

THURSDAY, JUNE 18, 2009  
NINE THIRTY A.M.

UNITED STATES OF AMERICA  
STATE OF ILLINOIS  
COUNTY OF WILL

County Executive Walsh called the meeting to order.

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

Pastor Lishers Mahone Jr. from Brown Chapel AME in Joliet, delivered the invocation.

Roll call showed the following Board members present: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

Absent: None.

THE EXECUTIVE DECLARED A QUORUM PRESENT.

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

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

THE CERTIFICATE OF PUBLICATION IS PLACED ON FILE.

Member Babich made a motion, seconded by Member Brooks, to approve the May 21, 2009 County Board Minutes.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

THE MINUTES FOR THE MAY 21, 2009 COUNTY BOARD MEETING ARE APPROVED.

Elected officials present were: Auditor, Duffy Blackburn; County Clerk, Nancy Schultz Voots; County Executive, Larry Walsh; Sheriff, Paul Kaupas; State's Attorney, James Glasgow; Superintendent of Schools, Jennifer Bertino-Tarrant, and Treasurer Pat McGuire.

News media present were: Joel Hood, Chicago Tribune; Tony Graf, Joliet Herald News; Dennis Sullivan, Chicago Tribune; and Michael Cleary, Farmers Weekly Review.

### **CITIZENS TO BE HEARD**

County Executive Walsh announced there are citizens to be heard and there is a long list to be heard. They will be heard at the appropriate time to give their testimony.

### **HONORARY RESOLUTIONS/PROCLAMATIONS**

Member Wilhelmi presented Proclamation Recognizing Independent's Week (July 1-7) Will Buy Locally Alliance. This is an organization that promotes and supports locally owned businesses.

#### **Proclamation**

#### **DECLARING INDEPENDENTS WEEK JULY 1<sup>ST</sup> THROUGH JULY 7<sup>TH</sup>, 2009**

WHEREAS, Independents Week provides a time to celebrate the independence of the member of the community of Will County, IL and the entrepreneurial spirit represented by our core of local independent businesses; and

WHEREAS, the individual decisions every community member makes today affect the future of Will County; and

WHEREAS, Will County's local independent businesses help preserve the uniqueness of the community and give us a sense of place; and

WHEREAS, Will County 's core of independently-owned businesses give back to this community in goods, services, time and talent; and

WHEREAS, the health of Will County's economy depends on our support of businesses owned by our friends and neighbors; and

WHEREAS, Will County's independent business owners and employees enrich community members' shopping experiences with their knowledge and passion; and

WHEREAS, as we celebrate Independents Week 2009, we acknowledge that the ability to choose the direction of Will County lies within each of us.

NOW, THEREFORE BE IT PROCLAIMED, by the Will County Board and the Will County Executive that the week of July 1-7, 2009 be designated as "Independents Week" and salute our community members and locally owned independent businesses who are integral to the unique flavor of Will County and honor their efforts to make Will County the place we want to live and work.

Dated this 18<sup>th</sup> day of June, 2009.

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Lawrence M. Walsh  
Will County Executive

ATTEST:

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Nancy Schultz Voots  
Will County Clerk

Member Wilhelmi made a motion, seconded by Member Brian Smith, Proclamation Recognizing Independent's Week (July 1-7) Will Buy Locally Alliance be approved

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

**PROCLAMATION RECOGNIZING INDEPENDENT'S WEEK (JULY 1-7) WILL BUY LOCALLY ALLIANCE IS APPROVED.**

Mr. Tim Reilly, the founder of the Will Buy Locally Alliance, was present to accept proclamation.

County Executive Walsh announced Mr. Rick Kwasneski, president of PACE Bus, to come up to the podium. He also asked Member Moustis and Member Bilotta to join them at the podium.

Mr. Rick Kwasneski thanked County Executive Walsh as they are very glad to be here today. He also introduced Director Frank Mitchell, who is the Will County Representative on PACE and Mr. Abe RaCuse who is the Community Relations Representative in Will County. We are very glad to be there today and Mr. Mitchell is going to talk a little bit about the check that PACE is presenting for Will County Dial-A-Ride for additional funding for this year. We are looking forward to working with the County and all of the municipalities throughout the area. There are a number of projects over the next year or so and there has been talk about the expansion DRT Route, potentially from Bolingbrook to the City of Chicago. We are talking about doing some kind of a transit set up there to have an expanded presence. The County has

gotten a grant from the RTA to look at ADA or a Will type of program for peer transit. They are looking forward to working with the staff on that. Moving forward there will hopefully be other projects that they will be able to work together on and bring better public transportation to the area. Mr. Kwasneski introduced Mr. Mitchell to talk about the Dial-A-Ride presentation.

Mr. Mitchell stated I think everyone realizes 18 months ago at the end of '07, public transportation in Northeastern Illinois was dire straights. Not only PACE but Metra and the CTA. They were talking about massive service cuts and very large fare increases. Fortunately, the legislature heard our cries and your cries. With the increase of the sales tax, half of that increase was dedicated towards public transportation in Northeastern Illinois. Part of that funding the legislature created what was known as the Suburban Mobility Fund. The funds were earmarked for non-traditional public transportation, in other words it could not be used for in-line, straight line bus routes big buses. One of the most important components for PACE in providing transportation is the Dial-A-Ride program and for the 6 ½ years I have been on the Board, PACE has never increased its subsidy for Dial-A-Ride to the communities that participate with us. It has been frozen at \$2.25 a ride. With that additional funding, the PACE Board has decided to increase that subsidy by 33%, so as of this year it has gone from \$2.25 to \$3.00 per ride for all of our partners.

The PACE Representatives presented the check for PACE's total contribution to the Will County Dial-A-Ride participants in the amount of \$878,250 for Will County. I believe Will County was the one collar county that received the largest increase, it was almost 20%. The increase this year is \$147,000 plus.

Member Moustis stated as Frankfort Township Supervisor I do run a Dial-A-Ride program and these funds are not only welcome but they are absolutely necessary...it is about time.

Member Bilotta commented we are very fortunate to have Mr. Frank Mitchell representing Will County and Mr. Rick Kwasneski is now the chairman of PACE, who is the ex-mayor of a portion of Will County in Lemont. It is nice to have this leadership on that Board looking out of us and I think you are seeing the results. Today on the Public Works Agenda we will be voting on an 80/20% grant for Paratransit study. We are realizing that transportation is not just roads in Will County, it takes in rail and bus and water especially. I look forward to this in the future.

## **OLD BUSINESS**

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

County Executive Walsh stated that all resolutions from the May 21, 2009 County Board Meeting have been signed by the County Executive.

**NEW BUSINESS**

**LAND USE PLANNING, ZONING & DEVELOPMENT COMMITTEE**

**Tom Weigel, Chairman**

Member Weigel made a motion, seconded by Member Kusta, to open Public Hearing for all Land Use Cases.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-six.

No negative votes.

**PUBLIC HEARING FOR LAND USE CASES IS OPENED AT 10:04 A.M.**

County Executive Walsh announced we are in open public hearing. County Executive Walsh stated that absolutely no new evidence or information will be allowed once this Land Use Public Hearing is closed. This morning we have Cases # 5817-M, 5831-M, 5832-S, 5834-S, 5838-V2, 5844-SV2, 5845-M, and 5849-SV3. The first speaker signed up to speak is Patricia Brott, would you like to speak? State your name address and the case.

Ms. Patricia Brott stated I reside at 15351 W. Arsenal Rd., Manhattan, Illinois in Wilton Township and the case number is 5844-SV2. The property has been in this lot size since June 20<sup>th</sup> of 1967 when it was divided. The building has existed since 1955. The concrete slab is a portion of that building is only an additional 987 sq.ft. We would ask for the difference in square footage for agricultural storage of the entire building, so we would ask at this time for the Board to vote "yes" on the square footage.

County Executive Walsh asked if there were any questions.

Member Adamic asked just to clarify, are you asking us to vote "yes" for the official 900 and some square feet and bring it up to 4,057 sq. ft, is that correct?

Ms. Brott responded yes.

County Executive Walsh asked if there were any other questions. He thanked Ms. Brott.

County Executive Walsh announced the next speaker signed up is Mr. Douglas B. Aller.

Mr. Aller responded he signed to speak in favor of case number 5849-SV3 but only if it is necessary.

County Executive Walsh thanked Mr. Aller. Is there anyone here that wishes to speak on any of these cases?

County Executive Walsh announced Mr. Davidson.

Mr. Davidson commented regarding the pipeline case, does that mean there is still going to be five (5) foot cover on that, through the wetlands?

County Executive Walsh commented good question and asked for Mr. David Dubois from Land Use to comment.

Mr. David Debois responded yes.

County Executive Walsh asked is there anyone here that wishes to speak on any of these cases?

Member Weigel made a motion, seconded by Member Singer, to close Public Hearing for all Land Uses Cases.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

**PUBLIC HEARING FOR LAND USE CASES IS CLOSED AT 10:09 A.M.**

Member Weigel made a motion, seconded by Member Wisniewski, to place Case #5817-M on the floor.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

**CASE #5817-M IS ON THE FLOOR.**

Member Weigel presented Case #5817-M, Zoning Map Amendment from A-1 to E-2 in Florence 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 Florence Township where such area is situated; and

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

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

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

**MAP AMENDMENT FROM A-1 TO E-2**

**THE NORTH 521 FEET OF THE SW ¼ OF THE SW ¼ OF SECTION 30 LYING EAST OF THE WEST 231 FEET AND LYING WEST OF THE EAST 790 FEET OF SAID SW ¼ OF THE SW ¼, ALL IN TOWNSHIP 33 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN FLORENCE TOWNSHIP, 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:** 5817-M

**APPELLANT:** John A. and Jennifer L. Urban, Owners

**Adopted by the Will County Board this** 18<sup>th</sup> **day of** June, **2009**

*Vote: Yes* \_\_\_\_\_ *No* \_\_\_\_\_ *Pass* \_\_\_\_\_

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

**Approved this** \_\_\_\_\_ **day of** \_\_\_\_\_, **2009**

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Weigel made a motion, seconded by Member Gould, Case #5817-M be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

CASE #5817-M IS APPROVED.

Member Weigel presented Case #5831-M, Zoning Map Amendment from R-4 to C-3 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 R-4 TO C-3**

THE EAST 7 ACRES OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 13, IN TOWNSHIP 35 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, (EXCEPTING THEREFROM THAT PART OF SAID PREMISES DEDICATED FOR F.I.A. ROUTE 80 AND DESCRIBED IN THAT DEDICATION GRANT DATED OCTOBER 21, 1963 AND RECORDED AS DOCUMENT NO. 996392, IN THE OFFICE OF THE RECORDER OF DEEDS OF WILL COUNTY, ILLINOIS, IN BOOK 2067 PAGE 675, CONTAINING 2.552 ACRES, MORE OR LESS, AND EXCEPTING THE EAST 100 FEET OF THAT PART OF THE WEST 298.31 FEET OF THE SOUTHWEST 1/4 OF SAID SECTION 13, AND LYING SOUTH AND EAST OF THE RIGHT OF WAY OF SAID F.I.A. ROUTE 80, AND ALSO EXCEPTING THE EAST 266.22 FEET OF SAID ABOVE DESCRIBED TRACT AND LYING SOUTH AND EAST OF THE RIGHT OF WAY OF F.I.A. ROUTE 80), 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:** 5831-M **APPELLANT:** David A. Soto and Robert G. Soto, Owners

Adopted by the Will County Board this 18th day of June, 2009

Vote: Yes \_\_\_\_\_ No \_\_\_\_\_ Pass \_\_\_\_\_

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Weigel made a motion, seconded by Member Winfrey, Case #5831-M be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

CASE #5831-M IS APPROVED.

Member Weigel presented Case #5832-S, Special Use Permit for Cargo Container Storage in Lockport Township.

Member Weigel made a motion, seconded by Member Brian Smith, to remand Case #5832-S back to committee.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith,

Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis.  
Total: Twenty-seven.

No negative votes.

CASE #5832-S IS REMANDED BACK TO COMMITTEE.

Member Weigel presented Case #5834-S, Special Use Permit for Kennel with 13 Conditions in Jackson 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 Jackson Township where such area is situated; and

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

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

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

**SPECIAL USE PERMIT FOR A KENNEL**  
**WITH THE FOLLOWING THIRTEEN (13) CONDITIONS**

1. The Special Use Permit is not transferable upon change of property ownership.
2. Once removed from animal pens or enclosures, all animal manure and spoiled bedding shall be placed into a self-contained covered waste receptacle or dumpster, which shall be stored on site in excess of 75 feet from neighboring property lines.
3. Applicant must obtain all required permits from the Illinois Department of Agriculture.
4. No new dogs or cats may be boarded on the parcel upon the passing of current animals.
5. Animals other than those currently boarded on the parcel may not be boarded, bred or cared for on the subject property.
6. The animals currently boarded on the parcel shall be micro chipped and inventoried.
7. Animal manure shall be removed offsite for proper disposal to an Illinois Environmental Protection Agency (IEPA) permitted disposal facility; IEPA permitted or permit exempt compost facility, or for immediate land application to agricultural land pursuant to Part 560 of the Illinois Administrative Code.
8. Waste receptacles or dumpsters containing wastes in addition to animal manure and spoiled bedding shall be removed offsite for proper disposal to an IEPA Permitted disposal facility.

- 9. Animal manure shall be removed from the property at least on a bi-weekly basis during the months of April, May, June, July, August, September, and October and at least on a monthly basis during the remaining months in an effort to reduce nuisance odors.
- 10. All IEPA rules and regulations shall be followed and adhered to.
- 11. The applicant shall provide a 6-foot fence around the special use area.
- 12. Upon (fourteen)14 days of written notice to the owner of record at their last known address, Will County Land Use Department and Will County Sheriff’s Department employees are hereby granted the right of entry in and upon the premises for the purpose of inspecting the premises and uses thereon for compliance with the terms and conditions of the Special Use Permit.
- 13. The applicants shall comply with the current Will County Building Ordinances and Codes (Resolution #01-442).

**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:** 5834-S

**APPELLANT:** Brenda Findley, Owner  
Thomas Osterberger, Attorney at Law

**Adopted by the Will County Board this 18th day of June, 2009**

*Vote: Yes* \_\_\_\_\_ *No* \_\_\_\_\_ *Pass* \_\_\_\_\_

\_\_\_\_\_  
**Nancy Schultz Voots**  
**Will County Clerk**

**Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009**

\_\_\_\_\_  
**Lawrence M. Walsh**  
**Will County Executive**

Member Weigel made a motion, seconded by Member May, Case #5834-S be approved.

Member Adamic asked the animals that are to be housed in the kennel, will these animals be neutered or spade?

County Executive Walsh asked for Mr. Tom Osterberger, the attorney on record for Case 5834-S, to answer the question.

Mr. Osterberger responded the animals that are currently there are neutered and spade and one of the conditions is no new animals so it shouldn’t be an issue.

County Executive Walsh asked if there were any other comments or questions.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith,

Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis.  
Total: Twenty-seven.

No negative votes.

CASE #5834-S IS APPROVED.

Member Weigel presented Case #5838-V2, Variance for Existing Swimming Pool Setback from 12' to 7' from Single-Family Residence and Variance for Rear Yard Setback for Existing Swimming Pool from 10' to 9.4' 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:

**VARIANCE FOR EXISTING SWIMMING POOL SETBACK FROM 12’ TO 7’ FROM SINGLE FAMILY RESIDENCE**  
**VARIANCE FOR REAR YARD SETBACK FOR EXISTING SWIMMING POOL FROM 10’ TO 9.4’**

LOT 25 IN FRANKFORT SQUARE UNIT NO. 8 BEING A SUBDIVISION OF PART OF THE NORTHEAST QUARTER OF SECTION 14, TOWNSHIP 35 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH OF THE INDIAN BOUNDARY LINE, 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:** 5838-V2                      **APPELLANT:** Richard Ward, Owner  
Marsha Ross, Attorney at Law

Adopted by the Will County Board this 18th day of June, 2009

Vote: Yes \_\_\_\_\_ No \_\_\_\_\_ Pass \_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009  
Lawrence M. Walsh  
Will County Executive

Member Weigel made a motion, seconded by Member Kusta, Variance for Existing Swimming Pool Setback from 12' to 7' from Single-Family Residence be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

VARIANCE FOR EXISTING SWIMMING POOL SETBACK FROM 12' TO 7' FROM SINGLE-FAMILY RESIDENCE IS APPROVED.

Member Weigel made a motion, seconded by Member Singer, Variance for Rear Yard Setback for Existing Swimming Pool from 10' to 9.4' be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

VARIANCE FOR REAR YARD SETBACK FOR EXISTING SWIMMING POOL FROM 10' TO 9.4' IS APPROVED.

Member Weigel presented Case #5844-SV2, Special Use Permit to Remain A-1 w/ 6 conditions; Variance for Accessory Structure Storage Space from 1,800 sq. ft. to 8,124 sq. ft. and Variance for West Side Yard Setback from 10' to 0.1' in Wilton 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 Wilton 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 TO REMAIN A-1  
WITH SIX (6) CONDITIONS**

1. Upon (fourteen) 14 days of written notice to the owner of record at their last known address, Will County Land Use Department and Will County Sheriff’s Department employees are hereby granted the right of entry in and upon the premises for the purpose of inspecting the premises and uses thereon for compliance with the terms and conditions of the Special Use Permit.
2. The subject parcel shall comply with the E-2 (4A.2) permitted uses.
3. Upon County Board approval, the applicant shall apply for a building permit for the pole building.
4. The applicants shall comply with the current Will County Building Ordinance and Codes (Resolution # 01-442).
5. Upon County Board approval, the applicant shall apply for a swimming pool permit.
6. The applicant must provide a five (5) foot high fence around the swimming pool.

**VARIANCE FOR ACCESSORY STRUCTURE STORAGE SPACE FROM 1,800 SQ. FT. TO  
8,124 SQ. FT.**

**VARIANCE FOR ACCESSORY STRUCTURE SQUARE FOOTAGE FROM 1,800 SQ. FT. TO 3,080 SQ. FT.**

**VARIANCE FOR ACCESSORY STRUCTURE STORAGE SPACE FROM 1800 SQ. FT. TO 4067 SQ. FT.**

Member Weigel made a motion, seconded by Member Kusta, Special Use Permit to remain A-1 with six conditions be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

**SPECIAL USE PERMIT TO REMAIN A-1 WITH SIX CONDITIONS IS APPROVED.**

Member Weigel made a motion, seconded by Member Gould, Variance for Accessory Structure Storage Space from 1,800 sq.ft. to 8,124 sq.ft be approved.

Voting Affirmative were: None.

Negative votes were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

**VARIANCE FOR ACCESSORY STRUCTURE STORAGE SPACE FROM 1,800 SQ.FT. TO 8,124 SQ.FT IS DENIED.**

Member Weigel made a motion, seconded by Member Brian Smith, Variance for Accessory Structure Storage Space from 1,800 sq.ft. to 4,067 sq.ft be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-six.

Negative votes were: Konicki. Total: one.

**VARIANCE FOR ACCESSORY STRUCTURE STORAGE SPACE FROM 1,800 SQ.FT. TO 4,067 SQ.FT IS APPROVED.**

Member Weigel made a motion, seconded by Member Laurie Smith, Variance for Accessory Structure Storage Space from 1,800 sq.ft. to 3,080 sq.ft be approved.

Member Bilotta stated we have already granted on the 4, 067 sq.ft. so this is the 3,080 that is part of the 4,067 so is that why we will be voting no? Is this correct Member Weigel?

Member Weigel stated yes. We should vote no on this one.

Member Bilotta clarified the State's Attorney recommended it be done this way because it was on the agenda.

Member Konicki announced just to clarify on the record on my position, I am going to be a yes vote because it give the applicant what the applicant asked for, which was the ability to build on their 900 sq.ft. slab. It is only a few feet over what the slab they are allowed to construct anyhow given the underline zoning. I was a no vote on giving them a thousand of square feet more which is more than they even need in the slab. I will be a yes vote on this one for the record.

Voting Affirmative was: Konicki. Total: one.

Negative votes were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-six.

VARIANCE FOR ACCESSORY STRUCTURE STORAGE SPACE FROM 1,800 SQ.FT. TO 3,080 SQ.FT IS DENIED.

Member Weigel presented Case #5845-M, Zoning Map Amendment from A-1 to E-2 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 A-1 TO E-2**

**THE SOUTH 495 FEET OF THE WEST 20 ACRES (EXCEPT THE WEST 440 FEET) OF THE NORTH 60 ACRES OF THE NORTHEAST ¼ OF SECTION 23, TOWNSHIP 35 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, 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: 5845-M APPELLANT: Dan and Shelly Lang, Owners**

**Adopted by the Will County Board this 18th day of June, 2009**

*Vote: Yes* \_\_\_\_\_ *No* \_\_\_\_\_ *Pass* \_\_\_\_\_

\_\_\_\_\_  
**Nancy Schultz Voots**  
**Will County Clerk**

**Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009** \_\_\_\_\_

\_\_\_\_\_  
**Lawrence M. Walsh**  
**Will County Executive**

Member Weigel made a motion, seconded by Member Bilotta, Case #5845-M be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

CASE #5845-M IS APPROVED.

Member Weigel presented Case #5849-SV3, Special Use Permit for Floodplain Development on 4 Parcels with 5 Crossings; Variance from the Stream and Wetland Protection ordinance on 3 Parcels with 10 Conditions in Wilmington 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 Florence and Wilmington Townships 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 – 5  
CROSSINGS  
PART OF 4 PARCELS  
WITH TEN (10) CONDITIONS**

1. Applicant must submit to the Will County Land Use Department a permit from the U.S. Army Corps of Engineers.
2. Applicant must submit to the Will County Land Use Department a permit from the Illinois Department of Natural Resources.
3. Applicant must submit to the Will County Land Use Department a permit from the U.S. Fish and Wildlife Services.
4. Applicant must submit to the Will County Land Use Department a permit from the Illinois Environmental Protection Agency.
5. Applicant must submit to the Will County Land Use Department a permit from the Illinois Historic Preservation Agency.
6. Applicant must submit to the Will County Land Use Department a permit from the Illinois Department of Agriculture.

- 7. Applicant must submit to the Will County Land Use Department a permit from all applicable highway authorities.
- 8. Lease agreements must be submitted for each property impacted.
- 9. A 24-hour emergency number shall be provided at the site or on liquid storage containers for use in the event that there is a leak or spill during non-working hours.
- 10. A Letter of Credit must be submitted for this project before a Site Development Permit will be issued.

**VARIANCE FROM THE STREAM AND WETLAND PROTECTION  
ORDINANCE  
PART OF THREE (3) PARCELS**

*SEE ATTACHED FOR LEGAL DESCRIPTIONS*

**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:** 5849-SV3

**APPELLANT:** Enbridge Pipeline (Southern Lights) L.L.C.  
James Snider, Senior Environmental Engineer  
James D. Watts, Attorney at Law

Adopted by the Will County Board this 18th day of June, 2009

Vote: Yes \_\_\_\_\_ No \_\_\_\_\_ Pass \_\_\_\_\_

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Weigel made a motion, seconded by Member Wisniewski, Special Use Permit for Floodplain Development on 4 Parcels with 5 Crossings be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

**SPECIAL USE PERMIT FOR FLOODPLAIN DEVELOPMENT ON 4 PARCELS  
WITH 5 CROSSINGS IS APPROVED.**

Member Weigel made a motion, seconded by Member Wisniewski, Variance from the Stream & Wetland Protection Ordinance on Parcels 17-26-100-011 be approved.

Member Konicki commented just so the vote goes easier, I am going to be a no on the wetland stuff. I understand that this area is protected by Federal Law and it does not preempt my vote. We are obviously getting so many of these; I just had a call from a resident in my district reporting there is oily sheen on Spring Creek which she is seeing repeatedly now and I am concerned that one of the pipelines going through the wetland area is probably leaking and I am going to have to get the Health Department out there. I am going to be a no on this pipeline when they are going through our wetlands; I think it is a very bad idea. If our Federal Legislatures want to create a law, basically it gives them the right to overturn my vote in court then God Bless them, but I'm a no vote.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-six.

Negative votes: Konicki. Total: one.

**VARIANCE FROM THE STREAM & WETLAND PROTECTION ORDINANCE ON PARCELS 17-26-100-011 IS APPROVED.**

Member Weigel made a motion, seconded by Member Singer, Variance from the Stream & Wetland Protection Ordinance on Parcels 17-24-400-005 be approved

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-six.

Negative votes: Konicki. Total: one.

**VARIANCE FROM THE STREAM & WETLAND PROTECTION ORDINANCE ON PARCELS 17-24-400-005 IS APPROVED.**

Member Weigel made a motion, seconded by Member Singer, Variance from the Stream & Wetland Protection Ordinance on Parcels 18-19-300-005 be approved

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-six.

Negative votes: Konicki. Total: one.

VARIANCE FROM THE STREAM & WETLAND PROTECTION ORDINANCE ON PARCELS 18-19-300-005 IS APPROVED.

Member Weigel presented 09-167, Ordinance Amending the Will County Subdivision Ordinance (Part 3 and Article 60) and Zoning Ordinance (Sections 4A.1-9, 4A.2-9, 4.1-9, 4.2-9, 4.2A-9, 4.3-9, 4.4-9, 15.4 and 16.2-1) for Conservation Development.



**Land Use & Development Committee  
Ordinance #09-167**

ORDINANCE OF THE COUNTY BOARD  
WILL COUNTY, ILLINOIS

Amending the Will County Subdivision Ordinance (Part 3 and Article 60) and Zoning Ordinance (Sections 4A.1-9, 4A.2-9, 4.1-9, 4.2-9, 4.2A-9, 4.3-9, 4.4-9, 15.4, and 16.2-1) for Conservation Development

WHEREAS, the Will County Land Resource Management Plan recommends the adoption of conservation development regulations and incentives to preserve open space, and actively promote the use of this option; and

WHEREAS, the Will County Land Resource Management Plan stated the County will adopt a new ordinance that enables conservation development as a by-right permitted use; and

WHEREAS, following a review of the Will County Subdivision Ordinance and Zoning Ordinance, the Land Use and Development Committee determined that amendments are necessary to implement the Land Resource Management Plan recommendations for conservation development; and

WHEREAS, the Land Use and Development Committee solicited and received comments regarding conservation development from local citizens and representatives of municipalities, townships, and other agencies through meetings with interested parties and Committee meetings; and

WHEREAS, the Land Use and Development Committee held a public hearing on April 28, 2009, regarding amending the Will County Subdivision Ordinance and Zoning Ordinance to authorize conservation development as a by-right permitted use in certain zoning districts; and

WHEREAS, on May 26, 2009, the Land Use and Development Committee of the Will County Board recommended to the County Board approval of said amendments to the Will County Subdivision Ordinance and Zoning Ordinance as attached to this Ordinance.

NOW, THEREFORE, BE IT ORDAINED, by the County Board of Will County, Illinois, that the Will County Subdivision Ordinance (Part 3 and Article 60) and Zoning Ordinance (4A.1-9, 4A.2-9, 4.1-9, 4.2-9, 4.2A-9, 4.3-9, 4.4-9, 15.4, and 16.2-1) are hereby amended as described in the attachment to this Ordinance (See Attachment A).

BE IT FURTHER ORDAINED, that this Ordinance shall be in full force and effect upon its passage and approval as provided by law.

Adopted by the Will County Board this 18<sup>th</sup> day of June, 2009.

Vote: Yes\_\_\_ No\_\_\_ Pass\_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Weigel made a motion, seconded by Member Wisniewski, Resolution #09-167 be approved.

Member Anderson stated I want to thank Member Weigel for all of the effort that he and his Committee and the Land Use staff put in all this. I know this is a long and arduous task and I know the people from my district certainly appreciate his effort. I live on a conservation design subdivision which me and my family love. Member Weigel came out to my house and rode bikes around the area and kind of took a tour and Member Weigel was pretty impressed. This ordinance is a great example of how we should approach issues, it is the product of dialogue between the County and the residents, developers, builders, and other interesting groups like Illinois Association of Realtors. I think this ordinance is a good compromise; it is a critical component to our quality of life and future to high quality growth and I hope that everyone will support it. Mainly, I just wanted to say a special thanks to Member Weigel and his committee (inaudible).

County Executive Walsh announced we do have speakers; everyone that has signed up to speak is in favor of the resolution. Is there anyone from the group that would like to speak?

Member Seiler (inaudible) stated I have also had occasion to speak with members from Southwest Suburban Homebuilders Association as well as the (inaudible) with regard to issues that they had. They are both very very supportive now in having had the opportunity to come to the table for dialogue on this issue. With the SSA's, this again was something that we were able to come to an agreement which is very very good for all of us. This is the process of bringing the homeowners together with the County (inaudible).

Member Adamic stated hats off the Land Use Department and Member Weigel for the way he handled the situation and to bring a very big diverse group of people to the table and with an agreement. I think it benefits all of Will County to have this agreement and I support it.

County Executive Walsh asked if there were any more comments?

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith,

Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis.  
Total: Twenty-seven.

No negative votes.

RESOLUTION #09-167 IS APPROVED.

Member Weigel thanked the distinct holders that participated in our Ordinance preparation and also the Land Use staff and Land Use Committee for a good job done.

Member Weigel presented 09-168, Ordinance Amending Sections 5.3 and 16.2 of the Will County Zoning Ordinance (Body Art Studio).

**Land Use & Development Committee  
Ordinance #09-168**



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

**Amending Sections 5.3 and 16.2 of the Will County Zoning Ordinance**

**Body Art Studio**

WHEREAS, the County of Will adopted the Will County Zoning Ordinance in accordance with the Illinois Compiled Statutes 55 ILCS 5/5-12001 et. seq., and

WHEREAS, Sections 5.3 and 16.2 of the Will County Zoning Ordinance establish certain requirements for commercial uses and definitions, and

WHEREAS, following a review of the Will County Zoning Ordinance, it has been determined that amendments are necessary to include body art studios as a use, and

WHEREAS, the Planning and Zoning Commission of Will County held a public hearing on May 19, 2008, regarding amending the Zoning Ordinance, and recommended to the County Board approval of said amendments, and

WHEREAS, on June 9, 2009, the Land Use and Development Committee of the Will County Board reviewed the amendments.

NOW, THEREFORE, BE IT ORDAINED, by the County Board of Will County, Illinois, that Sections 5.3 and 16.2 of the Will County Zoning Ordinance are hereby amended as described in the attachment to this Resolution (See attached Attachment A).

BE IT FURTHER ORDAINED, that this Ordinance shall be in full force and effect upon its passage and approval as provided by law.

Adopted by the Will County Board this 18<sup>th</sup> day of June, 2009.

Vote: Yes \_\_\_ No \_\_\_ Pass \_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Weigel made a motion, seconded by Member Laurie Smith, Resolution #09-168 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

RESOLUTION #09-168 IS APPROVED.

Member Weigel presented 09-169, Variance to the Will County Subdivision Ordinance (Case #5845-M, Lang).

**Land Use & Development Committee  
Ordinance #09-169**



RESOLUTION OF THE COUNTY BOARD  
WILL COUNTY, ILLINOIS

RE: VARIANCE TO THE WILL COUNTY SUBDIVISION ORDINANCE  
(5845-M, Lang)

WHEREAS, the owner of a parcel of land located on the north side of Hill Avenue in Frankfort Township (PIN 09-23-200-013), has proposed the creation of a two lot subdivision meeting E-2 zoning classification; and

WHEREAS, Article 26 of the Will County Subdivision Ordinance requires connection to a public sanitary sewer and public water supply connection for all subdivisions located within 1,320 feet of an existing public sanitary sewer and public water supply; and

WHEREAS, due to topography of the development, the development cannot connect into the public sewer without a pumping station; and

WHEREAS, the Will County Health Department does not object to an individual septic system and an individual well for E-2 zoning lots of this size; and

WHEREAS, the Land Use & Development Committee has reviewed the request for waiver of this requirement, and recommends approval of the variance; and

NOW THEREFORE, BE IT RESOLVED, that the County Board of Will County, Illinois, hereby approves the variance to the Will County Subdivision Ordinance.

BE IT FURTHER ORDAINED that 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 18<sup>th</sup> day of June, 2009.

Vote: Yes \_\_\_\_ No \_\_\_\_ Pass \_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Weigel made a motion, seconded by Member Wisniewski, Resolution #09-169 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

RESOLUTION #09-169 IS APPROVED.

County Executive Walsh offered his own thanks to Member Weigel, to the Committee, to the Land Use Department. I know this has been a long tedious journey here over the last eight to ten months. But a very well planned out plan of moving forward and as everybody has said, bringing the parties together in a collaborate manner. Listening to each and every one of them and compromising, we have come up with a very very good model conservation program. I thank all of the partners and players for a job well done.

**FINANCE COMMITTEE**  
**Edward Kusta, Chairman**

Member Kusta stated a warm welcome and Good Morning to everyone in attendance today.

Member Kusta presented the following correspondence:

1. Report from the Illinois Department of Revenue showing sales tax remitted to Will County for the month of April, 2009 to be \$1,169,327.74. RTA tax received is \$1,473,831.58 for a grand total of \$2,643,159.32.
2. Will County Monthly Treasurer Report from Will County Treasurer, Pat McGuire, dated, May 31, 2009.
3. Will County Treasurer Quarterly Report from Will County Treasurer, Pat McGuire, dated March 1, 2009 thru May 31, 2009.
4. Will County Semi-Annual County Treasurer Report from Will County Treasurer, Pat McGuire, dated December 1, 2008 thru May 31, 2009.

Member Kusta made a motion, seconded by Member Wisniewski, to place the foregoing correspondence on file.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

CORRESPONDENCES ARE PLACED ON FILE.

Member Kusta invited Auditor Blackburn up to the podium to give his quarterly report.

Auditor Blackburn presented his quarterly report.

Member Kusta presented Resolution #09-170, Transferring Appropriations within Public Defender's Budget.



**Finance Committee**  
**Resolution #09-170**

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

**Transferring Appropriations within Public Defender’s Budget**

WHEREAS, the Will County Public Defender has requested internal transfers of funds within his budget to purchase two used vehicles for his investigative staff, and

WHEREAS, the Finance Committee agrees with this request, and

WHEREAS, pursuant to 55 ILCS 5/6-1003, "transfers from one appropriation of any one fund to another of the same fund, not affecting the total amount appropriated, 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 2009 Budget, by transferring funds within the Public Defender’s Budget as follows:

<b>FROM:</b>	<b>AMOUNT:</b>	<b>INTO:</b>	<b>AMOUNT</b>
101-42-360-3290	\$8,000.00	101-42-360-4400	\$8,000.00
101-42-360-3740	\$8,000.00	101-42-360-4400	\$8,000.00

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

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

Adopted by the Will County Board this 18<sup>th</sup> day of June, 2009.

Vote: Yes\_\_\_ No\_\_\_ Pass\_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Kusta made a motion, seconded by Member Laurie Smith, Resolution #09-170 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

RESOLUTION #09-170 IS APPROVED.

Member Kusta stated before I move to the next resolution I would like to publicly thank and acknowledge Public Defender Estrella. He didn't get any money for capital expenses this year and he lived within his budget and found money to buy two new vehicles that the department needed; so kudos to him for staying within his budget and being creative.

Member Kusta presented Resolution #09-171, Ordinance Ascertainning 2009 Prevailing Wage Rates.



**Finance Committee  
Resolution #09-171**

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

**ASCERTAINING 2009  
PREVAILING WAGE RATES**

WHEREAS, the State of Illinois has enacted "An Act regulating wages of laborers, mechanics and other workers employed in any public works by the State, county, city or any public body or any political subdivision or by anyone under contract for public works," approved June 26, 1941, as amended, (820 ILCS 130/0.01 et seq.), and

WHEREAS, the aforesaid Act requires that the County Board of Will County investigate and ascertain the prevailing rate of wages as defined in said Act for laborers, mechanics and other workers in the locality of Will County employed in performing construction of public works for said County.

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

**SECTION 1:** To the extent and as required by "An Act regulating wages of laborers, mechanics and other workers employed in any public works by State, county, city or any public body or any political subdivision or by anyone under contract for public works," approved June 26, 1941, as amended, the general prevailing rate of wages in this locality for laborers, mechanics and other workers engaged in construction of public works coming under the jurisdiction of the County of Will is hereby ascertained to be the

same as the prevailing wages for construction work in the Will County area as determined by the Department of Labor of the State of Illinois as of June of the current year a copy of that determination being attached hereto and incorporated herein by reference. As required by said Act, any and all revisions of the prevailing rate of wages by the Department of Labor of the State of Illinois shall supersede the Department's June determination and apply to any and all public works construction undertaken by the County of Will. The definition of any terms appearing in this Ordinance which are also used in aforesaid Act shall be the same as in said Act.

SECTION 2: Nothing herein contained shall be construed to apply said general prevailing rate of wages as herein ascertained to any work or employment except public works construction of the County of Will to the extent required by the aforesaid Act.

SECTION 3: The Will County Clerk shall publicly post or keep available for inspection by an interested party in the main office of the County of Will this determination or any revisions of such prevailing rate of wage. A copy of this determination or of the current revised determination of prevailing rate of wages then in effect shall be attached to all contract specifications.

SECTION 4: The Will County Clerk shall mail a copy of this determination to any employer, and to any association of employers and to any person or association of employees who have filed their names and addresses, requesting copies of any determination stating the particular rates and the particular class of workers whose wages will be affected by such rates.

SECTION 5: The Will County Clerk shall promptly file a certified copy of this Ordinance with both the Secretary of State Index Division and the Department of Labor of the State of Illinois.

SECTION 6: The Will County Clerk shall cause to be published in a newspaper of general circulation within the area a copy of this Ordinance, and such publication shall constitute notice that the determination is effective and that this is the determination of this public body.

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

Adopted by the Will County Board this 18<sup>th</sup> day of June, 2009.

Vote: Yes \_\_\_\_\_ No \_\_\_\_\_ Pass \_\_\_\_\_ (SEAL)

---

Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Kusta made a motion, seconded by Member Adamic, Resolution #09-171 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

RESOLUTION #09-171 IS APPROVED.

Member Kusta presented Resolution #09-172, Reimbursing 2008 County Motor Fuel Tax Funds for Veterans' Parkway Related Expenses from RTA Fund.



**Finance Committee  
Resolution #09-172**

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

**Reimbursing 2008 County Motor Fuel Tax Funds  
for Veterans' Parkway Related Expenses from RTA Fund**

WHEREAS, the County Engineer has requested the reimbursement of 2008 County Motor Fuel Tax Funds from the RTA Tax Fund for related Veterans' Parkway Expenses, and

WHEREAS, the Finance Committee agrees with this request, and

WHEREAS, pursuant to 55 ILCS 5/6-1003, "transfers from one appropriation of any one fund to another of the same fund, not affecting the total amount appropriated, 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 2009 Budget by making the following cash reimbursement as follows:

To	
222-00-000-39111	\$540,528.95
222-10100	\$540,528.95

From		
221-40-197-6020	\$540,528.95	
221-10100	\$540,528.95	

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 18<sup>th</sup> day of June, 2009.

Vote: Yes \_\_\_ No \_\_\_ Pass \_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultzs Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Kusta made a motion, seconded by Member Wisniewski, Resolution #09-172 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

RESOLUTION #09-172 IS APPROVED.

Member Kusta presented Resolution #09-173, Appropriating Grant Funds in the Health Department Budget for Behavioral Health Programs.



**Finance Committee  
Resolution #09-173**

**Appropriating Grant Funds in the Health Department Budget  
for Behavioral Health Programs**

WHEREAS, the Will County Health Department’s Behavioral Health Programs Division maintains a service contract with the Illinois Department of Human Services, Children and Family Services, and Healthcare and Family Services to conduct Screening, Assessment, and Support Services (SASS) to all eligible children who require publicly funded services when experiencing a mental health crisis in our service area. Additional staff are required in this program. The revenue generated in this fee for service program will cover the additional expenses associated with the increase in staffing, and in order to conduct these needed services, the Health Department is requesting the following budget amendments into the FY2009 budget as described below, and

WHEREAS, the Public Health & Safety Committee, as well as the Finance Committee have recommended approval of this request, and

WHEREAS, pursuant to 55 ILCS 5/6-1003, .....Transfers from one appropriation of any one fund to another of the same fund, not affecting the total amount appropriated, may be made at any meeting of the board by a two-thirds vote....By a like vote the board may make appropriations in excess of those authorized by the budget in order to meet an immediate emergency.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby amends its 2009 Budget, by increasing appropriations in the Health Department Budget as follows:

<u>Revenue:</u>				
From:	207-00-000-	39996	Anticipated New Revenue	\$105,360.00
To:	207-00-000-	34668	Medicaid FFS SASS Funds	\$105,360.00
<u>Expenses:</u>				
From:	207-41-245-	6999	Anticipated New Expenses	\$105,360.00
To:	207-41-249-	1010-080	MH Counselor II	\$ 16,667.00
		1010-081	MH Counselor II	\$ 16,667.00
		1010-082	MH Counselor II	\$ 16,667.00
		1010-083	Administrative Clerk	\$ 10,000.00
		1530	FICA	\$ 4,590.00
		1550	IMRF	\$ 5,604.00
		1565	Health Benefits	\$ 20,340.00
		3752	Mileage & Travel	\$ 10,325.00
		3772	Cellular Telephone	\$ <u>4,500.00</u>
		<b>TOTAL</b>		<b>\$105,360.00</b>

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 18<sup>th</sup> day of June, 2009.

Vote: Yes \_\_\_\_\_ No \_\_\_\_\_ Pass \_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Kusta made a motion, seconded by Member Singer, Resolution #09-173 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

RESOLUTION #09-173 IS APPROVED.

Member Kusta stated in closing he would like to thank Ms. Melissa Johannsen and Mr. Paul Rafac who put together a fantastic Finance 101 Workshop on a Saturday morning. It had a large attendance to it and hopefully the Board Members found it useful. We are going to be planning about two more of these things and hopefully we will just carry this on annually to keep everyone up-to-date with what is going on with the Finance Committee and County finances. Thank you.

**PUBLIC WORKS & TRANSPORTATION COMMITTEE**  
**Jim Bilotta, Chairman**

Member Bilotta stated good morning to everybody and this will be a quick one as there is five resolutions.

Member Bilotta presented Resolution #09-174, Authorizing an Intergovernmental Agreement for the Installation of Radiation Monitoring Equipment along Essex Road South of IL Route 113, County Board District #6.



**Public Works & Transportation Committee**  
**Resolution #09-174**

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

**RE: INTERGOVERNMENTAL AGREEMENT FOR THE INSTALLATION OF RADIATION MONITORING EQUIPMENT ALONG ESSEX ROAD SOUTH OF IL ROUTE 113 IN THE COUNTY OF WILL**

WHEREAS, the Illinois Emergency Management Agency desires to install radiation monitoring equipment along Essex Road south of IL Route 113; and

WHEREAS, the Illinois Emergency Management Agency shall be responsible for payment of all expenses for the construction, maintenance, and liability of the radiation monitoring equipment; and

WHEREAS, it is necessary for the radiation monitoring equipment to be located on Will County roads and right of ways, County Board District #6; and

WHEREAS, it is desirable that the County and the Illinois Emergency Management Agency cooperate with each other and determine the rights and responsibilities of each party regarding the radiation monitoring equipment; and

WHEREAS, the Intergovernmental Cooperation Act (5 ILCS 220/1 et seq.) provides statutory authority for the County and the Illinois Emergency Management Agency to enter into an intergovernmental agreement as described above.

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 18<sup>th</sup> day of June, 2009.

Vote: Yes\_\_\_ No\_\_\_ Pass\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this\_\_\_ day of\_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Bilotta made a motion, seconded by Member Rozak, Resolution #09-174 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

RESOLUTION #09-174 IS APPROVED.

Member Bilotta presented Resolution #09-175, Awarding bid for RTA Coordinated Paratransit Study.



**Public Works & Transportation Committee  
Resolution #09-175**

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

***AWARDING BID FOR RTA COORDINATED PARATRANSIT STUDY***

WHEREAS, in order to receive the most competitive price available, the County Executive's Office solicited bids for a professional service firm to conduct a RTA coordinated paratransit study, and

WHEREAS, on May 8, 2009, the Will County Executive's Office opened six (6) proposals for a professional service firm to conduct a RTA coordinated paratransit study, and

WHEREAS, after reviewing such proposals, the recommendation is to award the bid to Nelson/Nygaard Consulting Associates, Boston, MA, for a total contractual cost of \$99,995.00, to conduct a RTA coordinated paratransit study as this firm met all the requirements of the RFP and offered the most comprehensive proposal, and

WHEREAS, the Public Works & Transportation Committee concurs with this request and recommends that the County Board hereby award the bid to Nelson/Nygaard Consulting Associates, Boston, MA, to conduct the RTA coordinated paratransit study for a total contractual cost of \$99,995.00.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby awards the bid to Nelson/Nygaard Consulting Associates, Boston, MA, to conduct the RTA coordinated paratransit study for a total contractual cost of \$99,995.00.

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 18<sup>th</sup> day June, 2009.

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009. \_\_\_\_\_
Lawrence M. Walsh
Will County Executive

Member Bilotta made a motion, seconded by Member Seiler, Resolution #09-175 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

RESOLUTION #09-175 IS APPROVED.

Member Bilotta presented Resolution #09-176, Confirming Award of Contract to Gallagher Asphalt Corporation (\$1,660,703.18) let on May 27, 2009 – Laraway Road (CH 74) at Cherry Hill Road (CH 86), County Board Districts #6 and #8, using County’s Allotment of RTA Tax Funds.



Public Works & Transportation Committee
Resolution #09-176

RESOLUTION OF THE COUNTY BOARD
WILL COUNTY, ILLINOIS

RESOLUTION CONFIRMING AWARD OF CONTRACT

WHEREAS, on May 27, 2009 bids were received and opened for public highway improvements under the jurisdiction of the County of Will; and

WHEREAS, the improvement shall be constructed using County’s allotment of RTA Tax funds; and

WHEREAS, on June 2, 2009 the Public Works Committee of the County Board of Will County met to consider the bids; and

WHEREAS, the said committee determined that the following qualified bidder submitted the low bid as listed below for the work consisting of HMA pavement widening, resurfacing, combination concrete curb & gutter, storm sewer, earthwork, pavement markings, permanent

traffic signal, parkway restoration and did award the bid subject to the confirmation of this County Board.

<u>BIDDER</u>	<u>JOB</u>	<u>AMOUNT</u>
Gallagher Asphalt Corporation 18100 South Indiana Avenue Thornton, IL 60476	Section 03-00138-19-FP CH 74 (Laraway Road) @ CH 86 (Cherry Hill Road) County Board Districts #6 & 8	\$1,660,703.18

NOW, THEREFORE, BE IT RESOLVED, that the County Board of Will County confirms the award of the foregoing contract heretofore awarded by the Public Works Committee subject to the confirmation hereby enacted.

Adopted by the Will County Board this 18<sup>th</sup> day of June, 2009.

Vote: Yes\_\_\_ No\_\_\_ Pass\_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Bilotta made a motion, seconded by Member Singer, Resolution #09-176 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

RESOLUTION #09-176 IS APPROVED.

Member Bilotta presented Resolution #09-177, Authorizing Approval of Professional Services Agreement for construction Engineering with Strand Associates for the Improvement of Laraway Road (CH74) at Cherry Hill Road (CH86), County Board Districts #6 and #8, using County's Allotment of RTA Tax Funds (\$156, 877.79)



**Public Works & Transportation Committee  
Resolution #09-177**

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

**Authorizing Approval of Professional Services  
Agreement for Construction Engineering**

WHEREAS, the Public Works and Transportation Committee requested proposals for construction engineering services (Phase III) for the improvement of CH 74 (Laraway Road) at CH 86 (Cherry Hill Road), County Board Districts # 6 & 8, Section 03-00138-19-FP; and

WHEREAS, said construction engineering services (Phase III) are budgeted for within the current Department of Highways budget.

NOW THEREFORE BE IT RESOLVED, that the County of Will enter into an agreement for construction engineering services (Phase III) with Strand Associates, 1170 Houbolt Road, Joliet, IL, for County Highway 74 (Laraway Road) at County Highway 86 (Cherry Hill Road), Section 03-00138-19-FP.

BE IT FURTHER RESOLVED, that compensation for the construction engineering services be according to the schedule as listed in the agreement.

BE IT FURTHER RESOLVED, that the compensation for the construction engineering services (Phase III) be according to the schedule of costs as listed in the agreement subject to the upper limit of compensation \$156,877.79 paid for out of the County's allotment of the RTA Tax funds.

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.

Adopted by the Will County Board this 18<sup>th</sup> day of June, 2009.

Vote: Yes \_\_\_ No \_\_\_ Pass \_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Bilotta made a motion, seconded by Member Winfrey, Resolution #09-177 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith,

Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis.  
Total: Twenty-seven.

No negative votes.

RESOLUTION #09-177 IS APPROVED.

Member Bilotta presented Resolution #09-178, Authorizing Approval of Professional Services Agreement for Design Engineering Services (Phase II) with Rogina & Associates, Ltd. For Roadway and Appurtenant Work Thereto on Laraway Road (CH74) at 116<sup>th</sup> Street, County Board District #1, using County's Allotment of RTA Tax Fund (\$19,822.93).



**Public Works & Transportation Committee  
Resolution #09-178**

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

**Authorizing Approval of Professional Services  
Agreement for Design Engineering Services (Phase II)**

WHEREAS, the Public Works and Transportation Committee requested proposals for design engineering services for roadway and appurtenant work thereto on County Highway 74 (Laraway Road) at 116<sup>th</sup> Street, Section 09-00138-30-TL, County Board District #1; and

WHEREAS, said roadway design services (Phase II) are budgeted for in the current Highway Department budget.

NOW THEREFORE BE IT RESOLVED, that the County of Will enter into an agreement for Phase II design engineering services with Rogina & Associates, Ltd., 93 Caterpillar Drive, Woodridge, IL, for roadway and appurtenant work thereto on County Highway 74 (Laraway Road), Section 09-00138-30-TL.

BE IT FURTHER RESOLVED, that the compensation for the design engineering services (Phase II) be according to the schedule of costs as listed in the agreement subject to the upper limit of compensation \$19,822.93 paid for out of the County's allotment of the RTA Tax funds.

BE IT FURTHER 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 18<sup>th</sup> day of June, 2009.

Vote: Yes \_\_\_ No \_\_\_ Pass \_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Bilotta made a motion, seconded by Member Maher, Resolution #09-178 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-six.

No negative votes.

Abstain votes: Singer. Total: one.

RESOLUTION #09-178 IS APPROVED.

Member Bilotta stated that concluded my report. We are still working on our Build Will Program. We are meeting with the States Attorney’s Office in the next week or so to go over all of the right-of-way condemnation parcels that we have, we have been working on getting it through so we will just keep the Board updated on that. Have a great day.

**JUDICIAL COMMITTEE**  
**Anne Dralle, Chairman**

Member Dralle presented Resolution #09-179, Awarding Contract for Operational Audit of Will County Adult Detention Facility.

**Judicial Committee**  
**Resolution #09-179**



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

**AWARDING CONTRACT FOR OPERATIONAL AUDIT OF**  
**WILL COUNTY ADULT DETENTION FACILITY**

WHEREAS, in order to capture the most competitive price available, the Will County Executive's Office solicited bids for an operational audit of the Will County Adult Detention Facility, and

WHEREAS, on April 17, 2009, the County Executive's Office opened four proposals for the operational audit of the Will County Adult Detention Facility, and

WHEREAS, after review of such proposals and other factors, and with the recommendation from the Will County Finance Director and Will County Sheriff Personnel, the Judicial Committee recommends that the contract for auditing services be awarded to the firm of Virchow, Krause & Company, LLP, Chicago, IL for a total contract amount of \$64,500.00, which includes travel related expenses.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby awards the operational audit of the Will County Adult Detention Facility to the firm of Virchow, Krause & Company, LLP, Chicago, IL for a total contract amount of \$64,500.00, which includes travel related expenses.

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 18<sup>th</sup> day of June, 2009.

Vote: Yes \_\_\_ No \_\_\_ Pass \_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Dralle made a motion, seconded by Member Maher, Resolution #09-179 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

RESOLUTION #09-179 IS APPROVED.

Member Dralle presented Resolution #09-180, Ratifying the Assignment and Assumption of Lease for Juror Parking at the Joliet Warehouse Property Location.



**Judicial Committee  
Resolution #09-180**

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

**RE: *RATIFYING THE ASSIGNMENT AND ASSUMPTION OF LEASE FOR  
JUROR PARKING AT THE JOLIET WAREHOUSE PROPERTY LOCATION***

WHEREAS, at its June 21, 2007 County Board Meeting the Will County Board authorized the County Executive to execute an agreement with Philip Cocomise for juror parking at the Joliet Warehouse property, 12-14 New Street, Joliet, IL, on a month-to-month basis at a rate of \$1,500.00 per month, and

WHEREAS, on April 24, 2009, Philip Cocomise sold the Joliet Warehouse property, 12-14 New Street, Joliet, IL, to the City of Joliet, as well as executed an Assignment and Assumption of the Lease with the City of Joliet for the juror parking for the County of Will, and

WHEREAS, since there is still not sufficient parking at the courthouse to accommodate the needs of the jurors, the Chief Judge, through his Court Administrator, has requested the County of Will ratify the Assignment and Assumption of juror parking lease with the new owner, the City of Joliet, IL, for approximately 100 juror parking spaces located at the Joliet Warehouse property, 12-14 New Street, Joliet, IL, on a month-to-month basis at a rate of \$1,500.00 per month. A copy of the Assignment and Assumption of Lease dated April 24, 2009 is attached hereto and made a part hereof, and

WHEREAS, the Judicial Committee concurs with this request.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the County Executive to execute any and all documents necessary to ratify the Assignment and Assumption of Lease dated April 24, 2009, attached hereto, between the former owner Philip Cocomise and the new owner, the City of Joliet, IL for approximately 100 juror parking spaces located at the Joliet Warehouse property, 12-14 New Street, Joliet, IL, on a month-to-month basis at a rate of \$1,500.00 per month, all subject to the review and consideration of the Will County State's Attorney's Office.

BE IT FURTHER RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set forth herein. 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 18<sup>th</sup> day of June, 2009.

Vote: Yes\_\_\_ No\_\_\_ Pass\_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Dralle made a motion, seconded by Member Rozak, Resolution #09-180 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

RESOLUTION #09-180 IS APPROVED.

**PUBLIC HEALTH & SAFETY COMMITTEE**  
**Don Gould, Chairman**

Member Gould stated Good Morning to the County Executive and fellow Board Members.

Member Gould presented a letter from the Illinois Department of Public Health. An examination was conducted on April 15<sup>th</sup> indicating that for two years in a row, Will County has had no deficiencies in the lab.

Member Gould made a motion, seconded by Member Bilotta, to place the foregoing correspondence on file.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

CORRESPONDENCES ARE PLACED ON FILE.

Member Gould made a motion, seconded by Member Traynere, to open Public Hearing for Re: Proposed Ordinance licensing sale and distribution in Unincorporated Will County

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-six.

No negative votes.

**PUBLIC HEARING FOR LAND USE CASES IS OPENED AT 10:40 A.M.**

County Executive Walsh asked Member Gould if he wanted to give a description about what is going on in Public Hearing.

Member Gould responded this issue initiated with some students from Plainfield High School. They have been attending all of the meetings of the Committee for about the last four months. This ordinance has been passed by several counties throughout the State of Illinois. There have been some speakers who have signed up, it essentially provide the County Executive's Office with the ability to go ahead; similar to your duties as Liquor Commissioner to go ahead and license the retailers in Unincorporated Will County for the sale of Tobacco. Also, prescribes, generally speaking, a fee of \$25.00 and a penalty provisions for those who are not in compliance. Furthermore, it gives sheriffs deputies the right to go out and conduct compliance checks in accordance with this ordinance. I do have one amendment that I want to offer later but we do have speakers signed up.

County Executive Walsh announced we do have speakers signed up; all of the speakers are in favor of the ordinance. There are six young men and woman that are with us this morning. They have been very very diligent in pursuing this issue. With indulgence of everybody, they have asked that they are allowed about 30 seconds or so to give a brief statement. I think it is only right for letting our young men and women get involved in the governmental process. We will ask each speaker to state their name and give your testimony.

Ms. Sumaiya Saad stated first off on behalf of the Engaging Youth for Positive Change Team. We would like to express our appreciation for all the support and encouragement the County Board exuded. When we initially joined the Political Advocacy Group, we changed our life around. Ms. Leigh, the advisor, handed us this huge binder complete with all of the necessary guidelines and legislation it is probably accumulating dust under our beds as we speak. We ended up never utilizing the binder (inaudible). We have the honor of learning politics first hand. Our purpose today is not to astonish the Board with teenage interest and politics nor to bother them with trivial details. But to truly belong to a society that continues to prevail. It is too easy for kids buy tobacco. A state law currently exists prohibiting minors from obtaining it, but the additional fees enacted in our ordinance states as such, "a retailer should be held accountable for selling to our youth."

Ms. Brittany Arnold stated to go along with how a retailer should be held accountable, licensing increased accountability, studies have shown that. When you have licensing, retailers are less likely to sell to the minors.

Ms. Ala Salamen stated the research proves that most adults smokers begin this deadly habit prior to the age of 18. And even more specifically, the average age of instigating this drugs use, is 11 years of age. These are fifth and sixth graders who have shortened their lives so early, whether it being personal health or financial stake. In these bare economic times, we need to work together through tenacious monetary issues. In Illinois alone, the tobacco related health care costs equate to four billion dollars per annum. With this tobacco licensing ordinance, we are admonishing our youth from drawing themselves a heroine fate. We are protecting their futures and I know you will join us in protecting the future of this County.

Mr. John Egner stated the reason tobacco is set at age 18 if you have to buy it is because of the health related risk and it has to be age restricted so today's youth does not get a hold of it.

Mr. Allan Babu stated I would like to add that 19 Will County municipalities have a similar ordinance and it is working neat and clean and they don't have problems with the ordinance working there. We are not trying to produce something new here, we are just translating an existing ordinance into our community and just trying to be like our brother communities. From that point of view, it would be just a capital mistake not to vote for this ordinance.

Mr. David Gloria stated I am glad that I have had the privilege to speak before you I have driven past the County Building several times since I was little and never thought I would be in this situation. I learned a lot. I think about the kids, the teenagers try to fit in and it part of finding the right path. As I have said before, we will make Will County a place that we want to live and to be proud of living here. We have to set a licensing for the Unincorporated Will County, so other kids from other areas know about this place. It is easy for them to take a 20 minute drive here to get cigarettes. We have to prevent them when they are young because down the road, 10, 15, to 30 years from now, when they start developing health problems. I also attended a Health Committee Meeting with the financial situations we have gone through now; it also takes the toll on them and everyone that is affected. It affects everyone either indirectly or directly. So we have to take the small steps to prevent it now, so in the future it is easier for everyone. We have licensing for alcohol; we just have to do the same for tobacco products. It is the right things to do.

Member Konicki announced in our Republican Caucus this morning, quite a topic of interest is whether or not an ordinance like this does lower the incidents of under age smoking. I was going to ask the young lady in the cream color satin blouse, I know you gave some testimony on that, can you repeat that one more time the research, please.

Ms. Brittany Arnold responded I do not have the exact research with me but we have different charts that show that when have licensing and you do compliance checks, it raises the accountability. They are less likely to sell to minors because they are going to get fined and in trouble. They have the risk of getting their license yanked from them and losing all of the products.

County Executive Walsh asked if there were any other questions for these young men and women. If not, we thank them for their involvement and persistence.

Member Adamic stated I know we already have laws on the books and if this will help stop one person from smoking that would probably be a good thing. Smoking has lots of different chemicals, probably over 4,000 chemicals plus that cause cancer; poisons like formaldehyde, arsenic, cyanide, and carbon monoxide. This is all ingested into the body when smoking as well as those that are suffer from second hand smoke. I would encourage the young people in our community and those who aren't that young to take responsibility a personal responsibility. No retailer can stop someone from smoking but peer pressure can sometimes work for or against you. I would encourage the young people if they know someone who is thinking about it could use the peer pressure for them and say "hey this is not the best thing for you." I think education will go a long way. I will support this and I think it is a good thing if we can stop one more person from smoking and suffering all of the consequences.

County Executive Walsh asked if there were any other questions. Is there anyone else in the general public that would like to speak?

Member Deutsche stated I would like to commend the students for getting involved and taking the approach to try and change something.

Member Konicki announced I noticed I made the young lady nervous when I called her back up to the podium. I am actually supportive of what they are trying to do and my reason for calling her back up was to put that issue to rest because if something is an issue, then we debate it. Does an Ordinance like this work or doesn't it work. When you get a group that comes forward and worked the issue so thoroughly and has done the research to tell us that it has been studied and ordinances like this do work. That is very helpful for getting this ordinance passed and I appreciate the support you have given the issue.

Member May stated I would like to thank Joan Leigh for all of the work she has put into working on this ordinance. I know this probably something she has worked on for a number of years. She has a strong belief in prevention. Thank you.

Member Goodson stated I had the great honor of meeting with these young men and women. Initially, when we began talking about this issue; I want to point out these are all high school seniors that have graduated and I really commend them for sticking with this issue and following through here at the County Board level.

County Executive Walsh asked if there were any other comments.

Member Maher commented I guess we can get this done now rather than on the floor when we come back to us. I have also been involved with this for a number of years and I normally would not support any kind of fees or more legislation against small businesses but I think this committee did a really nice job along with the students to come up with a compromise, which I think is what government is all about. It is taking a look at both sides and trying to come up with some compromise. I think the fact that it is only a \$25.00 licensing fee for this process, it makes it a lot more palatable in going forward. I agree with that young lady about having some licensing, is something that is going to cross our county and a lot of other municipalities and a lot

of other counties. We hate to be the one to be looked at in saying, “let’s go over to Will County and get our cigarettes there.” Because there is no way of showing accountability for this, so I will actually be voting yes.

County Executive Walsh asked if there were any other comments or anybody from the public wish to make any comments.

Member Gould made a motion, seconded by Member Traynere, to close Public Hearing for Re: Proposed Ordinance licensing sale and distribution in Unincorporated Will County

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

**PUBLIC HEARING FOR LAND USE CASES IS CLOSED AT 10:54 A.M.**

Member Gould made a motion, seconded by Member Wisniewski, to place Resolution #09-181 on the floor.



**Public Health and Safety Committee**  
**Ordinance #09-181**

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

**RE: REGULATING THE SALE AND DISTRIBUTION OF TOBACCO PRODUCTS IN UNINCORPORATED WILL COUNTY**

WHEREAS, an estimated 440,000 Americans die from smoking-related illnesses each year, and all of those deaths are directly attributed to the use of tobacco products; and

WHEREAS, the United States Environmental Protection Agency has determined that secondhand smoke is a class “A” carcinogen, proven to cause cancer in humans; and

WHEREAS, an estimated 35,000 heart disease deaths are caused by secondhand smoke annually, and 3,000 Americans die each year from lung cancer caused by secondhand smoke; and

WHEREAS, over 29% of Illinois High School aged youth smoke and only 23% of the adult population in Illinois smoke; and

WHEREAS, almost 90% of all smokers begin smoking at or before age 18; and

WHEREAS, 4,000 youth start smoking each day, and over 1 million youth start smoking each year, a third of whom will die of smoking related illness; and

WHEREAS, the acquiring and use of tobacco products by persons under the age of eighteen (18) is clearly detrimental to the public health of the residents of Will County, Illinois; and

WHEREAS, the County of Will, pursuant to 55 ILCS 5/5-1052, has the authority to "do all acts and make all regulations which may be necessary or expedient for the promotion of health or the suppression of disease"; and

WHEREAS, a public hearing was conducted on May 14, 2009 during the Public Health & Safety Committee Meeting and during the Public Health & Safety Report at the Will County Board Meeting on June 18, 2009 to solicit public concerns and comments.

NOW, THEREFORE, BE IT ORDAINED by the County Board of Will County that the County Code of Ordinances, Title XI, is hereby amended to add a new Chapter 120 Tobacco Products (as attached hereto and made a part hereof).

BE IT FURTHER ORDAINED, that a copy of the foregoing be sent to the Auditor, Treasurer, Finance Department, State's Attorney's Office, Health Department, Sheriff's Office, County Board and Service List.

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

Adopted by the Will County Board this 18<sup>th</sup> day of June, 2009.

VOTE: Yes: \_\_\_\_\_ No: \_\_\_\_\_ Pass: \_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-seven.

No negative votes.

RESOLUTION #09-181 IS ON THE FLOOR.

Member Gould stated with respect to section 120.014 of the Ordinance, I move to delete Section B and insert therein, "To ensure employer responsibility and self-compliance all applicants will be required to either (1) attend a vendor education session OR (2) view a video

recording of same issued by the Will County Health Department. Store management responsible for new employee or staff training will also be required to comply with subsection (1) or (2). The Will County Health Department shall provide retailers with all educational materials necessary to effectuate this provision.”

Member Gould made a motion, seconded by Member Stewart, to amend Resolution #09-181 with the addressed new language.

Member Seiler commented you have in there as far as their management being responsible for new employee staff training, within what kind of time frame?

Member Gould responded there is no specific set time frame, I believe it is enumerated and an annually licensing fee on an annual basis there has to be payment and compliance with the County Executive.

Member Seiler replied my point being if you have a new hire, what to make the new hire responsible to comply. Is there some time-frame? You could be there a year without having to come into compliance.

Member Gould responded the County Executive has various authority written within the Ordinance. I can't sit here and tell you specially that it sets a certain time frame only that he is charged with enforcing the compliance of this issue. So basically it is at the Executive's discretion.

County Executive Walsh commented the responsibility falls on the store/business owner and if this is going to be an issue, I would believe they would make sure that the new employee would see this or witness this or take part in the program as soon as possible. Otherwise, the store owner is going to be the one that is responsible for the violation. I personally would not want to see us getting down to days and weeks; number one, how do you even enforce that? The enforcement issue is an issue of itself. I would hope that just stating this as a requirement that the store owner will take it upon himself to understand the importance of this issue on their own. We sure don't want to be “big brother” looking in there every week to see if everybody is in compliance.

Member Moustis stated what if a store owner has an even more comprehensive training program than what is being suggested by the County but didn't use the County video, but has a very comprehensive in-house training program. Can that substitute the County Video? Because many retailers have training programs that are even more comprehensive than what is being suggested here.

County Executive Walsh responded as an issue he would believe that anybody that has an even a more intense training program would be more than welcome to use that. Besides when it is all said and done, if they take the video, how do we know they are going to look at the video anyway? We are not going to be running around making sure that they did use the video. Again, the weight is going to be on the business store owner to make sure that everybody that he or she employs is qualified and knowledgeable in the issue of selling tobacco products. However they

get to that point, is my belief, trying to just administer this and do checkups on whether they are selling products or not is going to be difficult enough and time consuming and costly without making sure that all of their employees have met some kind of training issue. Ultimately, we are going to make sure they are taking the responsibility upon themselves, which I am sure that they will.

Member Moustis replied I don't know if that answers the question or not. I assume that if they have an in-house program that we would consider that acceptable.

County Executive Walsh responded it would be my position if they have an in-house program that they are educating their members or employees on selling alcohol and tobacco or whatever products they have, I will accept that as a bonafide effort into doing this and complying. I think that would be sufficient, State's Attorney Glasgow?

State's Attorney Glasgow responded I think the intent of this is not to be overbearing on the businessmen of White Hens or 7-Eleven's.

Member Moustis responded I am out of the business. I have had a very practical experience and that is why I bring some of these issues up. And quite frankly I think that most of our retailers are very responsible and do train their employees and do have in-house programs to address the restricted items. Those employees very often sign off saying they have gone through the training. There is a way of documenting it, the fact that the employees acknowledge they have been trained. But there are other ways of doing this. I do think that most retailers move very responsibly and small business people, there are always going to be people who are irresponsible. We talk about peer pressure, if young people want to stop younger people from smoking, it will come from their peers more than it will ever come from a retailer. They start smoking because of peer pressure and they can stop smoking because of peer pressure, so don't give those efforts up young people to tell your peers not to smoke. The intent is training. But I also know how some times bureaucracy works and they will come in and say you didn't go through Will County Training. My wife is still in the business and everybody pretty much knows that and they go through a very extensive in-house training program. They do sign off on different training modules, more extensive than anything this County is suggesting would be in a video. Can people be tripped on occasion? Can people make mistakes on occasion, sure? And the idea that somebody made a mistake every couple of years. You know who the people who are repeatedly violating the law who are repeatedly selling age restricted items, whether it be tobacco or alcohol. I do think there are those who are in compliance and don't do it. Now I will wonder when there is not really due cause, if young people know, even know there are retailers who are selling tobacco, then step up and report them. Let's get rid of the few bad apples. I do have some apprehension about this quite frankly. Maybe some of it because of my 35 years in being in retail and as owners you can do your very best but very often you are dealing with people; it may be there 1<sup>st</sup> time in the work force. You are dealing with younger people; you are dealing with entry level positions very often, and their learning skills and sometimes can be tripped. I think everybody should comply but when you go in and if it is a matter of trickery or bring somebody in may look much older than they really are. If a 14 year old is buying tobacco, then make him look like a 14 year old not a 25 year old. So I do have some apprehension because I know how in the practical world this sometime works. But I do have faith in our

County Executive who will also receive this because I know he is a small business person and can understand when things are reasonable and unreasonable. There are many ways that this can be applied and I hope this is applied in the spirit of finding those who are really in violation of the law and lets get them out of business for selling these age restricted products. Not to go banging on 57 retailers who I think this only affects these 57 retailers. I am going to support this but I can give some apprehension.

State's Attorney Glasgow stated in light of this, you might want to consider an additional phrase or a substantially similar program of that nature since you know from industry that there are such programs. One other thing, County Executive Walsh pointed out you are never going to prove whether they watched the video. In other words, if they come to attend the session then we will have some proof that they signed in and sat in there for the session. As far as the video goes, they can pick up the video and put it on the shelf. We shouldn't be punishing people under this section. We should be encouraging them to learn and if they fail to do it, then what is going to happen is they are going to run a fowl and they are going to screw up when the deputies come in on their checks. Because they didn't educate themselves and they don't know what the law requires. Maybe that is something you could add.

Member Moustis responded I am going to suggest if you wanted to have verification, you could have a packet. For example, the State has a lot of good educational materials for retailers but you could actually in the end if you went through the state program, just as an example and the employee takes a quiz or test and is scored. It is not really about failing or not failing, it is where they may not understand and you go over with them again. This could be mailed into the Health Department as verification. That is easy enough. At least there is some documentation saying they went through it, here it is.

Member Traynere left at 11:05 a.m.

County Executive Walsh replied the intent, I don't want to speak for Member Gould, but when a retailer asks us, how do I educate somebody, we will have the option and the opportunity to show them they can come in attend a training or take the video with them. We are not going to do any quizzing or grading or anything like that in order to make sure. As State's Attorney Glasgow stated, the onus is on the business owner and I am sure that they are going to give the utmost just as if they were selling alcohol or whatever it is. I think the intent here is that if someone asks us, we do have the capabilities in giving them some direction on what we believe.

Member Gould responded some may feel this Ordinance is too strong, some may feel it is too weak. But what it does give us is a degree of uniformity. It sets forward some minimal standards in which to apply. Personally, I do not want the County Executive to have to evaluate 57 different educational materials. Here is what the Health Department has done. The intent of this amendment is to try and make this easier on the retailer not to make it harder on the retailer. The students have come forward, this model ordinance that was originally presented; they told us has worked successfully in other counties, worked successfully in other municipalities. If we have done anything to this Ordinance as it was presented, it was to make it more friendly toward the business person not to make it harder on the business person. I support the language as it is

written and I personally do not want to burden your office. I think what is written here, sure it is a compromise, it is a compromise which has been directed toward being sensitive to the retailer.

Member Anderson stated I actually have a little bit of a different interpretation of this than Chairman Moustis does. The way I read this we are setting forth the minimum standard of compliance and if anyone wants to supplement it with their own training program, I would certainly applaud that. We are setting forth the minimum standard that they have to follow and I think that is worth while. I liked the idea of letting someone have an alternative program but the more, how many programs are we going to have. Are we really going to have to review all of these programs? I support the language as is but it would be worthwhile to have some sort of a verification requirement for every single who applies for a license will have to sign a written verification that they are in compliance the Ordinance moving forward.

Member Konicki announced I echo Member Anderson's comments. I think any language that substantially similar is just a can of worms. Who is going to make that judgment call you are just opening up the opportunity for retailer to argue with us if they are caught with a violation. So I support it as worded but I also believe that we should be picking up and maintaining a file of verification sheets signed by employees that they have watched the video, if that is the road the retailer chooses to take. Something similar to a process that the attorney's licensed in Illinois follow, we have a continuing (inaudible) mandate and we can take CD courses but we have to send in an affidavit that we have done that and complied. It seems to working with that level but I do think we need some sort of verification they should be sending and Member Anderson's comments were dead on point.

Member Maher stated any small business that does training has a training packet. All they would have to do is submit it to the Health Department or somebody or to the Executive's Office in this process and somebody would just have to review it. If we are going to be putting these small businesses through this hoop, we better be willing to jump through hoops to help them in this process. And if they already have a training program set up, it would be foolish on our part not to take a look at it because as Member Moustis said and for all the folks that have stood up in the small business world that have done training and been involved in small businesses you don't just let your employees run free. You will go in, in more often than not, will have a lot more stringent requirements on your employees than the government ever puts on you.

Member Moustis stated there is one other issue that I would like to have an understanding of it first. The fine portion of the Ordinance makes reference to the retailers or the owners correct? The reason I am pointing this out is it puts no responsibility on the employee. For example in our Liquor Ordinance, and in the law, if for example an employee was to sell liquor, it is the employee that becomes responsible. They go into the court system; the owner of course goes in front of the Liquor Commissioner. On this Ordinance, the employee is the one that takes the responsibility. It is the employee that winds up in the court system, not the business owner. This, of course, puts no responsibility on the employees whatsoever and State's Attorney Glasgow, I ask you, even under the State's Statutes. If the State comes out, they would cite the employee and even with tobacco under the State Ordinance, the employee goes through the court system and the employee goes in front of the judge and gets fined. I want to make sure that this

Ordinance, the employee's responsibility would stay in place and that the employee would also take on responsibility because that is currently the State Statute, which is what I assume, would apply. The point is, I want to make sure that the employee on the State Statute has responsibility and we are just going to leave it that and have no responsibility in our Ordinance.

State's Attorney Glasgow responded right now, the way this is written, to enforce it say it was the first week the employee was working, the sting happens and they haven't been trained yet, it doesn't appear to violate this, it doesn't give us a time period but the training has to take place. Is it the first week or the first six months? It is probably a reasonable time, but from a strict enforcement standpoint, it is going to be extremely difficult to come after someone for a violation of this section.

Member Moustis replied I am going to go back to the enforcement section; hopefully an employee is never put on the front line until they have gone through all of the training modules. At least, the very basic service training. My point is, the employee has broken the law. The business owner may be in violation but the employee has actually broken the law, the employee gets arrested. They don't actually arrest them; they issue a Summons of Appearance. In our enforcement of the County Ordinance, are you also going to enforce the State Ordinance and issue those violations to the employees, get them into the court system, have them stand in front of a Judge? There is more to these laws than you think. I am wondering as we as an enforcement are just going to selectively going to enforce the County Ordinance without enforcing the State Ordinance that puts the employee in the court system; which by the way I think they should be. Maybe I should have engaged in this a little bit earlier but because I have been in the retail business so many years. I have sold age restricted products within my businesses for many years. I personally retired from business but my wife still operates a convenience store as the State's Attorney pointed out. I know how this works. Are we going to selectively enforce one and not the other or are you going to enforce it all?

State's Attorney Glasgow responded, is the Sheriff here? Again, that is a judgment call for the deputy in the field.

Member Moustis replied I do not want to argue with you. It is the State's Attorneys Office that make the determination of how and what is charged. I know it starts in the field, but you are going to have to give some direction, if we are going to do checks. And I don't like the word "sting". The Liquor Commissioner at least annually in all of his jurisdictions goes out to make sure that the retailer is in compliance. You have the proper posting, invoices and they can ask about training and so forth to make sure you are in compliance with the Ordinance. There is a difference between compliance and violations. Of course, sting operations would find you in violation of the ordinance. I get the feeling here that we are going to make sure that everyone is in compliance. There is more than just being in compliance here. As I mentioned earlier, I am going to support this but I do think from an administrative standpoint, you are going to have to decide on how this is going to be complied and whether we are going to comply with all of the laws that deal with tobacco or just this. If the County Executive's Office is going out for compliance, I think they can just do ours. If you are going out to do sting operations, then you are going to have to have some understanding of what you are going to have to charge with. And

the employee does not get a pass. I want to make sure we are complying with all of the laws if we are going to go out there and not just selective ones.

Member Adamic stated Member Moustis has some valid points and concerns and I realize and personally I had some reservations too as we spoke in our caucus. However, this is not to say that if we pass it, we can't tweak it and find out some of those things that we need to work perhaps a little later on. I don't think it is anyone's duty at this point to try and set someone up or try to hurt some business owner or some employee. I think we are trying to get something done here that is hopefully for the benefit of our community and try to stop the youngsters from smoking. Personally, I think you can use peer pressure to the advantage and use that to help a youngster to stop smoking from the get go and not only that but their parental skills and so forth along with personal responsibility. Government sometimes when they enact legislation, they try to enact things that are hard to do and try to do it for the benefit of our community. Anytime you try and enact legislation or a resolution of some sort or something that is ethical, sometimes it is not always successful or something that is for their own good. If someone is going to smoke, then they are going to smoke. I don't know that you can hold a retailer; it is not probably going to stop it. If they bum a cigarette off of someone, they are going to smoke. This is a step to try and prevent that. The concerns that Member Moustis brings forward, I can really appreciate it. There are a lot of things that go into this thought and to this piece of this legislation here or resolution. Let's get this going forward. At least we will have something on the books and if there are things lacking, then we can tweak at a later date.

Member Dralle asked as we move forward with this part of the resolution I ask Member Gould or County Executive Walsh how do we implement this and how can we notify the business owners, that they are now required to do this. We are not even sure of how many facilities or business we are talking about. I would at least like to know what (inaudible). I will support this but I have concerns just as small business owner that there are not additional burdens placed on the people who own small businesses and look for livelihood in our County. I certainly understand the premise that as you look to employ people, you don't know what your turnover rate is and who is going to stay. There certainly has to be some flexibility in training and we have to give our businesses the luxury of having time move forward with it. How are we going to notify that somebody has to do this?

Member Gould responded I am sure that the Health Department and County Executive are more than capable of finding out who is licensed under this Ordinance and carry it out, just as they do every other Ordinance in Will County.

Member Dralle asked County Executive Walsh, are you comfortable with that?

County Executive Walsh responded yes, I am the facilitator of this. We will work with the Health Department who will undoubtedly be our number one contact. Mr. John Cicero is here, do you want to make any comments. We are not re-creating the wheel here; this is really getting bogged down.

Mr. John Cicero stated we have always understood that our role in this would be to conduct the education component of the Ordinance. We have staff, 2 ½ or 3 MTE's that work in

the Tobacco Prevention Program currently funded by the state, of course we hope that funding continues once we get past July 1<sup>st</sup>. We are very use to conducting education sessions. We do them now and do them at our facility but we go into schools and do outreach and what not for cessation programming. We feel very confident and my staff has assured me that we can handle the education part of setting up type of a schedule that we get the addresses and the names of all of the entities that we are talking about 50, 55, or 60 entities. Invite them out to sessions and have a regular schedule that will be made available to these folks and to have this education component that they can send. What I envision is the owner or proprietor or manager attending with the understanding that it would or a "train the trainer" where they can go back and train the employees. We saw no need to have every employee have to come out and sit in the sessions. We will work out some mechanism to train the proprietor with the understanding that they go back and as every Board Member has said, the burden is on the owner, they want to get this accomplished. They want to make sure their workers are going to be trained so that they don't get tripped up and in a violation. I have no doubt that they will want to get this done and will get this done. We will work out the details, we have a very competent training staff that will work through these details through the County Executive's staff and come up with a plan.

County Executive Walsh responded Mr. Cicero you have a very good consensus right now where these facilities and businesses are, that we are going to have to notify that both this Ordinance has been passed, if it is. There will be a training program will be forthcoming and we will open up a complete dialogue with the business owner or representative of the business. We are trying to create a monstrosity here that I don't think needs to be. We have done the same thing with Liquor training in regards to the Liquor Ordinance, which is something very similar to this.

Mr. Cicero replied I know your staff has compiled a listing of facilities. Is it 100% of everyone that is in unincorporated, I am not going to verify that. If we become aware of an additional one that needs to be added into the list, we will get them on the list.

County Executive Walsh responded we are going to work hand-in-hand with our Will County Sheriff's Office who does the patrolling, they are the eyes and ears in the unincorporated area and they are the ones who are going to be coming to us and informing us of whether somebody is selling tobacco products that has not signed up. We are not going to be out there slamming them; we are going to give this Ordinance an opportunity to work. I can't sit here today and say when we will start doing the investigations or any kind of looking into any violations. We are here to try and work hand-in-hand with the businesses, not to be the opponent to of the business, for sure.

Mr. Cicero stated the Health Department has been involved with various ordinances over the years, whether it be a food sanitation program, etc. and we have a lot of entities that we regulate and what you find is that you have extremely high compliance. Most people follow the rules and comply. There is a small portion that you have to put a little extra work into to get to that point. I don't think this will be any different then a lot of the other programs and regulations that we are involved with as the Health Department.

Member Moustis asked I know for example food sanitation we do on-line, can you do this training on-line? Can you looked at to doing this on-line?

Mr. Cicero responded we don't currently have on-line module we actually conduct classes for food sanitation. There is one state approved vendor for food sanitation, but we actually conduct classes being at the same location, we would be doing the vendor education in this program.

Member Moustis asked are we able to do it on-line?

Mr. Cicero replied we are not here at this point. We have talked about maybe the video presentation, we were actually going to work with State Public Health and see what is available currently. Some of this stuff maybe already put together.

Member Moustis responded the state already has everything together.

Mr. Cicero stated we will probably be using that material.

Member Maher announced I actually work with a system that provides on-line tools to be able to do the coursework and assessment that you might want to do. I would be glad to talk with Mr. Cicero about what we can get. I did talk with the president of the company in the past and ask if he is willing to do some things for the County, to get some of these things on-line.

Member Dralle stated I am not real excited about having business owners or individuals from any of the far reach corners of our County come to the Health Department and spend a ½ day or a full day in transition back and forth to watch a video. I think we have to make it available to them at their location. I feel very strongly about this.

County Executive Walsh responded isn't that what Member Gould proposed in his amendment? I think that option is there, I think he made a good point in making sure that is in the amendment.

Mr. Cicero added that would be in the way of the video.

County Executive Walsh announced this isn't new technology, when we have had some major bids, we have sent home a video and let them look at what they are expected to bid on and set some parameters on bidding.

Member Bilotta left at 11:30 a.m.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-five.

No negative votes.

**RESOLUTION #09-181 IS AMENDED.**

Member Gould made a motion, seconded by Member Stewart, to approve Resolution #09-181 as amended.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-five.

No negative votes.

**RESOLUTION #09-181 IS APPROVED AS AMENDED**

Member Gould presented Resolution #09-182, Ordinance Amending Will County Code of Ordinances Chapter 93 Pertaining to Nuisance Fires.

Member Gould made a motion, seconded by Member Singer, to remand Resolution #09-182 back to committee.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-five.

No negative votes.

**RESOLUTION #09-182 IS REMANDED BACK TO COMMITTEE.**

County Executive Walsh asked if Member Gould would like to give any explanation, briefly.

Member Gould stated this resolution needs further review as there were two amendments in the last committee meeting. The amendments were included in the resolution today and there was strong objections voiced this morning.

Member Gould presented Resolution #09-183, Authorizing the County Executive to Execute a Disaster Community Services Grant Agreement with the Illinois Department of Human Services.



**Public Health and Safety Committee  
Resolution #09-183**

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

**AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A  
DISASTER COMMUNITY SERVICES GRANT AGREEMENT  
WITH THE ILLINOIS DEPARTMENT OF HUMAN SERVICES**

WHEREAS, the County of Will experienced heavy rainfall and flooding in September, 2008 which resulted in a Presidential disaster declaration, and

WHEREAS, the disaster caused significant property damage and caused disruptions to the lives of many Will County citizens, and

WHEREAS, the Illinois Department of Human Services (IDHS) is administering the Disaster Social Services Block Grant Program, a program of the U.S. Department of Health and Human Services to help meet ongoing and unmet social service needs of disaster victims, and

WHEREAS, IDHS has allocated \$260,892.89 to Will County for use in applicable program areas either directly, or as may be delivered through eligible units of local government or non-profit agencies that serve Will County residents, and

WHEREAS, appropriate and eligible expenses may be reimbursed through this grant for such expenses that have been incurred since September 13, 2008 or that may continue to be incurred through September 30, 2010.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the County Executive to execute the FY 2009 Disaster Community Services Grant Agreement with the Illinois Department of Human Services.

BE IT FURTHER RESOLVED, that the Will County Emergency Management Director is designated to administer the grant for the reimbursement of eligible expenses incurred by Will County offices and departments, local units of government, and non-profit agencies.

Adopted by the Will County Board this 18<sup>th</sup> day of June, 2009.

Vote: Yes\_\_\_\_ No\_\_\_\_ Pass\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh

## Will County Executive

Member Gould made a motion, seconded by Member Goodson, Resolution #09-183 be approved.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-five.

No negative votes.

RESOLUTION #09-183 IS APPROVED

Member Riley left at 11:35 a.m.

Member Rozak left at 11:35 a.m.

**LEGISLATIVE COMMITTEE**  
**Lee Goodson, Chairman**

Member Goodson stated, thank you County Executive Walsh. I have no resolutions today. Earlier this month, several County Board Members, Members Moustis, Bilotta, Wilhelmi, Stewart, Brian Smith, Kusta, and staff members Mr. Nick Palmer, and Mr. Bruce Friefeld all attended the large urban caucus NACO Conference in Washington D.C. We did spend the day meeting with various Senators and Congress People, we did talk about JENACO Initiatives but our Lobbyist Mr. Smith was able to set up some appointments with us the following day with our own Will County Representatives. We discussed many of our Will County initiatives, the initiatives that we submitted and that several were filed on our behalf and then those of the up and coming transportation re-authorization safety move. Shortly after returning, we did get notice from our Lobbyist that Congresswoman Halvorson is earmarked for \$550, 000 for the Ridgewood Project had passed the sub-committee interior environment and related agencies appropriation sub-committee. So we are very hopeful and our Lobbyist feels very positive that this will move forward and keep that earmarked. We can expect some good things in the future, I hope. On the State level, the State Legislator did adjourn on the 31<sup>st</sup> as expected; they did not pass an income tax hike like we were all kind of expecting. The budget that was passed was only funded at 50% of that of what was proposed and there are ongoing meetings between the leadership and the state just to discuss future of the budget and also the budget shortfall of 9 million dollar deficit. As of yesterday, I know there was a leadership meeting. The Legislature will reconvene in Springfield next Tuesday and at least they will try to address the budget issues. What I understand is there is still not an appetite for any type of a tax hike that has been composed; whether or not that will be negotiated I don't know. I do understand that regardless of whether there is a tax hike or not, there will be cuts and we will feel some of the pain from those cuts. I think the predominating area in Will County that will be affected will be our Health Department and Judge Liserow alluded to that in the Tobacco Ordinance discussion. Our mental health services, our substance abuse services that are currently being provided by the Health

Department are in mind for some drastic cuts. Hopefully, it won't be as bad as it is being anticipated but we will keep an eye on it and move forward. One bill that the County has taken a great deal of interest in and I think we are the only County in the state that has taken an interest in it or even in this area is the Senate Bill 1607. I know that all of you have heard me talk about it over and over and you are dreaming about Senate Bill 1607 but this is the construction debris bill that construction debris will be committed to be placed in quarries, unlined quarries. In Will County we have nine of these; we have the largest number of quarries of any County that stands to be affected by this Legislation. We did oppose it and several County Board Members went to Springfield to meet with the proponents of this Bill. I think we all feel a little more comfortable after having this conversation and came back with the intent of removing any opposition but we certainly were not going to come out and support it. Some important things were in place that the County would get oversight because we were a delegate County. It just turned out that it wasn't true. Fortunately, the language in that Bill has been shelled and there has been some attention from the Attorney General's Office. I think that it is possible that we could get that language amended and so our intent is to move forward by holding some public hearings in Will County, bringing some of the stake holders to the public hearing to testify both in support of the Bill as well as opposed. There seems to be some very serious environmental issues that nobody is paying attention to because these are unlined quarries where contaminants can leak into our water shed potentially, we can't think short term. We have to think long term for Will County, not everybody is on the Chicago water line, a lot of people still depend a great deal in our County on the water shed and our intention is to keep it safe. As we proceed with that everybody will be kept completely informed but I encourage everybody to get involved with this issue and educate themselves so we can protect our residents for the future. That concludes my report, does anyone have any questions?

## **CAPITAL IMPROVEMENTS COMMITTEE**

**Charles Maher, Chairman**

Member Maher stated I have no major report to do today but I do want to thank the County Executive's Office and the Executive's Committee for working on Capital and being able to bring forward this analysis that we are a facility analysis and we are going to be going into the next over 6 to 12 months. Hopefully, the 6 months versus the 12 months and we want to be able to make sure that everybody is ready and willing to open up their doors and their time to be able to get this done quickly so that we can move forward with this strategic plan during the winter and spring months. Thank you.

## **EXECUTIVE COMMITTEE**

**James Moustis, Chairman**

Member Moustis presented Resolution #09-184, Replacement Hires for Sunny Hill Nursing Home.



**Executive Committee  
Resolution #09-184**

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

**REPLACEMENT HIRES FOR  
SUNNY HILL NURSING HOME**

WHEREAS, in accordance with 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.

BE IT FURTHER RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set forth 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 18<sup>th</sup> day of June, 2009.

Vote: Yes\_\_\_ No\_\_\_ Pass\_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Moustis made a motion, seconded by Member May, Resolution #09-184 be approved.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-five.

No negative votes.

RESOLUTION #09-184 IS APPROVED.

Member Moustis presented Resolution #09-185, Replacement Hires for Purchasing and Highway Departments



**Executive Committee  
Resolution #09-185**

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

**REPLACEMENT HIRES FOR  
PURCHASING AND HIGHWAY DEPARTMENTS**

WHEREAS, in accordance with 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 Purchasing and Highway Departments 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 Purchasing and Highway Departments.

BE IT FURTHER RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set forth 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 18<sup>th</sup> day of June, 2009.

Vote: Yes\_\_\_ No\_\_\_ Pass\_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Moustis made a motion, seconded by Member Laurie Smith, Resolution #09-185 be approved.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-five.

No negative votes.

RESOLUTION #09-185 IS APPROVED.

Member Moustis presented Resolution #09-186, Replacement Hires for Supervisor of Assessments



**Executive Committee  
Resolution #09-186**

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

**REPLACEMENT HIRE FOR  
THE OFFICE OF SUPERVISOR OF ASSESSMENTS**

WHEREAS, in accordance with 35 ILCS 200/3-40, the Supervisor of Assessment may, with the advice and consent of the County Board, appoint necessary deputies and clerks, their compensation to be fixed by the county board and paid by the county, (emphasis added), and

WHEREAS, the Will County Supervisor of Assessments has presented the attached list for 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 35 ILCS 200/3-40, does hereby concur with the action of its Executive Committee and the Supervisor of Assessments and gives its consent to the list of names attached to this resolution for the Supervisor of Assessments Office.

BE IT FURTHER RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set forth 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 18<sup>th</sup> day of June, 2009.

Vote: Yes\_\_\_ No\_\_\_ Pass\_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Moustis made a motion, seconded by Member Brian Smith, Resolution #09-186 be approved.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-five.

No negative votes.

RESOLUTION #09-186 IS APPROVED.

Member Moustis presented Resolution #09-187, Extending the Filing Deadline for the Senior Citizen Assessment Freeze Homestead Exemption.



**Executive Committee  
Resolution #09-187**

**RESOLUTION OF THE COUNTY BOARD  
WILL COUNTY, ILLINOIS  
Extending the Filing Deadline for the  
Senior Citizen Assessment Freeze Homestead Exemption**

WHEREAS, in compliance with the Illinois Compiled Statutes (35 ILCS 200/15-172), the filing deadline for the Senior Citizen Assessment Freeze Homestead Exemption (SCAFHE) is July 1, 2009, and

WHEREAS, the Supervisor of Assessments has requested the County Board extend the filing deadline to October 1, 2009, to allow her office and the Board of Review time to process any new applicants, and

WHEREAS, based upon recommendations made at Committee and reviewing the Illinois Compiled Statutes (35 ILCS 200/15-172), the Executive Committee approves the recommendation to extend the Senior Citizen Assessment Freeze Homestead Exemption filing deadline to October 1, 2009.

NOW, THEREFORE, BE IT RESOLVED that the Will County Board authorizes the extension of the filing deadline to October 1, 2009 for the Senior Citizen Assessment Freeze Homestead Exemption.

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 18<sup>th</sup> day of June, 2009.

Vote: Yes\_\_\_ No\_\_\_ Pass\_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Moustis made a motion, seconded by Member Wilhelmi, Resolution #09-187 be approved.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-five.

No negative votes.

**RESOLUTION #09-187 IS APPROVED.**

Member Moustis stated before I go on to the next resolution I want to mention to all seniors, please see if you are eligible for the senior freeze. The income tolerance has been changed and I believe we are up to \$55,000 now, so that may qualify some additional seniors for a freeze. So if you don't have the freeze currently, please take a look to see if you qualify. Those of you who know seniors out there who may not be aware of the freeze, ask your senior neighbors to see if they have applied for the freeze. A little relief for our senior citizens in tough times.

Member Moustis presented Resolution #09-188, Authorizing the County Executive to Execute Workforce Investment Board Youth Program Contract with Learning and Skills Center.



**Executive Committee  
Resolution #09-188**

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

**AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE WORKFORCE  
INVESTMENT BOARD YOUTH PROGRAM CONTRACT WITH LEARNING AND  
SKILLS CENTER**

WHEREAS, the Workforce Investment Board is seeking professional services to develop programs targeted to youth, and

WHEREAS, the Workforce Investment Manager has recommended that a professional services contract be executed with Learning and Skills Center, and

WHEREAS, based upon recommendations made, the Executive Committee concurs with the Workforce Investment Board Manager & Workforce Investment Council's recommendations to authorize the County Executive to execute a professional services contract with Learning and Skills Center.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes and directs the Will County Executive to execute a professional services contract, for the period July 1, 2009 through and including June 30, 2010, with a maximum payment to the Program Provider of \$260,800.00, in the form as substantially contained in the attached contract with Learning and Skills Center.

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

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

BE IT FURTHER RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set forth 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 18<sup>th</sup> day of June, 2009.

Vote: Yes \_\_\_ No \_\_\_ Pass \_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Moustis made a motion, seconded by Member May, Resolution #09-188 be approved.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-five.

No negative votes.

RESOLUTION #09-188 IS APPROVED.

Member Moustis presented Resolution #09-189, Authorizing the County Executive to Execute Workforce Investment Board Youth Program Contract with Joliet Junior College.



**Executive Committee  
Resolution #09-189**

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

**AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE  
WORKFORCE INVESTMENT BOARD YOUTH PROGRAM CONTRACT  
WITH JOLIET JUNIOR COLLEGE**

WHEREAS, the Workforce Investment Board is seeking professional services to develop programs targeted to youth, and

WHEREAS, the Workforce Investment Manager has recommended that a professional services contract be executed with Joliet Junior College, and

WHEREAS, based upon recommendations made, the Executive Committee concurs with the Workforce Investment Board Manager & Workforce Investment Council's recommendations to authorize the County Executive to execute a professional services contract with Joliet Junior College.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes and directs the Will County Executive to execute a professional services contract, for the period July 1, 2009 through and including June 30, 2010, with a maximum payment to the Program Provider of \$535,485.00, in the form as substantially contained in the attached contract with Joliet Junior College.

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

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

BE IT FURTHER RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set forth 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 18<sup>th</sup> day of June, 2009.

Vote: Yes \_\_\_ No \_\_\_ Pass \_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Moustis made a motion, seconded by Member Wisniewski, Resolution #09-189 be approved.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, May,

Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-five.

No negative votes.

RESOLUTION #09-189 IS APPROVED.

Member Moustis presented Resolution #09-190, Authorizing the County Executive to Execute Workforce Investment Board Youth Program Contract with Education Service Network.



**Executive Committee  
Resolution #09-190**

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

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

WHEREAS, the Workforce Investment Board is seeking professional services to develop programs targeted to youth, and

WHEREAS, the Workforce Investment Manager has recommended that a professional services contract be executed with Education Service Network, and

WHEREAS, based upon recommendations made, the Executive Committee concurs with the Workforce Investment Board Manager & Workforce Investment Council's recommendations to authorize the County Executive to execute a professional services contract with Education Service Network.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes and directs the Will County Executive to execute a professional services contract, for the period July 1, 2009 through and including June 30, 2010, with a maximum payment to the Program Provider of \$399,910.00, in the form as substantially contained in the attached contract with Education Service Network.

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

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

BE IT FURTHER RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set forth 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 18<sup>th</sup> day of June, 2009.

Vote: Yes \_\_\_ No \_\_\_ Pass \_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Moustis made a motion, seconded by Member Kusta, Resolution #09-190 be approved.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-four.

Voting Abstain: May. Total: one.

No negative votes.

RESOLUTION #09-190 IS APPROVED.

Member Moustis presented Resolution #09-191, Authorizing the County Executive to Execute Workforce Investment Board Contract with R.R. Donnelley Logistics.



**Executive Committee  
Resolution #09-191**

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

**AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE WORKFORCE  
INVESTMENT BOARD CONTRACT WITH R.R. DONNELLEY LOGISTICS**

WHEREAS, the Workforce Investment Manager has recommended that a professional services contract be executed with R.R. Donnelley Logistics for a local business grant for employee training in transportation and logistics in the amount of \$25,160.00, and

WHEREAS, the Executive Committee concurs with the Workforce Investment Board's recommendation to authorize the County Executive to execute a professional services contract with R.R. Donnelley Logistics for a local business grant for employee training in transportation

and logistics, in the amount of \$25,160.00, for the contract term of June 29, 2009, through and including December 29, 2009.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes and directs the Will County Executive to execute a professional services contract with R.R. Donnelley Logistics for a local business grant for employee training in transportation and logistics, in the amount of \$25,160.00, for the contract term of June 29, 2009, through and including December 29, 2009.

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

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

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 18<sup>th</sup> day of June, 2009.

Vote: Yes \_\_\_ No \_\_\_ Pass \_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultzs Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Moustis made a motion, seconded by Member Stewart, Resolution #09-191 be approved.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-five.

No negative votes.

RESOLUTION #09-191 IS APPROVED.

Member Moustis presented Resolution #09-192, Authorizing the County Executive to Execute Workforce Investment Board Work Certified Program Contract with Joliet Junior College.



**Executive Committee  
Resolution #09-192**

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

**RE: AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE WORKFORCE  
INVESTMENT BOARD WORK CERTIFIED PROGRAM  
CONTRACT WITH JOLIET JUNIOR COLLEGE**

WHEREAS, the Workforce Development Board is seeking professional services to develop programs targeted for work development, and

WHEREAS, the Workforce Investment Manager has recommended that a professional services contract be executed with Joliet Junior College, and

WHEREAS, based upon recommendations made the Executive Committee concurs with the Workforce Investment Board Manager & Workforce Investment Council's recommendations to authorize the County Executive to execute a professional services contract with Joliet Junior College.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes and directs the Will County Executive to execute a professional services contract, for the period July 1, 2009 through and including June 30, 2010, with a maximum payment to the Program Provider of \$14,400.00 per class with a minimum of 12 classes offered during the contract period. The funding level for the minimum number of classes is \$172,800.00 to a maximum level of \$360,000.00, as described in the attached contract with Joliet Junior College.

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

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

BE IT FURTHER RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set forth 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 18<sup>th</sup> day of June, 2009.

Vote: Yes \_\_\_ No \_\_\_ Pass \_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Moustis made a motion, seconded by Member Laurie Smith, Resolution #09-192 be approved.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-five.

No negative votes.

RESOLUTION #09-192 IS APPROVED.

Member Moustis presented Resolution #09-193, Authorizing the County Executive to Execute a Consortium Agreement for the Neighborhood Stabilization Grant Program Competitive Application Program from the U.S. Department of Housing & Urban Development.



**Executive Committee  
Resolution #09-193**

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

**A Resolution Authorizing the County Executive to Execute a  
Consortium Agreement for the Neighborhood Stabilization Grant Program  
Competitive Application Program from  
the U.S. Department of Housing and Urban Development**

WHEREAS, the Will County Board approved prior Resolutions amending the Year 2008 Action Plan and Consolidated Plan to participate in the NSP Grant Program; and

WHEREAS, the Will County Board now authorizes the County Executive to execute a Consortium Agreement with other counties and municipalities within the Northern Illinois Region for NSP II funding.

NOW THEREFORE, BE IT RESOLVED BY THE WILL COUNTY BOARD THAT:

SECTION 1: The Will County Executive be authorized to execute a Consortium Agreement along with municipalities as per attached.

SECTION 2: This Resolution and every provision thereof shall be separable and the invalidity of any portion shall not affect the validity of the remainder.

SECTION 3: All Resolutions or parts thereof, in conflict herewith, are hereby repealed.

SECTION 4: This Resolution shall take effect following its passage, approval, adoption, recording, inspection and publication, as may be required by law.

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

Adopted this 18th day of June, 2009.

VOTE: Yes \_\_\_\_\_ No: \_\_\_\_\_ Pass: \_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Moustis made a motion, seconded by Member Winfrey, Resolution #09-193 be approved.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-five.

No negative votes.

RESOLUTION #09-193 IS APPROVED.

Member Moustis presented Resolution #09-194, Placing Moratorium on the Issuance of Permits for Digital Billboards.



**Executive Committee  
Resolution #09-194**

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

**PLACING MORATORIUM ON THE ISSUANCE OF  
PERMITS FOR DIGITAL BILLBOARDS**

WHEREAS, the Will County Land Use Department has been confronted with an application for a digital billboard, which is new technology that is not specifically addressed in the Will County Zoning Ordinance, and

WHEREAS, in consultation with the State’s Attorney’s Office and the Will County Executive’s Office, the Land Use Department has expressed a desire to be proactive and develop regulations regarding digital billboards that address industry standards and public safety issues in a thoughtful and consistent manner, and

WHEREAS, in order to allow sufficient time to develop regulations and guidelines for digital billboards, the Will County State’s Attorney’s Office has requested the Will County Board consider passing a moratorium on the issuance of permits for digital billboards for a term of six months.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby concurs with the recommendation of the Will County State’s Attorney’s Office and passes a moratorium on the issuance of permits for digital billboards for a period of six months from the date of the passing of this resolution.

BE IT FURTHER RESOLVED, the specific permit for a digital billboard located on Illinois Rt. 59, PIN 07-01-27-101-031 that is presently pending before the Land Use Department would not be subject to this moratorium.

BE IT FURTHER RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set forth 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 18<sup>th</sup> day of June, 2009.

Vote: Yes\_\_\_ No\_\_\_ Pass\_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Moustis made a motion, seconded by Member Wisniewski, Resolution #09-194 be approved.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-five.

No negative votes.

RESOLUTION #09-194 IS APPROVED.

Member Moustis stated I might point out we are putting a moratorium on digital billboard signs to allow our staff and Land Use Committee goes through to amend our Ordinance to address the digital billboard signs, so we are going to address it.

Member Moustis presented Resolution #09-195, Authorizing the County Executive to Execute a Professional Services Agreement for a Facility Needs Analysis with Wight & Company.



**Executive Committee  
Resolution #09-195**

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

**Authorizing County Executive to Execute a Professional Services  
Agreement for a Facility Needs Analysis with Wight & Company**

WHEREAS, Will County desires to conduct a comprehensive facility needs analysis; and

WHEREAS, on April 16, 2009, the Will County Board directed the County Executive to begin negotiations with Wight & Company for fair and reasonable compensation, taking into account the estimated value, scope, complexity and professional nature of the services to be rendered in conducting a comprehensive facility needs analysis; and

WHEREAS, the County Executive's Office has completed a successful negotiation process with Wight & Company and recommended to the Will County Executive Committee that the County Executive be authorized to execute a contract with Wight & Company based upon the attached June 10, 2009, Facility Services Proposal from Wight & Company.

NOW ,THEREFORE, BE IT RESOLVED, that the Will County Board concurs with the recommendation and hereby authorizes the County Executive to execute a professional services contract with Wight & Company to conduct a comprehensive facility needs analysis based upon the attached June 10, 2009 Facility Services Proposal from Wight & Company.

BE IT FURTHER RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set forth 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 18<sup>th</sup> day of June, 2009.

VOTE: YES: \_\_\_\_\_ NO: \_\_\_\_\_ PASS: \_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Nancy Schultz Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Lawrence M. Walsh  
Will County Executive

Member Moustis made a motion, seconded by Member Maher, Resolution #09-195 be approved.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-five.

No negative votes.

RESOLUTION #09-195 IS APPROVED.

Member Moustis stated before I move on I want to commend the Executive's Office, Chairman Maher of the Capital Improvement's Committee under the leadership of Member Maher who continually pushed to try and move this forward. We have had these efforts in the past, but I have confidence that Member Maher and the Executive's Office and all of our consultants. We are finally getting over this hump and get a plan to start moving forward for the Will County Residents. Keep up the work and the persistence. We have been down this battle before, let's see if we can (inaudible).

**APPOINTMENTS BY COUNTY EXECUTIVE**

Member Moustis presented the appointments by the County Executive.

**LAWRENCE M. WALSH**  
WILL COUNTY EXECUTIVE

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

Phone (815) 774-7480

Fax: (815) 740-4600

**APPOINTMENTS BY THE WILL COUNTY EXECUTIVE**

**June 2009**

**Bonnie Brae Forest Manor Sanitary District**  
**70 ILCS 2805**

\*Currently serviced by the City of Lockport

**Robert Casagrande**

302 McCameron Ave. – Lockport, IL 60441

Re-appointment term to expire June 1, 2012

\*\*Mr. Casagrande is a resident of the district and qualified to serve.

**Board member information -- 70 ILCS 2805/3 (a-b)**

(a) A board of trustees, consisting of 3 members, for the government, control, and management of the affairs and business of each sanitary district organized under this Act shall be created by appointment as provided in paragraph (b) of this Section or by election as provided in Sections 3.1 and 3.2.

(b) Within 60 days after the organization of a sanitary district, the presiding officer of the county board with the advice and consent of the county board shall appoint 3 trustees, all of whom shall be residents of such sanitary district, who shall hold their offices respectively, next after their appointment and until their successors are elected and qualified.

*Submitted to Will County Board May 20, 2009*



**LAWRENCE M. WALSH**  
WILL COUNTY EXECUTIVE

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

**APPOINTMENTS BY THE WILL COUNTY EXECUTIVE**

**June 2009**

**Will County Board of Health**

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

**Ronald Cornelius**

5102 Woodmere Ct., Plainfield, IL 60586  
Re-appointment – term to expire June 1, 2012

**John Galvan**

749 Rosanne Street, Lockport, IL 60441  
Re-appointment – term to expire June 1, 2012

**Donald Gould**

21339 S. Redwood Lane, Shorewood, IL 60404  
Re-appointment – term to expire June 1, 2012

**Judith McDonald**

436 Doral Terrace, University Park, IL 60466  
Re-appointment – term to expire June 1, 2012

**Dr. Thomas Streitz**

1711 Campbell St., Joliet, IL 60435  
Re-appointment - term to expire June 1, 2012

**Board member requirements**

55 ILCS 5/5-25012

“...At least 2 members of each county board of health shall be physicians licensed in Illinois to practice medicine in all of its branches and at least one member shall be a dentist licensed in Illinois ... In counties with a population over 500,000 two members shall be chosen from the county board or the board of county commissioners as the case may be...”

\*Submitted to Will County Board May 20, 2009

**LAWRENCE M. WALSH**  
**WILL COUNTY EXECUTIVE**

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**APPOINTMENTS BY THE WILL COUNTY EXECUTIVE**

**June 2009**

**Will County Planning & Zoning Commission**

*55 ILCS 5/5-12010 & Will County Zoning Ordinance Section 14.4-1*

**Kimberly Mitchell – Southwestern area**

24630 S. Tryon Street, Channahon, IL 60410

New appointment – Replaces William Weidling (resigned his position)

Term expires September 1, 2012 (filling out the remainder of Mr. Weidling's current term)

\*\*Ms. Mitchell is a resident of the Southwestern area of Will County and is qualified to serve.

**Commission qualifications (PZC By-Laws ---- Article III – Membership)**

**Section I. Members.** The PZC shall consist of seven (7) voting members appointed by the County Executive and confirmed by the County Board. A quorum shall consist of five (5) members.

**Section II. Geographical Territories.** In order to provide broadly-based and representative participation in its deliberations and recommendations, subsequent members of the PZC shall be appointed from among residents of Will County as follows:

- A. One (1) member from each of the five (5) geographical areas of Will County designated as:
  - i. The **Northwestern area**, consisting of the Townships of Wheatland, DuPage, Plainfield, Lockport, Troy and Joliet;
  - ii. The **Southwestern area**, consisting of the Townships of Channahon, Jackson, Wilmington, Florence, Reed, Custer and Wesley;
  - iii. The **Northcentral area**, consisting of the Townships of Homer, New Lenox, and Frankfort;
  - iv. The **Southcentral area**, consisting of the Townships of Manhattan, Green Garden, Wilton, and Peotone;
  - v. The **Eastern area**, consisting of the Townships of Monee, Crete, Will and Washington.
  
- B. Two (2) members from any of the five (5) designated geographical areas of Will County, except that such members may not be from the same Township as any other serving member, and that none of the five (5) designated geographical areas of Will County shall be represented by more than two (2) of the seven (7) PZC members.
  
- C. All five (5) designated geographical areas of Will County shall be represented on the PZC, before any such areas may be represented by a second member.

*Submitted to the Will County Board May 20, 2009*

## APPOINTMENTS BY THE WILL COUNTY EXECUTIVE

June, 2009

### Commuter Rail Board (METRA) Board – Will County Appointment

(70 ILCS 3615/Art. III-B heading)

#### ARTICLE III-B COMMUTER RAIL DIVISION

**John Partelow**

#### 4 Year Term

#### Board member requirements

b) After April 1, 2008 the governing body of the Commuter Rail Division shall be a board consisting of 11 directors appointed, pursuant to Sections 3B.03 and 3B.04, as follows:

3) One Director shall be appointed by the Will County Executive with the advice and consent of the Will County Board and shall reside in Will County. To implement the change in appointing authority under this Section, upon the expiration of the term of or vacancy in office of the Director appointed under item (2) of subsection (a) of this Section who resides in Will County, a Director shall be appointed under this subparagraph.

c) No director, while serving as such, shall be an officer, a member of the board of directors or trustee or an employee of any transportation agency, or be an employee of the State of Illinois or any department or agency thereof, or of any unit of local government or receive any compensation from any elected or appointed office under the Constitution and laws of Illinois.

(d) Each appointment made under subsections (a) and (b) of this Section and under Section 3B.03 shall be certified by the appointing authority to the Commuter Rail Board which shall maintain the certifications as part of the official records of the Commuter Rail Board.

(Source: P.A. 95-708, eff. 1-18-08.)

Sec. 3B.03. Terms, Vacancies. Each director shall be appointed for a term of 4 years, and until his successor has been appointed and qualified. A vacancy shall occur upon the resignation, death, conviction of a felony, or removal from office of a director. Any director may be removed from office upon the concurrence of not less than 8 directors, on a formal finding of incompetence, neglect of duty, or malfeasance in office. Within 30 days after the office of any director becomes vacant for any reason, the appropriate appointing authorities of such director, as provided in Section 3B.02, shall make an appointment to fill the vacancy. A vacancy shall be filled for the unexpired term.

(Source: P.A. 95-708, eff. 1-18-08.)

Member Moustis made a motion, seconded by Member Adamic, to approve Appointments by the County Executive.

Voting Affirmative were: Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, Riley, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, May, Rozak, Konicki, Seiler, Brooks, Stewart, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty-five.

No negative votes.

APPOINTMENTS BY THE COUNTY EXECUTIVE HAVE BEEN APPROVED.

### **ANNOUNCEMENTS BY COUNTY BOARD CHAIRMAN**

#### **Jim Moustis**

Member Moustis announced I have already taken up a lot of time today and I was hoping we would get finished before noon and we are close. I think we will probably accomplish that. Sox won, even though there is a game today. This is the Chairman's comments. If the Cubs work hard, they might score more. I would love to see the Cubs do well also, since I am a Sox fan. With these situations, I have to be a Sox fan, I have no further comments today except, County Executive Walsh, has the rain been good or bad for the Agricultural Community?

County Executive Walsh responded depending on what day it is, difficult and challenging.

Member Moustis replied everyone had to feel it. Everyone have a great day.

### **ANNOUNCEMENTS BY LEGISLATIVE MAJORITY LEADER**

#### **Jim Bilotta**

No report.

### **ANNOUNCEMENTS BY LEGISLATIVE MINORITY LEADER**

#### **Walter Adamic**

Member Adamic stated thank you County Executive Walsh and may the best team win and welcome to CL County. To go over some things we had today, the senior citizen homestead exemptions, the date being moved back to the 1<sup>st</sup> of October, I would urge all of our seniors throughout our community to contact the County if it will benefit them. Also, we have had some good positive things happen with the Conservation Design Ordinance and a hats off to our Land Use Department with the diligent work that they did and also to Member Weigel's Land Use Committee and the people who sit on that committee as well. Regulating tobacco, as the kids can see, sometimes getting involved in civics can be a long arduous process but I know there were some concerns, myself included and some of the people on our side of the isle as well. I do

applaud their civic involvement, it gets our youngsters involved in the community. They learn the lessons that are there to be learned from getting involved and all this over a cause. I applaud them for that, irrespective of how we all may feel on that. The last thing, we are all going to be celebrating something in a few days, Father's Day. I am not someone who gets all warm and mushy all the time but you can go and say all kinds of nice things and so forth, but the best thing you can tell your dad is you love him and spend some time with him. I urge all in this room that part of the reason that we are here is because of our dad and our fathers and the upbringing that they helped with. Happy Father's Day to all those who are fathers. Thank you.

County Executive Walsh announced thank you Member Adamic for the warm and mushy, you are right on target. May and June is graduation months, we have a young man here who is actually working here today, Alex Hoffmeier. He has been running the camera and he has received his Bachelor of Arts in Digital Cinema from DePaul University. We have a real professional in the house now.

County Executive stated we will stand at recess until Thursday, July 16, 2009 at 9:30 A.M.