

THURSDAY, AUGUST 17, 2006
NINE THIRTY A.M.

UNITED STATES OF AMERICA
STATE OF ILLINOIS
COUNTY OF WILL

Executive Walsh called the meeting to order.

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

Member Babich introduced the Minister Vinton Ritchey, from First Christian Church in Joliet, who delivered the invocation.

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

Absent: Woods, Travis, Wisniewski. Total: three.

THE EXECUTIVE DECLARED A QUORUM PRESENT.

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

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

No negative votes.

THE CERTIFICATE OF PUBLICATION IS PLACED ON FILE.

Member Stewart made a motion, seconded by Member Weigel, to approve the July 20, 2006 Recessed County Board Minutes.

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

No negative votes.

THE MINUTES OF THE JULY 20, 2006 RECESSED COUNTY BOARD MEETING ARE APPROVED.

Member Wisniewski entered the meeting at 9:45 a.m.

Elected officials present were: Circuit Clerk, Pam McGuire; County Clerk, Nancy Schultz Voots; Sheriff, Paul Kaupas, State's Attorney, James Glasgow; Treasurer, Karen Callanan; Senator AJ Wilhelmi; and Mr. Joe Shetina, Joliet City Council.

News media present were: Community Television, Volunteers, Comcast; Lee Provost, Daily Journal-Kankakee; Tony Graff, Herald News; Jennifer O'Neil, WJOL; and Dennis Sullivan, Chicago Tribune.

CITIZENS TO BE HEARD

Executive Walsh explained there are speakers signed up for a zoning case and they will be called at the appropriate time. In addition this morning, we are moving forward on a new piece of legislation that mandates the county to hold a public hearing for each zoning case. He asked if there was anybody at the meeting that would like to speak on any of the Land Use Zoning Public Hearings to see Ms. Marie Tidwell to sign up and be placed on record.

Member Dralle commented she respects and appreciates all of the men and women in the Will County Sheriff's Department. On behalf of the County Board, she thanked them for dedicating their careers to the protection of the citizens of Will County. She gave a biography of Sheriff Kaupas' career in Law Enforcement. Sheriff Kaupas started off as a Deputy in the Will County Jail in 1975 and came up through the ranks. During his tenure, he received two awards of Valor, one Supervisory Excellent Award, two Honorable Service Awards, two Distinguished Service Awards, eight Meritis Service Awards, and two Unit Awards. A Sergeant in 1984, Sheriff Kaupas created the Special Operations Group and became the tactical leader. In 1989, he was assigned to MANS as Field Supervisor overseeing agents in the field and coordinating undercover work. From 1991 to present, Sheriff Paul Kaupas is the Special Operations Group Commander overseeing the Special Weapons and Tactical Unit commonly known as SWAT and the Negotiations Unit. In 1994, he was assigned to create a task force to combat growing gang problems in Will County, which is presently known as the Will County Gang Suppression Unit. From 1995 to 1998, he was the lieutenant in charge of this unit. Furthermore, Sheriff Kaupas was promoted to Deputy Chief in 1998 and oversaw the Special Operation Group, the Special Operation's Unit, the Criminal Investigation's Unit, the Evidence Unit, the Gang Suppression Unit, the Fugitive Warrants, the Sheriff's Personnel, the State FBI, and DEA Task Force. In December of 2000, he was elected the Will County Sheriff. She remarked that what this all means is he is a "pretty tough character". The Sheriff is here today at the request of the County Board to recognize his recent receiving of this prestigious award from the Illinois State Crime Commission. This event took place on June 21, 2006 at Drury Lane with over 550 people in attendance. The Illinois State Crime Commission was founded in 1995 by a group of concerned citizens and is now one of the fastest growing non-for-profit organizations committed to public safety and Law Enforcement in the State of Illinois. Sheriff Kaupas's Award was voted on by committee for his lifetime accomplishments in Law Enforcement. Mr. Jerry Elsner, the Executive Director of the State Crime Commission stated, " Sheriff Kaupas received this award because he does not compromise his principles, he walks the walk and talks the talk. He represents honor and honesty." We are all proud of Sheriff Kaupas as the Will County Sheriff

and she congratulated him on behalf of the County Board for receiving this award for his lifetime accomplishments in Law Enforcement.

Sheriff Kaupas stated he would like to thank the County Board and the citizens of Will County. He has been very fortunate in his career; he is also fortunate to have a wife that has let him practice this career with minimum resistance. He hopes to continue with this career for quite some time.

Member Babich presented a Proclamation Declaring September as National Recovery Month.

PROCLAMATION

DECLARING SEPTEMBER AS NATIONAL RECOVERY MONTH

WHEREAS, 74% of Americans say addiction to alcohol has had some impact on them at some point in their lives, whether it was their own personal addiction, that of a friend or family member, or any other experience with addiction; and

WHEREAS, a 63% majority of Americans also say addiction to either drugs or alcohol has had a great deal or some impact on their lives; and

WHEREAS, stigma and discrimination present obstacles and can be a mark of disgrace to those with substance use disorders who need access to treatment facilities, and for those who want to reestablish their place in the community by entering the workforce; and

WHEREAS, educating our community about how substance use disorders affect children, families, and all community members is essential to overcoming stigma and discrimination; and

WHEREAS, we must recognize the achievement of those who seek out treatment services and ensure that such services are readily available to those who need assistance; and

WHEREAS, substance use disorders are a treatable, yet serious health care problem, and we can take steps to address it and so build a stronger, healthier community; and

WHEREAS, to help achieve this goal, the U.S. Department of Health and Human Services, the Substance Abuse and Mental Health Services Administration, and the Southwest Coalition on Substance Abuse Issues invite all residents of Will County to participate in National Alcohol and Drug Addiction Recovery Month.

NOW, THEREFORE BE IT RESOLVED, that the Will County Executive and the Will County Board do hereby proclaim the month of September 2006 as NATIONAL ALCOHOL AND DRUG ADDICTION RECOVERY MONTH in the County of Will and call upon the people of Will County to observe this month with appropriate programs, activities, and ceremonies supporting this year's theme, "Join the Voices for Recovery: Build a Stronger, Healthier Community."

DATED THIS 17TH DAY OF AUGUST, 2006.

LAWRENCE M. WALSH
WILL COUNTY EXECUTIVE

NANCY SCHULTZ VOOTS
WILL COUNTY CLERK

Member Babich made a motion, seconded by Member Maher, Declaring September as National Recovery Month be approved.

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

No negative votes.

PROCLAMATION IS APPROVED.

Mr. Joe Franklin from the Southwest Coalition and Mr. Todd Carter were present to accept the proclamation and thanked everyone. Mr. Franklin invited people to stop by Joliet Inwood Park on Saturday, September 9th at 10:00 a.m. for a recovery rally.

Member Singer and Member Anderson introduced Ms. Mary Ann Deutsche and acknowledged her retirement. Member Anderson announced how Ms. Deutsche has retired as a County Board Member and presented a plaque to her in appreciation for her 21 years of dedicated service on the Will County Board. She served as a County Board Commissioner, she served on every Will County Board Committee, specifically, she was Chairman of the Executive Committee for three terms, Vice-Chairman of Finance, Vice-Chairman of Health, Aging, and Education, Vice-Chairman of Insurance and Personnel, Chairman and Vice-Chairman of Criminal Justice Law and Judicial, and Vice-Chairman of Legislative. She served on Capital Improvements, Land Use Planning, Zoning and Development, Policy and Rules, and Public Works and Transportation Committee. The plaque was presented, dated this 17th day of August 2006.

Ms. Deutsche commented that it was different sitting in the audience, especially when she has seen what was on the agenda. It was going to be hard to bite her tongue. God does send rules your way when you need them and it sounds like he did. She stated she misses everyone and it has been a pleasure to be on the County Board for 21 years. It is hard to believe how quickly 21 years goes by when they are done. At the same time, sitting in the seat each County Board Members are sitting in, how long one board meeting can seem to go on and on. She thanked her family for allowing her the time to do the work she loves to do. She has learned

many lessons.... She acknowledged her father. If she has any wisdom, it came from her father; however, his white hair probably came from her. He taught her, if you go to bed at night and think you did your best and remember that you only go through a place maybe once in life, so any good that you do, do it now because you might not ever go there again. As long as you know you have done your best, then you can be proud and hold your head up high and get a good nights rest and feel great the next day. Her husband Mr. Deutsche is here today, his family has taught her that you get a piece of land and care for it. And you leave it in better standing, because it is truly not your own, it is God's given to us to manage; remember that when you look upon each zoning case. Her mom taught her as all moms do, don't say anything at all, if you can't say something nice. She might need to apologize to all of the County Board Members, because she may have broken that rule. However, she hopes all the members remember that in the art of debate, she respected everyone's position and you can agree to disagree. That is what she has learned. She has also learned that as being the middle child of a family of five, mostly brothers, where you could get hit from all angles when you are a child in the middle. And you learn to understand everybody's prospective and try to balance and come off to be fair; she hopes her service at least proves this. She thanked everyone and she comes away much richer than she has left this place.

OLD BUSINESS

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

Executive Walsh stated that all resolutions from the July 20, 2006 County Board Meeting have been signed.

NEW BUSINESS

Executive Walsh presented his State of the County Address:

Good morning Mr. Chairman, County Board Members, Will County Elected Officials, and Will County citizens. It is once again time to reflect on the State of Will County and the challenges and opportunities that face us. As elected officials, the public has charged us with the responsibility of directing their government. We must always remember as elected officials that the government we work in every day is really a government that is, in the words of Illinois' greatest son, a government of the people, by the people, and for the people.

Today, my remarks will focus on 2 aspects of that theme. First, the promise that I ran on 2 years ago to make county government more accessible to Will County residents. And, second, our collective responsibility to make sure that county government is accountable to its citizens. At the federal, state, and local levels, we too often see government leaders that return to its

constituencies every 2 or 4 years and tell the electorate what it wants to hear and they then return to the seat of government and adopt the attitude that they were given a mandate to execute policies that are dictated by the hierarchy of the political parties or the government.

Accountability is defined in Webster's as "liable to being called to account; answerable." When we seek public office, we are inherently answerable to the citizenry. Note that I said citizenry, not just those that voted for us or those that may belong to the same political party.

As we look at what we have done, and more importantly, where we are going, we will emphasize these 2 concepts.

Nowhere is the concept of accountability more important than the ongoing issue of the proposed third airport in eastern Will County. Other parties that have ideas about building and operating this airport have no regard for the challenges that this airport would impose on all of the citizens of Will County. They would like to portray us as obstructionists to building the airport. They have accused us of only seeking "control" to thwart their plans. However, the issue comes down to one of accountability.

If this airport is going to be built in Will County, then the governing authority must be comprised of a majority of Will County residents, Period.

Since last year, several important developments have bolstered our case for a governing authority with a majority of Will County residents. First, Congressman Jerry Weller worked with Speaker Dennis Hastert to add language in Congress that requires that any governance authority has a majority of members from the county where the airport is going to be built. We applaud Congressman Weller's efforts to reinforce the basic concept of local control with a federal law protecting our interests.

Secondly, in response to our request through States Attorney Jim Glasgow, Attorney General Lisa Madigan found several major flaws in the plans by ALNAC to build and operate this airport.

First, she found that the procurement methods that ALNAC used to procure its developers were illegal under Illinois state law. Secondly, she found that the state could not transfer the land to a private group without authorization by the state legislature.

In addition, Will County has partnered with the Will County Center for Economic Development, the Will-Grundy Building Trades Council, and the Cook County Building Trades Council, Chambers of Commerce from both Joliet and Kankakee to form a business-labor coalition that seeks state legislation to establish an airport authority with a majority of Will County residents as members that will design, build and operate the third airport.

This effort confirms our desire to see this airport built and operated by an authority that is established by state statute with all of the legal powers to responsibly build and operate an airport. As this county becomes a global transportation center, the airport is an important

addition. It will not only increase our potential as a globally recognized transportation center, it will become an economic engine for the entire region.

Another important development is the recent appointment of Ray Feeley as ombudsman for homeowners within the footprint of the inaugural airport site. Mr. Feeley's appointment by States Attorney Glasgow gives residents a valuable resource as IDOT continues the land acquisition process. While he will not be able to provide legal representation, he is able to give valuable guidance to homeowners on the process and has the capability of getting independent appraisals done for those homeowners in the inaugural footprint. Mr. Feeley has practiced law in Crete for many years and is an expert on the real estate market in eastern Will County. We urge residents to take advantage of his expertise as this difficult process continues.

As the county continues to grow, more challenges arise to continue to deliver important county services with limited additional revenues. Next month we will go into more detail about next year's budget, but suffice it to say that we must find additional revenue sources.

We have intensified our efforts to find these additional revenues by taking 2 important steps. First, we retained a federal lobbyist for the first time to identify federal dollars that could be used for important county projects. While we got a late start in terms of the federal budget cycle, to date our partners in Washington, Smith, Dawson and Andrews have identified more than \$2.1 million in federal funds that will be coming to Will County.

The projects that will be funded include:

\$700,000 for sewer improvements in the Ridgewood Redevelopment Project

\$650,000 for planning and engineering for Laraway Road Corridor Improvements

\$500,000 for the Will County Mentally Ill and Substance Abuse

\$300,000 for the Will County Flood Control Project

Funding at an amount to be determined later in the process for laptop computers for the Sheriff's Department

I want to thank the members of our Congressional delegation that worked in cooperation with our lobbyists to identify funds for these important projects. We look forward to continued success in identifying important county projects and utilizing our lobbyists in Washington to identify more federal funds that can come back to Will County.

We also hired a full-time grant writer to assist the county with both competitive grants and non-competitive grants. Our efforts have already produced success in several areas. We received a commitment of \$40,000 from the Illinois Department of Human Services to assist with the Children's Advocacy Center in State's Attorney Glasgow's office. In addition we have submitted 16 grant applications that total over \$1 million for projects ranging from historic preservation to capital improvements at our Sunny Hill Nursing home.

Our commitment is to maximize efforts to find both public and private revenue sources for vital county projects without going to the taxpayers. We are confident that we will be even more successful in the future with these efforts.

Making county government more accessible to county residents is an important goal of every county department. Without going into detail about these efforts in every department, let me highlight a few important efforts:

Our Land Use Department is undergoing an entire reorganization with the goal of meeting the challenges of continued rapid growth with a dynamic vision for the future. We have merged the Planning and Zoning divisions to increase efficiency and streamline approval processes as well as enhance customer service. This combined unit is overseeing a complete rewrite of the County Subdivision Ordinance to ensure consistency with today's realities. New approaches to decades old regulations will hopefully result in more attractive streetscapes and pedestrian friendly neighborhoods that offer flexibility to developers in design and execution of plans.

Our Health Department has opened a beautiful new Community Health Center that was completely paid for before its opening. This vital piece of our area's health care delivery system will allow us to provide even more services to Will County residents that have no other health care options. Just last year, the health center facilitated over 67,000 visits. I am certain that with the new facility open and operating that number will grow.

The Community Health Center was also successful in receiving a 5 year funding commitment from HRSA (Health Resources Service Agency) as a federally qualified health care facility. This is the first time we have received funding for a term longer than 3 years. We congratulate the new Health Center CEO Yolanda Shannon-Albert as well as Executive Director Jim Zelko. This 5 year commitment reflects a growing confidence in the staff and governing council of the Community Health Center by this important federal agency.

We are taking an active role in the Accessible Cities Alliance, a cooperative, broadbased partnership between the Will-Grundy Center for Independent Living, disability advocates, and people with disabilities, and units of government, media representatives and civic leaders. This partnership is to help the City of Joliet and other units of government become compliant with the Americans with Disabilities Act and continually promote efforts toward a barrier-free society.

Everyone is reminded daily of the importance of security and preparedness in today's world. I am happy to report that 2 of our county agencies have recently been recognized for their preparedness plans.

The National Association of County and City Health Officials recognized the Will County Health Department as 1 of only 12 agencies in the nation that are fully prepared to respond in case of a public health emergency.

Last week, the Emergency Management Agency conducted an exercise for the Braidwood Nuclear Facility. The state evaluated 28 criteria and all were met. The Department of Homeland Security determined that that we are fully prepared to protect the public in the event of an emergency at this nuclear power plant. We congratulate both departments and their staff for demonstrating their preparedness in the event of these complex types of emergencies.

We are completing renovations to the EMCO building, now known as the Will County Court Annex, that will eventually house 5 new courtrooms and add more than 9,000 square feet of much needed office space for the States Attorney. Coupled with the construction of the new adult detention facility, we are taking significant steps to accommodate the growing needs of our justice system.

More information for residents, realtors, and developers is now available on-line from the County's Supervisor of Assessment's office. In a joint effort with Recorder of Deeds Laurie McPhillips, searches utilizing parcel numbers can be used to search tax maps. The search will return results containing certified assessments, property characteristics, recent sale information and legal descriptions.

Also our County Treasurer, Karen Callanan has vastly expanded public access to on-line services for taxpayers. The office now has the capability to process on-line cash withdrawals from checking accounts as well as credit card transactions.

Our County Clerk, Nancy Schultz Voots dramatically increased the number of on-line services her office provides for citizens of Will County.

All of these on-line services can be accessed through our newly designed website at www.willcountyillinois.com.

Our Community Development department has invested over \$2.5 million in federal HUD grant funds to leverage more than \$4 million in federal, state, and local funds to assist with homeless prevention and supportive services and with sanitary sewer and water improvements to eight communities. They have also taken a leadership role in the redevelopment efforts in the Ridgewood area on the east side of Joliet. This area has been in dire need of improvements to the sewer system and is a threat to the health and safety of the residents that live there.

In the past year, we made the highway department's Caton Farm Road facility a full-time, full-service facility. This enables us to get highway workers on the road faster to all areas of the County. We now have 3 full time highway facilities servicing every area of the County.

The extension of I-355 continues both on-time and on-budget for a fall 2007 opening. Today, I want to acknowledge the cooperation and accomplishments of the area's local elected officials in coming up with an equitable solution to the local funding that the tollway required to construct the necessary interchanges on the extension. Under the leadership of our tollway's representative Jim Roolf, a solution was found that will not impose significant burdens on any of the units of local government. More importantly, with pressure from the group, it is now the official policy of the tollway that every improvement to the tollway involves a local contribution so that we are not the only ones that are being asked for a local match. I also want to acknowledge the efforts of County Board leadership and municipal leadership in attending the numerous meetings it took to come up with this equitable approach to the local contribution.

The widening of I-55 is a project that has finally been approved and is moving forward. Our state legislative delegation led by Senator A.J. Wilhelmi, Assistant Majority Leader Jack McGuire,

Minority Leader Tom Cross, and Assistant Minority Leader Brent Hassert, deserve a lot of credit for keeping pressure on IDOT to get this critical project underway. This is not just another road project that will alleviate congestion; it is a huge public safety issue where lives are in danger until this project is completed.

We must continue the pressure on IDOT to plan for the widening of I-55 through Will County. As development continues its southward expansion, the need for additional lanes will continue. Likewise, we will need funding for the new Arsenal Road interchange as this will be a choke point for the massive traffic that goes into and out of the Centerpoint Intermodal Facility. We must begin to earmark funds now so that we can continue to make progress on this critical highway.

Finally, I want to address an important issue that I hear about from residents in every part of this county. That is the growing need to provide a quality education for our children without the continued burden of reliance on property taxes for funding. While we all realize that this is an issue that can't be resolved at the County level, I believe it is essential that we, as County officials, urge our local legislative delegation and the entire General Assembly to address this critical issue in the next session of the General Assembly.

The time has come for us to take a leadership role in urging the General Assembly to address this critical problem. The tremendous growth that we in Will County have already experienced is likely to continue. This growth presents outstanding economic opportunities for all Will County residents. But, we will face a threat to continued growth and opportunities if the State fails to take action to reduce reliance on property taxes as the primary funding source for education. We in Will County will reap the benefits if a more fair and equitable funding mechanism for education is enacted. I ask for your support and to join me in urging the General Assembly to pass legislation that will reduce reliance on property taxes as the primary funding source for education.

We must also call for the renewal of the school construction bond program with a dedicated revenue source. Many Will County school districts have benefited from this program in the past. As the population grows we must maintain a good learning environment. This program will assure that when a school district has capital development needs, they have the option to qualify for State assistance.

Will County should not be alone in urging prompt action on this critical problem. But in counties such as Will, with its exploding population, the problem is even more acute.

Our county continues to grow at an unprecedented pace. As I say in nearly every speech I give, this growth presents wonderful opportunities and enormous challenges. Our efforts to respond to these challenges require us as elected officials to be accountable to our residents and to continue to try and expand access to the decisions that we have to make every day.

Together we will continue to work cooperatively towards these goals. I thank each of the elected officials here today for their efforts and look forward to continuing our commitment to serving each and every resident of Will County.

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

Member Wintermute commented we would be walking through a new procedure that Executive Walsh pointed out. The most important thing for the County Board Members to remember is when we are in a public hearing, witnesses must be allowed the right to appear and give evidence; also the right to examine the witnesses, the right to relevant cross-examination. These are the minimum standards and of course as always, the County Board Members are not to be arbitrary and capricious in any of the decisions.

Member Wintermute made a motion, seconded by Member Moustis, Open Public Hearing for Case #5361-S.

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

No negative votes.

PUBLIC HEARING FOR CASE #5361-S IS OPENED AT 10:24 A.M.

Executive Walsh asked if there was anyone who wanted to speak on this case.

Member Wintermute made a motion, seconded by Member Riley, Close Public Hearing for Case #5361-S.

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

No negative votes.

PUBLIC HEARING FOR CASE #5361-S IS CLOSED AT 10:25 A.M.

Member Wintermute presented Case #5361-S, Special Use Permit for Floodplain Development in Manhattan 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 **Manhattan** 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 FLOODPLAIN DEVELOPMENT WITH
ONE (1) CONDITION

Prior to the Engineering Site Development Permit issuance a letter of jurisdictional determination and/or permit from the Army Corps of Engineers (ACOE) shall be submitted to the Engineering Division for review and acceptance.

LEGAL DESCRIPTION

The North 560 feet of the West 10 acres of the South ½ of the Southeast ¼ of Section 14, township 34 North, Range 11 East of the Third Principal Meridian, 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: 5361-S

APPELLANT: Rod and Lorraine E.

Ohlrogge;
Lyman C. Tieman, Attorney

Adopted by the Will County Board this 17th day of August, 2006

Vote: Yes _____ No _____ Pass _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive

Member Wintermute made a motion, seconded by Member Singer, Case #5361-S be approved.

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

No negative votes.

CASE #5361-S IS GRANTED.

Member Wintermute made a motion, seconded by Member Singer, Open Public Hearing for Case #5478-MS2.

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

No negative votes.

PUBLIC HEARING FOR CASE #5478-MS2 IS OPENED AT 10:26 A.M.

Executive Walsh asked if there was anyone who wanted to speak on this case.

Member Wintermute made a motion, seconded by Member Adamic, Close Public Hearing for Case #5478-MS2.

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

No negative votes.

PUBLIC HEARING FOR CASE #5478-MS2 IS CLOSED AT 10:27 A.M.

Member Wintermute presented Case #5478-MS2, Special Use Permit for a Planned Unit Development in the R-2 Zoning District, parcels 1-4 in Green Garden Township.



AMENDED

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 R-2 (Parcel 1-4)

SPECIAL USE PERMIT FOR STABLING OF HORSES & RIDING FACILITY (PARCEL 5)
SPECIAL USE PERMIT FOR A PLANNED UNIT DEVELOPMENT (PUD) (Parcel 1-4)

(SEE ATTACHED 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: 5478-MS2
LLC
Schneider, Newton

APPELLANT: Flint, Emeritus Ventures,
Peotone Bank & Trust,

Adopted by the Will County Board this 17th day of August, 2006

Vote: Yes _____ No _____ Pass _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive

Member Wintermute made a motion, seconded by Member Singer, Case #5478-MS2 be placed on the floor.

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

No negative votes.

CASE #5478-MS2 IS ON THE FLOOR.

Member Wintermute made a motion, seconded by Member Singer, Special Use Permit for a Planned Unit Development in the R-2 Zoning District, parcels 1-4 for Case #5478-MS2 be approved.

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

No negative votes.

SPECIAL USE PERMIT FOR A PLANNED UNIT DEVELOPMENT IN THE R-2 ZONING DISTRICT, PARCELS 1-4 FOR CASE #5478-MS2 IS GRANTED.

Member Wintermute made a motion, seconded by Member Singer, to amend Case #5478-MS2 as such: in section one the language to be included “this is a special use permit for a planned unit development on parcels 1-4. Additionally, she would like to accurately reflect the conditions placed on it by PZC and Land Use and Zoning. These conditions are as follows: “**1.** The applicant shall submit the homeowners’ association documents to the State’s Attorneys Office for the view approval. The documents should include language for creation of special service area in the event the homeowners’ association dissolves. The special service areas shall be established prior to final plat approval. **2.** The applicant shall submit a landscaper plan to the Land Use Department that must be approved prior to final plat approval. **3.** The applicant shall comply with the Land Use and Zoning Committee Resolution 04-421 pertaining to school facilities C. **4.** The Sheaffer System shall be submitted as an alternative waste water treatment system with the following stipulations: **a.** Approval of preliminary plat with the alternative waste water treatment system option shall be valid for only 36 months after the date of County Board approval. **b.** Final design shall meet all IEPA criteria for land application of wastewater. **c.** An SSA for operation maintenance and replacement of the Sheaffer System treatment site shall be established. **d.** An operation, maintenance, and funding plan shall be in place and implemented. **e.** The wastewater collection shall be designed to facilitate future connection to a central wastewater treatment system should the local system fail in the future. **f.** Screening shall be required between the home sites and the proposed wastewater treatment and the screening shall consist of a landscape berm. **5.** The owner or homeowners’ association shall bear the cost of mosquito abatements.

Member Anderson commented as far as he can tell in the three-minute presentation that he has seen about this case, it looks like a nice development. He may be inclined to vote for it, but he doesn’t feel he should vote for it today. Today, he just received this 51-page staff report for the first time this morning and now just heard Member Wintermute announce the amendments to this resolution. He doesn’t feel any of the County Board Members are in a position to make an informed vote on this today. He pointed out this case was in front of PZC on Tuesday, Land Use yesterday, and before the County Board today. Again, where is there an opportunity to evaluate this development? Moreover, he doesn’t feel others have had the opportunity to evaluate this as well. His understanding is there is a potential problem with getting wastewater treatment for the development and there is an alternative method. He asked if this could be elaborated before the discussion continues.

Member Wintermute stated this case has been held up for some time, about 18 months. At Land Use and Zoning, the committee asked Aqua Illinois to come in and address them

because the concern in the Green Garden Township is capacity by this private utility carrier, who is regulated by the IEPA. There are some capacity issues that will hopefully be addressed by October. The committee was trying to not hold up this applicant any longer by a matter that is not in their jurisdiction. Howard Hamilton and Member Wintermute sent a letter requesting Aqua Illinois to appear before the committee. She understands their capacity issues may be handled in October, maybe November. This Sheaffer System is a system she studied while a member of NIPC. It is a system that allows the Aqua Furs to recharge by having an irrigation system and the Aqua Furs recharges the fluid is treated on site. The case has been in the process, the staff report has been available to all members on the County Board Website for several months, it is up to the County Board's prerogative. The committee feels the only thing that is changed on this case is that if for some reason this applicant is unable to receive wastewater services through Aqua Illinois, which the ordinance requires if it is available, engineering can then take a look at the Sheaffer System in accordance with the county's ordinances and in accordance with the conditions put forward.

Member Anderson commented if this information has been on the website for this long, then why could it not have been included in the packets received in the mail. As far as the Sheaffer System goes, he doesn't have a problem with this system, but he is not as informed as he would like to be. He just learned about this a couple of days ago. The staff report wasn't provided until this morning. The Green Garden Township Board didn't vote on this development with the Sheaffer System. When the Village of Monee voted to oppose the development, they didn't know anything about a Sheaffer System. His understanding, by looking at the staff memo from yesterday, even the staff has some concerns about the Sheaffer System. None of the County Board Members have had an opportunity to examine it. He is also curious about what happened between August 15th and August 16th, that so many changes were made to the staff memo including comments and concerns relating to the Sheaffer System. This looks like a nice development, he doesn't have a problem with it, but when the County Board Members come to the meeting today....it was a PZC on Tuesday, Land Use Committee yesterday, the County Board today....there is a 51-page memo on their desks. The members are supposed to review and familiarize themselves with this and make an informed vote....he doesn't feel the members have had the opportunity to do that.

Member Wintermute asked if Member Anderson was making a motion?

Member Anderson replied if you feel he should, then he will. He feels this should at least go back to Green Garden to let them have the opportunity to vote on this alternative method of wastewater treatment.

Member Anderson made a motion, seconded by Member Adamic, to table Case #5478-MS2.

Voting Affirmative were: Anderson, Wintermute, Konicki, Stewart, Adamic, Babich, Wilhelmi. Total: seven.

Negative vote(s): Brandolino, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Svara, Moustis. Total: seventeen.

MOTION TO TABLE CASE #5478-MS2 IS DENIED.

Member Wintermute made a motion, seconded by Member Singer, to amend Case #5478-MS2

Voting Affirmative were: Brandolino, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Wintermute, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Wilhelmi, Moustis. Total: twenty-one.

Negative votes: Anderson. Total: one.

Pass votes: Adamic, Babich. Total: two

CASE #5478-MS2 IS AMENDED.

Member Wintermute made a motion, seconded by Member Singer, Special Use Permit for a Planned Unit Development in the R-2 Zoning District, parcels 1-4 as amended with conditions for Case #5478-MS2 be approved.

Voting Affirmative were: Brandolino, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Wintermute, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Wilhelmi, Moustis. Total: twenty.

Negative votes: Anderson. Total: one.

Pass votes: Adamic, Babich, Wilhelmi. Total: three

SPECIAL USE PERMIT FOR A PLANNED UNIT DEVELOPMENT IN THE R-2 ZONING DISTRICT, PARCELS 1-4 WITH CONDITIONS FOR CASE #5478-MS2 IS APPROVED AS AMENDED.

Member Wintermute made a motion, seconded by Member Gerl, Special Use Permit for Stabling Horses and Riding Facility with an Extended Period of 5 years Parcel 5 for Case #5478-MS2 be approved.

Voting Affirmative were: Brandolino, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Wintermute, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Wilhelmi, Moustis. Total: twenty.

Negative votes: Anderson. Total: one.

Pass votes: Adamic, Babich, Wilhelmi. Total: three

SPECIAL USE PERMIT FOR STABLING HORSES AND RIDING FACILITY WITH AN EXTENDED PERIOD OF 5 YEARS PARCEL 5 FOR CASE #5478-MS2 IS GRANTED.

Member Wintermute made a motion, seconded by Member Gerl, Zoning Map Amendment from A-1 to R-2, Parcels 1-4 for Case #5478-MS2 be approved.

Voting Affirmative were: Brandolino, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Wintermute, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Wilhelmi, Moustis. Total: twenty.

Negative votes: Anderson. Total: one.

Pass votes: Adamic, Babich, Wilhelmi. Total: three

ZONING MAP AMENDMENT FROM A-1 TO R-2, PARCELS 1-4 FOR CASE #5478-MS2 IS GRANTED.

Member Wintermute made a motion, seconded by Member Sheridan, P.U.D. Preliminary Plat, parcels 1-5 for Case #5478-MS2 be approved as amended with five conditions.

Voting Affirmative were: Brandolino, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Wintermute, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Wilhelmi, Moustis. Total: twenty.

Negative votes: Anderson. Total: one.

Pass votes: Adamic, Babich, Wilhelmi. Total: three

P.U.D. PRELIMINARY PLAT, PARCELS 1-5 FOR CASE #5478-MS2 IS GRANTED.

Member Wintermute made a motion, seconded by Member Wilhelmi, Open Public Hearing for Case #5494-SV.

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

No negative votes.

PUBLIC HEARING FOR CASE #5494-SV IS OPENED AT 10:39 A.M.

Executive Walsh asked if there was anyone who wanted to speak on this case.

Member Wintermute made a motion, seconded by Member Singer, Close Public Hearing for Case #5494-SV.

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

No negative votes.

PUBLIC HEARING FOR CASE #5494-SV IS CLOSED AT 10:40 A.M.

Member Wintermute presented Case #5494-SV, Special Use Permit for Aircraft Landing Strip for East Portion of Bult Field 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 AN AIRCRAFT LANDING STRIP FOR THE
EAST PORTION
OF BULT FIELD WITH ONE (1) CONDITION**

The applicant shall provide a restricted easement for the mitigated areas that are not on their property.

VARIANCE FROM THE STREAM AND WETLAND PROTECTION ORDINANCE

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: 5494-SV

APPELLANT: James Bult, Owner
Nathan Otto, Agent

Adopted by the Will County Board this 17th **day of** August, **2006**

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

Nancy Schultz Voots
Will County Clerk

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

Lawrence M. Walsh
Will County Executive

Member Wintermute made a motion, seconded by Member Singer, Special Use Permit for Aircraft Landing Strip for East Portion of Bult Field for Case #5494-SV be approved.

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

No negative votes.

SPECIAL USE PERMIT FOR AIRCRAFT LANDING STRIP FOR EAST PORTION OF BULT FIELD FOR CASE #5494-SV IS GRANTED.

Member Wintermute presented Case #5494-SV, Variance from the Stream & Wetland Protection Ordinance.

Member Wintermute made a motion, seconded by Member Singer, Variance from the Stream & Wetland Protection Ordinance for Case #5494-SV be approved.

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

No negative votes.

VARIANCE FROM THE STREAM & WETLAND PROTECTION ORDINANCE FOR CASE #5494-S IS GRANTED.

Member Wintermute made a motion, seconded by Member Sheridan, Open Public Hearing for Case #5519-SM.

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

No negative votes.

PUBLIC HEARING FOR CASE #5519-SM IS OPENED AT 10:45 A.M.

Executive Walsh asked if there was anyone who wanted to speak on this case.

Member Wintermute made a motion, seconded by Member Rozak, Close Public Hearing for Case #5519-SM.

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

No negative votes.

PUBLIC HEARING FOR CASE #5519-SM IS CLOSED AT 10:46 A.M.

Member Wintermute presented Case #5519-SM, Special Use Permit for a Motor Vehicle Dealer Parking Lot in Frankfort 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 **Frankfort** 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 R-3 TO C-2 FOR A PORTION ON THE SOUTH HALF OF PROPERTY WITH A SPECIAL USE PERMIT FOR A MOTOR VEHICLE DEALER PARKING LOT WITH FIVE (5) CONDITIONS:

- 1. The applicants shall apply for a site development permit for any improvements to this site.**
- 2. The applicants shall submit a landscape plan to the Will County Land Use Department for review and comment that provides screening of the parking lot from the public right-of-way and adjoining uses within three (3) months of County Board approval. That landscape plan shall also be submitted to the Village of Frankfort to ensure that it meets the Village of Frankfort requirements and standards for landscaping/screening.**
- 3. The motor vehicle dealer parking lot is for the storage of vehicles only and not for automobile sales.**
- 4. The property owner(s) shall not be allowed to use any device to amplify sounds on the property.**
- 5. All lighting of the property shall be full cut off fixtures to help eliminate light pollution on adjacent properties.**

“SEE ATTACHED 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: 5519-SM

APPELLANT: GLENN P. COBURN,

OWNER; MATTHEW CREEN OF CURRIE
MOTORS FRANKFORT INC., ATTORNEY

Adopted by the Will County Board this 17TH day of AUGUST, 2006

Vote: Yes _____ No _____ Pass _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive

Member Wintermute made a motion, seconded by Member Moustis, Special Use Permit for a Motor Vehicle Dealer Parking Lot for Case #5519-SM be approved.

Voting Affirmative were: Brandolino, Anderson, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Wintermute, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svvara, Stewart, Adamic, Wilhelmi, Moustis. Total: twenty-three.

No negative votes.

SPECIAL USE PERMIT FOR A MOTOR VEHICLE DEALER PARKING LOT FOR CASE #5519-SM IS GRANTED.

Member Wintermute made a motion, seconded by Member Singer, Map Amendment from R-3 to C-23 for a Portion of the South Half of the Property for Case #5519-SM be approved.

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

No negative votes.

MAP AMENDMENT FROM R-3 TO C-23 FOR A PORTION OF THE SOUTH HALF OF THE PROPERTY FOR CASE #5519-SM IS GRANTED.

Member Wintermute made a motion, seconded by Member Singer, Open Public Hearing for Case #5532-S.

Voting Affirmative were: Brandolino, Anderson, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Wintermute, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Adamic, Wilhelmi, Moustis. Total: twenty-two.

No negative votes.

PUBLIC HEARING FOR CASE #5532-S IS OPENED AT 10:47 A.M.

Executive Walsh asked if there was anyone who wanted to speak on this case.

Member Wintermute made a motion, seconded by Member McMillan, Close Public Hearing for Case #5532-S.

Voting Affirmative were: Brandolino, Singer, Weigel, Dralle, Maher, McMillan, Wintermute, Gerl, Goodson, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Adamic, Wilhelmi, Moustis. Total: eighteen.

No negative votes.

PUBLIC HEARING FOR CASE #5532-S IS CLOSED AT 10:48 A.M.

Member Wintermute presented Case #5532-S, Special Use Permit for Package Liquor Sales in Frankfort Township.



AMENDED

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 **Frankfort** 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 PACKAGED LIQUOR SALES WITH ONE (1) CONDITION:

THE PROPERTY OWNER SHALL NOT BE PERMITTED TO SELL ANY TYPE OF ALCOHOL AFTER 11:00 P.M. AND STORE HOURS SHALL BE 10:00 A.M. TO 11:00 P.M.

LEGAL DESCRIPTION

LOT 27 IN ARTHUR T. McINTOSH AND COMPANY'S LINCOLN ESTATES, A SUBDIVISION OF PART OF SECTION 24, TOWNSHIP 35 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 14, 1930, AS DOCUMENT NO. 439984, FRANKFORT, 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: 5532-S

APPELLANT: First National Bank of Illinois, Trust #2891; Diane Ash, Owner

Adopted by the Will County Board this 17th day of August, 2006

Vote: Yes _____ No _____ Pass _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive

Member Wintermute made a motion, seconded by Member Singer, Case #5532-S be placed on the floor.

Voting Affirmative were: Brandolino, Singer, Weigel, Dralle, Maher, McMillan, Wintermute, Gerl, Goodson, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Adamic, Wilhelmi, Moustis. Total: eighteen.

No negative votes.

CASE #5532-S IS ON THE FLOOR.

Member Wintermute made a motion, seconded by Member Wilhelmi, to amend Case #5532-S.

Voting Affirmative were: Brandolino, Singer, Weigel, Dralle, Maher, McMillan, Wintermute, Gerl, Goodson, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Adamic, Wilhelmi, Moustis. Total: eighteen.

No negative votes.

CASE #5532-S IS AMENDED.

Member Wintermute made a motion, seconded by Member Gould, to approve Case #5532-S as amended.

Voting Affirmative were: Brandolino, Singer, Weigel, Dralle, Riley, Maher, McMillan, Wintermute, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svava, Stewart, Adamic, Wilhelmi, Moustis. Total: twenty-one.

No negative votes.

CASE #5532-S IS APPROVED AS AMENDED.

Member Wintermute made a motion, seconded by Member Riley, Open Public Hearing for Case #5534-M.

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

No negative votes.

PUBLIC HEARING FOR CASE #5534-M IS OPENED AT 10:52 A.M.

Executive Walsh asked if there was anyone who wanted to speak on this case.

Rhonda Thompson declined to speak.

Member Wintermute made a motion, seconded by Member Riley, Close Public Hearing for Case #5534-M.

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

No negative votes.

PUBLIC HEARING FOR CASE #5534-M IS CLOSED AT 10:53 A.M.

Member Wintermute presented Case #5534-M, Zoning Map Amendment from R-3 to C-2 in Joliet Township.



AMENDED

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:

MAP AMENDMENT FROM R-3 TO C-2

LEGAL DESCRIPTION

THAT PART OF THE SOUTHWEST QUARTER OF SECTION 25, **TOWNSHIP 35 NORTH** AND IN RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 25, THENCE NORTH 0 DEGREES 07 MINUTES 50 SECONDS WEST ALONG THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 25, 1,186.60 FEET TO THE POINT OF BEGINNING; THENCE WEST 505.68 FEET; THENCE NORTH 400.89 FEET; THENCE EAST 314.48 FEET TO THE CENTER LINE OF UNITED STATES ROUTE NO. 52; THENCE SOUTH 33 DEGREES 58 MINUTES EAST ALONG THE CENTER LINE OF UNITED STATES ROUTE NO 52, 341.70 FEET TO THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 25; THENCE SOUTH 0 DEGREES 07 MINUTES 50 SECONDS EAST ALONG THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 25, 117.50 FEET TO THE POINT OF BEGINNING EXCEPTING THEREFROM THAT PART CONVEYED TO PEOPLE OF THE STATE OF ILLINOIS, FOR THE USE AND BENEFIT OF THE DEPARTMENT OF TRANSPORTATION BY SPECIAL WARRANTY DEED RECORDED OCTOBER 12, 1977 AS DOCUMENT **NO. R77-99467**; 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: 5534-M

APPELLANT: Thomas Nestor

Adopted by the Will County Board this 17th day of August, 2006

Vote: Yes _____ No _____ Pass _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive

Member Wintermute made a motion, seconded by Member Babich, Case #5534-M be placed on the floor.

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

No negative votes.

CASE #5534-M IS ON THE FLOOR.

Member Wintermute made a motion, seconded by Member Adamic, to amend Case #5534-M.

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

No negative votes.

CASE #5534-M IS AMENDED.

Member Wintermute made a motion, seconded by Member Wilhelmi, to approve Case #5534-M as amended.

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

No negative votes.

CASE #5534-M IS APPROVED AS AMENDED.

Member Wintermute made a motion, seconded by Member Riley, Open Public Hearing for Case #5535-S2V2.

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

No negative votes.

PUBLIC HEARING FOR CASE #5535-S2V2 IS OPENED AT 10:56 A.M.

Executive Walsh asked if there was anyone who wanted to speak on this case.

Mr. Edward Masters declined to speak.

Member Wintermute made a motion, seconded by Member Adamic, Close Public Hearing for Case #5535-S2V2.

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

No negative votes.

PUBLIC HEARING FOR CASE #5535-S2V2 IS CLOSED AT 10:58 A.M.

Member Wintermute presented Case #5535-S2V2, Special Use Permit for equipment, buildings and structures for screening, crushing, mixing and storage of minerals, sand, gravel, soil and other aggregates on Tract C in Troy Township.



AMENDED

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 **Troy** 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 EQUIPMENT, BUILDINGS AND STRUCTURES FOR SCREENING, CRUSHING, MIXING AND STORAGE OF MINERALS, SAND, GRAVEL, SOIL AND OTHER AGGREGATES ON TRACT C WITH THREE (3) CONDITIONS AND;

SPECIAL USE PERMIT FOR OUTDOOR STORAGE OF UNCONTAINED BULK MATERIALS ON TRACT C WITH THREE (3) CONDITIONS:

(1) **THE SITE THE APPLICANT IS REQUESTING TO BE USED IS A CLOSED landfill. The County shall inspect this facility without prior notice to determine the condition of the landfill cap. In the event the applicant damages, removes or excavates into the landfill cap or its final cover layer, the applicant shall repair the landfill cap and/or its final cover layer to its previous condition. In the event of the removal of any contents of the landfill, the applicant shall dispose of any excavated landfill cap, final cover layer, waste or refuse in an IEPA permitted landfill.**

(2) **the County shall as necessary perform sampling at discharge points on the site.**

(3) **The applicant must not redesign, reconstruct or remove the pipe and retention pond at the terminal end of the pipe located on the southwest portion of the landfill without prior approval of the County.**

(See Attached 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: 5535-S2V2
formerly

APPELLANT: First Midwest Trust,
known as Union National Bank Trust Co. as

Trustee under Trust Agreement dated __October14, 1976 and known as
Trust No. 2303

Edward F. Masters and George F. Mahoney III,Attorneys

Adopted by the Will County Board this 17th day of August, 2006

Vote: Yes _____ No _____ Pass _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive

Member Wintermute made a motion, seconded by Member Babich, Case #5535-S2V2 be placed on the floor.

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

No negative votes.

CASE #5535-S2V2 IS ON THE FLOOR.

Member Wintermute made a motion, seconded by Member Wilhelmi, to amend Case #5535-S2V2.

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

No negative votes.

CASE #5535-S2V2 IS AMENDED.

Member Wintermute made a motion, seconded by Member Babich, Special Use Permit for equipment, buildings and structures for screening, crushing, mixing and storage of minerals, sand, gravel, soil and other aggregates on Tract C to approve Case #5535-S2V2 be approved as amended.

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

No negative votes.

SPECIAL USE PERMIT FOR EQUIPMENT, BUILDINGS AND STRUCTURES FOR SCREENING, CRUSHING, MIXING AND STORAGE OF MINERALS, SAND, GRAVEL, SOIL AND OTHER AGGREGATES ON TRACT C FOR CASE #5535-S2V2 IS APPROVED AS AMENDED.

Member Wintermute made a motion, seconded by Member Babich, to amend Special Use Permit for outdoor storage of uncontained bulk materials on Tract C for Case #5535-S2V2.

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

No negative votes.

SPECIAL USE PERMIT FOR OUTDOOR STORAGE OF UNCONTAINED BULK MATERIALS ON TRACT C FOR CASE #5535-S2V2 IS AMENDED.

Member Wintermute made a motion, seconded by Member Babich, to approve Case #5535-S2V2 as amended.

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

No negative votes.

SPECIAL USE PERMIT FOR OUTDOOR STORAGE OF UNCONTAINED BULK MATERIALS ON TRACT C CASE #5535-S2V2 IS APPROVED AS AMENDED.

Member Wintermute made a motion, seconded by Member Stewart, Open Public Hearing for Case #5538-MS.

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

No negative votes.

PUBLIC HEARING FOR CASE #5538-MS IS OPENED AT 11:00 A.M.

Executive Walsh asked if there was anyone who wanted to speak on this case.

Member Wintermute made a motion, seconded by Member Maher, Close Public Hearing for Case #5538-MS.

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

No negative votes.

PUBLIC HEARING FOR CASE #5538-MS IS CLOSED AT 11:02 A.M.

Member Wintermute presented Case #5538-MS, Zoning Map Amendment from A-1 to E-2 for Parcel C in New Lenox 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 **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;

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 FOR PARCEL C

LEGAL DESCRIPTION

THE NORTH 605.00 FEET OF THE WEST 180.00 FEET OF THE EAST 360.00 FEET OF THAT PART OF THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 35 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTH OF THE SOUTH RIGHT-OF-WAY LINE OF REGAN ROAD, WILL COUNTY, ILLINOIS.

SPECIAL USE PERMIT FOR FLOODPLAIN DEVELOPMENT WITH THE FOLLOWING CONDITION:

1. The applicant shall maintain an undisturbed seventy-five (75) foot buffer strip starting at the top of the creek bank or the northern most limit of the wetland area located on the subject parcel.

LEGAL DESCRIPTION

THE WEST 180 FEET OF THE EAST 360 FEET OF THAT PART OF THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 35 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTH OF THE SOUTH RIGHT OF WAY LINE OF REGAN ROAD (EXCEPT THE NORTH 605 FEET THEREOF) AND LYING NORTH OF A LINE PARALLEL TO AND 874.5 FEET NORTH OF THE EAST WEST CENTER LINE OF SAID SECTION 11, TOWNSHIP 35 NORTH, RANGE 11 EAST, 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: 5538-MS

APPELLANT: David H. Cornwell and Jean Marie Cornwell; Douglas W. Schlak and Associates; Maxine D. Pavlovich, Attorney

Adopted by the Will County Board this 17th day of August, 2006

Vote: Yes _____ No _____ Pass _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive

Member Wintermute made a motion, seconded by Member Babich, Zoning Map Amendment from A-1 to E-2 for Parcel C for Case #5538-MS.

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

No negative votes.

ZONING MAP AMENDMENT FROM A-1 TO E-2 FOR PARCEL C FOR CASE #5538-MS.

Member Wintermute made a motion, seconded by Member Sheridan, Special Use Permit for Floodplain Development for Case #5538-MS.

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

No negative votes.

SPECIAL USE PERMIT FOR FLOODPLAIN DEVELOPMENT FOR CASE #5538-MS.

Member Wintermute made a motion, seconded by Member Maher, Open Public Hearing for Case #5539-S.

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

No negative votes.

PUBLIC HEARING FOR CASE #5539-S IS OPENED AT 11:03 A.M.

Executive Walsh asked if there was anyone who wanted to speak on this case.

Martin Babich declined to speak.

Member Wintermute made a motion, seconded by Member Goodson, Close Public Hearing for Case #5539-S.

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

No negative votes.

PUBLIC HEARING FOR CASE #5539-S IS CLOSED AT 11:04 A.M.

Member Wintermute presented Case #5539-S, Special Use Permit for Additional Accessory Storage Space from 3,000 Square Feet to 5,688 Square Feet in Manhattan 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 **Manhattan** 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 ADDITIONAL ACCESSORY
STORAGE SPACE FROM 3,000 SQ. FT. TO 5,688 SQ. FT.

LEGAL DESCRIPTION

THE NORTH 333.87 FEET OF THE SOUTH 1026.87 FEET OF THE WEST HALF OF THE SOUTHWEST QUARTER (EXCEPTING THEREFROM THE EAST 660 FEET

THEREOF) OF SECTION 1, TOWNSHIP 34 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, 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: 5539-S

APPELLANT: Martin Babich

Adopted by the Will County Board this 17th day of August, 2006

Vote: Yes _____ No _____ Pass _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive

Member Wintermute made a motion, seconded by Member Gould, Case #5539-S be approved.

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

No negative votes.

CASE #5539-S IS GRANTED.

Member Wintermute made a motion, seconded by Member Weigel, Open Public Hearing for Case #5543-M.

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

No negative votes.

PUBLIC HEARING FOR CASE #5543-M IS OPENED AT 11:06 A.M.

Executive Walsh asked if there was anyone who wanted to speak on this case.

Member Wintermute made a motion, seconded by Member Goodson, Close Public Hearing for Case #5543-M.

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

No negative votes.

PUBLIC HEARING FOR CASE #5543-M IS CLOSED AT 11:07 A.M.

Member Wintermute presented Case #5543-M, Zoning Map Amendment from A-1 to I-2 in Joliet 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 **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:

MAP AMENDMENT FROM A-1 TO I-2

LEGAL DESCRIPTION

Parcel 2

THAT PART OF THE WEST 800 FEET OF THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 26, TOWNSHIP 35 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN; LYING SOUTH OF THE SOUTHERLY LINE OF U.S. ROUTE 52, OTHERWISE KNOWN AS MANHATTAN ROAD; LYING NORTH OF THE PROPERTY CONVEYED TO JOHN H. GULICK BY DEED RECORDED IN BOOK 562, PAGE 622, AS DOCUMENT NO. 372982; LYING EAST OF THE WEST LINE AND ITS SOUTHERLY EXTENSION OF THE PROPERTY CONVEYED IN WARRANTY DEED DATED JANUARY 13, 1992 AND RECORDED ON FEBRUARY 13, 1992 AS DOCUMENT NO. R92-09705 EXCEPTING THEREFROM THAT PART CONVEYED BY SAID WARRANTY DEED, RECORDED ON FEBRUARY 13, 1992, AS DOCUMENT NO. R92-09705, 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: 5543-M

APPELLANT: Roderick R. and Lorraine Ohlrogge; Lyman C. Tieman, Attorney

Adopted by the Will County Board this 17th day of August, 2006

Vote: Yes _____ No _____ Pass _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006 _____

Lawrence M. Walsh
Will County Executive

Member Wintermute made a motion, seconded by Member Adamic, Case #5543-M be approved.

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

No negative votes.

CASE #5543-M IS GRANTED.

Member Wintermute made a motion, seconded by Member Singer, Open Public Hearing for Case #5557-S2V.

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

No negative votes.

PUBLIC HEARING FOR CASE #5557-S2V IS OPENED AT 11:09 A.M.

Executive Walsh asked if there was anyone who wanted to speak on this case.

Mr. Richard Kavanagh declined to speak.

Member Wintermute made a motion, seconded by Member Wisniewski, Close Public Hearing for Case #5557-S2V.

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

No negative votes.

PUBLIC HEARING FOR CASE #5557-S2V IS CLOSED AT 11:11 A.M.

Member Wintermute presented Case #5557-S2V, Special Use Permit for Hosting Events in Homer 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 **Homer** 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 HOSTING EVENTS WITH ELEVEN (11) CONDITIONS
SPECIAL USE PERMIT FOR ALCOHOLIC BEVERAGES WITH ELEVEN (11) CONDITIONS

LEGAL DESCRIPTION FOR ENTIRE PARCEL:

THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 6, TOWNSHIP 36 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, (EXCEPTING THE NORTH 1004.00 FEET OF THE WEST 870.00 FEET THEREOF), AND ALSO EXCEPTING THAT PART LYING WEST OF THE WEST LINE OF THE EAST 30.00 FEET, NORTHERLY OF THE TOP OF BANK OF CREEK, IN WILL COUNTY, ILLINOIS.

SAID PARCEL CONTAINS 2,289,935 SQUARE FEET, OR 52.510 ACRES, MORE OR LESS.

LEGAL DESCRIPTION FOR SPECIAL USE PERMIT AREA:

SEE ATTACHED

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: 5557-S2V

APPELLANT: Bonfitto Family Limited
Partnership; Richard J. Kavanagh,
Attorney

Adopted by the Will County Board this 17th day of August, 2006

Vote: Yes _____ No _____ Pass _____

Nancy Schultz Voots
Will County Clerk

Approved this _____ day of _____, 2006

Lawrence M. Walsh
Will County Executive

Member Wintermute made a motion, seconded by Member Wisniewski, Case #5557-S2V be placed on the floor.

Member Konicki inquired if Member Wintermute wanted to read the conditions first. The packet shows 10 conditions and apparently Member Wintermute has added another one. Member Konicki asked if Member Wintermute wanted to read her conditions first.

Member Wintermute explained that was what she was going to do.

Member Konicki stated she did want to be recognized after Member Wintermute read the conditions.

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

No negative votes.

CASE #5557-S2V IS ON THE FLOOR.

Member Wintermute made a motion, seconded by Member Wisniewski, to amend Case #5557-S2V with the following conditions:

1. The applicants shall limit event capacity to 300 guests or not to exceed that permitted by the Fire Protection District if less, to be submitted prior to receiving occupancy certification.
2. All events of 50 or more guests shall have an off duty, sworn, police officer present where liquor is available under any means (purchase, complimentary, BYOB etc.).
3. All events of 50 or more guests the applicants shall post security or parking personnel at the point where the private driveway meets 135th during all scheduled events to monitor the attendees and to manage traffic entering and exiting the property. The security or parking personnel shall be stationed at that location from one and a half (1.5) hours before the close of an event to one (1) hour after the close of an event.
4. The applicants shall obtain a Liquor License
5. The special use permit is applicable only to the applicants or to entities owned or controlled by the applicants.
6. To improve accessibility for emergency vehicles, the applicants shall provide address signage where the driveway meets 135th Street and also provide address signage where each neighbor's driveway merges with the applicant's driveway.
7. The applicants shall secure approval from the Will County Health Department prior receiving an Occupancy Certification.
8. The applicants shall show proof of approval from the Fire Protection District prior receiving an Occupancy Certification.
9. The applicant's hosting hours shall be from 9 a.m. to 9 p.m. on Sundays to Thursdays and 9 a.m. to **midnight** on Fridays and Saturdays.
10. The applicant shall be required to receive approval from the Will County Building Division for all construction plans prior to receiving an Occupancy Certification.
- 11. Lighting and guardrails shall be added to bridge area to improve visibility and safety.**

Member Konicki proposed two additional amendments be added to this case. She does second the concerns raised on the Green Garden case about the timeline here. Cases that are traditionally heard under usual protocol, cases that are heard yesterday in front of Member Wintermute's commission are not on the County Board Agenda today, she doesn't think it is a good idea to do this. She feels it makes it difficult to get on top of all of the issues, especially on complicated cases. It is not fair to the public. Several residents were following this case; they appeared at the Planning and Zoning and they were here yesterday. She doesn't know why they are not here today. She hopes it is not because the County Board took them by surprise and they didn't have time to arrange time off of work. But there is a problem with moving cases so quickly; she does not want to see this continue. She understands if there is a hardship explanation to the Green Garden case, she doesn't know if one applies to this case or not.

Member Wintermute replied the applicant explained to the committee that it has been held up for 24 months going back and forth with the township, residents, and working on the

application. For the record, there have been times when there have been special Land Use Meetings, the morning of the County Board Meeting, if there was a timing issue. And in this case, as per the other one, there was a delay but it is always the prerogative of the County Board to decide what action they want to take. Member Konicki raised the issue about the highway department concerns and that was one that Ms. Mary Tatroe from the State's Attorneys Office would be reviewing with the County Board.

Member Konicki commented on page 17 of pages 27 of the packet given to the County Board Members, the letter from the County Highway Department...in numbers one and three...two and four take care of themselves.. She feels the recommendations under one and three ought to be on the special use permit for this facility. The parcels have residential zoning and is maintaining its residential zoning and is basically going to a commercial scale use. She wanted to make a motion to add an amendment to Member Wintermute's motion, "The applicant must apply for and receive an entrance permit to conform with the proposed use of the property and they must dedicate 60 foot right-of-way along 135th." She did speak to the Highway Department and that 60 feet from the center line, not just a 60 foot wide roadway, but what is being looked at by the county is a 120 foot road wide of a total, but this applicant must have 60 feet.

Member Konicki made a motion, seconded by Member Svara, to amend Case #5535-S2V2 with the following verbage "This applicant must have 60 feet."

Member Wintermute asked State's Attorney Glasgow to review this amendment because of what was discussed with Member Konicki prior to the meeting.

State's Attorney Glasgow stated there was an issue about the dedication of the 60 feet. Certainly as all of the requirements were listed, the liquor license, the health department, etc. , they are the things the applicant has to comply with. Technically, the applicant has to do these things even if they are not put in the Ordinance (can't sell liquor without a license). There could possibly have an amendment that states you have to comply with the requirements of the Highway Department. But to specifically state the amount that has to be dedicated, he feels Mr. Kavanagh would be suing the county the next day.

Member Konicki asked...is that a firm legal opinion....she understand the county lost the case in Homer Township, but the facts there were readably distinguishable under the law. The county was trying deny someone access to a parcel.

State's Attorney Glasgow replied to Member Konicki, how are you not getting what you are looking for if it is left to Sheldon Latz to determine what is the appropriate engineering requirement without specifically stating 60 feet.

Member Konicki responded the applicant has already asked for the 60 feet, and the determination has already been made....that is what is wanted all up and down 135th.

Member Wintermute stated she feels so much better with what the State's Attorney is saying. She does not want to start a precedence, where the County Board sounds like "lets make

a deal on zoning cases, we will give you the zoning if you give the county free right-of-way". She feels this starts a bad precedent and it is one that her committee has avoided in her tenure at Land Use.

Member Konicki commented she feels it is a bad precedent to make the public possibly pay for this later. This is not what is important here, this is not a re-zoning, it is a special use permit where the county is upgrading the use of this property from eight residents....then hosting a facility up to 300 hundred people at a time. She thinks it is a special use permit which the county can put any reasonable conditions on those and a road dedication of 60 feet is reasonable and if the county does not get it now, it may have to be bought in the future. The County Board needs to get mentally prepared to get this dedication up and down 135th, whenever we have the opportunity.

State's Attorney Glasgow stated his opinion is this would be unlawful taking; the same thing can be accomplished by asking the Highway Department to review it and set the appropriate amount.

Member Singer commented from the Public Works & Transportation side of this case, they are more than aggressive at doing all they can to obtain the right-of-way where it is needed along the roads. 135th Street is obviously a very critical corridor to the county and as is done on all roads on all cases, the committee will apply the same amount of due notice to this case as is done to all of them. He stated Mr. Bonfitto is a reasonable man to work with the same interest of the right-of-way interest.

Member Konicki asked the comments have been directed toward 60 foot, what about the other part regarding an entrance permit?

Member Adamic clarified if the County Board turns the decision over to the Highway Engineer and he asks for 60 feet, are we then on good legal ground?

State's Attorney Glasgow replied yes, just with the other agencies involved here with the Health Department and liquor license and everything. There are other requirements from those departments that the County Board is not making specific provisions for a special use permit. That would be the more prudent way to do this and he feels we all have confidence in Public Works and Sheldon Latz to do what is appropriate.

Member Adamic stated that this just highlights the amendments that the County Board is trying to do today. This is the reason why we should try and move a little slower and not progress with these cases in a couple of days. We had one earlier today and another one now, he feels when things are hurried, there tends to be mistakes made and correct things after the fact, lets get it right the first time. Maybe we could postpone.....(inaudible)

Member Singer commented he feels we should recognize, we have very experienced staff who manage these issues everyday. We have committee structure that handles this, he is not sure that today is the right environment to debate whether there should be 60 or 40 feet and where the right turn land would be going in property. He encouraged everyone to move on.

Member Svava stated this is a commercial enterprise that is being placed in a residential district. He wanted this to go on record stating, “ this is subject to a noise ordinance “ because he feels this is the potential problem. He would like the Land Use to send him a copy of the noise ordinance so he can distribute it to the people who live there.

Member Konicki asked if there is not support for the motion, she will take Member Svava and herself off the hook and withdraw the motion, but she wants to be very clear with State’s Attorney Glasgow, in his legal opinion, #1 this would be a taking on the 60-foot, correct?

State’s Attorney Glasgow responded correct.

Member Konicki asked State’s Attorney Glasgow on #2, do you feel that some point further in the process we have the ordinances in place which will allow us to get that 60 feet.

State’s Attorney Glasgow stated yes.

Member Konicki clarified if we don’t get it today, it is going to be no money out of the taxpayers pocket and we will get that 60 feet in a different point in the process.

State’s Attorney Glasgow responded all other legal requirements outside of the special use permit are in play. Even if the liquor license requires all those other criteria that are not specifically listed, all come into play.

Member Konicki stated she does not want to go specifically on the criteria in the letter from the Highway Department, one and three.

Member Wintermute announced for expediency, what Member Konicki can do is amend her amendment to reflect that it has to satisfy the Will County Highway Department or withdraw it.

Member Konicki asked if though we are told in the letter from the Highway Department that they want 60, if we would lower that to whatever they ask for, the applicant would donate it now or in the future?

Executive Walsh asked Member Konicki to withdraw her amendment and make a new amendment, as she wants it.

Member Konicki withdrew her previous motion, and Member Svava, withdrew his second.

Member Konicki clarified that she will state the motion as two separate motions separating numbers one and three for comprehensibility.

Member Konicki made a motion, seconded by Member Svava, to amend and add the following conditions, "that the applicant must apply for and receive an entrance permit to conform with a proposed use of the property."

Member Bilotta announced this is something that is required anyway, correct?

State's Attorney Glasgow stated correct.

Member Bilotta clarified then it is in there whether it is added or not.

State's Attorney Glasgow stated if you simply add language that this project must be in conformance with Freeway, Highway's Ordinance, that contains all of the requirements...that would cover this.

Member Konicki commented that might work also, but one thing she does not want to do is find when she spoke with staff, is find the county in court defending an ordinance. In other words, if we don't put a condition on here today and for some reason it gets challenged, and the court does not uphold it, then we lose everything. She would like to make...again she will withdraw her motion and re-word it even simpler.

Member Konicki withdrew her previous motion, and Member Svava, withdrew his second.

Member Konicki made a motion, seconded by Member Svava, to amend and add the following conditions, "that the applicant must apply for and receive an entrance permit that complies with existing requirements of the County's Highway Ordinance."

Member Singer stated this is not what we do here, we might as well also say that the applicant must obey all laws even on days that end in y. We do these things anyway, this is a normal part of the process. This is a previous requirement, we are wasting our time. This is a function of a committee that takes care of these matters and a professional staff that does this day in and day out. This is being dissected for very odd purposes. He would please encourage Member Konicki to move forward.

Member Konicki replied to Member Singer, if you want to look at the conditions...there is a requirement to retain a liquor license...you had no problem doing that. That is under the county's ordinance but there's big dollars here, we are starting to equivocate on this. The county has been taken to court on this and lost. If we get taken to court and lose under our ordinance, she wants to make sure this is in place as a condition. If we lose in court on something, he loses his special use permit. He won't take us to court to begin with; we just lost a Homer Township case.

Member Singer responded to Member Konicki, the committee always puts on a condition for any business going to sell alcohol, just in case any resident is concerned about arguing sensitive issues about alcohol can see that clearly, that is something they always do and have done for quite a while. Secondly, he doesn't believe and doesn't believe State's Attorney

Glasgow believes that anything they are doing today is a guard to protect the county from any lawsuit other than waste our time.

Executive Walsh asked County Clerk's Chief Deputy Carr to read off the motion as Member Konicki stated it, "the applicant must apply for and receive entrance permit that complies with existing requirements of our Highway Ordinance."

Voting Affirmative were: Wintermute, Gould, Konicki, Svara, Adamic, Babich, Wilhelmi. Total: Seven.

Pass votes: Brandolino, Anderson, Singer, Maher, Sheridan, Stewart, Moustis. Total: seven.

Negative votes: Weigel, Dralle, Riley, Wisniewski, McMillan, Blackburn, Gerl, Goodson, Rozak, Bilotta. Total: ten.

MEMBER KONICKI'S MOTION TO AMEND CASE #5557-S2V IS DENIED.

Member Konicki made a motion, seconded by Member Svara, to amend Member Wintermute's motion to include an extra condition, "that the applicant dedicate whatever right-of-way will be requested by the County's Highway Department.

Member Gould commented the State's Attorney already rendered an opinion that this could be in violation of the "just compensation clause". The State's Attorney has made that clear, it is an unlawful taking.

Voting Affirmative were: Konicki, Svara. Total: two.

Pass votes: Moustis. Total: one.

Negative votes: Brandolino, Anderson, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Wintermute, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Stewart, Adamic, Babich, Wilhelmi, Total: twenty-one.

MEMBER KONICKI'S MOTION TO AMEND CASE #5557-S2V IS DENIED.

Member Wintermute made a motion, seconded by Member Wisniewski, to amend Case #5557-S2V with 11 conditions.

Voting Affirmative were: Brandolino, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Wintermute, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Babich. Total: twenty.

Pass votes: Anderson, Adamic, Wilhelmi, Moustis. Total: four.

No negative votes.

CASE #5557-S2V IS AMENDED.

Member Wintermute made a motion, seconded by Member Wisniewski, to approve Case #5557-S2V as amended with 11 conditions.

Voting Affirmative were: Brandolino, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Wintermute, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Konicki, Svara, Stewart, Babich. Total: twenty.

Pass votes: Anderson, Adamic, Wilhelmi, Moustis. Total: four.

No negative votes.

CASE #5557-S2V IS APPROVED AS AMENDED.

Member Wintermute made a motion, seconded by Member Singer, Special Use Permit for Alcoholic Beverages on Case #5535-S2V2 with the same 11 conditions be approved as amended.

Voting Affirmative were: Brandolino, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Wintermute, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Svara, Stewart, Babich. Total: nineteen.

Pass votes: Anderson, Adamic, Wilhelmi, Moustis. Total: four.

Negative votes: Konicki. Total: one.

SPECIAL USE PERMIT FOR ALCOHOLIC BEVERAGES ON CASE #5535-S2V2 WITH THE SAME 11 CONDITIONS IS APPROVED AS AMENDED.

Member Wintermute made a motion, seconded by Member Singer, Variance for frontage from 150 feet to 30 feet.

Member Konicki commented as a courtesy to fellow board members, she encouraged the Public Works Committee to sit down with the Highway Department...if these things are in the letter...she is sitting there as a County Board Member, with a letter from the Highway Department asking the County Board Members to extract these conditions from the applicant, If indeed these are illegal, she would appreciate the Public Works Committee sitting down with the Highway Department and getting all of this clarified and making sure that letters like this don't come to the County Board Members. The only letters that should come to the members are letters that are asking for things that are legal and should be asked for from the applicant as part of the special use permit process. She feels this would avoid a lot of confusion because of what has happen here today. For the record, she wanted to make it clear that all she proposed, was what the County's Highway Department was asking members to propose today. They failed

miserably and she doesn't know what is going on....this case got a fast treatment, which cases are not usually accord cases it has been a mess. It is a mess that the County Board needs to learn from and get clarified on the process. She would appreciate it from Member Singer.

Voting Affirmative were: Brandolino, Singer, Weigel, Dralle, Riley, Wisniewski, Maher, McMillan, Wintermute, Blackburn, Gerl, Goodson, Gould, Rozak, Sheridan, Bilotta, Svara, Stewart, Babich. Total: nineteen.

Pass votes: Anderson, Adamic, Wilhelmi, Moustis. Total: four.

Negative votes: Konicki. Total: one.

VARIANCE FOR FRONTAGE FROM 150 FEET TO 30 FEET ON CASE #5535-S2V2 IS GRANTED.

Member Wintermute presented Resolution #06-333, Appealing a Decision of the Planning & Zoning Commission (5533-V3).



**Land Use and Zoning Committee
Resolution #06-333**

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

**Resolution Appealing a Decision of the Planning and Zoning Commission
Case 5533-V**

WHEREAS, in accordance with Section 4.3-8 of the Will County Zoning Ordinance, minimum site and structure requirements have been established for the R-3 Zoning District regarding accessory use square footage and side yard setback, and

WHEREAS, in accordance with Section 14.8-4 of the Zoning Ordinance, the Planning and Zoning Commission may grant variances from the established requirements for accessory use square footage and side yard setback, and

WHEREAS, the owner of a parcel in the R-3 Zoning District, identified by permanent index number 23-16-07-104-017-0000 has applied for variances for accessory use square footage and side yard setback, and

WHEREAS, the Planning and Zoning Commission heard the application, identified as Case Number 5533-V3, and voted to deny the variances, and

WHEREAS, the applicant, in accordance with Section 14.9-5 of the Zoning Ordinance, has appealed the decision of the Planning and Zoning Commission, and

WHEREAS, the Land Use, Planning, Zoning, and Development Committee of the Will County Board has considered the appeal from the decision of the Planning and Zoning Commission,

NOW, THEREFORE, BE IT RESOLVED by the County Board of Will County, Illinois that Case Number 5533-V3 is hereby approved granting the following variances for the parcel identified by permanent index number 23-16-07-104-017-0000:

- Variance for accessory structure from 1,800 square feet to 2,084 square feet;
- Variance for south side yard setback from 10 feet to 8 feet; and
- Variance for west side yard setback from 10 feet to 8 feet.

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 17th day of August, 2006.

Vote: Yes _____ No _____ Pass _____

 Nancy Schultz Voots
 Will County Clerk

Approved this _____ day of _____, 2006

 Lawrence M. Walsh
 Will County Executive

Member Wintermute made a motion, seconded by Member Brandolino, Resolution #06-333 be approved.

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

No negative votes.

RESOLUTION #06-333 IS ADOPTED.

Member Wintermute presented Resolution #06-334, The Determination of the Fair Market Value of an Improved Acre Within Each School District in the County of Will.



**Land Use and Zoning Committee
Resolution #06-334**

RESOLUTION

RE: The Determination of the Fair Market Value of an Improved Acre Within Each School District in The County of Will

WHEREAS, the Will County School Site Contribution Ordinance as last amended establishes criteria for requiring a cash contribution in lieu of a school site contribution from a subdivider, developer, or builder; and

WHEREAS, the Will County School Site Contribution Ordinance as last amended required that on or before July of each year, each school district (other than high school districts) provide a MAI appraisal to support its recommendation of the fair market valuation of an improved acre; and

WHEREAS, the Will County School Site Contribution Ordinance as last amended requires these appraisals be reviewed and valuations determined annually by the Will County Board at its regular July meeting;

NOW, THEREFORE, BE IT RESOLVED, that the following are the fair market values of an improved acre within each school district in the County of Will based on the supporting MAI appraisals provided by each school district, to-wit:

<u>DISTRICT</u>	<u>SCHOOL</u>	<u>PER ACRE VALUATION</u>	<u>DATE</u>	<u>MAI APPRAISER</u>
200U	Beecher	\$ 85,000	05-10-04	L.Crawford & Assoc.
88	Chaney-Monge	56,500	02-13-03	Wm. Metz & Assoc.
17	Channahon	78,500	03-07-06	Wm. Metz & Assoc.
201U	Crete-Monee	90,000	05-01-03	L.Crawford & Assoc.
203	Elwood	80,000	04-20-05	Wm. Metz & Assoc.
89	Fairmont	32,000	05-11-04	Wm. Metz & Assoc.
157C	Frankfort	137,500	04-17-06	Wm. Metz & Assoc.
33C	Homer	150,000	03-01-06	Wm. Metz & Assoc.
86	Joliet Public	63,500	04-20-05	Wm. Metz & Assoc.
70C	Laraway	65,000	04-20-05	Wm. Metz & Assoc.
114	Manhattan	45,000	04-00-06	Wm. Metz & Assoc.
91	Milne-Grove	87,000	04-23-03	Wm. Metz & Assoc.
159	Mokena	130,000	05-25-05	Wm. Metz & Assoc.
122	New Lenox	130,000	04-18-06	Wm. Metz & Assoc.
207U	Peotone	100,000	04-24-06	L.Crawford & Assoc.
202	Plainfield	135,000	04-18-05	Wm. Metz & Assoc.
255U	Reed-Custer	35,000	05-13-02	Wm. Metz & Assoc.
88A	Richland	80,000	02-11-05	Wm. Metz & Assoc.
84	Rockdale	70,000	04-20-05	Wm. Metz & Assoc.
161	Summit Hill	90,000	05-28-04	Wm. Metz & Assoc.
90	Taft	60,000 (by Resolution/1997)	03-19-97	NO APPRAISAL
30C	Troy	100,000	04-20-05	Wm. Metz & Assoc.
81	Union	58,500	04-20-05	Wm. Metz & Assoc.
365U	Valley-View	66,000	04-19-06	Wm. Metz & Assoc.
92	Will	155,000	04-00-06	Wm. Metz & Assoc.
209U	Wilmington	70,000	05-10-06	Wm. Metz & Assoc.
204	Joliet Twp High School	90,000	04-01-05	Wm. Metz & Assoc.
205	Lockport Twp High School	SEE GRADE SCHOOL APPRAISALS (33C, 92, 88A, 89, 90 AND 91)		
201	Minooka Community Consol.	91,000	06-15-05	Wm. Metz & Assoc.
203-U	Naperville Community	WILL NOT DO APPRAISAL		
206	Bloom Twp High School	WILL NOT DO APPRAISAL		
308-U	Oswego Community	55,000	06-12-05	David W. Phillips
1-U	Coal City Community	WILL NOT DO APPRAISAL		
5-U	Manteno Community	WILL NOT DO APPRAISAL		
194	Steger Public	75,000	04-22-05	L. Crawford & Assoc.

204U Indian Prairie 190,000

05-21-04 David W. Phillips & Co.

ADOPTED BY THE WILL COUNTY BOARD THIS 17th DAY OF AUGUST, 2006.

VOTE: YES _____ NO _____ PASS _____

NANCY SCHULTZ VOOTS
WILL COUNTY CLERK

APPROVED THIS _____ DAY OF _____, 2006.

LAWRENCE M. WALSH
WILL COUNTY EXECUTIVE

Member Wintermute made a motion, seconded by Member Riley, Resolution #06-334 be approved.

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

No negative votes.

RESOLUTION #06-334 IS ADOPTED.

Member Wintermute stated the process has worked this way for a very long time. Between PZC, staff, and Land Use & Zoning, the members have probably put in 10 to sometimes 100 hours on each case. If a County Board Member supports a case being moved forward because of some extenuating circumstances as existed in both cases today, the committee offers courtesy and will attempt to do that. It is always up to this full County Board to determine by the motions they make and actions they take whether that occurs or not. She thanked everyone for their patience.

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 June 2006 in the amount of one million, nine-hundred forty one thousand eight hundred eighteen dollars and ninety-seven cents (1,941,818.97).
2. The Will County Monthly County Treasurer’s Report from Will County Treasurer Karen Callanan dated July 31, 2006.
3. The Will County Quarterly Financial Report from Will County Auditor, Stephen P. Weber, dated February 28, 2006.

Member Gerl made a motion, seconded by Member Gould, the foregoing items be placed on file.

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

No negative votes.

CORRESPONDENCE IS PLACED ON FILE.

Member Gerl presented Resolution #06-335, Transferring Appropriations Within Sheriff's Corporate Budget.



**Finance Committee
Resolution #06-335**

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

**TRANSFERRING APPROPRIATIONS WITHIN
SHERIFF'S CORPORATE BUDGET**

WHEREAS, the Sheriff's Department has requested an internal transfer of funds to cover necessary operation expenses, and

WHEREAS, the Finance Committee approves of such transfer, 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 transferring appropriations within the Sheriff's Corporate Budget in the amount of \$14,839.68 as follows:

From	101-50-600-4700	Lease Holding	\$ 464.46
	101-50-600-5011	Other Debt	<u>\$14,375.22</u>
			\$14,839.68

To	101-50-600-2080	Cleaning Supplies	\$ 7,500.00
	101-50-600-2140	Computer Supplies	\$ 500.00
	101-50-600-2460	Mach & Equip Parts	<u>\$ 6,839.68</u>
			\$14,839.68

BE IT FURTHER RESOLVED, that the Will County Auditor is directed to make the necessary line item and fund adjustments, in accordance to statutory authority.

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 17th day of August, 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 Brandolino, Resolution #06-335 be approved.

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

No negative votes.

RESOLUTION #06-335 IS ADOPTED.

Member Gerl presented Resolution #06-336, Increasing Appropriations in State's Attorney's Victim Witness Fund 240.



**Finance Committee
 Resolution #06-336**

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

**RE: INCREASING APPROPRIATIONS IN THE STATE’S ATTORNEY’S
VICTIM WITNESS FUND 240**

WHEREAS, the Doug Petan Crime Victim Fund was closed last year and remaining funds in the amount of \$5,852.31 were transferred to the State’s Attorney’s Victim Witness Fund 240. In addition, currently there is grant money in the amount of \$15,538.59 in the Victim Witness Fund that has never been appropriated that must be spent or returned, and

WHEREAS, in order to expend such funds, the State’s Attorney has requested the following increase in appropriations, and

WHEREAS, the Finance and Executive Committees concur with the request, and

WHEREAS, pursuant to 55 ILCS 5/6-1003, a two-thirds vote of the Will County Board is necessary to effect such budget amendment.

NOW, THEREFORE, BE IT RESOLVED that the Will County Board hereby amends its 2006 Budget by increasing appropriations in the State’s Attorney’s Victim Witness Fund 240 as follows:

240-44-402-	3820	Contingency	\$ 5,852.31
240-44-402-	1010	Salary	\$15,538.59

BE IT FURTHER RESOLVED, that the Will County Auditor and Treasurer are hereby 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 17th day of August, 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 Brandolino, Resolution #06-336 be approved.

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

No negative votes.

RESOLUTION #06-336 IS ADOPTED.

PUBLIC WORKS & TRANSPORTATION COMMITTEE
Cory Singer, Chairman

Member Singer pointed out a few items in the consent agenda. The county will be investing approximately another \$120,000 for further improvements on Exchange Street and Klemme Road. For those living in Plainfield Township, the county is lowering the speed limit on Michael Drive, Francis Court, and Thomas Court.

Member Singer asked if any members objected to the consent agenda. There were no objections. Member Singer presented the following consent agenda: (06-337, 06-338, 06-339, 06-340, 06-341, 06-342, 06-343, 06-344, 06-345, 06-346, 06-347, 06-348, 06-349, 06-350).

Public Works & Transportation Committee
Resolution 06-337



RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS

STATE OF ILLINOIS

SUPPLEMENTAL RESOLUTION FOR DESIGN SERVICES
BY COUNTY UNDER THE ILLINOIS HIGHWAY CODE

BE IT RESOLVED, by the County of Will, Illinois that the following described County Highway be designed under the Illinois Highway Code.

County Highway 26 (Zilm Road) over Tributary to Horse Creek (SN 099-3078), County Board District #6.

BE IT FURTHER RESOLVED, that the type of design engineering services shall consist of contract plan preparation for the construction of a new bridge to carry Zilm Road over Tributary to Horse Creek, approach pavement and other related work.

BE IT FURTHER RESOLVED, that the additional compensation for the final costs for the design engineering services is required by Hampton, Lenzini and Renwick, Inc., (formerly Rice, Berry and Associates), 3085 Stevenson Drive, Suite 201, Springfield, Illinois, Section 99-00174-02-EG.

BE IT FURTHER RESOLVED, that there is approved the additional sum of \$11,942.74 thereby increasing the upper limit of compensation to \$36,942.74 from the County's allotment of County Bridge Tax funds for the final design engineering services.

Adopted by the Will County Board this 17th day of August, 2006.

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

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

**Public Works & Transportation Committee
Resolution 06-338**



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

**A RESOLUTION AUTHORIZING AN AGREEMENT
BETWEEN THE COUNTY OF WILL AND MIDWESTERN
GAS TRANSMISSION COMPANY, FOR REIMBURSEMENT
FOR EXTENDING ENCASEMENT ON PIPELINE
FACILITIES CROSSING ARSENAL ROAD**

WHEREAS, the County of Will desires to improve the section of C.H. 17 (Arsenal Road) between I-55 and Baseline Road in unincorporated Will County, County Section 00-00117-12-FP, County Board District #6; and

WHEREAS, it is necessary as part of the improvement to enter into an agreement with Midwestern Gas Transmission Company, for the reimbursement of their costs to extend the encasement on a portion of an existing pipeline located within their permanent easement in order to construct our improvement; and

WHEREAS, Midwestern Gas Transmission Company is willing to extend the encasement on a portion of their existing pipeline crossing Arsenal Road for which the County will reimburse them for this work and are therefore desirous to enter into an agreement with the County of Will, a copy of which is attached hereto and which specifically sets for 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 along Arsenal Road between I-55 and Baseline Road be made and the reimbursement agreement be entered into with Midwestern Gas Transmission Company.

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

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit four (4) certified copies of the 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 17th day of August, 2006.

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

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

**Public Works & Transportation Committee
Resolution 06-339**



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

RESOLUTION

Re: Authorizing Approval of Professional Services
Agreement for Right of Way Acquisition Services

WHEREAS, the Public Works & Transportation Committee requested proposals for right of way acquisition (negotiations) for property along County Highway 37 (143rd Street) between Bell Road and Will-Cook Road in the Village of Homer Glen in Will County, Illinois, Section 01-00169-08-LA, County Board District #7; and

WHEREAS, said right of way acquisition services are budgeted for in the current Highway Department budget.

NOW THEREFORE BE IT RESOLVED, that the County of Will enter into an agreement for right of way acquisition services for parcel negotiations with Swanson and Brown, Ltd., 12600 S. Harlem Avenue, Suite 202, Palos Heights, Illinois for right of way acquisition services for County Highway 37 (143rd Street), Section 01-00169-08-LA.

BE IT FURTHER RESOLVED, that compensation for right of way acquisition (negotiations) services be according to the actual costs all subject to an amount listed in the agreement.

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

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit four (4) certified copies of this resolution to the district office of the Illinois Department of Transportation through the office of the County Engineer.

Adopted by the Will County Board this 17th day of August, 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 06-340**



RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS

STATE OF ILLINOIS

RESOLUTION FOR RIGHT OF WAY ACQUISITION SERVICES BY COUNTY

BE IT RESOLVED, by the County of Will, Illinois that the following roadway described as:

County Highway 37 (143rd Street) from Bell road to Will-Cook Road in the Village of Homer Glen, in Will County, County Board District #7.

BE IT FURTHER RESOLVED, that the type of right of way acquisition services shall consist of providing parcel negotiation services.

BE IT FURTHER RESOLVED, that the compensation for the right of way acquisition services be according to the schedule of cost as listed in the agreement with Swanson and Brown, Ltd., 12600 S. Harlem Avenue, Suite 202, Palos Heights, Illinois, Section 01-00169-08-LA.

BE IT FURTHER RESOLVED, that compensation for right of way acquisition services be according to the actual costs all subject to an amount listed in the agreement.

BE IT FURTHER RESOLVED, that there is approved the sum of \$10,000.00 from the County's allotment of County Motor Fuel Tax funds for the right of way acquisition services.

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit four (4) certified copies of this resolution to the district office of the Illinois Department of Transportation through the office of the County Engineer.

Adopted by the Will County Board this 17th day of August, 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 06-341**

RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS

RESOLUTION

Re: Authorizing Approval of Professional Services
Agreement for Right of Way Acquisition Services

WHEREAS, the Public Works Committee requested proposals for right of way acquisition (negotiations) for property along County Highway 88 (Weber Road) at County Highway 36 (Renwick Road) in the municipalities of Crest Hill and Romeoville in Will County, Illinois, Section 01-00170-26-LA, County Board Districts #7 & 9; and

WHEREAS, said right of way acquisition services are budgeted for in the current Highway Department budget.

NOW THEREFORE BE IT RESOLVED, that the County of Will enter into an agreement for right of way acquisition services for parcel negotiations with Swanson and Brown, Ltd., 12600 S. Harlem Avenue, Suite 202, Palos Heights, Illinois for right of way acquisition services for County Highway 88 (Weber Road), Section 01-00170-26-LA.

BE IT FURTHER RESOLVED, that compensation for right of way acquisition services be according to the actual costs all subject to an amount listed in the agreement.

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

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit four (4) certified copies of this resolution to the district office of the Illinois Department of Transportation through the office of the County Engineer.

Adopted by the Will County Board this 17th day of August, 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 06-342**

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

STATE OF ILLINOIS

RESOLUTION FOR RIGHT OF WAY ACQUISITION SERVICES BY COUNTY

BE IT RESOLVED, by the County of Will, Illinois that the following roadway described as:

County Highway 88 (Weber Road) at County Highway 36 (Renwick Road) intersection in the municipalities of Crest Hill and Romeoville in Will County, County Board Districts #7 & 9.

BE IT FURTHER RESOLVED, that the type of right of way acquisition services shall consist of providing parcel negotiation services.

BE IT FURTHER RESOLVED, that the compensation for the right of way acquisition services be according to the schedule of cost as listed in the agreement with Swanson and Brown, Ltd., 12600 S. Harlem Avenue, Suite 202, Palos Heights, Illinois, Section 01-00170-26-LA.

BE IT FURTHER RESOLVED, that compensation for right of way acquisition services be according to the actual costs all subject to an amount listed in the agreement.

BE IT FURTHER RESOLVED, that there is approved the sum of \$29,000.00 from the County's allotment of County Motor Fuel Tax funds for the right of way acquisition services.

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit four (4) certified copies of this resolution to the district office of the Illinois Department of Transportation through the office of the County Engineer.

Adopted by the Will County Board this 17th day of August, 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 06-343**

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

Authorizing Approval of a Professional Services
Supplemental Agreement for Design Engineering

WHEREAS, the Public Works & Transportation Committee requested design engineering services for the preparation of contract plans for County Highway 76 (Gin Mill Road / 143rd Street) between U.S. Route 30 and IL Route 59, Section 98-00152-02-EG, County Board District #5.

NOW THEREFORE BE IT RESOLVED, that the County of Will enter into a supplemental agreement (#4) for additional design engineering services (Phase II) with HNTB Corporation, 111 N. Canal Street, Suite 880, Chicago, Illinois for County Highway 76 (Gin Mill Road / 143rd Street) between U.S. Route 30 and IL Route 59.

BE IT FURTHER RESOLVED, that the compensation for additional design engineering services be according to the actual design engineering costs all subject to an upper limit of compensation as noted in the supplemental agreement (#4).

BE IT FURTHER RESOLVED, that the County Executive and 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 four (4) certified copies of the 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 17th day of August, 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 06-344



RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS

STATE OF ILLINOIS

RESOLUTION FOR DESIGN ENGINEERING SERVICES
BY COUNTY UNDER THE ILLINOIS HIGHWAY CODE

BE IT RESOLVED, by the County of Will, Illinois that the following described County Highway be designed under the Illinois Highway Code:

County Highway 76 (Gin Mill Road / 143rd Street) between U.S. Route 30 to IL Route 59.

BE IT FURTHER RESOLVED, that the additional design engineering services (Phase II) shall consist of review shop drawings, responses to request for information from contractor and all associated work required for the improvement of County Highway 76 (Gin Mill Road / 143rd Street) between U.S. Route 30 and IL Route 59, County Board District #5.

BE IT FURTHER RESOLVED, that the compensation for additional design engineering services (Phase II) be according to the schedule of cost as listed in the supplemental agreement (#4) with HNTB Corporation, 111 North Canal Street, Suite1250, Chicago, Illinois, Section 98-00152-02-EG.

BE IT FURTHER RESOLVED, that the approved additional sum of 36,950.63 thereby increasing the upper limit of compensation from \$457,015.57 to \$493,966.20 from the County's allotment of Motor Fuel Tax funds for the additional design services..

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit four (4) certified copies of the 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 17th day of August, 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 06-345

RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS

STATE OF ILLINOIS

SUPPLEMENTAL RESOLUTION FOR IMPROVEMENTS BY COUNTY
UNDER THE ILLINOIS HIGHWAY CODE

BE IT RESOLVED, by the County of Will, Illinois that the following described County Highways be improved under the Illinois Highway Code:

County Highway 49 – Exchange Street at Klemme Road.

BE IT FURTHER RESOLVED, that the type of improvement shall consist of widening for left-turn lanes and overlay both C.H. 49 and Klemme Road along with traffic signal installation and all appurtenant work and shall be designated as Section 00-00086-10-TL, County Board District #1.

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

BE IT FURTHER RESOLVED, that the improvement shall be constructed using the additional sum of \$120,000.00 from the County's allotment of Motor Fuel Tax funds, for a total of \$465,000.00.

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit four (4) 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 17th day of August, 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 06-346**

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

RE: AGREEMENT BETWEEN THE COUNTY OF WILL AND NEW LENOX INVESTMENTS, L.L.C. FOR MAINTENANCE OF THE STORM SEWER SYSTEM AT HEATHER GLEN SUBDIVISION

WHEREAS, New Lenox Investments L.L.C. plans to construct a storm sewer system that will accept drainage from County Highway 74, Laraway Road as a part of the Heather Glen Subdivision in County Board District 6; and

WHEREAS, New Lenox Investments L.L.C. will be responsible for payment of all expenses for the construction of the storm sewer system and then proper maintenance for the storm sewer system beyond the County right-of-way; and

WHEREAS, it is desirable that the County and New Lenox Investments L.L.C. cooperate with each other and determine the rights and responsibilities of each party regarding the location, placement, and maintenance of said storm sewer.

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

Adopted by the Will County Board this 17th day of August, 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
Ordinance #06-347**

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

**Ordinance Authorizing Approval of the Establishment
Of Altered Speed Zone**

WHEREAS, the Public Works & Transportation Committee has determined that the basic statutory vehicular speed limits established by Section 5/11-601 of the Illinois Vehicle Code are greater or less than that considered reasonable and proper of the streets or highways listed below; and

WHEREAS, the Public Works & Transportation Committee in accordance with the Illinois Compiled Statutes has caused to be made an engineering and traffic investigation upon the streets or highways listed below; and

WHEREAS, by virtue of Section 5/11-604 of the above code, this board determined and declares reasonable and proper absolute maximum speed limit upon those streets or highways or portion thereof below.

NOW THEREFORE BE IT ORDAINED, by the County Board of Will County, Illinois, that the Will County Board approves the establishment of altered speed zones as follows:

Zone 335 S. Michael Drive (Plainfield Township). From Airport Road to Helen Drive. Length 0.44 Mile. Proposed Speed – 25 MPH, County Board Districts #5

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 by law).

Adopted by the Will County Board this 17th day of August, 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
Ordinance #06-348**

ORDINANCE OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS

Ordinance Authorizing Approval of the Establishment
Of Altered Speed Zone

WHEREAS, the Public Works & Transportation Committee has determined that the basic statutory vehicular speed limits established by Section 5/11-601 of the Illinois Vehicle Code are greater or less than that considered reasonable and proper of the streets or highways listed below; and

WHEREAS, the Public Works & Transportation Committee in accordance with the Illinois Compiled Statutes has caused to be made an engineering and traffic investigation upon the streets or highways listed below; and

WHEREAS, by virtue of Section 5/11-604 of the above code, this board determined and declares reasonable and proper absolute maximum speed limit upon those streets or highways or portion thereof below.

NOW THEREFORE BE IT ORDAINED, by the County Board of Will County, Illinois, that the Will County Board approves the establishment of altered speed zones as follows:

Zone 336 Francis Court (Plainfield Township). From S. Michael Drive to Helen Drive. Length 0.27 Mile. Proposed Speed – 25 MPH, County Board Districts #5

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 by law).

Adopted by the Will County Board this 17th day of August, 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
Ordinance #06-349



ORDINANCE OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS

Ordinance Authorizing Approval of the Establishment
Of Altered Speed Zone

WHEREAS, the Public Works & Transportation Committee has determined that the basic statutory vehicular speed limits established by Section 5/11-601 of the Illinois Vehicle Code are greater or less than that considered reasonable and proper of the streets or highways listed below; and

WHEREAS, the Public Works & Transportation Committee in accordance with the Illinois Compiled Statutes has caused to be made an engineering and traffic investigation upon the streets or highways listed below; and

WHEREAS, by virtue of Section 5/11-604 of the above code, this board determined and declares reasonable and proper absolute maximum speed limit upon those streets or highways or portion thereof below.

NOW THEREFORE BE IT ORDAINED, by the County Board of Will County, Illinois, that the Will County Board approves the establishment of altered speed zones as follows:

Zone 337 Thomas Court (Plainfield Township). From S. Michael Drive to Francis Court. Length 0.27 Mile. Proposed Speed – 25 MPH, County Board Districts #5

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 by law).

Adopted by the Will County Board this 17th day of August, 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
Ordinance #06-350**

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

**Ordinance Authorizing Approval of the Establishment
Of Altered Speed Zone**

WHEREAS, the Public Works & Transportation Committee has determined that the basic statutory vehicular speed limits established by Section 5/11-601 of the Illinois Vehicle Code are greater or less than that considered reasonable and proper of the streets or highways listed below; and

WHEREAS, the Public Works & Transportation Committee in accordance with the Illinois Compiled Statutes has caused to be made an engineering and traffic investigation upon the streets or highways listed below; and

WHEREAS, by virtue of Section 5/11-604 of the above code, this board determined and declares reasonable and proper absolute maximum speed limit upon those streets or highways or portion thereof below.

NOW THEREFORE BE IT ORDAINED, by the County Board of Will County, Illinois, that the Will County Board approves the establishment of altered speed zones as follows:

Zone 338 Helen Drive (Plainfield Township). From 230 ft. West of Francis Court to 240 ft. East of S. Michael Drive. Length 0.18 Mile. Proposed Speed – 25 MPH, County Board Districts #5

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 by law).

Adopted by the Will County Board this 17th day of August, 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, consent agenda (06-337, 06-338, 06-339, 06-340, 06-341, 06-342, 06-343, 06-344, 06-345, 06-346, 06-347, 06-348, 06-349, 06-350) be approved.

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

No negative votes.

CONSENT AGENDA IS ADOPTED.

Member Singer presented Resolution #06-351, Requesting a Public Hearing on Land Use Assumptions Relating to the Development of a Comprehensive Road Improvement Plan and Imposition of Impact Fees in Will County, Illinois.



**Public Works & Transportation Committee
Resolution 06-351**

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

**RESOLUTION REQUESTING A PUBLIC HEARING ON
LAND USE ASSUMPTIONS RELATING TO THE DEVELOPMENT OF A
COMPREHENSIVE ROAD IMPROVEMENT PLAN AND IMPOSITION OF IMPACT
FEES IN WILL COUNTY, ILLINOIS**

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; and

WHEREAS the County of Will is considering the adoption and implementation of a road improvement impact fee ordinance pursuant to a law within the State of Illinois commonly known as the Road Improvement Impact Fee Law, 605 ILCS 5/5-901 *et seq.*,

WHEREAS said Road Improvement Impact Fee Law, 605 ILCS 5/5-901 *et seq.*, requires, among other things, that a public hearing be held on land use assumptions relating to the development of a comprehensive road improvement plan and imposition of impact fees in Will County, Illinois; and

WHEREAS, it is in the best interest of the County of Will to conduct a Public Hearing with regard to these land use assumptions relating the development of a comprehensive road improvement plan and imposition of impact fees in Will County, Illinois;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF THE COUNTY OF WILL, ILLINOIS that a Public Hearing shall be conducted regarding land use assumptions relating to the development of a comprehensive road improvement plan and imposition of impact fees in Will County, Illinois by the Public Works and Transportation Committee in the Will County Board Room at the Will County Building, 302 North Chicago Street, Joliet, Illinois, on October 5, 2006 at 6:00 p.m.

BE IT FURTHER RESOLVED BY THE COUNTY BOARD OF THE COUNTY OF WILL, ILLINOIS that the Notice of the Public Hearing shall be given in accordance with the provisions and requirements of the Road Improvement Impact Fee Law, 605 ILCS 5/5-901 *et seq.* The form of notice shall be as set forth in Exhibit "A" attached hereto.

Adopted by the Will County Board this 17th day of August, 2006.

Vote: Yes _____ No _____ Pass _____ (SEAL)

Nancy Schultz Voots
Will County Clerk

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

Lawrence M. Walsh
Will County Executive

Member Singer made a motion, seconded by Member Sheridan, Resolution #06-351 be approved

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

No negative votes.

RESOLUTION #06-351 IS ADOPTED.

Member Singer made a motion, seconded by Member Wisniewski, to remove Resolution #06-352 from the agenda.

Member Moustis stated how he realizes there was a special meeting this morning in which this resolution was tabled and there was a series of conditions that were talked about for some time which he believes the developer agreed to. But then we had an objection to one of

those conditions. He asked Member Singer to consider moving forward with the ten conditions. He does not think the committee is going to be making any changes. Normally this is not done on the County Board floor, but he would encourage some discussion on Member Singer's thoughts....let's go forward, either meet the conditions or they don't. But, he doesn't believe the conditions are going to change. He doesn't think they are going to remove a condition, he doesn't believe they are going to add any conditions. He asked if it would be prudent to just move forward with the conditions that are already there?

Member Singer responded this is regarding what is commonly referred to as the Menard's case on Weber Road in the City of Crest Hill. This has been the subject of tremendous amount of meetings, time, debate and all of those things. There has been a significant amount of time spent developing these conditions, which are before the County Board Members. He has no problem moving forward as it is written. He had asked for the matter to be tabled because the committee was at point where they were not going to come to a resolution. He understands what Member Moustis is saying and there is a lot of wisdom in moving forward as it is written. In a sense, stating this is the way it is going to be and apply with those regulations and if this is done, the temporary access permit will be granted.

Member Singer made a motion, seconded by Member Babich, withdraw motion to remove Resolution #06-352 from the agenda.

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

No negative votes.

MOTION TO WITHDRAW RESOLUTION #06-352 IS WITHDRAWN.

Member Singer presented Resolution #06-352, Granting Temporary Entrance Permit for Tezak and Weber roads, County Board Districts #8 & 9.



**Public Works & Transportation Committee
Resolution 06-352**

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

**RESOLUTION GRANTING A TEMPORARY ACCESS PERMIT
FOR THE WEBER FARM CROSSING DEVELOPMENT ON WEBER ROAD – C.H. 88**

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 access permit at the property commonly known as Weber Farm Crossings on Weber Road – C.H. 88 – County Board Districts #8 and #9;

WHEREAS this request was presented, reviewed and considered by the Public Works and Transportation Committee on August 17, 2006;

WHEREAS the said Committee finds conditions appropriate and necessary for the issuance of a temporary access at the proposed Tezak Drive subject to the conditions contained in Exhibit A;

WHEREAS the said Committee recommends the issuance of the temporary access permit subject to the conditions contained in Exhibit A.

NOW THEREFORE, BE IT RESOLVED that the County Board of Will County approves the issuance of the temporary access permit heretofore recommended by the Public Works and Transportation Committee and hereby directs the Will County Engineer to execute this temporary access permit on its behalf upon fulfillment of the conditions in Exhibit A.

Adopted by the Will County Board this 17th day of August, 2006.

Vote: Yes ___ *No* ___ *Pass* ___ (SEAL)

Nancy Schults Voots
Will County Clerk

Approved this ___ day of _____, 2006.

Lawrence M. Walsh
Will County Executive

Member Singer made a motion, seconded by Member Babich, to place Resolution #06-352 on the floor.

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

No negative votes.

RESOLUTION #06-352 IS ON THE FLOOR.

Member Singer made a motion, seconded by Member Moustis, to amend the conditions removing condition #4 at the request of the City of Crest Hill. Condition #4 reads: The temporary access serves Menards only and they will agree to a joint agreement with the County and City of Crest Hill prohibiting occupancy permits for all other users until the final improvements are completed. He is happy to accommodate the City of Crest Hill, as he still believes there is a considerable amount of protection for the county when you consider condition number ten, which allows the temporary improvements to be closed if the county so chooses by September 1, 2007. This was really the goal of number four, to protect the county to ensure the final improvements are actually done and done in a timely manner.

Member Wilhelmi commented that he does not have the ordinance on his desk...it was suppose to be distributed. The County Board Members do not even have this document, let alone have to read it the day of the meeting.

Executive Walsh asked if any of the County Board Members had the information on their desk?

Member Singer responded it was his understanding the information was distributed to all the County Board Members because it was on the agenda.

Executive Walsh stated it evidently hadn't been because no one has seen it at all.

Member Konicki commented that not only had the County Board Members not seen the information but also it was even just heard by the committee this morning.

Executive Walsh stated the question is if you have the information on your desk.

Member Konicki replied she does not have it on her desk, and the process is moving too fast.

Member Singer responded there is nothing fast about this.

Executive Walsh asked if Member Wilhelmi was moving to table the resolution?

Member Blackburn stated he is encouraging everyone to support this with removing number four. There was so much time invested in this Menard's issue. If they don't receive the temporary entrance permit today, it will be put off until October. The store is scheduled to be open in November, which explains Crest Hill's interest in coming to the meeting today. The ten conditions, granted it was only given to committee today, it is something that has been discussed for a number of months and was finalized just this morning. It is a shame that it has to be last minute, but he encouraged the members' support.

Executive Walsh responded he understands this, but the problem is the County Board Members have not even seen it.

Member Anderson commented this store is suppose to open in a couple of months, there is a lot of jobs at stake. This is going to have a positive impact on the county's economy and he is not interested in delaying this any longer than it has too, but he wants to look at the information before he votes on it. He suggested for the copies of the information to be passed out right now and then come back to this portion of the agenda.

Executive Walsh stated it is in the works right now.

Member Moustis announced for the meeting to be recessed for a half hour.

Member Anderson clarified that he does not want to vote on anything before he has looked at it.

Member Moustis stated there would be a 15-minute recess.

Executive Walsh announced it has been suggested there be a 15-minute recess and the meeting will reconvene at 12:05 p.m.

Member Singer stated he wanted to give a little history on this resolution. This has been a project that the committee has been dealing with for well over a year, almost two years. This has been a very atypical process in a sense that there has been tremendous amount of struggles that the developer has had as it relates to this project. The committee on many occasions, almost have moved heaven and earth to accommodate them, not giving them breaks whatsoever on what they are suppose to do, but moving the committee's schedules around when they have done what is always required of commercial developers in cases like this. In this particular case, what they have asked is because they can't get their final improvements, final road improvements by the time that Menards is scheduled to open in mid-November, they have asked the county if they can serve their development with a temporary access. In the spring of 2007, they can do the final improvements. The county agreed but with heavy conditions for a number of reasons. A lot of them have to do with significant challenges that the developers have had to move forward on their road improvements in general. The committee wanted to make sure that the county and the county property owners are protected. The ten conditions listed as Exhibit A, were written primarily by Sheldon Latz. There are changes to them and amendments that were discussed on several occasions that Member Singer contributed too, but these are primarily the County Engineer's suggestions as it relates to this temporary access. Member Singer has been in communication with the developer and Mr. Kavanagh over the course of last week and every occasion he has been in communicating with the developer up until today at 8:30 a.m. and they agreed with the conditions. They significantly expressed a "no" objection to it. This morning it was tabled because the developer objected to number six. Throughout this process, the committee has been communication with City of Crest Hill, this would be regarding condition number four, and they would not issue any permits for any other users on this site until all final improvements were done. When number four was added, the committee just formalized the agreement. The city then asked for this condition to be removed. At first, he had concerns with this but looking at it objectively, even if number four is gone, number ten will protect the county because number ten insures that the improvements will be done and be finalized, or the county

has the purgative to remove temporary access. There is an error in number ten, number ten should read, "the temporary access is permitted until September 1, 2007. It should also read "If final improvements are not completed at this time, the county reserves the right to close access." Member Moustis had a very good idea, considering the county has had to go through all of these kinds of changes and meetings and jump through a million different hoops. Doing things that local government doesn't always do, the county has been doing them because of the commitment to ensuring that this store gets open for the City of Crest Hill and for the people who are going to work there. We have done everything possible to help. He agrees with Member Moustis and enough is enough, let's pass what was previously agreed to and these will be the conditions for the temporary access permit. These are not unreasonable conditions.

Member Singer made a motion, seconded by Member Wisniewski, to amend Resolution #06-352 by removing number four from Exhibit A, and changing the language in number ten, second sentence to read, "If final improvements are not completed at this time, the county reserves the right to close the access."

Member Dralle asked Member Singer for clarification on the amendment.

Member Singer responded one, two, three, five, six, seven, eight, and nine, remain as written, number four is removed and number ten is amended

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

No negative votes.

RESOLUTION #06-352 IS AMENDED.

Member Blackburn stated he agrees with Member Singer on these amendments, but he would like to address number six. On number six, this requires the Menards Developers to put a southbound acceleration lane into Cottonwood Farms as part of a temporary improvement. The developers were in agreement with that because they had an agreement with the cost of acquiring the land to do that. The agreement that at cost of acquiring land is gone. If the county requires them to do that temporary improvement now by November 15th, they are at the mercy of the price. In their agreement, both sides have agreed to go to eminent domain to determine the cost of the land. They wouldn't have time to do that by November 15th. They would like to have until...they want to do it as a permanent improvement, they will be glad to do this by next year, by June 1st or July 1st or whenever the Cottonwood Farm season opens. But to put the temporary in by November 15th doesn't help Cottonwood's season at all. The season is pretty much over by the end of October with Halloween. They will agree to through the permanent improvement by next year and that will give them time to determine the cost they would have to pay for the land. If the county requires them to do the temporary now by November 15th, they are going to be at the mercy paying whatever price is asked. That is the issue for number six.

Executive Walsh asked Member Blackburn what he is suggesting.

Member Blackburn stated he would like to change number six to read, “the southbound decel right turn lane into Cottonwood Farms will be included as a permanent improvement to be completed by June 1st, the start of its next season.”

Executive Walsh asked what about the left turn lane, is it ok the way it is.

Member Blackburn responded it is part of a permanent improvement.

Executive Walsh asked about the second half of the sentence of six, is it being changed at all or leaving it as it stands.

Member Blackburn responded he tried to ask questions this morning and this is what would have been talked about in the committee meeting if it wasn't over in three minutes. He doesn't know how everyone feels, everyone is gone now, he is going to presume the northbound lane will be built.

Member Singer commented the northbound left turn lane would be built because the road is being adjusted.

Member Blackburn responded the northbound left turn lane is part of the temporary, it is southbound decel right turn into Cottonwood will be completed as part of the permanent, is July 1st ok?

Member Singer stated he appreciates what Member Blackburn is saying, but pointed out the reason that number six exists is not because of his idea or something he thought would be the proper thing to do, this is here because the County Engineer asked for it to be there. The primary concern is safety, proper turn movements; he felt it was odd in this venue to be debating this. That is the primary concern and responsibility of the committee. If it would help, he would consider, if Member Blackburn would remove his amendment or motion, adding as an amendment to number six, “if required by either the County Highway Engineer or by the City of Crest Hill for safety reasons with respect to either Menards or Cottonwood Farms.” There is a legitimate safety reason that a traffic study or an engineer that works for the county and requires it, this is something we need to uphold. If the county engineer tells us that they have changed their mind and no longer feel this is necessary, then there is no problem taking it off. But the reason it is here is because the county engineer asked for it to be here due to safety reasons.

Member Blackburn responded but it was agreed upon coming in to the meeting, an agreed upon price to acquire the land to do it. Now that is off of the table, and that is their concern they will be held over a barrel to pay any price if it is required of them.

Member Singer replied it is not the County Board Member's responsibility to get involved in the negotiations of a developer and their project.

Member Blackburn made a motion, seconded by Member Babich, to amend Resolution #06-352.

Member Blackburn stated the season is over with Halloween. He feels it would interrupt him to be building a deceleration lane at that time. He feels he would be happy to have it as a permanent and it will be a permanent improvement under any circumstances by next year. He is just asking to give the developer till next season for the permanent to determine if the price of the land that they need to require to do it.

Member Gould asked for clarification on the motion from Member Blackburn.

County Clerk's Chief Deputy Carr announced the following, "The Weber Road southbound decel right lane into Cottonwood Farms will be included as part of the permanent improvements. And the Weber Road northbound left lane into Cottonwood Farms would be included too, by July 1, 2007."

Member Blackburn stated this is the first thing they will do, he is committing for them.

Member Dralle commented she has always had great concerns about the safety on Weber Road; the growth, the developments. She concurred with Member Singer that it is not the County Board Member's responsibilities to deal with the financial raglings of the developer. And be it entrance egress into Cottonwood Farms, his season, Menard's season, June 1st or May 1st, they all have the sense to operate. She cannot in good conscience agree with Member Blackburn's amendment.

Member Moustis expressed some concern, the judicial right-of-way was needed for safety reasons. Not only is it the County Board Member's obligation to keep the public as safe as we possibly can during these road construction projects, but we also have a duty to all of the taxpayers in this county, not to put the county in a position where we assume some additional liability because we did not take the advice of the county engineer that this additional right-of-way was necessary for safety reasons. He too has some reservations ...he feels Member Singer is offering a good compromise. And if for some reason the engineers don't feel it is necessary to maintain the integrity of safety of that road, then say it is not necessary, I do think it's a good compromise.

Member Riley stated she was told that the County Engineer was against this item number six, she asked for clarification on this.

Members Singer commented he would be extremely surprised if that were the case.

Member Moustis stated he is under the same impression as Member Singer stated earlier, all of these resolutions came from the County's Highway Engineering staff. Jeff is not here from the Highway Department and he did a lot of the work. His understanding is that these conditions came from Mr. Sheldon Latz and his staff.

Member Singer clarified these conditions were written with several conversations between Mr. Sheldon Latz and him. Here again, if Member Blackburn's amendment was changed.

Member Maher asked what about coming up with a compromise because this really needs to go forward. Sitting on this for as long as they have, everybody is losing money. This needs to be moved forward. What if the two amendments were combined with the suggestions where Member Singer's statement about the safety issue, that needs to be put in there. But also putting in what Member Blackburn is saying that if there is no safety issue, that a permanent one will be in by next year.

Member Singer stated these are not policy decisions; these decisions are to be based....

Member Maher replied the point he is trying to make is that safety is the number one concern of the county's government body. The citizens have to be provided safety or the County Board is in neglect. We also need to make sure the businesses coming in here are being treated fairly in an expedient way in order to provide them the opportunity to start their business to then improve our taxes. It would seem that a combination of the two issues of allowing the statement from Member Singer allowing for the engineers both from Crest Hill and Will County do not see a safety issue and being able to include "by next spring that a permanent access will be in place", would be a good compromise.

Member Blackburn responded he would be glad to add to his amendment that the developer would be required to this only as a permanent, to be completed next year, and if there is a safety issue pointed out then it be addressed at that time. This would give the developer time to acquire the land at a fair price to be determined by a court system.

Executive Walsh announced there is a motion on the floor.

Member Singer inquired is there still discussion?

Executive Walsh replied that is what we have been doing for the last ten minutes.

Member Singer stated before the County Board Members vote on this, he will make it simpler. These are not policy decisions, these decisions that anybody in the room is qualified to make because they are based upon traffic data, turn movements, and engineering. He feels it does make sense for a government body such as the County Board to simply say, that the County's Professional Staff of Engineers or the City of Crest Hill's Engineers believe for a safety reason that it needs to be put in, then it has to be put in. If they believe it does not need to be put in, then they don't have it put in. He feels this is the most common sense easy solution ... **inaudible**

Executive asked if Member Blackburn wants to run with his motion on the floor or agree with Member Singer's suggestion.

Member Blackburn explained his motion would be that the developer will do only the permanent improvement to be completed by...

Executive Walsh interjected this is not what Member Singer said. He asked if everyone understood the motion and asked County Clerk's Chief Deputy to repeat the amendment.

County Clerk's Chief Deputy Carr read, "The Weber Road southbound decel right lane into Cottonwood Farms will be included as part of the permanent improvements by July 1, 2007 and the Weber Road northbound left turn lane in Cottonwood Farms will be included too."

Voting Affirmative were: Riley, Wisniewski, Blackburn, Gerl, Goodson, Sheridan, Svara, Stewart, Adamic, Babich, Wilhelmi. Total: eleven.

Negative votes: Brandolino, Anderson, Singer, Weigel, Dralle, Maher, McMillan, Gould, Rozak, Konicki, Moustis, Executive Walsh. Total: twelve.

Executive Walsh stated he understand Member Blackburn's concern but these are the county's staff people here that put this together and after this takes places Member Singer is going to come up with another amendment that will address this issue. Executive Walsh voted "no".

MOTION TO AMEND RESOLUTION #06-352 IS DENIED.

Member Singer made a motion, seconded by Member Wisniewski, to amend Resolution #06-352 changing number six to read, "the Weber Road southbound decel right turn lane into Cottonwood Farms will be included as part of the temporary improvements and the Weber Road northbound left hand turn lane into Cottonwood Farms will be included as part of the temporary improvements if required by either the Will County Highway Engineer or the City of Crest Hill for safety reasons with respect to either Menards or Menards Development or Cottonwood Farms." He commented so we will base it strictly on professionals' opinion on road safety and turn lanes.

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

No Negative votes.

RESOLUTION #06-352 IS AMENDED.

Member Singer made a motion, seconded by Member Wisniewski, to approve Resolution #06-352 as amended.

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

No Negative votes.

RESOLUTION #06-352 IS APPROVED AS AMENDED.

CRIMINAL JUSTICE, LAW AND JUDICIAL COMMITTEE
Ann Dralle, Chairman

Member Dralle presented Resolution #06-353, Transferring Appropriations from Capital Improvements Fund 304 to Emco Building Improvement Fund 305 to fund Judicial Furniture.



**Criminal Justice Law & Judicial Committee
Resolution #06-353**

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

***TRANSFERRING APPROPRIATIONS FROM CAPITAL IMPROVEMENTS FUND 304
TO EMCO BUILDING IMPROVEMENT FUND 305
TO FUND JUDICIAL FURNITURE***

WHEREAS, renovations of the Will County Court Annex Building, formerly known as the Emco Building, continues to progress, and the transfer and appropriation of funds from the Capital Improvement Fund is now necessary to fund necessary judicial furniture, and

WHEREAS, the Finance Director has requested that \$235,000.00 from the Capital Improvement Fund 304 be transferred into the Emco Building Fund 305 so that necessary furniture can be acquired, and

WHEREAS, based upon the representations made at Committee, the Finance, Capital Improvement, and Judicial Committees agree with the request and recommends approval.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby amends its 2006 Budget, by transferring and increasing appropriations in the Emco Building Improvement Fund 305 in the amount of \$235,000.00 from the Capital Improvement Fund 304 to fund the judicial furniture necessary to complete the renovations of the Will County Court Annex Building, formerly known as the Emco Building.

BE IT FURTHER RESOLVED, that the Will County Auditor is directed to make the necessary line item and fund adjustments, in accordance to statutory authority.

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

Adopted by the Will County Board this 17th day of August, 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 Wisniewski, Resolution #06-353 be approved.

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

No negative votes.

RESOLUTION #06-353 IS APPROVED.

HEALTH, AGING & EDUCATION COMMITTEE
Don Gould, Chairman

Member Gould presented Resolution #06-354, Appropriating Grant Funds in the Health Department Budget from Illinois Department of Public Health for Pandemic Influenza Plan.



Health, Aging & Education Committee
Resolution #06-354

RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS

**APPROPRIATING GRANT FUNDS IN THE HEALTH DEPARTMENT BUDGET
FROM ILLINOIS DEPARTMENT OF PUBLIC HEALTH FOR PANDEMIC
INFLUENZA PLAN**

WHEREAS, the Will County Health Department has received a notice of a grant award from the Illinois Department of Public Health in the amount of \$112,010.00 for the period of April 1, 2006 through August 31, 2006. These funds will be used to develop and exercise a pandemic influenza plan for Will County, and

WHEREAS, in order to expend these grant funds the Executive Director has requested an increase of appropriations in the amount of \$112,010.00 in the Health Department Budget, and

WHEREAS, the Health, Aging & Education Committee has 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 2006 Budget, by increasing appropriations in the Health Department Budget as follows:

Revenue:

207-00-000-	33157	Bioterrorism Grant	\$112,010.00
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Expenses:

207-41-245-	2020	Supplies	\$ 5,010.00
	3130	Consulting	\$ 12,500.00
	3260	Contractual Services	\$ 5,000.00
	3710	Advertising/Marketing	\$ 28,000.00
	3720	Printing	\$ 30,000.00
	3730	Postage	\$ 30,000.00
	3753	Meals/Lodging	<u>\$ 1,500.00</u>
	TOTAL		\$112,010.00

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 17th day of August, 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 Goodson, Resolution #06-354 be approved.

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

No negative votes.

RESOLUTION #06-354 IS ADOPTED.

Member Gould presented Resolution #06-355, Authorizing County Executive to Enter into IEMA Department of Homeland Security, Fiscal Year 2006 Homeland Security Grant Program, for the Citizen Corps Program.

**Health, Aging & Education Committee
Resolution #06-355**



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

**AUTHORIZING COUNTY EXECUTIVE TO ENTER INTO IL EMERGENCY MANAGEMENT
AGENCY DEPARTMENT OF HOMELAND SECURITY, FISCAL YEAR 2006 HOMELAND
SECURITY GRANT PROGRAM, FOR THE CITIZEN CORPS PROGRAM**

WHEREAS, the Will County Emergency Management Agency is in receipt of a grant from the Illinois Emergency Management Agency Department of Homeland Security, Fiscal Year 2006 Homeland Security Grant Program in the amount of \$6,500.00 for the period from the date of final execution to December 31, 2007, and

WHEREAS, the Will County Emergency Management Director has requested that the County accept the grant award and authorize the County Executive to enter into said grant agreement, and

WHEREAS, the IEMA notice of grant award for the County of Will is \$6,500.00, and

WHEREAS, the Health, Aging & Education Committee concurs with the request that the County accept the grant award and authorize the County Executive to enter into said grant agreement with the Illinois Emergency Management Agency for the 2006 Citizen Corps Program.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the acceptance of the grant award in the amount of \$6,500.00 and also authorizes the County Executive to enter into said grant agreement with the Illinois Emergency Management Agency Department of Homeland Security, Fiscal Year 2006 Homeland Security Grant Program for the Citizen Corps Program.

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 17th day of August, 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 Brandolino, Resolution #06-355 be approved.

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

No negative votes.

RESOLUTION #06-355 IS ADOPTED.

LEGISLATIVE COMMITTEE
Ron Svvara, Chairman

No Resolutions.

Member Svava reported the committee is reviewing the merger of NIPC and CATS, the governance probably looks ok; there are 15 members on the governing board, five from Chicago, five from Suburban Cook County, five from collar counties. The saving grace is that it takes twelve votes to pass anything there, so the collar counties are protected. There is a financing cost that the committee will be studying at their next meeting. Regarding the General Assembly, “forgive them, I think they know not what they do”.

INSURANCE AND PERSONNEL COMMITTEE

Susan Riley, Chairman

No Resolutions.

Member Riley commented she wanted to make note after this long meeting, looking at Ms. Mary Ann Deutsche, she bets Ms. Deutsche feels glad she retired.

CAPITAL IMPROVEMENTS COMMITTEE

Wayne McMillan, Chairman

No Resolutions.

Member McMillan updated everyone on the county jail expansion’s progress, as seen driving down Chicago Avenue, the video visitation portion is well underway. A number of bids have come in and fortunately some came over budget and some came in under budget. The steel portion of the bid was quite a bit higher; it was a million and a half over budget. Fortunately, some of the other items did come in under budget too. The next batch of bids is due the first part of September for the total of about \$22 million dollars; another batch of bids will be going out in September as well. The project is still on schedule, unfortunately, it is not on the price schedule that the committee has looked at but there will still be additional value engineering to bring some of those other prices in the lines. He will continue on keeping everyone up to date on the progress.

POLICY AND RULES COMMITTEE

Richard Brandolino, Chairman

No Resolutions.

EXECUTIVE COMMITTEE

James Moustis, Chairman

Member Moustis presented Resolution #06-356, Replacement Hires for Sunny Hill Nursing Home.

**Executive Committee
Resolution #06-356**



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

**SUNNY HILL NURSING HOME
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 the attached list for the Sunny Hill replacement hires 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 for the Sunny Hill Nursing Home.

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 17th day of August, 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 Gould, Resolution #06-356 be approved.

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

No negative votes.

RESOLUTION #06-356 IS ADOPTED.

Member Moustis presented Resolution #06-357, Replacement Hires for Workforce Services.



**Executive Committee
Resolution #06-357**

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

**WORKFORCE SERVICES
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 the attached list for the Workforce Services replacement hires 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 for Workforce Services.

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 17th day of August, 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 #06-357 be approved.

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

No negative votes.

RESOLUTION #06-357 IS ADOPTED.

Member Moustis presented Resolution #06-358, Awarding Bid for Telephone Maintenance Time & Material.



**Executive Committee
Resolution #06-358**

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

***AWARDING BID FOR TELECOMMUNICATIONS EQUIPMENT MAINTENANCE,
TIME & MATERIAL SERVICE***

WHEREAS, in order to ensure the most competitive prices for Telecommunications Equipment Maintenance, Time & Material Service, the County Executive's Office solicited bids for such services, and

WHEREAS, on July 26, 2006, the County Executive's Office opened two (2) bids to provide Telecommunications Equipment Maintenance, Time & Material Service or portions thereof, and

WHEREAS, the recommendations from the consultant, Thompson, Ross & Associates, Inc., and the Telecom Manager is to award the bid for Telecommunications Equipment Maintenance, Time & Materials Service, to the lowest responsible bidder of Schuld Incorporated (SCI), of New Lenox, IL, for a 36-month Maintenance Agreement at \$12,680.42 per month, (this amount may vary, based on additions or deletions to equipment; unit cost will remain firm for 36 months), and a 12-month T & M agreement for 800 hours at a cost of \$68,000.00 per year, (this amount is based on past history over the last three (3) years). Additional work will be at same hourly rate. After hours/Saturday rate is \$114.00 and Sunday/Holiday rate is \$145.50 per hour.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby awards the bid to provide Telecommunications Equipment Maintenance, Time and Materials Service to the lowest responsible bidder of Schuld Incorporated (SCI) of New Lenox, IL, for a 36-month Maintenance Agreement at \$12,680.42 per month, (this amount may vary, based on additions or deletions to equipment; unit cost will remain firm for 36 months), and a 12-month T & M agreement for 800 hours at a cost of \$68,000.00 per year, (this amount is based on past history over the last three (3) years). Additional work will be at same hourly rate. After hours/Saturday rate is \$114.00 and Sunday/Holiday rate is \$145.50 per hour. The cost per hour for T & M is a fixed cost that will not change during the length of the contract, which will be a one (1) year agreement, beginning November 1, 2006 and extend through October 31, 2007, with two (2) one (1) year optional renewals, for not more than 5% or CPI on a per hour basis, whichever is greater, if the County so chooses. The total monthly maintenance was based on equipment in service as of July 7, 2006. This contract period will commence on November 1, 2006 and extend through October 31, 2009. The monthly maintenance amount may vary quarterly, based on additions and deletions to equipment, but unit and per port costs will remain firm for 36 months.

BE IT FURTHER RESOLVED, that the County Executive be authorized to execute any necessary documents associated with such bid, upon approval by the State's Attorney's Office.

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 17th day of August, 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 #06-358 be approved.

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

No negative votes.

RESOLUTION #06-358 IS ADOPTED.

Member Moustis presented the Appointments by the County Executive.

LAWRENCE M. WALSH
WILL COUNTY EXECUTIVE

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APPOINTMENTS BY THE COUNTY EXECUTIVE

August 2006

Elwood Fire Protection District

70 ILCS 705/4 (a)(4) (1994)

Dale M. Morse

120 N. St. Louis, Elwood, IL 60421

County Board District 6

New Appointment – Filling out the term of Debra Heddins (resigned post; moving out of district)
Term expires May 1, 2007 (completing Ms. Heddins' term)

*Appointee is a resident of the district and has met all requirements to enter this position.

Elwood Fire Protection District

The purpose of fire protection district is to engage in the acquisition, establishment, maintenance and operation of fire stations, facilities, vehicles, apparatus and equipment for the prevention, control of fire, and the underwater recovery of drowning victims, provide as nearly adequate protection from fire for lives and property within the districts as possible and regulate the prevention and control of fire therein.

Trustees must be residents of the respective district and enter into bond with security to be approved by the appointing authority in such sum as the authority may determine (per statue ILCS 705/4)

Meeting time and location:

Second Monday of every month, 7 p.m. at 309 W. Mississippi in Elwood

Submitted to County Board July 19, 2006

LAWRENCE M. WALSH
WILL COUNTY EXECUTIVE

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APPOINTMENTS BY THE COUNTY EXECUTIVE

August 2006

Joliet Regional Port District

70 ILCS 1825/14

New legislation – Public Act 094-1003 (attached)

Frank Turk

308 Westridge, Joliet, IL 60431

County Board District 5

Re-appointment -- Term expires June 1, 2008

***Mr. Turk is qualified to serve and has met the requirements to be on this board.**

***We do not have a biographical sheet for Mr. Turk, but will try to get one prior to the board meeting in August.**

Ronald Kevish

1706 Nicholson Street, Crest Hill, IL 60435

County Board District 9

New Appointment – Term expires June 1, 2012

***Mr. Kevish is qualified to serve and has met the requirements to be on this board.**

****One additional appointment needs to be made ****

Note: Per new legislation passed this spring (SB 2713 – Public Act 94-1003), the Joliet Regional Port

District board was expanded from 7 members to 9 members. This legislation added two additional

appointments by the County Executive of Will. The terms for the three members appointed by the

County Executive have been reset to expire June 1st of 2008, 2010, and 2012. Mr. Turk, who is

currently serving had to be re-appointed along with two new individuals.

A copy of the public act has been included for your information.

Appointment Information:

The governing and administrative body of the Port District shall be a Board consisting of 9 members, to be known as the Joliet Regional Port District Board. All members of the Board shall be residents of Will County. The members of the Board shall serve without compensation but shall be reimbursed for actual expenses incurred by them in the

LAWRENCE M. WALSH
WILL COUNTY EXECUTIVE

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APPOINTMENTS BY THE COUNTY EXECUTIVE

August 2006

Will County Emergency Planning Committee

430 ILCS 100/8

Chief John Young – Peotone Fire Department – (Firefighter Category)

7550 West Joliet Road, Peotone, IL 60468

County Board District 1

New appointment – replaces Michael Grubermann (resigned & moved out of state)

**Mr. Young was recommended by the LEPC committee and has met the requirements to serve.*

Mr. Raymond Hinske – EH&S Manager of Exxon Mobil Refinery (Owners & Operators of regulated facilities category)

Exxon Mobil, PO Box 874, Joliet, IL 60434

New appointment – replaces Rich Tucker (retired from Exxon Mobil)

Mr. Hinske was recommended by the LEPC committee and has met the requirements to serve.

Purpose of Committee:

The Will County Local Emergency Planning Committee (LEPC) was created by an act of Congress known as the "Emergency Planning and Community Right-To-Know Act of 1986". The law requires that each state establish planning districts. The purpose of the LEPC is to write a chemical emergency plan to protect people and property in the event of a chemical accident. This plan then must be submitted to the State for review and approval. This committee meets annually.

Appointment Information:

The LEPC must at a minimum have a representative from the following groups or organizations: Elected State and Local Officials, Law Enforcement; Civil Defense/ Emergency Management, Fire Fighting, First Aid, Health, Local Environmental, Hospital, Transportation Personnel, Broadcast and Print Media, Community Groups, and Facility Owners and Operators. Individuals for appointment are recommended by their respective category of stakeholders.

Meeting time(s) and Location:

The full committee meets once a year to create a plan to respond to hazardous materials, this meeting is held at time to be determined. Members also have the option to serve on a committee.

Submitted to the Will County Board on July 19,, 2006

LAWRENCE M. WALSH
WILL COUNTY EXECUTIVE

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APPOINTMENTS BY THE COUNTY EXECUTIVE

August 2006

Rock Creek Drainage District
70 ILCS 605

Warren Ashbrand

6556 W. Peotone-Beecher Road, Peotone, IL 60468

County Board District 1

Re-appointment -- Term expires September 1, 2009

*Mr. Ashbrand has served this district for many years and meets the requirements to serve.

**Despite his many years of service and appointments, we have been unable to locate or obtain a new biographical sheet for this gentleman. He is recommended by the Rock Creek Drainage District board members.

***This Commission's appointments were not staggered based on previous appointments. The terms are set by statute to be 3 years and one member should be up each year. This appointment will correct this situation and get this board back on a staggered schedule.

Qualifications of Commissioners (70ILCS 605/4-3):

No person shall be appointed or elected commissioner of a district who is not an adult resident or elected commissioner of a district who is not an adult resident of Illinois. Neither shall any person be appointed or elected commissioner of a district who does not own land in the district unless (a) the court in election districts or the appointing authority in other districts finds it to be in the best interests of the district that the requirement of ownership of land in the district be waived or (b) the selection of commissioners is by appointment and a majority of the adult landowners owning a majority of the area embraced in the district have duly petitioned the appropriate appointing authority to allow the appointment as commissioner of an individual who does not own land in the district (Source PA 86-297).

Submitted to County Board July 19, 2006

LAWRENCE M. WALSH
WILL COUNTY EXECUTIVE

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APPOINTMENTS BY THE COUNTY EXECUTIVE

August 2006

Sunnyland Sanitary District
70 ILCS 2805

Donald Weis

2412 Poplar Street, Joliet, IL 60435

County Board District 9

Re-appointment – Term set to expire June 1, 2009

*Mr. Weis is a resident of the district and has met all the requirements to serve.

NOTE: Mr. Weis was never re-appointed when his term expired in June of 2003. Since these appointments are 3 year terms, County Executive Walsh re-appointed him for a term that expired on June 1, 2006. Now he is being re-appointed to a three year term that will allow us to maintain the stagger of this Sanitary District.

Evelyn Williams

2430 Burbank Street, Joliet, IL 60435

County Board District 9

Re-appointment – Term expires June 2008

*Ms. Williams is a resident of the district and has met all the requirements to serve.

NOTE: Ms. Williams term expired in June 2004, and she was appointed by former Executive Mikan to a term set to expire in June 2006 instead of a three year term that should have expired in June 2007. This previous resolution is attached for your review. This appointment will return her to a regular three year term stagger.

Overall District Note:

With these two appointments this Sanitary District will now be back on a schedule were one member is up for reappointment each year.

Board qualifications

A board of trustees, consisting of 3 members, for the government, control and management of the affairs and business of each sanitary district are appointed by the County Executive. The trustees must all be residents of the sanitary district, and hold their offices respectively, from the date of their appointment until re-appointed or replaced. The trustees are required to enter into bond, with security to be approved by the appointing authority, in such sum as the appointing authority may determine.

LAWRENCE M. WALSH
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Phone (815) 774-7480
Fax: (815) 740-4600

APPOINTMENTS BY THE COUNTY EXECUTIVE

August 2006

Will County Workforce Investment Board (WIB – District 10)

Paul Ewing (IBEW Local 176) – Organized Labor Appointment

1100 NE Frontage Road, Joliet, IL 60435

New appointment – replaces Lou Piskur (retired)
Term expires March 20, 2008 (filling out Mr. Piskur's term)

Tammy Nemeth (Illinois Dept of Human Services) – Manadated Public Sector Appointment

1617 W. Jefferson Street, Joliet, IL 60435

New appointment – replaces Will Harris (retired)
Term expires March 20, 2008 (filling out Mr. Harris' term)

NOTE: These appointments were unexpected as the two individuals that are being replaced resigned their positions.

Board qualifications:

The Workforce Investment Board (WIB) is required to be comprised of a minimum of 51% private sector members per the Federal Workforce Investment Act (WIA). In addition, there are a set of required public sector appointments. Roughly one-third of the WIB board is appointed each year. There is not a requirement that these individuals live in the county, as some private sector business people work in Will County but live outside of Will.

For more information on the make-up of the board, please contact the County Executive's office or Pat Fera in the Workforce Investment Board office.

****Submitted to County Board – July 19, 2006***

Member Moustis made a motion, seconded by Member Brandolino, Appointments by the County Executive be approved.

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

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

Member Moustis commented as we listen to County Executive Walsh's State of the County Address, he devoted a considerable amount of time talking about the third airport and many things that Will County has done to accommodate that third airport; all of the planning that has been done. Even though we had a Land Use case that went uneventful, which was the Bult Airfield....there was some controversy. The reason he is mentioning it is once again, Congressman Jackson and ALNAC criticized this county for approving a Land Use in our county. Bult Field is an airstrip that has been there for many years, that Mr. Bult now is going to do a significant improvement. Congressman Jackson and ALNAC are in the press indicating that we approved this and trying to scuttle the third airport.....this shows we do not want it. He stated, "no Mr. Congressman, we here in Will County plan, you do not. You have an ill-conceived airport plan that you don't know if Bult Field fits in the master plan or not. Maybe it doesn't fit in your plan." Which he calls the non-plan. This is the basic problem that we have when outsiders want to come into Will County, it is not just about the airport, it is about controlling 20,000 acres of development. And they have to show the hand there because when we want to include this in the development district, the 20,000 acres.....they were very upset about that. What this really is is a highjacking of Cook County communities wanting to come into Will County and control 20,000 acres of the development. Isn't that something? What if we wanted to do the opposite? He thinks they would tell us we are crazy. Will County has done a significant amount of planning, and not just for the airport, but also for all the surrounding uses. Beyond that, the County Board Members are still interested in our residents and their property rights, and that they be treated fairly. He stated, "ALNAC and Congressman Jackson, you are not. You want to run a rough shot over people here in Will County, we're not going to let you." This situation with Mr. Bult brings up a fundamental problem we have here, because we have not been included in as much planning with IDOT as he feels should have occurred. We have many people in Will County that surround the eastern part of the county, that are in the exact same situation.....they sit there and say, "I want to replace my garage, I want to make an improvement." ALNAC, they tell you, "no, it is going to cost more money later." People have that right, they have property rights in Will County and we have to be sensitive to that, and always have been. Because when we talk about planning the airport, we accommodated them, we talked about how we were going to let people go forward with their lives. He knows it has been a long meeting and he could go on a lot longer, but there are very good reasons as County Executive Walsh pointed out in his State of the County Address, that Will County needs to be not only on the Governance Board, but to have a direct involvement in the development of the third airport in the surrounding land uses. We are staying the course. He knows he is preaching to the choir, but for those out there, they need to hear it also. He commended the County Executive along with this County Board for keeping the course.

ANNOUNCEMENTS BY MAJORITY LEADER

Richard Brandolino

Member Brandolino announced he was glad everyone applauded because Member Moustis read his speech.”

ANNOUNCEMENTS BY MINORITY LEADER

Margie Woods

Member Stewart had no comments in Member Wood’s absence.

Executive Walsh commented that he was glad Senator Wilhelmi got to see this meeting first hand, and undoubtedly will be in touch with him and other legislatives to explain what a “dabocul” this issue is on the public hearing. He is sure that the county will look into revising and eliminating some of this work we are faced with. He announced the Will County Fair next Wednesday, August 23rd through Sunday in Peotone. This is a great place to take the family to and have a lot of fun. He wished everyone a great Labor Day Weekend.

Member Wilhelmi made a motion, seconded by Member Gould to adjourn to September 21, 2006 at 9:30 a.m.

MOTION CARRIED BY VOICE VOTE.