized to enter into a contract with Grosshening for the demolition of the property location at 415 Oak Avenue in Lockport Township for an amount not to exceed \$9,700.00.

Adopted by the Will County Board this ____ day of _____, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL) _____
Nancy Schultz-Voots
Will County Clerk

Approved this ____ day of _____, 200__.

(SEAL) _____
Lawrence M. Walsh
Will County Executive

Member Singer made a motion, seconded by Member Brandolino, consent agenda (06-08, 06-09, 06-10, 06-11, 06-12, 06-13, 06-14, 06-15, 06-16, 06-17, 06-18, 06-19, 06-20) be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

CONSENT AGENDA IS ADOPTED.

CRIMINAL JUSTICE, LAW AND JUDICIAL COMMITTEE
Ann Dralle, Chairman

Member Dralle presented Resolution #06-21, Reallocating a Portion of FY 2003 Local Law Enforcement Block Grant Funds. She commented that this grant provides \$27,900 much needed laptops for the Sheriff's Department.

**Criminal Justice Law & Judicial Committee
Resolution #06-21**



RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS

RE: REALLOCATION OF A PORTION OF FY 2003 LOCAL LAW ENFORCEMENT
BLOCK GRANT FUNDS

WHEREAS, the Local Law Enforcement Block Grant program has been authorized by Congress for the purposes of reducing crime and improving public safety; and

WHEREAS, a direct award to the County of Will in the amount of \$64,237.00 was approved by the Bureau of Justice Assistance (BJA) with a local match of \$7,137.00; and

WHEREAS, pursuant to Resolution #03-527 the Will County Board allocated a portion of the 2003 Local Law Enforcement Block Grant Funds to the Juvenile Probation Department in the approximate amount of \$22,500.00 for the purchase of a van; and

WHEREAS, the Juvenile Probation Department has advised that the van is no longer necessary due to the dissolution of the Early Reporting Center Program; and

WHEREAS, it is recommended that the 2003 LLEBG Program Year funds in the approximate amount of \$22,500.00 be reallocated from 292-41-272-4400 into 292-41-272-2530 as well as the unappropriated balance and accrued interest of the grant totaling \$4,790.00 be appropriated into 292-41-272-2530. Said funds of \$27,290.00 shall be used for the purchase of six (6) laptop computers for patrol vehicles with the Sheriff’s Department with hardware & software for a total purchase price of \$28,140.00 with the remaining balance of \$850.00 coming from the 101-50-600-2530 line item.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby directs that the 2003 LLEBG Program Year funds in the approximate amount of \$22,500.00 be reallocated from 292-41-272-4400 into 292-41-272-2530 as well as the unappropriated balance and accrued interest of the grant totaling \$4,790.00 be reappropriated into 292-41-272-2530 in FY 2006 County Budget.

BE IT FURTHER RESOLVED that the said funds of \$27,290.00 shall be used for the purchase of six (6) laptop computers for patrol vehicles with the Sheriff’s Department with hardware & software for a total purchase price of \$28,140.00 with the remaining balance of \$850.00 coming from the 101-50-600-2530 line item.

BE IT FURTHER RESOLVED that the Will County Auditor and Treasurer are directed to make the necessary line item and fund adjustments, in accordance with the above referenced authority. The County Executive’s Office as well as the County Auditor’s Office is further authorized to take such action as necessary to implement the intent of this resolution.

BE IT FURTHER RESOLVED that the Preamble of this Resolution is hereby adopted as if fully set forth herein.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Dralle made a motion, seconded by Member Riley, resolution #06-21 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #06-21 IS ADOPTED.

Member Dralle encouraged everyone to attend the Drug Court Graduation today at 1:00 p.m. as it will be Chief Judge White's last meeting.

HEALTH, AGING & EDUCATION COMMITTEE
Don Gould, Chairman

Member Gould presented Resolution #06-22, Ordinance Amending the Will County Animal Control Ordinance to Adjust the Registration Fees for Dogs, Cats, and Ferrets.

**Health, Aging & Education Committee
Resolution #06-22**



**ORDINANCE OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

**Amending the Will County Animal Control Ordinance to Adjust the Registration Fees for Dogs,
Cats and Ferrets**

WHEREAS, the Illinois State Animal Control Act (510 ILCS 5/3) was amended by Public Act 94-639 to require Counties that register dogs and cats to impose a minimum differential of \$10.00 for intact dogs or cats; and

WHEREAS, Public Act 94-639 also requires that ten dollars of the differential shall be placed either in a county animal population control fund or in the State's Pet Population Control Fund; and

WHEREAS, the County of Will (herein, "County") requires dogs and cats to be registered under Section 1001.3 of the Will County Animal Control Ordinance (herein "Ordinance"); and

WHEREAS, County desires to establish a Population Control Fund to be used to (i) spay, neuter, or sterilize adopted dogs or cats or (ii) spay or neuter dogs or cats owned by low income Will County residents who are eligible for the Food Stamp Program; and

WHEREAS, the County therefore desires to amend the Ordinance to add the following definitions:

Section 101.9.a “Differential” means the difference in the registration fees paid for spayed, neutered or sterilized animals and the registration fees paid for intact animals.

Section 101.19.a “Intact Animal” means an animal that has not been spayed or neutered.

Section 101.21.a “Low-income” means those persons eligible for the Food Stamp Program.

WHEREAS, the County desires to amend Section 1001.3 of the Ordinance to read as follows:

Section 1001.3 Registration of dogs, cats or ferrets must be processed upon receipt of a rabies vaccination from a veterinarian practicing in Will County or servicing a dog, cat, or ferret that resides in Will County. Veterinarians/Animal hospitals must provide rabies registration service to all pet owners upon receipt of a rabies vaccination as specified in this ordinance. Veterinarians who inoculate a cat, dog, or ferret shall procure from the Will County Department of Animal Control serially numbered tags, one to be issued with each inoculation certificate.

If the owner of such dog, cat or ferret declines to purchase the Rabies/Registration tag from the veterinarian administering the Rabies Vaccine, the Rabies certificate will be mailed immediately to the Will County Department of animal Control noting that the pet owner declined to purchase the Rabies/Registration tag. A letter will be mailed to the pet owner with instructions to secure a Rabies/Registration tag within 21 days of the letter. If not done, the pet owner may be issued citations for failure to comply.

Only one cat, dog or ferret shall be included on each certificate. Such tags shall be attached to the collar or harness worn by the cat, dog or ferret. ~~The fee for such tag shall be \$6.00 for a one-year immunity and \$15.00 for a three-year immunity.~~ The fee for such tag shall be as follows:

1 year immunity –

\$ 8.00 for spayed neutered or sterilized animals.
\$25.00 for intact animals.

3 year immunity –

\$20.00 for spayed, neutered or sterilized animals.
\$50.00 for intact animals.

The fees shall be paid to the department and transferred to the County Treasurer as received. ~~The County Treasurer shall deposit \$10.00 of the differential into a special fund to be identified as the Animal Population Control Fund.~~ All costs of inoculation against rabies shall be borne by the owner of the dog, cat or ferret.

NOW THEREFORE, BE IT ORDAINED by the County Board of Will County, Illinois hereby officially amends the Will County Animal Control Ordinance as set for the above and that these amendments be adopted and effective as of February 1, 2006; and

BE IT FURTHER RESOLVED, by the County Board of Will County Illinois that the Will County Treasurer is hereby directed to establish a special fund to be known as the Animal Population Control Fund to be used in conformance with the intents and purposes of the Will County Board as set forth above and in conformance with state law.

Adopted by the County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL) _____
Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006 _____
Lawrence M. Walsh
Will County Executive

Member Gould made a motion, seconded by Member Sheridan, Resolution #06-22 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #06-22 IS ADOPTED.

LEGISLATIVE COMMITTEE
Ron Svara, Chairman

Member Svara presented Resolution #06-23, Support Will County's 2006 Legislative Agenda.



**Legislative Committee
Resolution #06-23**

***RESOLUTION SUPPORTING WILL COUNTY'S
2006 LEGISLATIVE AGENDA***

WHEREAS, the Will County Board Legislative Committee has been diligently monitoring legislation affecting Will County and has prepared the 2006 Legislative Agenda, and

WHEREAS, as the spring session of the Illinois General Assembly gets underway, the Legislative Committee has also summarized Will County's main legislative priorities and concerns, and

WHEREAS, with the assistance of Will County's Lobbyist and Will County Elected Officials, the Legislative Committee has recommended **SUPPORT** of the 2006 Legislative Agenda.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby SUPPORTS Will County's 2006 Legislative Agenda, to move forward to the spring session of the Illinois General Assembly.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Svava made a motion, seconded by Member Wisniewski, Resolution #06-23 be approved.

Member Svava announced they should have the 2006 Legislative Committee's packet. The Committee has produced these packets in 2004, 2005, and 2006. There are five issues in the packet, two already addressed, and on page three there is a summary Will County Regional Airport that is the governance portion we are focusing on. The Eastern Will County Development District, which is probably going to be reviewed down in Springfield and they are going to have their say on it. Third, there are transportation issues. We are going to focus on widening I-55 from Weber to I-80 and the intersection at 57 (Manhattan Monee Rd) that is congested also. Fourth issue is a recapture agreement which is the ability of the county or a developer, whoever pays for upgrades of the roads, to be reimbursed as other developments or commercial uses come into the area. There is one in question where there is an intersection that needs an upgrade and only one corner of the intersection is going to be rezoned at this point in time. As the other corners are developed, then those who benefit ought to pay for the upgrade. Municipalities have this recapture ability but unincorporated areas in the county do not. Member Singer has done a lot of work on this and is considered the local expert on the recapture. Also, the Executive's Office has done a lot of work on the regulation of peddlers. Now people must register to go door to door but we do not have the authority to deny giving this registration to a business. We are in the process of retrieving this authority from Springfield. This went to Metro Counties and they have reviewed this.

Voting Affirmative were: Brandolino, Woods, Anderson, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-five.

Negative votes: Deutsche Total: one.

RESOLUTION #06-23 IS ADOPTED.

Member Svava stated they are beginning on 07 issues and reviewing the hiring of a federal lobbyist and things are moving quickly.

INSURANCE AND PERSONNEL COMMITTEE
Susan Riley, Chairman

No Report.

CAPITAL IMPROVEMENTS COMMITTEE
Wayne McMillan, Chairman

Member McMillan updated everyone on the Joliet City Council Meeting he attended on Tuesday with Member Babich, who is a member of the Public Building Commission. The city approved the PUD for the jail expansion. He mentioned how Mayor Schultz was very instrumental in this process. He also thanked County Clerk Nancy Schultz Voots. The bottom line is the expansion can move forward and as it will be moving forward, there will be a building demolished as quickly as possible. And in doing so, the gangs and warrants unit will need to be relocated.

Member McMillan presented Resolution #06-24, Authorizing the County Executive to Execute a Lease with the Will County Farm Bureau for the Sheriff's Gangs & Warrants Division.



**Capital Improvements Committee
Resolution #06-24**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

**AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A LEASE WITH THE
WILL COUNTY FARM BUREAU FOR THE SHERIFF'S GANGS & WARRANTS
DIVISIONS**

WHEREAS, the County owned space presently occupied by the Gangs and Warrants Division of the Will County Sheriff's Department located at 27 South Chicago Street needs to be demolished to begin the expansion of the Will County Adult Detention Facility, and

WHEREAS, there is not sufficient space in the buildings owned by the County to house the Gangs and Warrants Divisions of the Will County Sheriff's Department, and

WHEREAS, the Will County Executive’s Office has recommended the County lease vacant space located at the Farm Bureau to house Gangs and Warrants, and

WHEREAS, the Capital Improvement and Finance Committees concur with this request.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the County Executive to enter into a lease for office space at the Farm Bureau for the Will County Sheriff’s Department Gangs and Warrants Departments, for a period of one (1) year at the rate of \$35,431.00 per year.

FURTHER BE IT RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set herein. This Resolution shall be in full force and effect upon its passage and approval as provided by law.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes_____ No_____ Pass_____ (SEAL)_____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member McMillan made a motion, seconded by Member Wisniewski, Resolution #06-24 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #06-24 IS ADOPTED.

POLICY AND RULES COMMITTEE
Richard Brandolino, Chairman

No Report.

EXECUTIVE COMMITTEE
James Moustis, Chairman

Member Moustis presented Resolution #06-25, Authorizing the County Executive to Extend the Term of the Original Contract for Professional Services for Christopher B. Burke Engineering for Stormwater Services.



**Executive Committee
Resolution #06-25**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

RE: Authorizing the County Executive to Extend the Term of the Original Contract for Professional Services with Christopher B. Burke Engineering for Stormwater Services

WHEREAS, the Will County Board has determined that stormwater management is an important issue in this growing and expanding county; and

WHEREAS, on January 19th, the Will County Board adopted amendments to Resolutions 03-441 and 04-33 for the purpose of extending the term of the original contract, and

WHEREAS, it is necessary to retain a consultant to provide stormwater services in support of implementing the Will County Stormwater Management Ordinance, and

WHEREAS, the County Engineer has recommended a professional services contract be entered into with Christopher B. Burke to provide consulting services to the County of Will for stormwater services, and

WHEREAS, the Will County Land Use Committee and Executive Committee concurs with this recommendation.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorized the County Executive to extend the term of the original contract for professional services with Christopher B. Burke Engineering, Ltd., to provide stormwater services, with the final review and approval by the Will County State’s Attorney’s office.

FURTHER BE IT RESOLVED that the Preamble of this Resolution is hereby adopted as if fully set herein.

Adopted by the Will County Board this 19th day of January, 2006

Vote: YES ___ No ___ Pass ___ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this __ day of _____, 2006

Lawrence M. Walsh
Will County Executive

Member Moustis made a motion, seconded by Member Brandolino, Resolution #06-25 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #06-25 IS ADOPTED.

Member Moustis presented Resolution #06-26, Replacement Hires.



**Executive Committee
Resolution #06-26**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

RE: REPLACEMENT HIRES

WHEREAS, in accordance with the 55 ILCS 5/2-5009, the County Executive shall "appoint, with the advice and consent of the Board, such subordinate deputies, employees, and appointees for the general administration of county affairs as considered necessary, except those deputies, employees and appointees in the office of an elected county officer", and

WHEREAS, the Will County Executive has presented a list of appointments to the Executive Committee of the County Board, and

WHEREAS, that list has been approved by the Will County Executive Committee in the appropriate manner and now the committee recommends the list to the full Will County Board for approval.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board, in accordance with 55 ILCS 5/2-5009, does hereby concur with the action of its Executive Committee and the County Executive and gives its consent to the list of names attached to this resolution.

FURTHER BE IT RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set herein. This Resolution shall be in full force and effect upon its passage and approval as provided by law.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL) _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Moustis made a motion, seconded by Member Brandolino, Resolution #06-26 be approved.

Member Svava commented he would like to see a plan whereby people who are retiring or leaving that maybe we need to review replacing them because in about two years we are going to be hiring a lot of correctional officers. At this point in time, we may be deciding between replacements and correctional officers.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis. Total: twenty-six.

No negative votes.

RESOLUTION #06-26 IS ADOPTED.

Member Moustis presented Resolution #06-27, Authorizing the County Executive to Execute Intergovernmental Cooperation Agreement Between the City of Wilmington and County of Will for the Expansion of Joliet Arsenal Enterprise Zone with Regard to International Union of Operating Engineers Local 150 Building Corporation and Joliet Arsenal Development Authority.



**Executive Committee
Resolution #06-27**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

Authorizing the Will County Executive to enter into an Intergovernmental Agreement with the City of Wilmington

WHEREAS, the City of Wilmington is a Municipal Corporation situated in the County of Will (hereinafter referred to as “Wilmington”); and

WHEREAS, the County of Will is a body corporate and politic (hereinafter referred to as the “County”); and

WHEREAS, by Ordinance 05-551 the County has expanded the Joliet Arsenal Enterprise Zone pursuant to the Illinois Enterprise Zone Act, 20 ILCS 655/1, et seq. within the corporate limits of Wilmington; and

WHEREAS, the Illinois Intergovernmental Cooperation Act, (Illinois Compiled Statutes, Chapter 5, Section 220/1 et seq.), authorizes municipalities to exercise jointly with any public agency of the State, including other units of local government individually, and to enter into contracts for the performance of governmental services, activities, and undertakings; and

WHEREAS, pursuant to Article 7, Section 10 of the 1970 Constitution of the State of Illinois, Wilmington and the County are empowered to contract for the purposes set forth therein; and

WHEREAS, the County and the City desire to enter into an intergovernmental agreement so as to provide for the expansion of the Joliet Arsenal Enterprise Zone and to set forth the rights and responsibilities of the parties with regard to said expansion; and

NOW THEREFORE, BE IT RESOLVED by the County Board of Will County, Illinois that the Will County Executive is hereby authorized to execute an intergovernmental agreement between the County of Will and the City of Wilmington in substantially the same form as is hereby attached.

BE IT FURTHER RESOLVED, that the County Executive is hereby authorized to take such action as is necessary to implement the intent of this resolution.

Adopted by the County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive

Member Moustis made a motion, seconded by Member Deutsche, Resolution #06-27 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #06-27 IS ADOPTED.

Member Moustis presented Resolution #06-28, Awarding Bid for Workforce Investment Board Skill Center Project Located at Westfield Mall.



**Executive Committee
Resolution #06-28**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

RESOLUTION

***RE: AWARDING BID FOR RECONFIGURATION OF THE
WORKFORCE INVESTMENT BOARD SKILL CENTER
LOCATED AT THE WESTFIELD MALL***

WHEREAS, on December 5, 2005, the County Executive’s Office opened five (5) proposals for the reconfiguration of the Workforce Investment Board Skill Center located at the Westfield Mall, and

WHEREAS, after reviewing the proposals the recommendation is to award the bid to the lowest responsible bidder of Giesler and Houdek in the amount of \$225,000.00, and

WHEREAS, the Executive Committee concurs with this request.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby awards the bid for the Westfield Mall Workforce Skill Center for the Workforce Investment Board to the lowest responsible bidder of Giesler and Houdek in the amount of \$225,000.00.

FURTHER BE IT RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set herein. This Resolution shall be in full force and effect upon its passage and approval as provided by law.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this ___ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Moustis made a motion, seconded by Member Brandolino, Resolution #06-28 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis. Total: twenty-six.

No negative votes.

RESOLUTION #06-28 IS ADOPTED.

Member Moustis presented Resolution #06-29, Authorizing County Executive to Execute Real Estate Tax Abatement for Wilton Industries, Inc.



**Executive Committee
Resolution #06-29**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

**RE: PROVIDING REAL ESTATE TAX ABATEMENT FOR
WILTON INDUSTRIES, INC.**

WHEREAS, pursuant to 35 ILCS 200/18-165:

“Any taxing district, upon a majority vote of its governing authority may, after the determination of the assessed valuation of its property, order the Clerk of the County to abate any portion of its taxes on the following types of property:

1. Commercial and Industrial.

- (a) The property of any commercial or industrial firm including, but not limited to the property of any firm that is used for collecting, separating, storing, or processing recyclable materials, locating within the taxing district during the immediately preceding calendar year from another state, territory, or country, or having been newly created within this State during the immediately preceding calendar year, or expanding an existing facility. The abatement shall not exceed a period of ten (10) years and the aggregate amount of abated taxes for all taxing districts combined shall not exceed \$4,000,000; or
- (b) The property of any commercial or industrial development of at least 500 acres having been created within the taxing district. The abatement shall not exceed a

period of 20 years and the aggregate amount of abated taxes for all taxing districts combined shall not exceed \$12,000,000”, and

WHEREAS, the Will County Board has determined it to be in the best interests to abate a portion of its taxes on the real estate described as attached, and identified as 11-04-05-400-005-0000; and

WHEREAS, this Board has determined such abatement to be in the best interests of its citizens in order to encourage to locate its research and development center within Will County and increase Will County’s tax base and employment opportunities within the County, and

WHEREAS, on April 15, 2004, the Will County Board approved Resolution #04-134 authorizing the Will County Executive to execute a tax abatement agreement with the **WILTON INDUSTRIES, INC.** (the “Company”), and both the Company and the Will County Executive have executed said agreement pursuant to which the County agreed:

to abate real estate taxes on the above-described real estate as hereinafter provided, for a duration of four (4) consecutive tax levy years. However, in no event shall the total aggregate amount of abated taxes for all taxing districts combined exceed \$4,000,000 under the provisions of 35 ILCS 200 18-165 et seq.

Member Moustis made a motion, seconded by Member Gerl, Resolution #06-29 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #06-29 IS ADOPTED

Member Moustis presented Resolution #06-30, Authorizing County Executive to Execute Real Estate Tax Abatement for Chicago Tube & Iron.

**Executive Committee
Resolution #06-30**



**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

**RE: PROVIDING REAL ESTATE TAX ABATEMENT FOR
CHICAGO TUBE & IRON CO.**

WHEREAS, pursuant to 35 ILCS 200/18-165:

“Any taxing district, upon a majority vote of its governing authority may, after the determination of the assessed valuation of its property, order the Clerk of the County to abate any portion of its taxes on the following types of property:

1. Commercial and Industrial.

- (c) The property of any commercial or industrial firm including, but not limited to the property of any firm that is used for collecting, separating, storing, or processing recyclable materials, locating within the taxing district during the immediately preceding calendar year from another state, territory, or country, or having been newly created within this State during the immediately preceding calendar year, or expanding an existing facility. The abatement shall not exceed a period of ten (10) years and the aggregate amount of abated taxes for all taxing districts combined shall not exceed \$4,000,000; or
- (d) The property of any commercial or industrial development of at least 500 acres having been created within the taxing district. The abatement shall not exceed a period of 20 years and the aggregate amount of abated taxes for all taxing districts combined shall not exceed \$12,000,000”, and

WHEREAS, the Will County Board has determined it to be in the best interests to abate a portion of its taxes on the real estate described as attached, and identified as 11-04-08-400-012-000 **becoming 11-04-08-400-014 in 2006**; and

WHEREAS, this Board has determined such abatement to be in the best interests of its citizens in order to encourage to locate its research and development center within Will County and increase Will County’s tax base and employment opportunities within the County, and

WHEREAS, on September 16, 2004, the Will County Board approved Resolution #04-387 authorizing the Will County Executive to execute a tax abatement agreement with the **CHICAGO TUBE & IRON CO.** (the “Company”), and both the Company and the Will County Executive have executed said agreement pursuant to which the County agreed:

to abate real estate taxes on the above-described real estate as hereinafter provided, for a duration of four (4) consecutive tax levy years. However, in no event shall the total aggregate amount of abated taxes for all taxing districts combined exceed \$4,000,000 under the provisions of 35 ILCS 200 18-165 et seq.

NOW, THEREFORE, BE IT RESOLVED, by the County of Will, as follows:

Section 1: The Will County Board hereby finds that all of the recitals contained in the Preambles to this Resolution are full, true and correct and does incorporate the same herein by reference.

Section 2: Except as limited in Section 3 hereof, the County Clerk of Will County is hereby ordered to abate the real estate taxes to be extended on the property described as attached hereto (Exhibit A), 11-04-08-400-012-000 becoming 11-04-08-400-014 in 2006 for which a conditional certificate of occupancy and compliance has been issued and the amount abated shall be fifty (50) percent (%) of real estate taxes payable by CHICAGO TUBE & IRON CO., to the County attributable to the new improvements, based upon the equalized assessed valuation of the Subject Property, for levy years 2005, 2006, 2007 and 2008 except that in no event shall real estate taxes levied and extended on behalf of the County for payment and discharge of principal and interest on the bonded indebtedness of the County be abated.

Section 3: The County Clerk of Will County is hereby ordered and directed that taxes levied by the County and extended on its behalf for payment of interest and payment and discharge of principal on the bonded indebtedness of the County, if any, shall not be abated.

Section 4: The Will County Executive and Will County Clerk are hereby authorized and directed to execute this Resolution and cause a certified copy of the same to be filed with the County Clerk-Tax Extension Division, Supervisor of Assessments, and County Collector of Will County, Illinois.

Section 5: This Resolution shall be in full force and effect upon its adoption.

Section 6: The Preamble of this resolution is hereby adopted as if fully set forth herein.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes ___ No: ___ Pass: ___

NANCY SCHULTZ VOOTS
WILL COUNTY CLERK

Approved this _____ day of _____, 2006.

LAWRENCE M. WALSH
WILL COUNTY EXECUTIVE

Member Moustis made a motion, seconded by Member Maher, Resolution #06-30 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #06-30 IS ADOPTED.

Member Moustis presented Resolution #06-31, Awarding Professional Services Contract to ACD Telecom for Will County's 800 Mhz Radio System Rebanding Project.



**Executive Committee
Resolution #06-31**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

***AWARDING PROFESSIONAL SERVICES CONTRACT TO ACD TELECOM
FOR WILL COUNTY'S 800 Mhz RADIO SYSTEM REBANDING PROJECT***

WHEREAS, on behalf of the Will County Board, the Will County Purchasing Director and Will County Radio System Manager solisited proposals for the Will County 800 Mhz Radio System Rebanding Project, and

WHEREAS, after review of such proposals, the Will County Radio System Manager recommends that the professional services contract for the Will County 800 Mhz Radio System Rebanding Project be awarded to the firm of ACD Telecom, based upon their overall experience and extensive engineering knowledge of Will County's 800 Mhz Radio System, and

WHEREAS, the Executive Committee concurs with the recommendations made at Committee and recommends approval of the request.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes and directs the Will County Executive to execute a professional services agreement with the firm of ACD Telecom to act as a consultant for Will County for the Rebanding of its 800 Mhz Radio System as mandated by the Federal Communications Commission, Report and Order Docket 02-55.

FURTHER BE IT RESOLVED, that the Final Agreement with the firm ACT Telecom is subject to the review and consideration by the Will County State's Attorney's Office.

FURTHER BE IT RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set herein. This Resolution shall be in full force and effect upon its passage and approval as provided by law.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Moustis made a motion, seconded by Member Weigel, Resolution #06-31 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #06-31 IS ADOPTED

Member Moustis presented Resolution #06-32, Authorizing County Executive to Execute Professional Services Contract with the Center for Economic Development.

**Executive Committee
Resolution #06-32**



**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

**RE: PROFESSIONAL SERVICES AGREEMENT WITH
WILL COUNTY CHAMBER/CED**

WHEREAS, the Will County Chamber/CED was established in 1985 to promote the Will County business community and economic growth, through cooperative efforts of the private and public sector, and

WHEREAS, since 1990, the CED Board of Directors has served as the Overall Economic Development Plan review committee and assists staff in preparing the annual OEDP update for submittal to the U.S. Economic Development Administration to qualify municipalities and townships in Will County to apply for funds from EDA, and

WHEREAS, the CED staff also assisted the County in developing tax abatement guidelines in 1990 and revisions in 2003 and 2005, and provides annual status reports on projects receiving tax abatements under such guidelines, and

WHEREAS, the CED staff has also assisted the County with the Joliet Arsenal redevelopment, South Suburban Airport, community development, I-355 extension, business attraction activities, business retention activities, Will County Statistics Book, and works with local schools and education allies to train graduates for workforce readiness, and

WHEREAS, the CED has assisted the County tremendously in these areas, allowing such activities to be performed without the expense of additional staff and benefits, and

WHEREAS, the CED has invited the County to take a greater role in the work of the CED by making a financial commitment to support their efforts on behalf of the County, and

WHEREAS, the Finance Committee has concurred, and recommends that a contract for services be entered into by and between the Will County Chamber/CED and the County of Will, to provide services including, but not limited to, those indicated above, for the total amount of \$100,000.00 for Fiscal Year 2006.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the Will County Executive to negotiate and execute the attached contract for services between the County of Will and the Joliet/Will County Center for Economic Development and Will County Chamber of Commerce, for the total amount of \$100,000.00 for Fiscal Year 2006, and

BE IT FURTHER RESOLVED, that the necessary funding for such contract is available in the 2006 County Board Budget.

FURTHER BE IT RESOLVED that the Preamble of this Resolution is hereby adopted as if fully set herein.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL) _____
Nancy Schultz Voots
Will County Clerk

Approved this day of _____, 2006.
Lawrence M. Walsh
Will County Executive

Member Moustis made a motion, seconded by Member Brandolino, Resolution #06-32 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis. Total: twenty-six.

No negative votes.

RESOLUTION #06-32 IS ADOPTED

Member Moustis presented Resolution #06-33, Authorizing County Executive to Execute Intergovernmental Agreement with the Village of Elwood to Provide Maintenance & Repair through Will County's Radio Lab.



**Executive Committee
Resolution #06-33**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

RE: Authorizing County Executive to Execute Intergovernmental Agreement to Provide the Village of Elwood Maintenance & Repair of Communications Equipment thru the Radio Lab of Will County

WHEREAS, 5 ILCS 220/1 et seq. provides that any power or powers, privileges or authority exercised or which may be exercised by a public agency of this State may be exercised and enjoyed jointly with any other public agency of this State, and

WHEREAS, the Village of Elwood is desirous of entering into an Intergovernmental Agreement with the County of Will to provide maintenance and repair of communications equipment through the Radio Lab of Will County, and

WHEREAS, the Will County Radio Committee has recommended approval and execution of the attached Intergovernmental Agreement for the Village of Elwood setting forth the terms and conditions providing access to maintenance and repair of communications equipment through the Radio Lab of Will County, January 1, 2006 through December 31, 2006, and

WHEREAS, the Executive Committee has reviewed the attached Intergovernmental Agreement between the County of Will and the Village of Elwood, and recommends its approval.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the Will County Executive to execute an Intergovernmental Agreement between the County of Will and the Village of Elwood, setting forth terms and conditions to provide the Village of Elwood access to maintenance and repair of communications equipment through the Radio Lab of Will County.

FURTHER BE IT RESOLVED that the Preamble of this Resolution is hereby adopted as if fully set herein.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this ____ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Moustis made a motion, seconded by Member Rozak, Resolution #06-33

be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #06-33 IS ADOPTED

Member Moustis presented Resolution #06-34, Authorizing County Executive to Execute Intergovernmental Agreement with the Village of Manhattan to Provide Maintenance & Repair through Will County's Radio Lab.



**Executive Committee
Resolution #06-34**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

RE: Authorizing County Executive to Execute Intergovernmental Agreement to Provide the Village of Manhattan Maintenance & Repair of Communications Equipment thru the Radio Lab of Will County

WHEREAS, 5 ILCS 220/1 et seq. provides that any power or powers, privileges or authority exercised or which may be exercised by a public agency of this State may be exercised and enjoyed jointly with any other public agency of this State, and

WHEREAS, the Village of Manhattan is desirous of entering into an Intergovernmental Agreement with the County of Will to provide maintenance and repair of communications equipment through the Radio Lab of Will County, and

WHEREAS, the Will County Radio Committee has recommended approval and execution of the attached Intergovernmental Agreement for the Village of Manhattan setting forth the terms and conditions providing access to maintenance and repair of communications equipment through the Radio Lab of Will County, January 1, 2006 through December 31, 2006, and

WHEREAS, the Executive Committee has reviewed the attached Intergovernmental Agreement between the County of Will and the Village of Manhattan, and recommends its approval.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the Will County Executive to execute an Intergovernmental Agreement between the County of Will and the Village of Manhattan, setting forth terms and conditions to provide the Village of Manhattan access to maintenance and repair of communications equipment through the Radio Lab of Will County.

FURTHER BE IT RESOLVED that the Preamble of this Resolution is hereby adopted as if fully set herein.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Moustis made a motion, seconded by Member Sheridan, Resolution #06-34 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis. Total: twenty-six.

No negative votes.

RESOLUTION #06-34 IS ADOPTED

Member Moustis presented Resolution #06-35, Authorizing County Executive to Execute Intergovernmental Agreement with the Village of Rockdale to Provide Maintenance & Repair through Will County's Radio Lab.



**Executive Committee
Resolution #06-35**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

RE: Authorizing County Executive to Execute Intergovernmental Agreement to Provide the Village of Rockdale Maintenance & Repair of Communications Equipment thru the Radio Lab of Will County

WHEREAS, 5 ILCS 220/1 et seq. provides that any power or powers, privileges or authority exercised or which may be exercised by a public agency of this State may be exercised and enjoyed jointly with any other public agency of this State, and

WHEREAS, the Village of Rockdale is desirous of entering into an Intergovernmental Agreement with the County of Will to provide maintenance and repair of communications equipment through the Radio Lab of Will County, and

WHEREAS, the Will County Radio Committee has recommended approval and execution of the attached Intergovernmental Agreement for the Village of Rockdale setting forth the terms and conditions providing access to maintenance and repair of communications equipment through the Radio Lab of Will County, January 1, 2006 through December 31, 2006, and

WHEREAS, the Executive Committee has reviewed the attached Intergovernmental Agreement between the County of Will and the Village of Rockdale, and recommends its approval.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the Will County Executive to execute an Intergovernmental Agreement between the County of Will and the Village of Rockdale, setting forth terms and conditions to provide the Village of Rockdale access to maintenance and repair of communications equipment through the Radio Lab of Will County.

FURTHER BE IT RESOLVED that the Preamble of this Resolution is hereby adopted as if fully set herein.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Moustis made a motion, seconded by Member Woods, Resolution #06-35 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis. Total: twenty-six.

No negative votes.

RESOLUTION #06-35 IS ADOPTED

Member Moustis presented Resolution #06-36, Authorizing County Executive to Execute Intergovernmental Agreement with the Bolingbrook Park District to Provide Maintenance & Repair through Will County’s Radio Lab.

**Executive Committee
Resolution #06-36**



**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

RE: Authorizing County Executive to Execute Intergovernmental Agreement to Provide the Bolingbrook Park District Maintenance & Repair of Communications Equipment thru the Radio Lab of Will County

WHEREAS, 5 ILCS 220/1 et seq. provides that any power or powers, privileges or authority exercised or which may be exercised by a public agency of this State may be exercised and enjoyed jointly with any other public agency of this State, and

WHEREAS, the Bolingbrook Park District is desirous of entering into an Intergovernmental Agreement with the County of Will to provide maintenance and repair of communications equipment through the Radio Lab of Will County, and

WHEREAS, the Will County Radio Committee has recommended approval and execution of the attached Intergovernmental Agreement for the Bolingbrook Park District setting forth the terms and conditions providing access to maintenance and repair of communications equipment through the Radio Lab of Will County, January 1, 2006 through December 31, 2006, and

WHEREAS, the Executive Committee has reviewed the attached Intergovernmental Agreement between the County of Will and the Bolingbrook Park District, and recommends its approval.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the Will County Executive to execute an Intergovernmental Agreement between the County of Will and the Bolingbrook Park District, setting forth terms and conditions to provide the Bolingbrook Park District access to maintenance and repair of communications equipment through the Radio Lab of Will County.

FURTHER BE IT RESOLVED that the Preamble of this Resolution is hereby adopted as if fully set herein.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Moustis made a motion, seconded by Member Maher, Resolution #06-36 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #06-36 IS ADOPTED

Member Moustis presented Resolution #06-37, Authorizing County Executive to Execute Intergovernmental Agreement with Joliet Township to Provide Maintenance & Repair through Will County's Radio Lab.



**Executive Committee
Resolution #06-37**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

RE: Authorizing County Executive to Execute Intergovernmental Agreement to Provide Joliet Township Maintenance & Repair of Communications Equipment thru the Radio Lab of Will County

WHEREAS, 5 ILCS 220/1 et seq. provides that any power or powers, privileges or authority exercised or which may be exercised by a public agency of this State may be exercised and enjoyed jointly with any other public agency of this State, and

WHEREAS, Joliet Township is desirous of entering into an Intergovernmental Agreement with the County of Will to provide maintenance and repair of communications equipment through the Radio Lab of Will County, and

WHEREAS, the Will County Radio Committee has recommended approval and execution of the attached Intergovernmental Agreement for Joliet Township setting forth the terms and conditions providing access to maintenance and repair of communications equipment through the Radio Lab of Will County, January 1, 2006 through December 31, 2006, and

WHEREAS, the Executive Committee has reviewed the attached Intergovernmental Agreement between the County of Will and Joliet Township, and recommends its approval.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the Will County Executive to execute an Intergovernmental Agreement between the County of Will and Joliet Township, setting forth terms and conditions to provide Joliet Township access to maintenance and repair of communications equipment through the Radio Lab of Will County.

FURTHER BE IT RESOLVED that the Preamble of this Resolution is hereby adopted as if fully set herein.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Moustis made a motion, seconded by Member Adamic, Resolution #06-37 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis. Total: twenty-six.

No negative votes.

RESOLUTION #06-37 IS ADOPTED.

Member Moustis presented Resolution #06-38, Authorizing County Executive to Execute Intergovernmental Agreement with the Will County Forest Preserve District to Provide Maintenance & Repair through Will County’s Radio Lab.



**Executive Committee
Resolution #06-38**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

RE: Authorizing County Executive to Execute Intergovernmental Agreement to Provide the Forest Preserve District of Will County Maintenance & Repair of Communications Equipment thru the Radio Lab of Will County

WHEREAS, 5 ILCS 220/1 et seq. provides that any power or powers, privileges or authority exercised or which may be exercised by a public agency of this State may be exercised and enjoyed jointly with any other public agency of this State, and

WHEREAS, the Forest Preserve District of Will County is desirous of entering into an Intergovernmental Agreement with the County of Will to provide maintenance and repair of communications equipment through the Radio Lab of Will County, and

WHEREAS, the Will County Radio Committee has recommended approval and execution of the attached Intergovernmental Agreement for the Forest Preserve District of Will County setting forth the terms and conditions providing access to maintenance and repair of communications equipment through the Radio Lab of Will County, January 1, 2006 through December 31, 2006, and

WHEREAS, the Executive Committee has reviewed the attached Intergovernmental Agreement between the County of Will and the Forest Preserve District of Will County, and recommends its approval.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the Will County Executive to execute an Intergovernmental Agreement between the County of Will and the Forest Preserve District of Will County, setting forth terms and conditions to provide the Forest Preserve District of Will County access to maintenance and repair of communications equipment through the Radio Lab of Will County.

FURTHER BE IT RESOLVED that the Preamble of this Resolution is hereby adopted as if fully set herein.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Moustis made a motion, seconded by Member Brandolino, Resolution #06-38 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #06-38 IS ADOPTED.

Member Moustis presented Resolution #06-39, Authorizing County Executive to Execute Intergovernmental Agreement with the Village of Mokena to Provide Communications System Access through Will County's 800 Mhz Radio System.



**Executive Committee
Resolution #06-39**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

RE: Authorizing County Executive to Execute an Intergovernmental Agreement to Provide the Village of Mokena Access to the County Radio System

WHEREAS, 5 ILCS 220/1 et seq. provides that any power or powers, privileges or authority exercised or which may be exercised by a public agency of this State may be exercised and enjoyed jointly with any other public agency of this State, and

WHEREAS, the Village of Mokena is desirous of entering into an Intergovernmental Agreement with the County of Will to provide communications system access to the Village of Mokena through the facilities of the County of Will, specifically the Will County owned and operated 800 MHz county-wide radio system, and

WHEREAS, such agreement shall commence on January 1, 2006, and end on November 30, 2010, pursuant to the terms attached, and provides that the Village of Mokena will pay a monthly access fee of \$20.00 per unit to the County-wide Radio Commission for utilization of one talk group dedicated to the Village of Mokena, with each additional dedicated talk group being charged a monthly access fee of \$5.00 per unit, and a one-time programming/administration fee of \$50.00. The user fee, programming fee and administrative fee will be waived for the first five radios, and

WHEREAS, the Executive Committee has reviewed the attached Intergovernmental Agreement between the County of Will and the Village of Mokena concerning accessing the County Radio System and recommends approval.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the Will County Executive to execute the Intergovernmental Agreement Between the County of Will and the Village of Mokena, in a format as substantially attached, to provide access to the County Radio System, commencing January 1, 2006, and ending on November 30, 2010, pursuant to the attached terms and conditions.

FURTHER BE IT RESOLVED that the Preamble of this Resolution is hereby adopted as if fully set herein.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes ___ No ___ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Moustis made a motion, seconded by Member Brandolino, Resolution #06-39 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #06-39 IS ADOPTED.

Member Moustis presented Resolution #06-40, Authorizing County Executive to Execute Intergovernmental Agreement with the Village of Homer Glen to Provide Communications System Access through Will County's 800 Mhz Radio System.



**Executive Committee
Resolution #06-40**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

RE: *Authorizing County Executive to Execute an Intergovernmental Agreement to Provide the Village of Homer Glen Access to the County Radio System*

WHEREAS, 5 ILCS 220/1 et seq. provides that any power or powers, privileges or authority exercised or which may be exercised by a public agency of this State may be exercised and enjoyed jointly with any other public agency of this State, and

WHEREAS, the Village of Homer Glen is desirous of entering into an Intergovernmental Agreement with the County of Will to provide communications system access to the Village of Homer Glen through the facilities of the County of Will, specifically the Will County owned and operated 800 MHz county-wide radio system, and

WHEREAS, such agreement shall commence on January 1, 2006, and end on November 30, 2010, pursuant to the terms attached, and provides that the Village of Homer Glen will pay a monthly access fee of \$20.00 per unit to the County-wide Radio Commission for utilization of one talk group dedicated to the Village of Homer Glen, with each additional dedicated talk group being charged a monthly access fee of \$5.00 per unit, and a one-time programming/administration fee of \$50.00. The user fee, programming fee and administrative fee will be waived for the first five radios, and

WHEREAS, the Executive Committee has reviewed the attached Intergovernmental Agreement between the County of Will and the Village of Homer Glen concerning accessing the County Radio System and recommends approval.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the Will County Executive to execute the Intergovernmental Agreement Between the County of Will and the Village of Homer Glen, in a format as substantially attached, to provide access to the County Radio System, commencing January 1, 2006, and ending on November 30, 2010, pursuant to the attached terms and conditions.

FURTHER BE IT RESOLVED that the Preamble of this Resolution is hereby adopted as if fully set herein.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL) _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Moustis made a motion, seconded by Member Svara, Resolution #06-40 be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #06-40 IS ADOPTED

Member Moustis presented Resolution #06-41, Authorizing County Executive to Negotiate and Execute a Professional Services Contract with the Federal Lobbyist Firm of Smith, Dawson & Andrews.

AS AMENDED
Executive Committee
Resolution #06-41



RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS

RE: Authorizing the County Executive to Negotiate & Execute Professional Services Contract with Federal Lobbyist Firm of Smith Dawson & Andrews

WHEREAS, the County of Will is desirous of retaining the professional services of a federal lobbyist to represent the County's federal interests before the United States Congress, the Bush Administration, and the relevant federal executive branch agencies, and

WHEREAS, the Will County Executive and Will County Board believe that it is in the best interest of the County to retain an experienced firm to provide innovative and strategic approaches to the development and success of a Federal legislative agenda so that the citizens of Will County, one of the fastest growing counties in the nation, receive their fair share of available Federal resources, and

WHEREAS, Smith Dawson & Andrews has agreed to perform such consulting services for Will County, and

WHEREAS, the County Executive has evaluated the services to be provided by Smith Dawson & Andrews and recommend their retention.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the Will County Executive to negotiate and execute a Professional Services Contract with the Federal Lobbyist Firm of Smith Dawson & Andrews, that substantially states the following:

- contract shall be for a one-year term, renewable if the County Board so chooses;

- monetary compensation shall not exceed \$10,000 per month, with additional expenses paid only with prior consent and approval;
- final contract subject to the review by County Board Leadership and the Will County State’s Attorney’s Office.

FURTHER BE IT RESOLVED, that the Executive Committee through the Legislative Committee, shall conduct periodic evaluations of the services rendered by Smith Dawson & Andrews, not less than semi-annually.

FURTHER BE IT RESOLVED, that the preamble of this Resolution is hereby adopted as if fully set forth herein.

Adopted by the Will County Board this 19th day of January 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____ 2006.

Lawrence M. Walsh
Will County Executive

Member Moustis made a motion, seconded by Member Woods, Resolution #06-41 be approved.

Member Singer pointed out that the resolution does not indicate what their compensation is.

Member Moustis explained the compensation is \$10,000 a month and any other expenses would be negotiated and need prior approval.

Executive Walsh concurred with this statement from Member Moustis.

Member Svava commented on how the issue in the resolution states, “the Executive will negotiate and execute” and he would like to add the language “with the advice and consent of leadership”.

Member Moustis stated that generally the County Board does not always feel comfortable with the terminology of negotiating and executing a contract prior to the Board Members actually seeing the terms of the contract; however, the State’s Attorney does review all of the contracts with the Board Members. He stated that there could be language added “with review of leadership which would include Majority and Minority Leaders and Chairman along with the State’s Attorney”

State’s Attorney Glasgow remarked that this is getting into the separation of powers issue; certainly it is with the County Board’s approval ultimately. But it is the County

Executive's province to negotiate to bring that to the County Board Members and he feels it would be better if we left it this way before we start mudding things up.

Member Moustis asked State's Attorney Glasgow if he was suggesting the County Board Members to just approve this resolution, the negotiation, and not the execution of the contract and bring back the execution for approval. He is trying to accommodate the Executive to move forward with this.

Member Svava stated the issue says negotiate and execute and if it is time sensitive, adding the language of "with the advice and consent of leadership" doesn't slow anything up.

Executive Walsh commented that all of the other executions that were just passed did not have anything in there with regards to advising.

Member Svava announced on how he is being asked to vote on a contract that he has not yet seen, and he is not going to do this.

Executive Walsh commented that they would have the contract here tomorrow.

Member Moustis asked the State's Attorney if the terminology was left the same, giving the County Executive authority to negotiate but giving leadership a chance to look at it, also the State's Attorneys Office always reviews the contract.

Executive Walsh commented how his office does not have a problem putting in the language that Member Svava wants. The issue is that we have already lost three months of what we were hoping to be actively involved in the process of what is going on in Washington DC. We were hoping that we would have had our priorities and agenda laid out for the individuals to be working on our behalf. We've lost some valuable time where other ones are already out there laying the agenda and looking into what is going to be available and where it is going to be available. Whatever language you would like to put in as consent, Executive Walsh has no problem with as long as we can move forward and sign a contract within the next few days. We will bring Mr. Smith back within two weeks and have him here to talk to everybody and put an agenda together on what this County Board and Elected Officials wants to see a program for us to pursue in Washington DC.

Member Moustis suggested that the main concerns of Board Members is to amend this resolution to limit it to a one-year contract renewable every twelve months, and restrict the dollars not to exceed \$10,000 and any additional expenses would need prior approval. He does realize there will be some performance things in the resolution and to include the review of the State's Attorney office prior to the execution. He asked if this amendment would satisfy everyone's concerns, he feels it should.

Member Moustis made a motion, seconded by Member Wilhelmi, Resolution #06-41 be amended.

Executive Walsh clarified the amendment will state, “the compensation will be \$10,000 a month, the term of the contract will be for one year, any other additional expenses must be predetermined and pre-approved before expending, reviewed by the State’s Attorney.

Member Konicki asked if there was a model contract or proposed contract submitted to the Executive Committee?

Executive Walsh stated no.

Member Moustis explained how we talked about base terms of the contract, the items he just mentioned , terms about dollars, and we did talk about performance.

Member Konicki mentioned how she would presume that anything negotiated and executed will be in substantial compliance at a minimum with what was shown to the Executive Committee, which would include the points that Member Moustis just made and a few others.

Executive Walsh explained that the scope of what they were going to do and what was expected has been discussed a number of times in Executive Committee and in leadership.

Member Konicki commented that perhaps the intent of future resolutions should include wording as negotiated and executed and a contract will be in substantial compliance with the terms and conditions discussed at the Executive Committee Meeting. She added how that is what they are always expecting when this type of authority is given to Executive Walsh and he does not take a left turn and the train will stay on the same track.

Executive Walsh joked that maybe he will take a right turn.

Member Moustis stated they could work out these types of issues with the State’s Attorneys Office.

Executive Walsh commented in all due respect, they have been doing this for the last 13 or 14 months.

Member Moustis stated that it would be in the best interest of the County Executive to do so, if not, he would have a difficult time moving forward.

Member Maher mentioned on how he would like there to be some kind of monthly report in the contract; Mr. Maher does a really nice job for us. There was a lot of controversy regarding bringing in Mr. Maher but it has been a huge paid off for us in Springfield. However, he feels it is important to have a monthly report generated and sent to the Legislative Committee.

Executive Walsh stated this has been discussed and has been committed and agreed upon to do so.

Member Moustis remarked that Mr. Smith would report to the Legislative Committee.

Member Svava stated the issues were becoming a laundry list of issues. He is willing to trust leadership to take care of this and if it says, "with the advice and consent of leadership", this shouldn't slow the process down four hours.

Executive Walsh remarked that this is what they just did.

Member Svava stated that rather than being a laundry list of all of the details, leave it up to leadership to make sure they are in there and then when leadership says ok, he will trust the leadership. The language of "the advice and consent of leadership" should be in the resolution.

Executive Walsh commented on how Member Moustis has made an agreeable motion to amend his motion and it has been seconded.

Member Svava asked what the amendment was.

Executive Walsh stated the amendment is what Member Svava had asked for. The length of the contract is one year, the amount of money paid for services on a monthly basis, authorization of any additional expenses would have to be pre-approved before expending, they report back of services and progress being made, and review by the State's Attorney Office, which the State's Attorney reviews every contract issued.

Member Svava commented that this is not Legislative review and he will vote no.

Executive Walsh asked what Legislative review.

Member Svava stated he would repeat his request, "the advice and consent of leadership", that is Legislative review.

Executive Walsh responded that this is fine.

Member Svava stated how this is not in the amendment.

Member Moustis asked the State's Attorney if this would be a problem.

State's Attorney Glasgow explained how this is a unique situation and everyone wants to work together, what he can do at the State's Attorneys Office is review those discussions at a committee level in consulting with County Executive on the terms of the contract to make sure that the Legislative wishes are being followed in execution of the contract.

Member Svava asked which are?

Member Moustis stated that the State's Attorney would make sure they reviewed it with leadership and the Legislative body prior to the County Executive's signature.

State's Attorney Glasgow concurred with Member Moustis.

Member Svava stated that's different, that is ok.

Member Moustis announced he would make this language part of the amendment as far as the State's Attorney review also.

Executive Walsh asked Member Wilhelmi if he would accept that as a second.

Member Wilhelmi responded yes.

Executive Walsh asked if there were any other discussions.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #06-41 IS AMENDED.

Member Moustis made a motion, seconded by Member Brandolino, Resolution #06-41 be approved as amended.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

RESOLUTION #06-41 IS APPROVED AS AMENDED.

Member Moustis presented the Appointments by the County Executive.

APPOINTMENTS BY THE COUNTY EXECUTIVE

LAWRENCE M. WALSH
WILL COUNTY EXECUTIVE

WILL COUNTY OFFICE BUILDING • 302 N. CHICAGO STREET • JOLIET, ILLINOIS 60432

APPOINTMENTS BY THE COUNTY EXECUTIVE

January 2006

Will County Board of Health
55 ILCS 5/5-25012

Lyndean Brick

20632 Abbey Drive, Frankfort IL 60423

County Board District 2

New appointment – replaces William Michas

Term expires June 1, 2008

**This appointment brings this board current.

Submitted to County Board January 3, 2006

AMENDED



LAWRENCE M. WALSH

WILL COUNTY EXECUTIVE

WILL COUNTY OFFICE BUILDING • 302 N. CHICAGO STREET • JOLIET, ILLINOIS 60432

Phone (815) 774-7480
Fax: (815) 740-4600

APPOINTMENTS BY THE COUNTY EXECUTIVE

January 2006

Will County Historic Preservation Commission

Statute – Chapter 34 Section 5-30004

Resolution 92-192

Sandy Vasko

21604 Elmwood Ave., Wilmington, IL 60481

County Board District 6

Re-appointment – term expires 12/1/08

John Rossi – Attorney

910 Mason, Joliet, IL 60435

County Board District 9

Re-appointment – term expires 12/1/08

Submitted to County Board January 3, 2006

Member Moustis made a motion, seconded by Member Deutsche, the appointments by the County Executive be approved.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Travis, Adamic, Babich, Wilhelmi, Moustis.
Total: twenty-six.

No negative votes.

APPOINTMENTS BY THE COUNTY EXECUTIVE ARE APPROVED.

ANNOUNCEMENTS BY THE EXECUTIVE COMMITTEE CHAIRMAN, LEGISLATIVE MAJORITY LEADER, AND LEGISLATIVE MINORITY LEADER

ANNOUNCEMENTS BY THE EXECUTIVE COMMITTEE CHAIRMAN
James Moustis, Chairman

No Comments.

ANNOUNCEMENTS BY MAJORITY LEADER
Richard Brandolino

No Comments.

ANNOUNCEMENTS BY MINORITY LEADER
Margie Woods

No Comments.

Member Moustis made a motion, seconded by Member Deutsche, to move into Executive Session for the purpose of contract negotiations.

Executive Walsh added with the intent to come back to open session after Executive Session.

Member Konicki commented that she wasn't sure if her question was appropriate for Executive Session and she'll ask it now to Mr. Helsten and if his advice is the question should be asked in Executive Session it is fine. She did not want to step over the line and abuse Executive

Session. She feels a lot of Board Members today approve the amendment to the Solid Waste Management Plan on the assumption that they retain total control to turn this landfill for any reason or no reason whatsoever simply by refusing to enter into a host agreement. Should Board Members for whatever reason come to question the advantage to our county of this amendment, can they refuse to negotiate a host agreement for any reason or no reason whatsoever even if they are being arbitrary or capricious and commercially unreasonable, or are we now obliged to negotiate a host agreement in good faith.

Mr. Helsten stated as a local unit of government under the law, he feels County Board Members should negotiate in good faith and have the obligation to negotiate in good faith. But if the other side has proposed terms that are not reasonable, we do not have to approve the host agreement. That again is a policy decision by this collective body.

Member Konicki commented that we have to negotiate in good faith and if their terms are commercially reasonable and we reject them because we have changed our mind on some of the environmental reasons given for amending the plan to begin with, where are we?

Mr. Helsten explained the host agreement is not the end of the story. This says here are the terms; the host agreement is subject to the conditions that are contained in it. It is still in large part of what he calls an Executory Contract, meaning it is not final in all respects. Its terms are conditioned upon Waste Management receiving final, non-appealable approval. If they don't receive non-final appealable siting approval this year, next year, eight years from now.

Member Maher stated that there has been a motion to move into Executive Session, so this discussion can be continued.

Member Konicki commented on how this may not be able to be discussed in Executive Session.

Member Maher remarked that we may not be able to discuss this but we could start the host agreement discussion.

Executive Walsh clarified of what Member Konicki is asking is more than agreeable to be discussed in Executive Session, is that correct?

Mr. Helsten explained the question has been mooted and he has answered the question. This agreement is still Executory until they get final non-appealable siting approval, which is up to the County Board Members.

Member Konicki commented she wasn't sure that Mr. Helsten caught her question. She shares some of the concerns raised by the attorney who represents the large landowner and her question is if something comes out later, where we think his comments were well based, she is not sure that we have a way to not approve a host agreement if it is commercially reasonable. Her concern is that the County Board will wind up in litigation.

Mr. Helsten commented on how we are getting into the problems of advice between County Board Members and he as their attorney which should be in Executive Session.

Executive Walsh asked State's Attorney Glasgow if he had anything he wanted to add.

State's Attorney Glasgow commented he did not.

Executive Walsh said there is a motion and a second on the floor to go into Executive Session.

Voting Affirmative were: Brandolino, Anderson, Deutsche, Weigel, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Sheridan, Bilotta, Konicki, Svara, Stewart, Adamic, Babich, Wilhelmi, Moustis.

Total: nineteen.

Abstain votes: Gould

No negative votes.

Executive Walsh said County Board will go into Executive Session. They will take about three minutes to clear room, and they will come back to open session.

COUNTY BOARD MEETING IS IN EXECUTIVE SESSION AT 11:27 A.M.

COUNTY BOARD MEETING IS OUT OF EXECUTIVE SESSION AT 1:05 P.M.

Executive Walsh announced we're out of Executive Session and asked to open the doors.

Member Moustis presented Resolution #06-42, Authorizing County Executive to Execute Host Agreement between the County of Will and Waste Management of Illinois, Inc.



**Executive Committee
Resolution #06-42**

**RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS**

**AUTHORIZING THE WILL COUNTY EXECUTIVE TO EXECUTE HOST AGREEMENT
BETWEEN THE COUNTY OF WILL AND WASTE MANAGEMENT OF ILLINOIS, INC.**

WHEREAS, Waste Management owns and operates the Laraway Recycling and Disposal Facility located in Elwood, Illinois, and

WHEREAS, Olin Corporation owns property adjacent to Laraway Recycling, and a large pile of uncovered gypsum material currently exists on the Olin Property, and

WHEREAS, Waste Management plans to file an application with the County of Will for local approval for an expansion of Laraway Recycling and to include the Olin Property as part of the expanded Laraway Recycling facility, and

WHEREAS, Section 39.2 of the Illinois Environmental Protection Act expressly acknowledges a local government's power to negotiate and enter into a Host Agreement with an applicant for site location of a pollution control facility, and

WHEREAS, Waste Management desires to provide certain benefits to the County of Will and assume various obligations, as set forth in the Host Agreement attached hereto (Attachment No. 1), if the expansion obtains all required governmental approvals.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the County Executive to execute the Host Agreement between the County of Will and Waste Management of Illinois, Inc. in substantially the form attached hereto as Attachment No. 1, subject to final review and approval by the Will County State's Attorney's Office.

BE IT FURTHER RESOLVED, that the preamble of this resolution is hereby adopted as if fully set forth herein.

Adopted by the Will County Board this 19th day of January, 2006.

Vote: Yes_____ No_____ Pass_____ (SEAL)

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Moustis stated he was going to move for approval on the document that was distributed and amend the agreement with additional recommendations of counsel. He asked State's Attorney Glasgow if that would be sufficient.

State's Attorney Glasgow replied he thinks Mr. Helsten should go through them for clarity.

Member Moustis said okay, and asked Mr. Helsten to review the changes.

Member Moustis made a motion, seconded by Member Brandolino, to approve Resolution #06-42.

Executive Walsh stated it's on the floor and asked Mr. Helsten to proceed.

Mr. Helsten stated, as he understands your motion it's to approve the host agreement previously distributed as amended. He will list the amendments he has in the nature of environmental amendments and then Mr. Friefeld will read in the other changes.

1. On page 3, at the end of article 1, insertion of the following sentence, "However Waste Management shall pay and satisfy all costs, expenses, and amounts incurred by the county prior to termination of this agreement."
2. On article 3, page 6, insertion of the words "time out", after "although thee", so that it reads "although the time of completion of the cover will be dependent upon the amount of soil to be accepted by Waste Management" following with the rest of that provision.
3. Section 4.6, addition of the words, "located on parcels", which would be inserted after the word "residences". So that provision would read "Waste Management shall implement the property value guaranteed program attached here as to Exhibit D for residences located on parcels within 1,000 feet of Laraway Road."
4. On page 10, section 5.3 annual adjustments, the change would be addition of certain verbage at the end of the sentence that starts with the first adjustment for host fees. The sentence would now read "the first adjustment for host fees for all other authorized waste shall be 1 year after the closure of Prairie View, except as set forth in Section 5.2 above."
5. On page 11, section 5.8, in the first sentence slightly amended to read, "Waste Management agrees to pay to Will County for the benefit of community organizations selected by County Board Representatives."
6. On page 16, section 8.9, the section would now read as follows, "except as otherwise provided herein, in this agreement, nothing is intended to confer any rights or remedies under or by reason of this agreement on persons other than the parties & their respected successors and signs" continuing on with the rest of that provision.

Mr. Bruce Friefeld pointed out his verbatim changes to the language in Resolution #06-42:

1. On 4.7, the additional language is in the sentence that begins "the county engineer", "with the consent and approval of the public works committee."

Member Gerl stated to Mr. Friefeld that he needs to make sure that Waste Management and the other businesses on Laraway Road come together with a resolution as there is going to be 3 or 4 hundred trucks a day rambling down this road. We want to make sure that it's built adequately.

Mr. Friefeld said he and Mr. Frank Burkey would make sure that this occurs.

2. On 5.8, for clarification, Mr. Helsten added "to pay Will County for the benefit of" and after "community organizations selected county board representatives for the district in which the Laraway expansion is located annual payments \$50,000 each year for 5 years" Mr. Friefeld stated somewhere in there should be the verbage "subject to the approval of the County Board." He just thinks it provides clarification to the process.

Member Moustis made a motion, seconded by Member Deutsche, to add in the above amendments to the host agreement.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Rozak, Sheridan, Konicki, Svava, Stewart, Adamic, Wilhelmi, Moustis.
Total: Twenty-one.

No negative votes.

HOST AGREEMENT IS AMENDED.

Member Moustis made a motion, seconded by Member Dralle, to approve resolution #06-42 as amended.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Rozak, Sheridan, Konicki, Svava, Stewart, Adamic, Wilhelmi, Moustis.
Total: Twenty-one.

No negative votes.

RESOLUTION #06-42 IS APPROVED AS AMENDED.

Member Konicki stated under section 4.7, she assumes the county engineer is the one who will do the assessment allocation and that paragraph doesn't say it, but she would feel more comfortable if there were language in this paragraph to indicate that it is our highway engineer who will do the equitable allocation and that his determination shall be final unless it constitutes an abuse of discretion. Something to where we don't get dragged into court over the road improvements and we don't end up dickering to the point where we don't get the money the county deserves. She thinks the highway engineer should be the best with the power to make that equitable to decreed equitable allocation and the standard review should be sufficient to discourage any challenge in court by Waste Management. Also, she is very concerned over the adequacy over article six. There are two main goals in entering into this whole process, one was to get rid of what is perceived to be environmental problem in the form of the Gypsum piles. Another thing is to give our citizens a recreational opportunity at the end. Under article 6, she would like it to be clearly at the County's discretion, whether we take a fee transfer or a 99 year lease. Right now, the agreement would give Waste Management that discretion. They could say, "You are going to take a fee agreement," when all we want is a 99 year lease because we are concerned about liability. She feels it is too open ended. She would also like language and the time to get it is now and not later. We should reserve ourselves the right to put on Waste Management continuing liability. She does not want them handing this off to us as a fee

agreement and they are out, and they have no continuing liability for what could be a major environmental problem down the road. She does not think this should be let go until later because if you bring it up later, they are just going to demand that the fee be taken as opposed to the lease and right now this couldn't be stopped. She would also like to make sure of whatever bio-remediated soils Waste Management uses on the Gypsum piles would be compatible with future public use. Her knowledge of the bio-remediation process is that there are different levels; some of the bio-remediated soil would not be approved, for example, for residential fill. She suspects that unless the bio-remedial used in this project would meet a higher standard, we may wind up with a mound that is not suitable for public recreational use. She doesn't know if the IEPA is going to be looking out for our county from this perspective when they deal with Waste Management on bio-remediation goal for the Gypsum pile. They may be just looking out for it from their minimum standards not from our higher standards of public recreational use. She feels the process is moving very fast and we are making assumptions which aren't necessarily spelled out in this agreement. For example, at whose discretion will it be transferred to us as either a lease or a fee? That is not clearly the county's discretion in the wording and yet we are operating as it is our wording. These are little glitches we are going to hit down the road.

Mr. Helsten responded on section 4.7 by magnanimously lateral that it to Mr. Frank Burkey and Mr. Friefeld. On article 6 End Use, in response to Member Konicki's observation; first, the county's ability to accept or reject either the 99 year lease or the fee transfer, that can be remedied by further modification which would be at the end of the term or 99 year lease, put in the following words, "at the county's sole election and discretion". He feels the language is already clear when it says make available to you that you're not forced to accept it. But if you want to make absolutely, positively, clear that the county must accept it then put in "at the county's sole election and discretion".

Member Moustis asked Mr. Helsten if he's making that recommendation.

Mr. Helsten replied yes, let's do that. On the next issue, Member Konicki is correct that there are certain levels of bio-remediated soil. Some are acceptable for what we call industrial commercial exposure, some are acceptable that are remediated to a higher level for residential. Recreational uses must meet residential standards. Under this language, here is the language Mr. Helsten would see it unless it is amended further, here is what is going to happen now, since we do not know what is going to happen in 20 years from now when the entire area is capped. What will happen under this language at the end of 20 years is the county will look at this, because it does say for recreational purposes, so it is intended that it will be conveyed for recreational purposes. The expressed understanding, when the term "recreational purposes" is used, the property must then meet Illinois Risk Based Standards for residential which is the most stringent. Before you take that property 20 or 30 years from now, you will have someone go out and do an assessment, test the soil, and if it does not meet residential, i.e., recreational standards, you can refuse the pile and take the rest of it.

Executive Walsh clarified with Mr. Helsten that the safeguards are in the contract as they are now.

Mr. Helsten feels there are reasonable safeguards in the contract now. It is difficult to spell out everything that will occur in 20 to 25 years. That is why the pollution control board at Risk Base Standards states recreational means residential standards, which are the highest most stringent standards.

Member Konicki responded then you ought to require that we use residential standard fill then, so we are assured of getting the benefit of our bargain.

Member Deutsche commented that if we don't say it this way, we are saying it by having that standard, but if it is being left open and they decide to do it industrial, they have removed us from the taking.

Mr. Helsten said he'd have to think about the language but asked Member Konicki and Member Deutsche if they wanted the language "it shall meet the Risk Base Standards promulgated by the Illinois Pollution Control Board and by the Illinois Environmental Protection Agencies for Residential and Recreational."

Member Deutsche replied right.

Mr. Helsten said they're synonymous right now under the standard, but we can do that.

Member Moustis asked Mr. Helsten if he's recommending that we include that.

Mr. Helsten answered yes.

Mr. Friefeld responded to Member Konicki's issue regarding section 4.7. it reads that the county engineer determines, that was unconditional. We have made it conditional by adding in, "subject to the approval of the Public Works Committee". Beyond that it is otherwise unconditional, but anyone can always sue.

Member Moustis made a motion, seconded by Member Brandolino, to amend resolution #06-42 with two additional amendments.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Rozak, Sheridan, Svara, Stewart, Adamic, Wilhelmi, Moustis.
Total: Twenty.

Negative votes: Konicki Total: one.

RESOLUTION #06-42 IS AMENDED WITH TWO ADDITIONAL AMENDMENTS.

Member Moustis made a motion, seconded by Member Brandolino, to approve resolution #06-42 with two additional amendments.

Voting Affirmative were: Brandolino, Woods, Anderson, Deutsche, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Rozak, Sheridan, Svara, Stewart, Adamic, Wilhelmi, Moustis.
Total: Twenty.

Negative votes: Konicki Total: one.

RESOLUTION #06-42 IS APPROVED AS AMENDED.

Member Maher made a motion, seconded by Member Deutsche to adjourn to February 16, 2006 at 9:30 a.m.

MOTION CARRIED BY VOICE VOTE.