

THURSDAY, DECEMBER 17, 2009  
NINE THIRTY A.M.

UNITED STATES OF AMERICA  
STATE OF ILLINOIS  
COUNTY OF WILL

County Executive Walsh called the meeting to order.

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

Member May introduced Father Chris Groh, St. Mary Nativity in Joliet to deliver the invocation. She also wished Father Chris Groh and everyone in the room a Merry Christmas.

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

Absent: Riley and Konicki. Total: Two.

COUNTY EXECUTIVE WALSH DECLARED A QUORUM PRESENT.

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

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

No negative votes.

THE CERTIFICATE OF PUBLICATION IS PLACED ON FILE.

Member Seiler made a motion, seconded by Member May, to approve the November 19, 2009 County Board Minutes.

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

No negative votes.

THE MINUTES FOR THE NOVEMBER 19, 2009 COUNTY BOARD MEETING ARE APPROVED.

Elected officials present were: Auditor, Duffy Blackburn; Circuit Clerk, Pam McGuire; County Clerk, Nancy Schultz Voots; County Executive, Larry Walsh; Sheriff, Paul Kaupas; State's Attorney, James Glasgow; and Treasurer, Pat McGuire.

News media present were: 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 they will be able to speak at the appropriate time.

### **HONORARY RESOLUTIONS/PROCLAMATIONS**

County Executive Walsh asked Members Seiler, Winfrey, Dralle and Goodson to come forward to present a Proclamation Recognizing Will-Grundy Center for Independent Living's 20<sup>th</sup> Year of Service and Recognizing Pam Heaven's 20<sup>th</sup> Year as Executive Director.

Member Dralle came forward and stated good morning everyone, good morning Ms. Pam Heavens. We have with us here today some people who would like to make a few comments.

Member Winfrey began those of you who know Ms. Pam Heavens knows she hates being in the spot light, but the spot light is well due. Ms. Pam Heavens has spent twenty years helping to start the center and help keep it on track and help it to survive and to be a beacon of light in a community to provide services for those with disabilities. So I just want to congratulate you Ms. Pam Heavens on twenty years of service and the Will-Grundy Center for Independent Living on twenty years of service. I am thankful to be a part of the Center.

Member Seiler came forward and stated good morning. I was fortunate to have met Ms. Pam Heavens many years ago when I was seeking out some services for both my husband and my son Matthew through the Will-Grundy Center for Independent Living, in addition to having had the opportunity to serve as a member of the Successful Cities Alliance with Ms. Pam Heavens. Over the years I have found myself most humble by Ms. Pam Heaven's accomplishments and that of the Center. Clearly without Ms. Pam Heaven's ongoing oversight and direction, services (inaudible) provided to our disabled community through the Center would be severely hampered. Now, someone asked me to describe Ms. Pam Heavens. (inaudible) These are the following words that come to mind; strong, brilliant, compassionate, accomplished, professional, enthusiastic, determined, dynamic and courageous and in many ways, in my mind anyway, not too far away from superwoman. Congratulations on your 20<sup>th</sup> Anniversary as Executive Director of the Will-Grundy Center for Independent Living. And, this community owes you a huge thank you for all you do and congratulations.

Member Goodson came forward and stated good morning everybody. It's a real honor to be here today to congratulate Ms. Pam Heavens and the Will-Grundy Center for Independent Living for twenty years of service. Twenty years ago when this organization began, Ms. Pam Heavens was a very young woman who has set herself up for one of the biggest challenges of her life, as Director for the Center for Independent Living. And, it didn't come with a manual. There was a lot of trial and error and Ms. Pam Heavens has great fortitude and kept up with the hard work of advocating on behalf of all those with disabilities. I know that the County Board Members are aware of this since we all serve as Forest Preserve Members. But because of the heightened awareness of individuals with disabilities and the attention that Ms. Pam Heavens and the organization have been able to draw to it, the Will County Forest Preserve has done some very cutting edge ideas on making our Forest Preserve ADA accessible. There has been a ten year plan put together by the year 2020 and we're hoping to have all our Forest Preserve Districts ADA accessible and addressing over the 1,000 disparities that have been identified and it's a huge undertaking but we are, if not the first, one of the first, Forest Preserves in the entire State to take on this project. So, it's not by mistake that we are so aware in Will County, the individuals with disabilities that need to be able to have access just like anybody else. I met Ms. Pam Heaven's just five years ago, although it feels like longer. I've never been so impressed with an individual in my entire life. And, one word that wasn't mentioned that would describe her is resourceful. She has the ear of every elected official in Springfield. She doesn't hesitate to pick up the phone and speak to them. And, she conducts ongoing meetings with her elected officials in her Center to talk about the legislative initiative year after year. I have had the great honor of meeting with her five years ago when I began with Tom Cross's office and I couldn't be more impressed with the work that the Center does or the work that Ms. Pam Heavens does. So Pam congratulations, I'm sorry but you're going to have to accept some of the limelight that is shining on you today and has been for the month. Congratulations we're all very proud of the work that you and the Will-Grundy Center for Independent Living do.

Member Dralle stated I get to read the Proclamation soon, but from me to you Ms. Pam Heavens, thank you for being a rising star. Good morning everybody.

### **PROCLAMATION**

#### **CELEBRATING THE 20<sup>TH</sup> ANNIVERSARY OF THE WILL-GRUNDY CENTER FOR INDEPENDENT LIVING**

WHEREAS, the Will-Grundy Center for Independent Living began operating as a non-profit organization in the fall of 1989 with a mission of providing programs and services to persons with disabilities of all types and all ages, and

WHEREAS, Pam Heavens was selected by the charter Board to be the organization's Executive Director in the fall of 1989 and has remained in that capacity for 20 years, and

WHEREAS, Ms. Heavens has performed as an exemplary model of professionalism, reaching out to consumers, agencies, businesses, service providers and elected officials to raise awareness of and support for disability rights and increased accessibility, and

WHEREAS, the staff and Board of Directors of the Center are comprised of a majority of persons with disabilities, allowing for unique peer-focused service delivery, and

WHEREAS, the Center – throughout its 20 year history – has provided information and referral to more than 25,000 individuals with disabilities, as well as peer support, independent living skills training, and a wide range of unique programs, to help disabled persons help themselves; and has created the Accessible Cities Alliance as a private-public partnership to promote accessibility in businesses throughout the region, and

WHEREAS, it has been the mission of the Will-Grundy Center for Independent Living to inform disabled persons of their rights, educate them about their responsibilities, provide support services, promote advocacy, work with the community and elected officials and raise community awareness about disability issues.

NOW, THEREFORE, BE IT PROCLAIMED, that the Will County Board and the Will County Executive hereby congratulate the Will-Grundy Center for Independent Living, a proud United Way agency, on its 20 years of service to the community.

BE IT FURTHER PROCLAIMED, that the Will County Board and the Will County Executive recognize that the Will-Grundy Center for Independent Living has earned a strong reputation as a valuable partner in the process of creating equal rights for all disabled persons.

DATED THIS 17<sup>TH</sup> DAY OF DECEMBER, 2009.

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Lawrence M. Walsh  
Will County Executive

ATTEST:

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

Member Dralle made a motion, seconded by Member Winfrey, Proclamation Celebrating the 20<sup>th</sup> Anniversary of the Will-Grundy Center for Independent Living to be approved.

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

No negative votes.

PROCLAMATION CELEBRATING THE 20<sup>TH</sup> ANNIVERSARY OF THE WILL-GRUNDY CENTER FOR INDEPENDENT LIVING IS APPROVED.

Ms. Pam Heavens came forward and thanked County Executive Walsh, Members Seiler, Winfrey, Dralle and Goodson. She said thank you to my wonderful staff which makes my job so much easier. Also thank you to the Will County Board members. Thank you so much for honoring the Will-Grundy County Center for Independent Living and thank you again for honoring me and everyone have a very Merry Christmas.

Member Konicki arrived at 9:50 a.m.

County Executive Walsh asked Member Adamic to come forward and make a presentation in recognizing Joliet Catholic Academy Class 3A State Volleyball Championship.

Member Adamic came forward and asked Sister Faith Szambelanczyk and Coach Chris Scheibe to step forward along with the team. He continued saying, you know it's always a great thing when a community can celebrate a championship and it's an even greater thing when it's from your home school that you went to. I know there are a few alumni here that went to Joliet Catholic or JCA. He asked them to stand up for a long time, he joked I have four pages. He continued to say that we are truly blessed to have an accomplishment like this for our community. We're going to honor the Joliet Catholic Academy Class 3A State Volleyball Championship.

### **PROCLAMATION**

#### **RE: HONORING JOLIET CATHOLIC ACADEMY CLASS 3A STATE VOLLEYBALL CHAMPIONSHIP**

WHEREAS, it is the intent of the Will County Board and the Will County Executive to recognize outstanding achievements of individuals and organizations in Will County, and

WHEREAS, on November 14, 2009, the Joliet Catholic Academy Angels won the Class 3A state volleyball championship at Illinois State University in Bloomington-Normal, Illinois, beating Breese Mater Dei 25-20 and 25-23, and

WHEREAS, this was the Angel's second straight title, their third since 2003 and is the first team to win back-to-back titles, and

WHEREAS, the team, which finished with a school record of 40-1, was ranked No. 7 in the nation by Prep Volleyball and No. 5 by ESPN Rise, and

WHEREAS, the success earned in this winning season can be attributed to the determination and commitment of Coach Christine Scheibe and all members of the Joliet Catholic Academy Volleyball team.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board and the Will County Executive hereby honor the Joliet Catholic Academy Angels girl's volleyball team for their Class 3A State Championship.

BE IT FURTHER RESOLVED, that Coach Scheibe, the coaching staff, and the members of the Joliet Catholic Academy girls volleyball team be commended for this distinguished honor.

DATED THIS 17<sup>th</sup> DAY OF DECEMBER, 2009.

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LAWRENCE M. WALSH  
WILL COUNTY EXECUTIVE

ATTEST:

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NANCY SCHULTZ VOOTS  
WILL COUNTY CLERK

Member Adamic made a motion, seconded by Member Blackburn, Proclamation Honoring Joliet Catholic Academy Class 3A State Volleyball Championship to be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

PROCLAMATION HONORING JOLIET CATHOLIC ACADEMY CLASS 3A STATE VOLLEYBALL CHAMPIONSHIP IS APPROVED.

Coach Chris Scheibe came forward and she stated that I want to thank you for having us here again today. I had the pleasure of coaching one of the best teams that you will ever see and not only because of their talent, but because of the girls that they are. They truly got along as a team and showed what teamwork can do. And for two years they have been able to basically dominate the State of Illinois in volleyball. I have a few of the girls with me. First, next to me is my Assistant Coach, Katie Drabek. She is a first year Assistant with us. So she kind of stepped into a nice situation. I'm going to let the rest introduce themselves, but we do have Sister Faith Szambelanczyk and Mr. Budz down there, our support from school here recognizing with us. But, I'm gonna let the girls each introduce themselves and tell you kind of what they're headed for in the future.

Jennifer Murphy came forward and stated I am a senior this year and I am a Center on the team. Next year I'm headed to Evansville University in Indiana.

Claire Randich came forward and stated I am also a senior. I'm the middle Hitter and next year I am moving on to Butler University in Indianapolis.

Annemarie Hickey came forward and stated I am also a senior at JCA. Next year I will be moving onto the University of Wisconsin in Madison.

Coach Chris Scheibe stated that Annemarie Hickey was also nominated Gatorade Volleyball Player of the Year.

Katie Schoenstedt came forward and stated I'm also a senior. I was the Defensive Specialist and I'm undecided about College.

Lisa Warren came forward and stated I am also a senior. I play Outside Hitter and I will be moving onto St. Paul University in New Jersey.

Coach Chris Scheibe stated thank you for this award and hopefully we will be back next year for another one.

### **OLD BUSINESS**

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

County Executive Walsh stated that all Resolutions from the November 19, 2009 County Board Agenda have been signed by the County Executive.

### **NEW BUSINESS**

#### **LAND USE PLANNING, ZONING & DEVELOPMENT COMMITTEE Tom Weigel, Chairman**

Member Weigel began his report by stating good morning everybody. I want to wish everyone a Merry Christmas and a Happy New Year.

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, 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 ALL LAND USE CASES IS OPENED AT 10:07 A.M.**

County Executive Walsh announced we are in open Public Hearing. Absolutely no new evidence or information will be allowed once this Land Use Public Hearing is closed. Cases to be heard today are Case #5874-M, #5875-M, #5877-SV2, #5883-MV2 and #5884-V3. We do have one speaker signed up and his name is Mr. Kevin Dryier. Mr. Dryier would you like to come forward.

Kevin Dryier came forward, stated his name and said I live at 20931 W. Ardmore Circle in Plainfield Illinois. My Case is #5884-V3. First, I was laid off almost a year ago, and we purchased a pool to put in over the summer. We just found out the pool would not fit in our yard according to all of the Will County statutes. We called Will County and were told that it would take six months to get a variance for our pool. The fact that I was laid off last summer, and I would have liked to go swimming with my daughters, I made a mistake and I do apologize to the Will County Land Use, and I did put the pool up without a permit. That being said we have paid \$800.00 in just fines alone, on top of all our fees and everything for this pool and for the mistake we have made. We had a survey done because our pool was two feet into the utility easement and the Report came back from staff saying there was no impact on the swale of the easement or drainage in our back yard. So that was taken care of. I have letters that I have given you Board Members in packets stating my neighbors are okay with it. I have another letter here, I'm sorry it did not get in the packet, from my neighbor to the east of me. I got the letter late last night and I could not get it in the packet. If you would like me to read it I would be happy to read it, it's up to you. It is from my neighbor Margalus and she states my name is Elizabeth Margalus. I have lived next door to Kevin and Angela Dryier for the past five years. This past summer they installed a pool in their back yard. I have no problem or issue of them having the pool in their back yard and our yards are side by side with a fence dividing our property. So there is no issue with me or my family with them having a pool.

Kevin Dryier continued saying we paid a lot of money and had to pay for a survey but that was part of me being fined for putting the pool up without a permit. I don't understand what Will County would gain by punishing me twice for the same thing. I've already paid fines in excess of \$800.00. I've paid for my variances and I don't see how it helps Will County in any way to punish me twice for the same thing. I paid my fine...we've done everything we can do. My wife and I walk around the neighborhood with our dog a lot and we see homes that either have gotten variances or are illegal. I'm just asking for the same consideration that you have given other people in the past in Will County and in Lakewood Falls in terms of having pools too close to fences and variances like that. We have gone through the process; we are complying at this point. We are just asking for the same consideration that other people have been given throughout the years in Will County and Lakewood Falls. If there are any questions, I would be happy to answer them right now.

County Executive Walsh asked if anyone had any questions.

Member Konicki asked Mr. Kevin Dryier, I know that someone in your situation gets hit very very hard. You mentioned the \$800.00 in fines. You're also in court, am I correct on that?

Kevin Dryier responded yes I have a court date...I had to get a continuance for a court date because I hadn't gone before the County Board yet and I hadn't been issued a court date. So I had to get a lawyer and get a continuance for that because I hadn't gone before the County Board yet. And, I have a court date on Tuesday regarding this matter.

Member Konicki stated you also had to pay a filing fee in court and attorneys....



Kevin Dryier responded I was brought to Court by Will County Land Use for the pool not being permitted.

Member Konicki stated in terms of having to appear in Court, and retain an attorney...

Kevin Dryier responded I had to incur costs for that to retain an attorney to defend myself in Court.

Member Konicki stated, so it's been a lesson well learned I suppose.

Kevin Dryier stated believe me, anyone that ever asks me, my first point would be you better talk to Will County.

Member Anderson asked to make a brief comment. I'm inclined to give this gentleman his variance, whatever he needs. Land Use is just doing their jobs and they always do a good job. And the problem that we have I think here is that there doesn't seem to be a lot of consistency with the way these things are done. I don't know if it was last month or the month before, there was a case at least on paper seemed identical where somebody built a pool a couple feet in the wrong direction, and it was in Frankfort Square I believe. I don't know if it was one foot or two. In that case we denied it. As I recalled I voted in favor of it, I don't know if anyone else did. Again, my concern is not so much whether he's two feet over or not two feet over or whatever. As long as there is no negative impact I think, I'm fine with what he wants to do. But, there doesn't seem to be a lot of consistency and fairness I think in terms of how we approach these things. So, I don't know if we need to maybe amend the ordinances or what. You know we put Land Use in a difficult position every time this kind of stuff happens because they are just following the rules that we prescribe and I think that maybe going forward we ought to think about reexamining this.

Member Seiler stated I too having spoken to Mr. Kevin Dryier before about the issues and so forth and going back over what past precedents and the terms of actually approving variances for other individuals. Obviously we do have a situation where probably he would have thought differently maybe or the circumstances were a little different maybe Mr. Kevin Dryier would not have acted in such a manner. However the pool is there. Fines have been paid. I don't believe in continuing to punish him. I will be voting for this. I would however, based on our own procedures (inaudible) time frames recommend this ordinance be sent back to specific committee for its review to find out if there is a different manner in which to handle it. Mr. Kevin Dryier came forward in May of 2009 and certainly if it's a six month process to get us to this point it would have been in the midst of winter. So when would a person have to come before us for a project that would certainly come up in the summer months. So again if this is something, again I would recommend sending it back through, at least for our sakes.

Member Adamic stated I agree with Member Seiler's comments that were said. You know for a pool permit to take six months you better start thinking about it right now. For those that are thinking about buying a pool...and whose thinking about buying a pool in December, January or February, to enjoy their pool when it's warm out. It would be nice if we could have some sort of process, an expediting process for some of these items like

this...for pools. It doesn't do the pool business any good I don't think when you have to sell a pool in December, January or February in the cold months. It would be nice if we could work something out. Maybe come up with something, but I don't know what he did. I mean I know he paid a dear price in stress and dollar amount of fines and so forth. So, I'll be a yes vote.

Member Moustis stated first of all the pool permit is not a six month process. If you need a variance it's a six month process. If you don't need a variance, you need a swimming pool permit, go ahead and put your pool up. But very often, people want larger pools that really won't fit in their yard. And, then they need a variance. I want to point out we've only had this Ordinance for nine years. Prior to that there was no pool permitting needed, people just put up their pools in unincorporated areas of Will County. So consequently, there are probably a lot of pools that aren't in compliance. I mentioned to Mr. Curt Paddock our Land Use Director this morning that we need to review this. We need to identify everyone that's in violation and bring them compliant somehow, even if that means grandfathering them in. I think very often in unincorporated areas people don't recognize the fact that they have to get a permit for a pool. We probably need to do a little better job of educating people and pool companies and pool installers should know that they need a permit and whether they're going to need a variance to fit it in their yards. I do believe we need to review this. It was, believe it or not, it was a very heavily debated subject at the time. Probably there was a fairly large percentage of the Board that didn't want permitting for pools. What it really comes down to is a life safety issue. You cannot have pools too close to fences, too close to homes. So there are reasons that we did do the Ordinance and the reason we should take these variances not so lightly is because it is a life safety issue. That's why we did it in the first place and we should continue to try and get him in compliance. I'm gonna vote yes for this gentleman this morning. I feel people have to be patient and if they need a variance, here's your option. You can wait six months or get a smaller pool. So those are my comments this morning and I believe we will be looking at the Ordinance.

Member Laurie Smith, blending off of what Member Moustis just said, I think Mr. Kevin Dryier that if you were advised by the Land Use Department that you could put in a 12 foot pool without any variance, anything, you would just put your pool in and we wouldn't be here talking about it.

Kevin Dryier responded that I purchased a nineteen foot pool and I could not bring it back. It was American Sales, all sales final. And, I was unfortunately stuck with the pool at that point. At first I didn't know I needed a permit and once I found out I could not bring the pool back. I followed my Lakewood Falls Association, my Homeowners Association, that's not the same as yours. And I brought that to their attention that I was kind of being a (inaudible) because really Lakewood Falls Homeowners Association has no way to do anything. I'm through Will County so I know what they have is useless and I probably shouldn't have followed it. My point was that I made a mistake. I have apologized to Will County Land Use if I have insulted them. I have a letter I've written and I probably...I just wanted to swim with my daughter last summer because I was laid off. I had the time to spend with them. The first time in my life...I've worked all this time and I made a bad decision. I did I admit I made a bad decision, I paid, we have paid in stress and money, a lot. I don't see how Will County punishing me twice for the same thing betters Will County.

Member Laurie Smith stated I put it more like its better to ask for forgives than permission.

Mr. Kevin Dryier responded definitely. Yes, I've learned a lot in the last six months...believe me.

Member Rozak stated I voted no at Committee and I'm gonna be a no vote today. The first comment I want to make to Member Seiler is about the six month process. I believe this is the case and also in the letter we have on our desk from Mr. Mike Smetana states the six month process that they tell people is the worst case scenario. And that's because of the state statute that requires so many days publication for the PZC hearing pending on how large their schedule is. And depending on where it falls in our schedule for our Land Use Committee and then when it goes to County Board. So six months is the worst case scenario and I believe it was stated at our meeting that Mr. Kevin Dryier did come in October, the first time. Also as it's stated in this letter he was given several other corrective actions that were available to him but he chose to take his own path. He could have done this as it states in here, there would have been no zoning fees or any fees associated with obtaining a survey. And this was something that he chose to do. It says in our packet here of what we are suppose to look at is the (inaudible) of the owner to recognize the unique circumstances. And it's not; this hardship was created by himself. He asked us for the same consideration we gave everybody else, what we ask his consideration, the same consideration the Land Use Department gives to everybody else. And he chose not to do that. As far as everybody else is doing it...its illegal...everybody else is doing it. Well it's the same thing if you get stopped on I-55 by a trooper you're the one that got caught. Everybody else might be driving 75-80 MPH but unfortunately you're the one that got caught. So I am going to be a no vote today.

County Executive Walsh asked if there were any other comments. Seeing none, thank you. Thank you, Mr. Kevin Dryier.

Mr. Kevin Dryier responded thank you very much.

Does anyone else from the general public wish to speak on any of these cases? Anyone from the general public? Last call for anyone who wishes to speak.

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

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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 CLOSED AT 10:25 A.M.

Member Weigel presented Case #5874-M, a Zoning Map Amendment from A-1 to E-1 in Green Garden Township.



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

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

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

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

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

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

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

**THE WEST 540 FEET OF THE EAST 1260 FEET OF THE SOUTH 605 FEET OF THE SOUTHWEST ¼ OF SECTION 30, TOWNSHIP 34 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, WILL COUNTY, ILLINOIS. CONTAINING 7.50 ACRES, MORE OR LESS.**

**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 by law).

CASE NO: 5874-M

APPELLANT: Patricia G. Roemer, Owner  
Keith Conroy, Coldwell Banker Honig-Bell, Agent

Adopted by the Will County Board this 17th day of December, 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, a Zoning Map Amendment from A-1 to E-1 in Green Garden Township be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

**ZONING MAP AMENDMENT FROM A-1 TO E-1 IN GREEN GARDEN TOWNSHIP IS APPROVED.**

Member Weigel presented Case #5875-M, Zoning Map Amendment from A-1 to E-1 in Washington 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 Washington 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-1**

**THE NORTHWEST ¼ OF THE SOUTHWEST ¼ OF THE SOUTHWEST ¼ OF SECTION 6, TOWNSHIP 33 NORTH, RANGE 14 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 by law).

CASE NO: 5875-M

APPELLANT: Martha Legunas, Owner  
Myles L. Jacobs, Attorney at Law  
Brumund, Jacobs, Hammel, Davidson &  
Andreano, LLC.

Adopted by the Will County Board this 17th day of December, 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 Traynere, Zoning Map Amendment from A-1 to E-1 in Washington Township be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

**ZONING MAP AMENDMENT FROM A-1 TO E-1 IN WASHINGTON TOWNSHIP IS APPROVED.**

Member Weigel presented Case #5877-SV2, Special Use Permit to Allow Two (2) Residences on Two (2) Parcels to be Consolidated into One 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:

**SPECIAL USE PERMIT TO ALLOW TWO (2) RESIDENCES ON TWO (2) PARCELS / LOTS TO**  
**BE CONSOLIDATED INTO ONE (1)**  
**WITH ONE (1) CONDITION**

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.

**LOTS 308 AND 309 IN HIGHLAND PARKSIDE, A SUBDIVISION OF PART OF THE NORTHWEST QUARTER OF SECTION 12, TOWNSHIP 35 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JUNE 9, 1923, IN PLAT BOOK 17, PAGES 40 AND 41, AS DOCUMENT NO. 355753 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 by law).

CASE NO: 5877-SV2 APPELLANT: Krystal View Industries, Inc.  
Raymond Tuminello, President  
Richard Kavanagh, Attorney at Law

Adopted by the Will County Board this 17th day of December, 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 Laurie Smith, Special Use Permit to Allow Two (2) Residences on Two (2) Parcels to be Consolidated into One in Joliet Township be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

**SPECIAL USE PERMIT TO ALLOW TWO (2) RESIDENCES ON TWO (2) PARCELS TO BE CONSOLIDATED INTO ONE IN JOLIET TOWNSHIP IS APPROVED.**

Member Weigel presented Case #5883-MV2, Zoning Map Amendment from R-2 to C-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





No negative votes.

ZONING MAP AMENDMENT FROM R-2 TO C-2 IN FRANKFORT TOWNSHIP IS APPROVED.

Member Weigel stated the next case, Case #5884-V3; this is the case concerning the pool that Mr. Kevin Dryier talked about in Public Hearing. He needs three variances. County Board Members in District 7, where this pool is, are in favor of approving this case. In the past the County has approved several of these cases. I asked staff and they cannot recall when we have not approved one of these cases. I also know of another case that's coming up next month, similar in Frankfort Square asking for the same change. So, I'll start out, the Committee did recommend denial but we did not have the full committee here. The vote was 2 to 3.

Member Weigel presented Case #5884-V3, Variance for Existing Swimming Pool in Side Yard Setback from 10 ft. to 6.77 ft.; Variance for Existing Swimming Pool in Rear Yard Setback from 10 ft. to 6.81 ft.; and Variance for Existing Swimming Pool Setback from House from 12 ft. to 8.47 ft. in Lockport 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 Lockport Township where such area is situated; and

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

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

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

**VARIANCE FOR EXISTING SWIMMING POOL IN SIDE YARD SETBACK FROM 10 FT. TO 6.77 FT.**



Member May stated I sit on the Land Use Committee and I do feel sorry for the homeowner but I think, Member Rozak probably said it best, when we sit on the Committee we want to follow the rules. We want to follow the recommendations and I feel that every time we come back and have to change based on each individual situation then why is it even brought before us. So I'm gonna vote no.

Member Bilotta stated I have a quick comment when we do address this ordinance situation when it goes back to Committee. This is a prime example of where if we would have issued a variance maybe we could have avoided the whole thing and expedited the process. So I would encourage the Land Use Committee to work with staff on working on some sort of level of administrative variances. So, that just makes sense. They are professionals they know what's going on and it would avoid this situation in the future.

Member Anderson stated I want to make one more quick comment sort of a follow up to some of the things that other people have said. I think a couple people said we shouldn't be making exceptions for some people that didn't follow the rules. That's what a variance is; it's an exception to the rules. And, under the current economic climate I hate to impose any more financial hardship on anybody in our County who really, whether they dotted the i's and crossed the t's or not, it doesn't matter in this situation because they are not hurting any of the easements, there's no drainage problems. There's really not gonna be any downside, I think here. Just granting the variance and again, a variance is just that. It's a variance from the normal procedures.

Voting Affirmative were: Bilotta, Adamic, Anderson, Weigel, Dralle, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, Konicki, Seiler, Brooks, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty.

Negative votes: Deutsche, Singer, Laurie Smith, May, Rozak, Stewart. Total: Six

VARIANCE FOR EXISTING SWIMMING POOL IN SIDE YARD SETBACK FROM 10 FT. TO 6.77 FT. IS APPROVED.

Member Weigel made a motion, second by Member Wisniewski Variance for Existing Swimming Pool in Rear Yard Setback from 10 ft. To 6.81 ft. be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Weigel, Dralle, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, Konicki, Seiler, Brooks, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty.

Negative votes: Deutsche, Singer, Laurie Smith, May, Rozak, Stewart. Total: Six

VARIANCE FOR EXISTING SWIMMING POOL IN REAR YARD SETBACK FROM 10 FT. TO 6.81 FT. IS APPROVED.

Member Weigel made a motion, seconded by Member Adamic, Variance for Existing Swimming Pool Setback from House from 12 ft. to 8.47 ft.

Voting Affirmative were: Bilotta, Adamic, Anderson, Weigel, Dralle, Wisniewski, Kusta, Maher, Traynere, Blackburn, Goodson, Brian Smith, Gould, Konicki, Seiler, Brooks, Winfrey, Babich, Wilhelmi and Moustis. Total: Twenty.

Negative votes: Deutsche, Singer, Laurie Smith, May, Rozak, Stewart. Total: Six.

VARIANCE FOR EXISTING SWIMMING POOL SETBACK FROM HOUSE FROM 12 FT. TO 8.47 FT. IS APPROVED.

Member Weigel presented Resolution #09-415, Re: Correction of a Scrivener’s Error (Case 5840-SV).



Land Use and Development Committee  
Resolution #09-415

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

**Correction of a Scrivener’s Error  
(Case 5840-SV)**

WHEREAS, on September 17, 2009, the Will County Board approved, as Case Number 5840-SV, a special use permit to allow storage of cargo containers with seven conditions and a variance to allow cargo container storage location from 1,000’ to 0’ on the existing identified floodplain on property located in Channahon Township, and

WHEREAS, the ordinance prepared for Case Number 5840-SV included condition #6 stating “the cargo containers shall be screened from the public right-of-way and adjacent properties. A landscape plan that meets the requirements of Section 8.3-4 (16) and 8.10 be submitted within 60 days of County Board approval”, and

WHEREAS, that condition #6 should state “the cargo containers shall be screened from the public right-of-way and adjacent properties. A landscape plan that meets the requirements of Section 6.3-4 (16) and 8.10 be submitted within 60 days of County Board approval”, and

WHEREAS, the Land Use and Development Committee of the Will County Board reviewed the matter and determined that the ordinance for the special use permit and variance contains a scrivener’s error.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Will County, Illinois, that the ordinance for the special use permit and variance approved by the Will County Board as Case Number 5840-SV be corrected to state "the cargo containers shall be screened from the public right-of-way and adjacent properties. A landscape plan that meets the requirements of Section 6.3-4 (16) and 8.10 be submitted within 60 days of County Board approval" for condition #6.

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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_.

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

Member Weigel made a motion, seconded by Member Kusta to approve Resolution #09-415.

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

No negative votes.

RESOLUTION #09-415 IS APPROVED.

Member Weigel presented Resolution #09-416, Extending the Moratorium on the Issuance of Permits for Digital Billboards. Member Weigel stated we are still in the process of writing our Ordinance for Digital Billboards and we are not quite done with it, but it will be done in the next few months so I put it down for approval.

Land Use and Development Committee  
Resolution #09-416



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

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

WHEREAS, the Will County Zoning Ordinance does not have regulations and guidelines in place for issuing permits for digital billboards; and

WHEREAS, on June 18, 2009, the County Board passed a resolution placing a six (6) month moratorium on the issuance of permits for digital billboards that will expire December 18, 2009, in order for such regulations and guidelines to be developed and passed by the County Board; and

WHEREAS, the Land Use Department has been diligently working to develop regulations and guidelines for the issuance of permits for digital billboards for the County Board to adopt as part of the Zoning Ordinance, but has not yet finished this task; and

WHEREAS, in order to allow time to sufficiently develop the regulations and guidelines to propose to the County Board for adoption, the Land Use Department and Will County State's Attorney's Office request the Will County Board consider extending the moratorium an additional six (6) months or until the Will County Board adopts an ordinance regulating digital billboards, whichever comes first.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby concurs with the recommendation of the Land Use Department and Will County State's Attorney's Office and passes an extension of the moratorium on digital billboards for a period of an additional six (6) months or until the Will County Board adopts an ordinance regulating digital billboards, whichever comes first.

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

Adopted by the Will County Board this 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_ day of \_\_\_\_\_, 20\_\_\_.

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

Member Weigel made a motion, seconded by Member Rozak to approve Resolution #09-416.

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

No negative votes.

RESOLUTION #09-416 IS APPROVED.

Member Weigel stated that concludes my report.

County Executive Walsh said thank you very much Member Weigel.

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

Member Kusta stated good morning County Executive Walsh and Board Members and everyone in attendance; Merry Christmas to all. Member Kusta presented the following reports to place on file, five to be exact:

1. Report from the Illinois Department of Revenue showing sales tax remitted to Will County for the month of October, 2009 to be \$1,181,294.92. The RTA Tax received is \$1,421,932.75 for a total of \$2,603,227.67.
2. Will County Monthly County Treasurer Report from Will County Treasurer, Pat McGuire, dated November 30, 2009.
3. Will County Quarterly County Treasurer Report from Will County Treasurer, Pat McGuire, dated September 1, 2009 thru November 30, 2009.
4. Will County Semi-Annual County Treasurer Report from Will County Treasurer, Pat McGuire, dated June 1, 2009 thru November 30, 2009.
5. Will County Annual County Treasurer Report from Will County Treasurer, Pat McGuire, dated December 1, 2008 thru November 30, 2009.

Member Kusta made a motion, seconded by Member Adamic, to place the above mentioned correspondence on file

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

No negative votes.



## CORRESPONDENCE IS PLACED ON FILE.

Member Kusta said he would like to invite Auditor Duffy Blackburn down to the podium with his guest for the presentation of the Harris Bank Rebate Check.

Auditor Duffy Blackburn came forward and stated he had two items to present. This morning we're presenting the corporate fund with a check from Harris Bank, BMO Financial Group for a Procurement Card rebate. The Auditor's office's objective and a Procurement Card Program was for providing an efficient cost effective way of purchasing and a Deloitte & Touche study. They show that the difference in cost between a purchase through a written PO and the process it takes was about \$75.00 to \$200.00. Compare it to a pro card just using a card is \$10.00 - \$40.00. The full transaction is almost completely done digitally. The Deputy Auditor, Ms. Cathy Pleasant, has administered this program since 2004 and it has grown in a large way since it was a pilot program of only six users with six cards. She has been working diligently with this program since then. And, all the purchases are included in the Auditor's ongoing Audit of all claims. And, I want to commend this program. It's really a model program. We're proud to have Ms. Cathy Pleasant actually giving two presentations at two national conferences on it. It also was the test program. Will County was the test program for the interface from the BMO data on the procurement card date into our financial system. Improvements to the County's internal processes are happening continuously, but I want to highlight this one and I want to congratulate Ms. Cathy Pleasant and my staff for their great work. And with this year's budget, this check really comes at a great time. And this big check actually helps, every little bit helps. I want to also say that this is the first time in history of the 97 year history of the Auditor's office to generate any revenue. So that is commendable as well. I now want to introduce Mr. Brian Barger, Vice President of Harris Bank in their North American Public Sector and Mr. Hank Gay the Vice President for the Institutional Markets. The check was then presented.

Mr. Brian Barger stated thank you everyone. I appreciate the opportunity to be here today. On behalf of Mr. Hank Gay and myself, Brian Barger, on BMO Financial Group and Harris Bank we are very pleased to present Will County with a check in the amount of \$27,872.60. It really does continue to be a pleasure working with Ms. Cathy Pleasant and Auditor Blackburn over the years capturing (inaudible) efficiencies within the County of Will and at the same time being able to give something back to the County and the communities. So I want to commend them for their excellent efforts on helping run this program. Thank you very much.

Auditor Blackburn presented the second item; this is the Quarterly Financial Report. This is the Pre-Lapse Period Report. If you are looking at it, this has the end game of our fiscal year of 2009. There are three months of entries to be put in so it most likely will be coming back to you again or the new Finance Office will be presenting a full CAAFR report. So thank you again and thanks for giving us the time to present that check.

County Executive Walsh asked if there were any questions for Auditor Duffy Blackburn. We expect you back next month with another check. Member Wilhelmi?

Member Wilhelmi stated that this is more of a comment than a question. The little blue highlights at the top of the columns on your past report indicates that this is now open on the website so we can actually click on for those details.

Auditor Duffy Blackburn responded yes. It is available on the Auditor's website if you go to Auditor, Quarterly Report, and then click on the Quarterly Report you can see all the detail for the specific funds.

Member Wilhelmi stated that is a great addition that you've done. I want to thank you for doing that for making government be more open.

County Executive Walsh stated thank you Member Wilhelmi and Auditor Duffy Blackburn.

Member Kusta presented Resolution #09-417, Rescinding Resolution #09-307 Transferring Appropriations within the County Clerk's Budget.



Finance Committee  
Resolution #09-417

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

**Rescinding Resolution #09-307  
*Transferring Appropriations within the County Clerk's Budget***

WHEREAS, on October 15, 2009, the Will County Board passed Resolution #09-307, transferring appropriations within the County Clerk's Budget, and

WHEREAS, Resolution #09-307 transferred \$25,420.00 from line item 101-45-411-3720 [supplies] to line item 101-45-411-4600 [capital projects], and

WHEREAS, the County Clerk has since determined and advised that the transfer was inappropriate and the \$25,420.00 should remain in line item 101-45-411-3720, and

WHEREAS, based upon the advice and request of the County Clerk and Finance Director, it is in the best interest of the County of Will to rescind Resolution #09-307, and the Will County Board Finance Committee agrees.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby rescinds Resolution #09-307.

BE IT FURTHER RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set forth herein and 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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Kusta made a motion, seconded by Member Brian Smith, Resolution #09-417 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-417 IS APPROVED.

Member Kusta presented Resolution #09-418, Transferring Appropriations with ICT Budget.

Finance Committee  
Resolution #09-418



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

**TRANSFERRING APPROPRIATIONS WITHIN ICT BUDGET**

**WHEREAS**, the ICT Director has requested a transfer of appropriations within his budget, and

**WHEREAS**, the Finance Committee has 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....

**NOW, THEREFORE, BE IT RESOLVED**, that the Will County Board hereby amends its FY2009 Budget, by transferring the following:

<b>From</b>	<b>Amount</b>	<b>To</b>	<b>Amount</b>
101-41-150-2140	\$10,081.33	101-41-150-4600	\$10,081.33

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

**FURTHER BE IT 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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Kusta made a motion, seconded by Member Weigel, Resolution #09-418 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-418 IS APPROVED.

Member Kusta presented Resolution #09-419, Authorizing Emergency Grant to the County Workers' Compensation Fund 205.

Finance Committee  
Resolution #09-419



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

**AUTHORIZING EMERGENCY GRANT TO THE COUNTY  
WORKERS' COMPENSATION FUND (205)**

WHEREAS, throughout the year the County Workers' Compensation Fund (205) experiences shortfalls of available cash to meet the upcoming payments, and in order to build a sufficient cash balance, the Finance Director recommends the following, and

WHEREAS, the County Corporate Fund (101) had a temporary surplus of idle and unencumbered funds in the amount of \$3,000,000, and

WHEREAS, it may be necessary to make an emergency loan of cash from the County Corporate Fund (101) to the County Workers' Compensation Fund (205) in an amount not to exceed \$3,000,000, on a draw-down, as needed basis.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board approves and appropriates the emergency grant of cash from the County Corporate Fund (101) to the County Workers' Compensation Fund (205), in an amount not to exceed \$3,000,000, on a draw down, as-needed basis, to be repaid only upon direction of the Will County Finance Committee.

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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Kusta made a motion, seconded by Member Traynere, Resolution #09-419 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-419 IS APPROVED.

Member Kusta presented Resolution #09-420, Closing Out Victim Witness Fund 240.



Finance Committee  
Resolution #09-420

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

**RE: CLOSING OUT VICTIM WITNESS FUND 240**

**WHEREAS**, the Victim Witness Fund currently has a balance of approximately \$5,900.00, and

**WHEREAS**, the Will County Finance Director recommends and requests permission to close out the Victim Witness Fund 240 and transfer the current balance to the Corporate Fund 101, and

**WHEREAS**, the Finance Committee concurs with the recommendation, and

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Will County Board hereby directs the Will County Auditor and the Will County Treasurer and the Will County Finance Director to transfer the current balance (approximately \$5,900.00) in the Victim Witness Fund [240-44-402-6020 Transfer out/240-10100 Cash] to the Corporate Fund [101-00-000-39101 Transfer in/101-10100 Cash] and close out the Victim Witness Fund.

**BE IT FURTHER RESOLVED**, that the Auditor, Finance Director and Treasurer are authorized to do all that is necessary to effectuate the intent of this resolution,

**BE IT FURTHER RESOLVED**, that the Preamble of this Resolution is hereby adopted as if fully set herein, and 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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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

Member Kusta made a motion, seconded by Member Laurie Smith, Resolution #09-420 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-420 IS APPROVED.

Member Kusta presented Ordinance #09-421, Abating the Taxes Heretofore Levied for the Year 2009 to Pay Debt Service on \$20,000,000.00 Outstanding Principal Amount of General Obligation Bonds (Alternate Revenue Source), Series 2008, of the County of Will, Illinois.



Finance Committee  
Ordinance #09-421

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

**ORDINANCE No. 09-421**

AN ORDINANCE abating the taxes heretofore levied in tax levy year 2009 for the year 2010 to pay debt service on \$20,000,000 outstanding principal amount of General Obligation Bonds (Alternate Revenue Source), Series 2008, of The County of Will, Illinois.

\* \* \*

WHEREAS, the County Board (the "Board") of The County of Will, Illinois (the "County"), by ordinance adopted on the 17<sup>th</sup> day of April, 2008 (the "Bond Ordinance"), did provide for the issue of \$20,000,000 General Obligation Bonds (Alternate Revenue Source), Series 2008 (the "Bonds"), and the levy of a direct annual tax sufficient to pay debt service on the Bonds; and

WHEREAS, on the 29<sup>th</sup> day of May, 2008, a duly certified copy of the Bond Ordinance together with a duly certified copy of the Bond Order was filed in the office of the County Clerk of the County (the "County Clerk"); and

WHEREAS, the County has Revenues Sources (as defined in the Bond Ordinance) available for the purpose of paying debt service on the Bonds heretofore imposed in tax levy year 2009 for the year 2010; and

WHEREAS, the Revenues Sources in an amount equal to the taxes levied in tax levy year 2009 for the year 2010 are hereby directed to be deposited into the "2008 Debt Service Fund" established pursuant to the Bond Ordinance for the purpose of paying the debt service on the Bonds; and

WHEREAS, it is necessary and in the best interests of the County that the taxes heretofore levied in tax levy year 2009 for the year 2010 to pay the debt service on the Bonds be abated.

NOW, THEREFORE, Be It Ordained by the County Board of The County of Will, Illinois, as follows:

*Section 1. Abatement of Tax for the Bonds.* The tax heretofore levied in tax levy year 2009 for the year 2010 in the Bond Ordinance shall be abated in its entirety.

*Section 2. Filing of Ordinance.* Forthwith upon the adoption of this ordinance, the Clerk of the Board shall file a certified copy hereof with the County Clerk and it shall be the duty of the County Clerk to abate said taxes levied in tax levy year 2009 for the year 2010 in accordance with the provisions hereof.

*Section 3. Effective Date.* This ordinance shall be in full force and effect forthwith upon its adoption.



Adopted by the Will County Board this 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Kusta made a motion, seconded by Member Singer, Resolution #09-421 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-421 IS APPROVED.

Member Kusta presented Ordinance #09-422, Abating the Taxes Heretofore Levied for the Year 2009 to Pay Debt Service on \$9,835,000.00 Outstanding Principal Amount of General Obligation Bonds (Alternate Revenue Source), Series 2006, of the County of Will, Illinois.

Finance Committee  
Ordinance #09-422



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

ORDINANCE NO. 09-422

AN ORDINANCE abating the taxes heretofore levied in tax levy year 2009 for the year 2010 to pay debt service on \$9,835,000 outstanding principal amount of General Obligation Bonds (Alternate Revenue Source), Series 2006, of The County of Will, Illinois.

\* \* \*

WHEREAS, the County Board (the "Board") of The County of Will, Illinois (the "County"), by ordinance adopted on the 16<sup>th</sup> day of November, 2006 (the "Bond Ordinance"), did provide for the issue of \$10,000,000 General Obligation Bonds (Alternate Revenue Source), Series 2006 (the "Bonds"), and the levy of a direct annual tax sufficient to pay debt service on the Bonds; and

WHEREAS, on the 12<sup>th</sup> day of December, 2006, a duly certified copy of the Bond Ordinance was filed in the office of the County Clerk of the County (the "County Clerk"); and

WHEREAS, the County has Revenues Sources (as defined in the Bond Ordinance) available for the purpose of paying debt service on the Bonds heretofore imposed in tax levy year 2009 for the year 2010; and

WHEREAS, the Revenues Sources in an amount equal to the taxes levied in tax levy year 2009 for the year 2010 are hereby directed to be deposited into the "2006 Debt Service Fund" established pursuant to the Bond Ordinance for the purpose of paying the debt service on the Bonds; and

WHEREAS, it is necessary and in the best interests of the County that the taxes heretofore levied in tax levy year 2009 for the year 2010 to pay the debt service on the Bonds be abated.

NOW, THEREFORE, Be It Ordained by the County Board of The County of Will, Illinois, as follows:

*Section 1. Abatement of Tax for the Bonds.* The tax heretofore levied in tax levy year 2009 for the year 2010 in the Bond Ordinance shall be abated in its entirety.

*Section 2. Filing of Ordinance.* Forthwith upon the adoption of this ordinance, the Clerk of the Board shall file a certified copy hereof with the County Clerk and it shall be the

duty of the County Clerk to abate said taxes levied in tax levy year 2009 for the year 2010 in accordance with the provisions hereof.

*Section 3. Effective Date.* This ordinance shall be in full force and effect forthwith upon its adoption.

Adopted this 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Kusta made a motion, seconded by Member Gould, Resolution #09-422 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-422 IS APPROVED.

Member Kusta presented Ordinance #09-423, Abating the Taxes Heretofore Levied for the Year 2009 to Pay Debt Service on \$29,575,000.00 Outstanding Principal Amount of General Obligation Bonds (Alternate Revenue Source), Series 2005, of County of Will, Illinois.

Finance Committee  
Ordinance #09-423



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

ORDINANCE No. 09-423

AN ORDINANCE abating the taxes heretofore levied in tax levy year 2009 for the year 2010 to pay debt service on \$29,575,000 outstanding principal amount of General Obligation Bonds (Alternate Revenue Source), Series 2005, of The County of Will, Illinois.

\* \* \*

WHEREAS, the County Board (the "Board") of The County of Will, Illinois (the "County"), by ordinance adopted on the 17<sup>th</sup> day of February, 2005 (the "Bond Ordinance"), did provide for the issue of \$35,000,000 General Obligation Bonds (Alternate Revenue Source), Series 2005 (the "Bonds"), and the levy of a direct annual tax sufficient to pay debt service on the Bonds; and

WHEREAS, on the 23<sup>rd</sup> day of February, 2005, a duly certified copy of the Bond Ordinance was filed in the office of the County Clerk of the County (the "County Clerk"); and

WHEREAS, the County has Revenues Sources (as defined in the Bond Ordinance) available for the purpose of paying debt service on the Bonds heretofore imposed in tax levy year 2009 for the year 2010; and

WHEREAS, the Revenues Sources in an amount equal to the taxes levied in tax levy year 2009 for the year 2010 are hereby directed to be deposited into the "2005 Debt Service Fund" established pursuant to the Bond Ordinance for the purpose of paying the debt service on the Bonds; and

WHEREAS, it is necessary and in the best interests of the County that the taxes heretofore levied in tax levy year 2009 for the year 2010 to pay the debt service on the Bonds be abated.

NOW, THEREFORE, Be It Ordained by the County Board of The County of Will, Illinois, as follows:

*Section 1. Abatement of Tax for the Bonds.* The tax heretofore levied in tax levy year 2009 for the year 2010 in the Bond Ordinance shall be abated in its entirety.

*Section 2. Filing of Ordinance.* Forthwith upon the adoption of this ordinance, the Clerk of the Board shall file a certified copy hereof with the County Clerk and it shall be the duty of the County Clerk to abate said taxes levied in tax levy year 2009 for the year 2010 in accordance with the provisions hereof.

*Section 3. Effective Date.* This ordinance shall be in full force and effect forthwith upon its adoption.

Adopted by the Will County Board this 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Kusta made a motion, seconded by Member Maher, Resolution #09-423 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-423 IS APPROVED.

Member Kusta presented Resolution #09-424, Authorizing the County Executive to Execute Necessary Documents for Delinquent Tax Program.



Finance Committee  
Resolution #09-424

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

***AUTHORIZING COUNTY EXECUTIVE TO EXECUTE NECESSARY DOCUMENTS  
FOR DELINQUENT TAX PROGRAM***

WHEREAS, the County of Will has undertaken a program to collect delinquent taxes and to perfect titles to real estate in cases where the taxes on the same have not been paid pursuant to 35 ILCS 200/21-90; and

WHEREAS, pursuant to this program the County of Will, as trustee for the taxing districts involved, has acquired an interest in the real estate in question; and

WHEREAS, it appears to the Will County Board that it would be to the best interest of the taxing districts of Will County to dispose of this interest in said property.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the Will County Executive to execute a deed of conveyance of the County's interest or authorize the cancellation of the appropriate certificate of purchase, as the case may be, on the real estate in question for the sums shown on the attachment and to be disbursed as shown and according to law.

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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Kusta made a motion, seconded by Member Wisniewski, Resolution #09-424 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-424 IS APPROVED.

Member Kusta ended saying Merry Christmas and I'll see everybody next year.

County Executive Walsh stated thank you very much Member Kusta.

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

Member Bilotta stated good morning everybody. The first thing I'd like to do is make a motion to place Public Notice on File for Proposed Revision of the Federally Enforceable State Operating Permit for Knead Dough Baking Co. in Bolingbrook, seconded by Member Adamic. This is actually for the established participation in (inaudible) market system.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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 NOTICE FOR PROPOSED REVISION OF FEDERALLY ENFORCEABLE STATE OPERATING PERMIT IS PLACED ON FILE.

Member Bilotta presented Resolution #09-425, Authorizing the Adoption of Illinois Department of Transportation County Maintenance Resolution to Effect the Appropriation of MFT Allotment for the Maintenance on County or State Highways and Meeting the Requirements of the IL Highway Code (\$1,043,280.00).



Public Works & Transportation Committee  
Resolution #09-425

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

**AUTHORIZING THE ADOPTION OF ILLINOIS DEPARTMENT OF**  
**TRANSPORTATION COUNTY MAINTENANCE RESOLUTION**

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

**WHEREAS**, the County of Will is required to adopt the attached Illinois Department of Transportation Resolution to effect the appropriation of \$1,043,280.00 from the Motor Fuel Tax allotment for the maintenance on county or State highways and meeting the requirements of the Illinois Highway Code.

**NOW THEREFORE, BE IT RESOLVED**, that the Will County Board hereby adopts the Illinois Department of Transportation Resolution attached hereto and made a part hereof as Exhibit A.

**BE IT FURTHER RESOLVED**, that the Will County Board hereby authorizes the Will County Executive and the Will County Clerk to execute and further comply with the Illinois Department of Transportation Resolution attached hereto and made a part hereof as Exhibit A.

Adopted by the Will County Board this 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

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

Member Bilotta made a motion, seconded by Member Traynere, Resolution #09-425 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-425 IS APPROVED.

Member Bilotta presented Ordinance #09-426, Authorizing Approval of the Establishment of Altered Speed Zone – Zone 365 – Arberry Court (Manhattan Twp.) from Indian Trail to the Dead End. Length 0.08 Miles. Proposed Speed – 25 MPH, County Board District #6.

Public Works & Transportation Committee  
Ordinance #09-426



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



Ordinance Authorizing Approval of the Establishment  
Of Altered Speed Zone – Zone 365

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

WHEREAS, the Public Works Committee in accordance with the Illinois Compiled Statutes has determined an altered speed limit upon the streets or highways listed below; and

WHEREAS, this board determined and declares reasonable and proper absolute maximum speed limit upon those streets or highways or portion thereof below.

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

Zone 365                      Arberry Court (Manhattan Township). From Indian Trail to the Dead End. Length 0.08 Miles. Proposed Speed – 25 MPH, County Board District #6

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

Adopted by the Will County Board this 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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

Member Bilotta made a motion, seconded by Member May, Resolution #09-426 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-426 IS APPROVED.

Member Bilotta presented Ordinance #09-427, Authorizing the Establishment of Altered Speed Zone – Zone 366 – Arrowhead Drive (Manhattan Twp.) from Schoolhouse Road to Indian Trail. Length 0.18 Miles. Proposed Speed – 25 MPH, County Board District #6.



Public Works & Transportation Committee  
Ordinance #09-427

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

Ordinance Authorizing Approval of the Establishment  
Of Altered Speed Zone – Zone 366

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

WHEREAS, the Public Works Committee in accordance with the Illinois Compiled Statutes has determined an altered speed limit upon the streets or highways listed below; and

WHEREAS, this board determined and declares reasonable and proper absolute maximum speed limit upon those streets or highways or portion thereof below.

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

Zone 366                      Arrowhead Drive (Manhattan Township). From Schoolhouse Road to Indian Trail. Length 0.18 Miles. Proposed Speed – 25 MPH, County Board District #6

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

Adopted by the Will County Board this 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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

Member Bilotta made a motion, seconded by Member Winfrey, Resolution #09-427 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-427 IS APPROVED.

Member Bilotta presented Ordinance #09-428, Authorizing Approval of the Establishment of Altered Speed Zone – Zone 367 – Blackhawk Lane (Manhattan Twp.) from Indian Trail to Old Farm Road. Length 0.27 Miles. Proposed Speed – 25 MPH, County Board District #6.



Public Works & Transportation Committee  
Ordinance #09-428

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

Ordinance Authorizing Approval of the Establishment  
Of Altered Speed Zone – Zone 367

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

WHEREAS, the Public Works Committee in accordance with the Illinois Compiled Statutes has determined an altered speed limit upon the streets or highways listed below; and

WHEREAS, this board determined and declares reasonable and proper absolute maximum speed limit upon those streets or highways or portion thereof below.

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

- |          |   |
|----------|---|
| Zone 367 | Blackhawk Lane (Manhattan Township). From Indian Trail to Old Farm Road. Length 0.27 Miles. Proposed Speed – 25 MPH, County Board District #6 |
|----------|---|

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

Adopted by the Will County Board this 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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

Member Bilotta made a motion, seconded by Member Gould, Resolution #09-428 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-428 IS APPROVED.

Member Bilotta presented Ordinance #09-429, Authorizing Approval of the Establishment of Altered Speed Zone – Zone 368 – Old Farm Road (Manhattan Twp.) from Baker Road to Indian Trail. Length 0.66 Miles. Proposed Speed 25 MPH, County Board District #6.

Public Works & Transportation Committee  
Ordinance #09-429



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

Ordinance Authorizing Approval of the Establishment  
Of Altered Speed Zone – Zone 368

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

WHEREAS, the Public Works Committee in accordance with the Illinois Compiled Statutes has determined an altered speed limit upon the streets or highways listed below; and

WHEREAS, this board determined and declares reasonable and proper absolute maximum speed limit upon those streets or highways or portion thereof below.

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

Zone 368 Old Farm Road (Manhattan Township). From Baker Road to Indian Trail. Length 0.66 Miles. Proposed Speed – 25 MPH, County Board District #6

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

Adopted by the Will County Board this 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_ day of \_\_\_\_\_, 20\_\_\_.

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

Member Bilotta made a motion, seconded by Member Stewart, Resolution #09-429 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-429 IS APPROVED.

Member Bilotta presented Ordinance #09-430, Authorizing Approval of the Establishment of Altered Speed Zone – Zone 369 – Indian Trail (Manhattan Twp.) from Arrowhead Drive to Baker Road. Length 0.60 Miles. Proposed Speed 25 MPH, County Board District #6.

Public Works & Transportation Committee  
Ordinance #09-430



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

Ordinance Authorizing Approval of the Establishment  
Of Altered Speed Zone – Zone 369

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

WHEREAS, the Public Works Committee in accordance with the Illinois Compiled Statutes has determined an altered speed limit upon the streets or highways listed below; and

WHEREAS, this board determined and declares reasonable and proper absolute maximum speed limit upon those streets or highways or portion thereof below.

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

Zone 369 Indian Trail (Manhattan Township). From Arrowhead Drive to Baker Road. Length 0.60 Miles. Proposed Speed – 25 MPH, County Board District #6

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

Adopted by the Will County Board this 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_ day of \_\_\_\_\_, 20\_\_\_.

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

Member Bilotta made a motion, seconded by Member Rozak, Resolution #09-430 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-430 IS APPROVED.

Member Bilotta presented Resolution #09-431, for an Intergovernmental Agreement between the County of Will and the City of Joliet for Snow Removal on McDonough Street (CH 3) between the Marine Reserve Center and Houbolt Road, and on Caton Farm Road Between IL Route 59 and Essington Road, County Board Districts #5, & #8, City to Pay County the Difference in Cost of \$6,000.00 Annually for 2009 & 2010.



Public Works & Transportation Committee  
Resolution #09-431

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

**Directing the Will County Executive to Execute an Intergovernmental  
Agreement between the County of Will and the City of Joliet for Snow Removal**

WHEREAS, Article VII, Section 10 of the Constitution of the State of Illinois of 1970 provides that units of local government may contract or otherwise associate among themselves to obtain or share services and to exercise, combine or transfer any power or function in any manner not prohibited by law or by ordinance; and

WHEREAS, intergovernmental cooperation is further authorized by 5 ILCS 220/1-220/7; and

WHEREAS, the City of Joliet and the County of Will desire to enter into an intergovernmental agreement for snow removal on and along certain City and County roads, streets and/or highways that is mutually beneficial; and

WHEREAS, the Public Works Committee has negotiated an Intergovernmental Agreement between the County of Will and the City of Joliet for snow removal on County Highway 3 (McDonough Street), between the Marine Reserve Center and Houbolt Road, and on Caton Farm Road between Illinois Route 59 and Essington Road, County Board Districts #5 & #8; and

WHEREAS, the City of Joliet has agreed to pay the County the difference in cost of \$6,000.00 annually for 2009 and 2010 as stipulated in the agreement for snow removal only.

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

Adopted by the Will County Board this 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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



Member Bilotta made a motion, seconded by Member Wilhelmi, Resolution #09-431 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-431 IS APPROVED.

Member Bilotta presented Resolution #09-432, Confirming Award of Contract – Let on November 18, 2009. 2010 MFT Maintenance – Bituminous Patching Mixture – All County Board Districts.

Public Works & Transportation Committee  
Resolution #09-432



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

**RESOLUTION CONFIRMING AWARD OF CONTRACT**

WHEREAS, on November 18, 2009 bids were received and opened for public highway improvements now coming under the jurisdiction of the County of Will, all County Board Districts; and

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

WHEREAS, on December 1, 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 herein described and did award the bid subject to the confirmation of this County Board; and

WHEREAS, the said committee recommends the confirmation of award of contract as follows:

<u>BIDDER</u>	<u>JOB</u>	<u>AMOUNT</u>
"D" Construction, Inc. 1488 S. Broadway Coal City, IL 60416	Section 10-00000-00-GM	
	2010 MFT Maintenance	
	Bituminous Patching Mixture	
	Specification (M120-07)	\$95.00 / Ton
	Hot Mix Asphalt Surface Course	\$47.00 / Ton
	Hot Mix Asphalt Binder Course	\$41.00 / Ton



P. T. Ferro Construction Co. P. O. Box 156 Joliet, IL 60434-0156	Section 10-00000-00-GM 2010 MFT Maintenance Bituminous Patching Mixture Hot Mix Asphalt Surface Course Hot Mix Asphalt Binder Course	\$52.50 / Ton \$45.50 / Ton
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Gallagher Materials Corporation 18100 S. Indiana Avenue Thornton, IL 60476	Section 10-00000-00-GM 2010 MFT Maintenance Bituminous Patching Mixture Hot Mix Asphalt Surface Course Hot Mix Asphalt Binder Course Specification (M120-07)	\$60.00 / Ton \$52.00 / Ton \$116.00 / Ton
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Iroquois Paving Corp. 1889 E. US Hwy. 24 Watseka, IL 60970	Section 10-00000-00-GM 2010 MFT Maintenance Bituminous Patching Mixture Specification (M19-07) Hot Mix Asphalt Surface Course Hot Mix Asphalt Binder Course	\$82.50 / Ton \$52.00 / Ton \$46.00 / Ton
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Austin Tyler Construction 23343 S. Ridge Road Elwood, IL 60421	Section 10-00000-00-GM 2010 MFT Maintenance Bituminous Patching Mixture Hot Mix Asphalt Surface Course Hot Mix Asphalt Binder Course	\$46.00 / Ton \$44.00 / Ton
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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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Bilotta made a motion seconded by Member May, Resolution #09-432 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-432 IS APPROVED.

Member Bilotta presented Resolution #09-433, Confirming Award of Contract – Let on November 18, 2009. 2010 MFT Maintenance – Bituminous Materials (Prime Coat) – All County Board Districts.



Public Works & Transportation Committee  
Resolution #09-433

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

**RESOLUTION CONFIRMING AWARD OF CONTRACT**

WHEREAS, on November 18, 2009 bids were received and opened for public highway improvements now coming under the jurisdiction of the County of Will, all County Board Districts; and

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

WHEREAS, on December 1, 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 herein described and did award the bid subject to the confirmation of this County Board; and

WHEREAS, the said committee recommends the confirmation of award of contract as follows:

<u>BIDDER</u>	<u>JOB</u>	<u>AMOUNT</u>
P.T. Ferro Construction Co. P. O. Box 156 Joliet, IL 60434-0156	Section 10-00000-00-GM 2010 MFT Maintenance Bituminous Material (Prime Coat) MC 30	\$ 5.00 per Gallon

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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Bilotta made a motion seconded by Member Brooks, Resolution #09-433 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-433 IS APPROVED.

Member Bilotta presented Resolution #09-434, Confirming Award of Contract – Let on November 18, 2009. 2010 MFT Maintenance – Various Aggregates – All County Board Districts.



Public Works & Transportation Committee  
Resolution #09-434

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

**RESOLUTION CONFIRMING AWARD OF CONTRACT**

WHEREAS, on November 18, 2009 bids were received and opened for public highway improvements now coming under the jurisdiction of the County of Will, all County Board Districts; and

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

WHEREAS, on December 1, 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 herein described and did award the bid subject to the confirmation of this County Board; and

WHEREAS, the said committee recommends the confirmation of award of contract as follows:

<u>BIDDER</u>	<u>JOB</u>	<u>AMOUNT</u>
VCNA Prairie 8215-C US 45/52 Manteno, IL 60950	Section 10-00000-00-GM 2010 MFT Maintenance Various Aggregate	
	Gravel / Crushed Stone CA6	\$ 4.90 / Ton – Manteno
	Stone Riprap, Grade RR1	\$ 9.30 / Ton – Manteno
	Stone Riprap, Grade RR3	\$23.50 / Ton – Manteno
Vulcan Materials Co. 595 W. Laraway Road Joliet, IL 60436	Section 09-00000-00-GM 2009 MFT Maintenance Various Aggregate	
	FA, Blotter Material (Sand)	\$ 6.25 / Ton – Kankakee \$ 6.25 / Ton – Manteno \$ 6.75 / Ton – Lisbon
	Gravel / Crushed Stone CA6	\$ 7.00 / Ton – Lemont \$ 7.00 / Ton – Bolingbrook \$ 6.25 / Ton – Kankakee \$ 6.40 / Ton – Manteno \$ 7.15 / Ton – Laraway
	Course Aggregate, CA3	\$ 9.75 / Ton – Kankakee \$10.00 / Ton – Bolingbrook \$10.00 / Ton – Laraway \$10.00 / Ton – Manteno
Vulcan (cont.)	Section 10-00000-00-GM 2010 MFT Maintenance Various Aggregate	
	Course Aggregate, CA 7	\$ 9.75 / Ton – Kankakee \$ 9.95 / Ton – Manteno \$10.25 / Ton – Bolingbrook \$11.75 / Ton – Laraway
	Course Aggregate, CA16	\$12.50 / Ton – Kankakee \$11.00 / Ton – Manteno \$16.00 / Ton – Bolingbrook \$16.00 / Ton – Laraway
	Stone Riprap, Grade RR1	\$22.00 / Ton – Kankakee
	Stone Riprap, Grade RR3	\$24.00 / Ton – Kankakee \$31.20 / Ton – Bolingbrook
	Stone Riprap, Grade RR5	\$27.00 / Ton – Kankakee

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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Bilotta made a motion seconded by Member Kusta, Resolution #09-434 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-434 IS APPROVED.

Member Bilotta presented Resolution #09-435, Confirming Award of Contract – Let on November 18, 2009 to Hall Signs, Inc., 2010 MFT Maintenance – Sign Material – All County Board Districts.

Public Works & Transportation Committee  
Resolution #09-435



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

**RESOLUTION CONFIRMING AWARD OF CONTRACT**

WHEREAS, on November 18, 2009 bids were received and opened for public highway improvement now coming under the jurisdiction of the County of Will, all County Board Districts; and

WHEREAS, the improvement shall be constructed using County's allotment of Motor Fuel Tax funds; and

WHEREAS, on December 1, 2009, the Public Works Committee of the County Board of Will County met to consider the bid; and

WHEREAS, the said committee determined that the following qualified bidder submitted the low bid as listed below for the work herein described and did award the bid subject to the confirmation of this County Board; and

WHEREAS, the said committee recommends the confirmation of award of contract as follows:

<u>BIDDER</u>	<u>JOB</u>	<u>AMOUNT</u>
Hall Signs, Inc. P.O. Box 515 Bloomington, Indiana 47402	Section 10-00000-00-GM 2010 MFT Maintenance Sign Material	\$ 4,803.51

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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Bilotta made a motion seconded by Member Traynere, Resolution #09-435 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-435 IS APPROVED.

Member Bilotta presented Resolution #09-436, Confirming Award of Contract Let on November 18, 2009 to Hall Signs, Inc., 2010 MFT Maintenance – Sheet Aluminum Sign Panels “Type 1” – All County Board Districts.

Public Works & Transportation Committee  
Resolution #09-436



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

**RESOLUTION CONFIRMING AWARD OF CONTRACT**

WHEREAS, on November 18, 2009 bids were received and opened for public highway improvements now coming under the jurisdiction of the County of Will, all County Board Districts; and

WHEREAS, the improvement shall be constructed using County's allotment of Motor Fuel Tax funds; and

WHEREAS, on December 1, 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 herein described and did award the bid subject to the confirmation of this County Board; and

WHEREAS, the said committee recommends the confirmation of award of contract as follows:

<u>BIDDER</u>	<u>JOB</u>	<u>AMOUNT</u>
Hall Signs, Inc. P.O. Box 515 Bloomington, Indiana 47402	Section 10-00000-00-GM 2010 MFT Maintenance Sheet Aluminum Sign Panels "Type 1"	\$ 2,920.60

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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_.

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

Member Bilotta made a motion seconded by Member Laurie Smith, Resolution #09-436 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-436 IS APPROVED.

Member Bilotta presented Resolution #09-437, Confirming Award of Contract – Let on November 18, 2009 to Contech Construction Products, Inc., 2010 MFT Maintenance – Pipe Culvert, Corrugated Steel Culvert Pipe – All County Board Districts.



Public Works & Transportation Committee  
Resolution #09-437

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

**RESOLUTION CONFIRMING AWARD OF CONTRACT**

WHEREAS, on November 18, 2009 bids were received and opened for public highway improvements now coming under the jurisdiction of the County of Will, all County Board Districts; and

WHEREAS, the improvement shall be constructed using County's allotment of Motor Fuel Tax funds; and

WHEREAS, on December 1, 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 herein described and did award the bid subject to the confirmation of this County Board; and

WHEREAS, the said committee recommends the confirmation of award of contract as follows:

<u>BIDDER</u>	<u>JOB</u>	<u>AMOUNT</u>
Contech Construction Products, Inc. 1200 Harger Road, Suite 707 Oak Brook, IL 60523.9001	Section 10-00000-00-GM 2010 MFT Maintenance Pipe Culvert, Corrugated Steel Culvert Pipe	\$ 4,454.00

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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

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



Member Bilotta made a motion seconded by Member Winfrey, Resolution #09-437 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-437 IS APPROVED.

Member Bilotta presented Resolution #09-438, Authorizing an Intergovernmental Agreement for Emergency Vehicle Pre-Emption Equipment at the Intersection of Francis Road and Schoolhouse Road, County Board District #2.



Public Works & Transportation Committee  
Resolution #09-438

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

**INTERGOVERNMENTAL AGREEMENT FOR EMERGENCY VEHICLE PRE-EMPTION  
EQUIPMENT AT THE INTERSECTION OF FRANCIS ROAD AND SCHOOLHOUSE ROAD IN THE  
COUNTY OF WILL**

WHEREAS, the County, in order to facilitate the free flow of traffic and insure safety to the motoring public, is desirous of improving the existing intersection of County Highway 64 (Francis Road) and County Highway 63 (Schoolhouse Road) with the installation of traffic signals and other appurtenant work , Section 09-00131-07-TL, County Board District #2; and

WHEREAS, the New Lenox Fire Protection District is desirous of making further improvements at the same intersection with the installation of Emergency Vehicle Pre-Emption equipment; and

WHEREAS, the County and District are desirous of said improvements in that the same will be of immediate benefit to the county residents and permanent in nature.

NOW THEREFORE BE IT RESOLVED, that the Will County Board enter into an agreement with the New Lenox Fire Protection District for the Emergency Vehicle Pre-Emption equipment at the intersection of County Highway 64 (Francis Road) and County Highway 63 (Schoolhouse Road), a copy of which is attached hereto and made part hereof.

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

Adopted by the Will County Board this 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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

Member Bilotta made a motion seconded by Member Singer, Resolution #09-438 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-438 IS APPROVED.

Member Bilotta presented Resolution #09-439, Granting an Access Variance to WRJ Development for the Crest Hill Business Center Lot 3 on Weber Road (CH 88), County Board Districts #7 and #9.



Public Works & Transportation Committee  
Resolution #09-439

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

**RESOLUTION GRANTING AN ACCESS VARIANCE TO  
WRJ DEVELOPMENT FOR THE CREST HILL BUSINESS CENTER  
LOT 3 ON WEBER ROAD (C.H. 88)**

WHEREAS the County of Will is in receipt of a request by WRJ Development, LLC for a variance from Section 2.1.6-2 of the Will County Department of Highways Permit and Access Control Regulations which limits the overall number of access points to a development. In addition to the access points that have already been granted and constructed when the Crest Hill Business Center was first developed, WRJ Development, LLC desires to place an additional right-in only access for Lot 3 on Weber Road (C.H. 88) south of Renwick Road (C.H. 36) – County Board Districts #7 and #9; and

WHEREAS the request was presented, reviewed and considered by the Public Works and Transportation Committee on December 1, 2009; and

WHEREAS the said Committee finds conditions appropriate and necessary for granting the requested variance; and

WHEREAS the said Committee recommends the granting of the requested variance.

NOW, THEREFORE, BE IT RESOLVED, that the County Board of Will County approves the requested variance heretofore recommended by the Public Works and Transportation Committee and hereby directs the Will County Engineer to execute an access permit once all other requirements of the Will County Department of Highways Permit and Access Control Regulations are met.

Adopted by the Will County Board this 17<sup>th</sup> day of December, 2009.

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

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

Approved this\_\_\_ day of\_\_\_\_\_, 20\_\_.

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

Member Bilotta made a motion seconded by Member Babich, Resolution #09-439 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-439 IS APPROVED.

Member Bilotta ended by saying that concludes my report. He also stated just a reminder that we are taking donations for Morningstar Mission if you want to drop them off with me or Karen or somebody or an annual Christmas gift from the Board. Thank you.

County Executive Walsh stated thank you Member Bilotta.

**JUDICIAL COMMITTEE  
Anne Dralle, Chairman**

Member Dralle stated good morning everyone. There are no resolutions to bring forth today. Certainly Merry Christmas to all on behalf of the Judicial Committee. May 2010 be great for all of us.

County Executive Walsh said thank you Member Dralle.

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

Member Gould stated good morning County Executive Walsh and fellow Board Members.

Member Gould presented Resolution #09-440, Awarding Bid for Paper Products at Sunny Hill Nursing Home.



Public Health & Safety Committee  
Resolution #09-440

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

***AWARDING BID FOR PAPER PRODUCTS  
AT SUNNY HILL NURSING HOME***

WHEREAS, in order to receive the most competitive price available, the County Executive's Office solicited bids for paper products for Sunny Hill Nursing Home, and

WHEREAS, on November 4, 2009, the Will County Executive's Office opened nine (9) proposals for paper products for Sunny Hill, and

WHEREAS, after reviewing such proposals, the recommendation is to split the award between four (4) vendors: Gordon Food Service of Grand Rapids, MI; LA Port, Chicago, IL; Tri-K Supply, Minooka, IL and Edward Don of North Riverside, IL. The Contract would run in the area of \$72,000 and \$80,000, based upon the individual prices quoted. The actual contract amount will vary depending upon actual amount used and facility census, and

WHEREAS, the Public Health & Safety Committee concurs with this request.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby splits the award for the contract for paper products for Sunny Hill Nursing Home to the lowest responsible bidders, Gordon Food Service of Grand Rapids, MI; LA Port, Chicago, IL; Tri-K Supply, Minooka, IL and Edward Don of North Riverside, IL. The Contract would run in the area of \$72,000 and \$80,000, based upon the individual prices quoted. The actual contract amount will vary depending upon actual amount used and facility census.

BE IT FURTHER RESOLVED, that such purchases shall be funded through Sunny Hill Nursing Home's 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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

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

Member Gould made a motion seconded by Member Stewart, Resolution #09-440 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-440 IS APPROVED.

Member Gould presented Resolution #09-441, Awarding Contract for Therapy Services at Sunny Hill Nursing Home.



Public Health & Safety Committee  
Resolution #09-441

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

**AWARDING CONTRACT FOR THERAPY SERVICES AT  
SUNNY HILL NURSING HOME**

WHEREAS, in order to obtain the most competitive rates for consistent and high quality skilled therapies (physical therapy, occupational therapy and speech therapy) for Sunny Hill's residents in need of Medicare based therapies, and to lower the daily rate that is charged by our therapy company for these services, proposal for therapy services was solicited, and

WHEREAS, on November 24, 2009, the County Executive’s Office opened four (4) proposals to provide therapy services (physical, occupational, and speech) at Sunny Hill Nursing Home, for a term of one (1) year with two (2) optional one (1) year renewals, if the County so chooses, and

WHEREAS, recommendation for this proposal was made by Sunny Hill Administration and the County Executive’s Office to award the bid to Alliance Rehab of Oakbrook, IL. A total cost estimation cannot be given since the proposal was based upon percentages and various funding sources. See attached Proposal History and Attachments, and

WHEREAS, the Public Health & Safety Committee has concurred with this recommendation, with such funding to be included in the appropriate 2010 Budget.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby awards the contract to provide therapy services (physical, occupational, and speech) at Sunny Hill Nursing Home to Alliance Rehab, Oakbrook, IL for a term of one (1) year with two (2) optional one (1) year renewals, if the County so chooses.

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

Adopted by the Will County Board this 17th day of December, 2009.

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

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

Approved this \_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Gould made a motion seconded by Member Seiler, Resolution #09-441 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-441 IS APPROVED.

Member Gould ended by saying that is all I have today. I wish everyone a Merry Christmas and thank you.

County Executive Walsh stated thank you very much Member Gould.

**LEGISLATIVE & POLICY COMMITTEE**  
**Lee Goodson, Chairman**

Member Goodson stated good morning County Executive Walsh and good morning fellow Board Members. Before I read my report I want to take this opportunity to introduce my guest today. We have with us, two rows behind me, this is Mr. Matt McGuire. Mr. McGuire is an intern in Representative Tom Cross's office and we're trying to expose him to as many aspects of government as we can (inaudible) jobs out there. So, let's welcome him here today.

County Executive Walsh and everyone in attendance welcomed Mr. Matt McGuire with applause.

Member Goodson continued saying that Mr. Matt McGuire is a graduate of the University of Nebraska. He's a Psychology Major and he has a Minor in Sociology and Criminal Justice.

County Executive Walsh stated that Psychology will come in good if you are dealing with the public.

Member Goodson continued that he's also registered in County Board District 5. I don't have any resolutions today. I do just want to report that last month I reported on the good news about the Ridgewood project. Many of us were at the Ribbon Cutting Groundbreaking Recognition Ceremony here at the County Office last week. This month I want to report another success for our Legislative Agenda. We did receive a note from Mr. Fred Pearson with Smith Dawson earlier this month and we have officially been awarded \$100,000.00 for the Police Integrated Justice Initiative. This was part of a Omnibus Bill and this was approved earlier this month. We have a great deal of luck and success with our Federal Agenda for 2009. Next month I expect to be bringing the draft copies of our Federal and State Legislative initiatives for everybody's approval and hopefully 2010 will bring us as much success as we have had in 2009 and more. So I just want to wish everybody a very Merry Christmas and I wish for everybody a very robust 2010.

County Executive Walsh stated thank you very much Member Goodson.

**CAPITAL IMPROVEMENTS COMMITTEE**  
**Charles Maher, Chairman**

Member Maher stated good morning County Executive Walsh and County Board Members. I have no official report at this time. We're going to be reviewing a white study coming up in the next couple weeks and we look forward to being able to present that at that time. Merry Christmas to everyone and Happy New Year.

County Executive Walsh stated thank you Member Maher.

**EXECUTIVE COMMITTEE  
James Moustis, Chairman**

Member Moustis stated good morning Executive Walsh. Before I get started I will be amending three Ordinances this morning. Ordinances #09-448, #09-452 and #09-453 with the revisions that are on your desk if you want to take a quick look if you haven't done so and I'll make those amendments at the appropriate time.

Member Moustis presented Resolution #09-442, Replacement Hires for Sunny Hill Nursing Home.



Executive Committee  
Resolution #09-442

**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 personnel list for the Sunny Hill replacement hires to the Executive Committee of the County Board, and

WHEREAS, that list has been approved by the 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 17<sup>th</sup> day of December, 2009.



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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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

Member Moustis made a motion, seconded by Member May, Resolution #09-442 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-442 IS APPROVED.

Member Moustis stated I just wanted to point out that we have gone without a Subdivision Engineer for awhile and County Executive Walsh and the Land Use Department did hire one. We were using an outside firm for a period of time and just wanted to mention to me that Mr. Tom Carroll is here from (inaudible) subdivision area. Welcome Tom. If you get a chance welcome Mr. Tom Carroll to Will County and congratulations County Executive Walsh. I know you wanted to fill this position and congratulations on getting it done. It will help the County.

Member Moustis presented Resolution #09-443, Replacement Hires for the Land Use Department.

Executive Committee  
Resolution #09-443



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

**REPLACEMENT HIRES FOR  
THE LAND USE DEPARTMENT**

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 personnel list for the Land Use Department replacement hire to the Executive Committee of the County Board, and

WHEREAS, that list has been approved by the Executive Committee in the appropriate manner and now the committee recommends the hire 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 hire on the list attached to this resolution for the Land Use Department.

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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

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

Member Moustis made a motion, seconded by Member Singer, Resolution #09-443 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-443 IS APPROVED.

Member Moustis Presented Resolution #09-444, Authorizing the County Executive to Execute Mack Communications, Inc., Consultant Agreement Renewal.



Executive Committee  
Resolution #09-444

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

**RE: Authorizing the County Executive to Execute  
Mack Communications, Inc. Consultant Agreement Renewal**

WHEREAS, on August 19, 2004, the Will County Board retained the professional services of Mack Communications, Inc. to serve as a public information and media relation/communication strategies consultant for Will County and authorized the renewal of that agreement in subsequent years; and

WHEREAS, the County Board believes that it is in the best interest to continue to retain an experienced firm to provide public information and media relation/communication strategies consulting services for the Will County Board in regards to its legislative agenda and other Will County issues of legislative significance; and

WHEREAS, Mack Communications, Inc. has agreed to continue to perform such consulting services for Will County; and

WHEREAS, Mack Communications, Inc. has agreed, in consideration of the current economic recession, to a fee discount over the prior year, so the not to exceed cost for all services for FY2010 shall not exceed \$40,000; and

WHEREAS, the Executive Committee of the Will County Board has evaluated the services provided by the consultant, and recommends the consultant's retention.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the Will County Executive to execute a Consultant Agreement between the County of Will and Mack Communications, Inc. for FY 2010 in substantially the form attached hereto.

BE IT FURTHER RESOLVED that the Executive Committee of the Will County Board shall conduct periodic evaluations of the services rendered by the Consultant, not less than semi-annually.

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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Moustis made a motion, seconded by Member Rozak, Resolution #09-444 be approved.

Member Konicki stated she would be a no vote on this Resolution #09-444, #09-445 and #09-446. I am very strong of the opinion that we should have put some money aside for the University of Illinois Extension. These are all contracts drawing money out of the line item from which the Extension could have gotten something too. Literally (inaudible) some big project and then now funding that line item bounces won't (inaudible) the money to the Extension and I know we are committed to trying to find it but it's still offensive to me. So I will be a no vote on that and I wish I didn't have to take that position. It should have been funded in the Budget officially, and I think the money was there. It could have been, like I said, take a little bit here and there from all the other projects being funded in that line item. I think it's too important to ignore it. I hope we do find it down the road but on principal I'll be a no vote on these three.

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

Negative votes: Anderson, Konicki. Total: Two.

RESOLUTION #09-444 IS APPROVED.

Member Moustis presented Resolution #09-445, Authorizing the County Executive to Execute Supplemental Agreement 1 to Professional Services Contract with Legislative Lobbyist William F. Mahar.



Executive Committee  
Resolution #09-445

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

**RE: Authorizing the County Executive to Execute Supplemental Agreement I to Professional Services Contract with Legislative Lobbyist William F. Mahar**

**WHEREAS**, on November 22, 2004 the County of Will retained the professional services of the state legislative lobbyist William F. Mahar to represent the County's state interests before the Illinois General Assembly and with agencies of the State of Illinois; and

**WHEREAS**, the Will County Board believes that it is in the best interest of the County to continue to retain an experienced individual to provide professional consulting and lobbying services for Will County before the Illinois General Assembly and with agencies of the State of Illinois; and

**WHEREAS**, William F. Mahar has agreed to continue performing such consulting and professional services for Will County; and

**WHEREAS**, William F. Mahar has agreed to a recessionary contract fee of \$54,000 in recognition of current economic conditions; and

**WHEREAS**, William F. Mahar has worked closely, conscientiously and professionally with the Executive Committee and the Legislative and Policy Committee of the Will County Board to further Will County's state legislative agenda.

**NOW, THEREFORE, BE IT RESOLVED**, that the Will County Board hereby authorizes the Will County Executive to execute the Supplemental Agreement I (Attachment A) to the Will County Lobbyist Agreement with William F. Mahar dated November 22, 2004 (Attachment B).

**BE IT FURTHER RESOLVED**, that the Preamble of this Resolution is hereby adopted as if fully set herein, and 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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_.

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

Member Moustis made a motion, seconded by Member Kusta, Resolution #09-445, be approved.

Member May stated that on this I think I'm gonna have to vote no only because I can see where the other two preceding this are bringing money, the Grant Writer brings money then I think they are worth their pay. The federal lobbyists are bringing money to the County so I see that. The state lobbyist, there is no money at the State. There not even paying for grants that we currently have. I can read the bad news about what is happening at the state in the newspaper. I think last year that I've been here, I haven't really seen any reports from Legislative Lobbyist William F. Mahar that have given me, enlightened me with anything. Maybe that's just because that's just the type of report that I have personally been receiving. So on this one I'm just gonna vote no.

Member Traynere stated that she'd like to be shown as a no on this one as well.

Voting Affirmative were: Bilotta, Adamic, Singer, Laurie Smith, Weigel, Dralle, Wisniewski, Kusta, Maher, Blackburn, Goodson, Brian Smith, Gould, Rozak, Seiler, Brooks, Stewart, Winfrey, Babich and Moustis. Total: Twenty.

Negative votes: Anderson, Deutsche, Traynere, May, Konicki, Wilhelmi. Total: Six

RESOLUTION #09-445 IS APPROVED.

Member Moustis presented Resolution #09-446, Authorizing County Executive to Execute Professional Services Renewal Contract with Federal Lobbyist Firm of Smith Dawson & Andrews.



Executive Committee  
Resolution #09-446

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

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

WHEREAS, on March 17, 2006 the County of Will retained the professional services of the federal lobbyist firm of Smith Dawson & Andrews to represent the County's federal interests before the United States Congress, the Bush Administration, and the relevant federal executive branch agencies at an annual rate not to exceed \$120,000.00; and

WHEREAS, Will County renewed its consulting services agreement with Smith, Dawson & Andrews for 2007, 2008 and 2009; and

WHEREAS, the County Board believes that it is in the best interest of the County to continue to retain a professional federal lobbyist firm for Will County in regards to providing innovative and strategic approaches to successfully accomplish positive bottom line results while working with Congressional authorizers, appropriators, and their staffs and the federal executive branch to obtain federal appropriations and vital legislative, regulatory and political support for the County; and

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

WHEREAS, the County Executive and the Executive Committee of the Will County Board have evaluated the services provided by the consultant, and recommend the consultant's retention.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the Will County Executive to execute a Supplement to the Consultant Agreement as attached hereto between the County of Will and Smith Dawson & Andrews for FY 2010 subject to review and approval by the State's Attorney's Office.

BE IT FURTHER RESOLVED, that the Executive Committee of the Will County Board conduct periodic evaluations of the services rendered by the Consultant, not less than semi-annually.

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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_\_.

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

Member Moustis made a motion, seconded by Member Wisniewski, Resolution #09-446 be approved.

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

Negative votes: Konicki. Total: One

RESOLUTION #09-446 IS APPROVED.

Member Moustis presented Resolution #09-447, Authorizing County Executive to Execute Renewal of Professional Services Contract with Lois Mayer.



Executive Committee  
Resolution #09-447

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

**RE: Authorizing the County Executive to Execute Renewal of  
Professional Services Contract with Lois Mayer**

WHEREAS, the County Executive entered into a professional services contract with Lois Mayer to provide grant writing and research services at an annual rate of \$70,000.00; and

WHEREAS, the County Executive believes that it is in the best interest of the County to continue the professional services contract and recommends that the professional services contract with Lois Mayer be renewed at an annual rate of \$50,000; and

WHEREAS, Lois Mayer has agreed to continue to perform said professional services for Will County; and

WHEREAS, Lois Mayer has agreed to a recessionary contract fee of \$50,000.00 in recognition of current economic conditions; and

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby authorizes the Will County Executive to execute a professional services contract with Lois Mayer for FY 2010 to provide grant writing and research services in substantially the form attached hereto, in an amount not to exceed \$50,000 subject to review and approval by the State's Attorney's Office.

BE IT FURTHER RESOLVED, that the preamble of this Resolution is hereby adopted as if fully set 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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Moustis made a motion, seconded by Member Traynere, Resolution #09-447 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-447 IS APPROVED.

Member Moustis presented Resolution #09-448, Authorizing County Executive to Execute Contract for Professional Services with Christopher B. Burke Engineering, Ltd., for Stormwater Management Services.



**AMENDED ATTACHMENT (SCOPE OF SERVICE) ONLY**



Executive Committee  
Resolution #09-448

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

**Authorizing the County Executive to Execute Contract for Professional Engineering Consulting Services with Christopher B. Burke Engineering, Ltd. for Stormwater Management Services**

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

**WHEREAS**, it is necessary to retain a consultant to continue to provide professional engineering consulting services supporting the work of the Will County Stormwater Management Planning Committee; and

**WHEREAS**, the Will County Stormwater Management Planning Committee has recommended a professional services contract be entered into with Christopher B. Burke Engineering, Ltd., to provide engineering consulting services in support of the work of the Will County Stormwater Management Planning Committee.

**NOW, THEREFORE, BE IT RESOLVED**, that the Will County Board hereby authorizes the County Executive to execute the Contract for Professional Services with Christopher B. Burke Engineering, Ltd. in support of the work of the Will County Stormwater Management Planning Committee for FY 2010, attached hereto (Attachment No. 1). This consulting services agreement will cover one year beginning December 1, 2009 through and including November 30, 2010.

**BE IT FURTHER RESOLVED**, that the Preamble of this Resolution is hereby adopted as if fully set forth herein, and 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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Moustis made a motion, seconded by Member Singer, Resolution #09-448 be placed on the floor.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-448 IS PLACED ON THE FLOOR.

Member Moustis made a motion, seconded by Member Kusta, Resolution #09-448 be amended.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-448 IS AMENDED.

Member Moustis made a motion, seconded by Member Singer, Resolution #09-448 be approved as amended.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-448 IS APPROVED AS AMENDED.

Member Moustis Presented Resolution #09-449, Re: Modification Number 1 to WIB Work Certified Program Contract Number 2009-1000 with Joliet Junior College.



Executive Committee  
Resolution #09-449

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

**RE: MODIFICATION NUMBER 1 TO WIB WORK CERTIFIED PROGRAM CONTRACT NUMBER 2009-1000 WITH JOLIET JUNIOR COLLEGE**

**WHEREAS**, in May 2009 Joliet Junior College was awarded a contract by the Workforce Investment Board (approved by the County Board) to provide the "Work Certified" training to Workforce Investment Act customers attending occupational and/or vocation training; and

**WHEREAS**, all training customers must become Work Certified prior to the commencement of training; and

**WHEREAS**, due to the continued high unemployment rates, a larger than expected number of WIA customers are pursuing training, requiring an increase in the number of sessions of the Work Certified class that is offered; and

**WHEREAS**, the Workforce Investment Board requests approval of modification 1 to WORK CERTIFIED PROGRAM CONTRACT, Contract Number 2009-1000, increasing the maximum number of classes from 25 to 50 at \$14,400 per class.

**NOW, THEREFORE, BE IT RESOLVED**, that the Will County Board hereby approves modification 1 to WORK CERTIFIED PROGRAM CONTRACT, Contract Number 2009-1000, increasing the maximum number of classes from 25 to 50 at \$14,400 per class.

**BE IT FURTHER RESOLVED**, that the Preamble of this Resolution is hereby adopted as if fully set herein, and 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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_day of \_\_\_\_\_, 20\_\_\_.

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

Member Moustis made a motion, seconded by Member Weigel, Resolution #09-449 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-449 IS APPROVED.

Member Moustis Presented Resolution #09-450, Directing the Will County Public Building Commission to Oversee the Renovations of the Proposed Drug Court Recovery Home Located at 212 Frank Avenue, Joliet, Illinois.



Executive Committee  
Resolution 09-450

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

**RE: Directing the Will County Public Building Commission to Oversee the Renovations of the Proposed Drug Court Recovery Home located at 212 Frank Avenue, Joliet, IL**

**WHEREAS**, the Public Building Commission is organized as a municipal corporation and body politic pursuant to 50 ILCS 20/1 *et seq.* and granted various powers including but not limited to the power to repair, alter or improve any building; and

**WHEREAS**, on September 17, 2009 the Will County Board passed Resolution #09-289 authorizing the purchase of a home located at 212 Frank Avenue, Joliet, Illinois (herein "the Property") to be utilized as a drug court recovery home and the Property was purchased on December 10, 2009; and

**WHEREAS**, the Property requires various alterations and renovations in order to sufficiently accommodate a drug court recovery home; and

**WHEREAS**, it is the desire of the Will County Board that the Will County Public Building Commission consult with the Coordinator of the Will County Drug Court Program and oversee the alterations and renovations to the Property deemed necessary, subject to budgetary considerations; and

**WHEREAS**, the Will County Board authorized the implementation of an additional court fee for Drug Court in May of 2007 for the purpose of sustaining the Drug Court and establishing a recovery home and the additional court fee has proved to be an adequate funding source; and

**WHEREAS**, this project shall be funded utilizing funds set aside for this purpose in Fund 243 of the Will County Budget.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Board of Will County, Illinois hereby directs the Public Building Commission to oversee the alterations and renovations of the Property located at 212 Frank Avenue in Joliet.

**BE IT FURTHER RESOLVED**, that the preamble is incorporated as though fully stated herein. This Resolution shall be in full force and effect upon its passage and approval as provided by law.

Adopted by the Will County Board this 17th day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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

Member Moustis made a motion, seconded by Member Adamic, Resolution #09-450 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-450 IS APPROVED.

Member Moustis Presented Resolution #09-451, Re: Support of Purchase Agreement between the Village of Tinley Park and Lincoln-Way Community School District #210 regarding the Southwest Corner of Harlem Avenue and 191<sup>st</sup> Street.

Executive Committee  
Resolution #09-451



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

**RE: Support for Purchase Agreement between the Village of Tinley Park  
And Lincoln-Way Community School District 210  
Regarding the Southwest Corner of Harlem Avenue and 191<sup>st</sup> Street**

**WHEREAS**, the Village of Tinley Park has requested Will County's support for a purchase agreement between the Village of Tinley Park (Purchaser) and Lincoln-Way Community School District 210 Board of Education (Seller) for vacant property located at the southwest corner of Harlem Avenue and 191<sup>st</sup> Street in Will County, Illinois; and

**WHEREAS**, the acquisition of the said property will enable the Village of Tinley Park to closely control the quality of development on the property and ensure that any development will meet the high development standards that have been set by the Village; and

**WHEREAS**, the Village projects that a commercial development at the aforesaid location will generate real estate tax revenue of approximately \$8.1 million, and the annual economic impact from the addition of new jobs to the area would total approximately \$31 million.

**NOW, THEREFORE, BE IT RESOLVED**, that the Will County Board hereby supports the efforts of the Village of Tinley Park to purchase the southwest corner of Harlem Avenue and 191<sup>st</sup> Street in Will County, Illinois from Lincoln-Way Community School District 210 Board of Education in order to control the quality of future commercial development at the location.

**BE IT FURTHER RESOLVED**, that the Preamble of this Resolution is hereby adopted as if fully set herein, and 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 17<sup>th</sup> day of December, 2009.

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

\_\_\_\_\_  
Nancy Schults Voots  
Will County Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Moustis made a motion, seconded by Member Weigel, Resolution #09-451 be approved.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-451 IS APPROVED.

Member Moustis presented Ordinance #09-452, Authorizing Will County, Illinois to Borrow Funds from the IEPA Public Water Supply Loan Program (Ridgewood Sewer & Water Project).



Executive Committee  
Ordinance #09-452

**ORDINANCE NUMBER #09-452  
AN ORDINANCE AUTHORIZING WILL COUNTY, ILLINOIS TO  
BORROW FUNDS FROM THE IEPA PUBLIC WATER SUPPLY LOAN PROGRAM**

**WHEREAS**, Will County, Illinois, has entered into agreement with the City of Joliet, Will County, Illinois to operate a public water supply system (“the System”) accordance with the provisions of the Intergovernmental Cooperation Act, 5 ILCS 220/1; the Local Government Debt Reform Act, 30 ILCS 350/1 (“the Act”); 55 ILCS 5/2-5016; and 55 ILCS 5/5-25001 et seq.; and

**WHEREAS**, the Will County Board has determined that it is advisable, necessary and in the best interests of public health, safety and welfare to improve the System, including the following: INSTALLATION OF DIP WATERMAINS IN THE RIDGEWOOD AREA OF JOLIET TOWNSHIP, together with any land or rights in land and all electrical, mechanical or other services necessary, useful or advisable to the construction and installation (“the Project”), all in accordance with the plans and specifications prepared by consulting engineers of Will County; which Project has a useful life of 65 years; and

**WHEREAS**, the estimated cost of construction and installation of the Project, including engineering, legal, financial and other related expenses is \$2,443,133.00 and there are insufficient funds on hand and lawfully available to pay these costs; and

**WHEREAS**, the loan shall bear an interest rate as defined by 35 Ill. Adm. Code 662, which does not exceed the maximum rate authorized by the Bond Authorization Act, as amended, 30 ILCS 305/0.01 et seq., at the time of the issuance of the loan; and

**WHEREAS**, the principal and interest payment shall be payable semi-annually, and the loan shall mature in 20 years, which is within the period of useful life of the Project; and

**WHEREAS**, the costs are expected to be paid for with a loan to Will County from the Public Water Supply Loan Program through the Illinois Environmental Protection Agency, the loan to be repaid from:

- CDBG Entitlement Funds as included in each year’s County Adopted Action Plan (principal only);
- Funds obtained from other grant funding sources;
- The establishment of a Special Service Area should the preceding sources prove inadequate;
- Supplement from other existing County general corporate revenue funds should the preceding sources be inadequate for any loan payment at any point during the term of the loan

and the loan is authorized to be accepted at this time pursuant to the Act; and



**WHEREAS**, in accordance with the provisions of the Act, Will County is authorized to borrow funds from the Public Water Supply Loan Program in the aggregate principal amount of \$2,344,624.20 to provide funds to pay the costs of the Project; and

**WHEREAS**, the loan to Will County shall be made pursuant to a Loan Agreement, including certain terms and conditions, between Will County and the Illinois Environmental Protection Agency.

**NOW THEREFORE**, be it ordained by the Corporate Authorities of Will County, Illinois, as follows:

### **SECTION 1. INCORPORATION OF PREAMBLES**

The Corporate Authorities hereby find that the recitals contained in the preambles are true and correct, and incorporate them into this Ordinance by this reference.

### **SECTION 2. DETERMINATION TO BORROW FUNDS**

It is necessary and in the best interests of Will County to construct the Project for the public health, safety and welfare, in accordance with the plans and specifications, as described; that the System continues to be operated in accordance with the provision of the Act; and that for the purpose of constructing the Project, it is hereby authorized that funds be borrowed by Will County in an aggregate principal amount (which can include construction period interest financed over the term of the loan) not to exceed \$2,344,624.20.

### **SECTION 3. ADDITIONAL ORDINANCES**

The Corporate Authorities may adopt additional ordinances or proceedings supplementing or amending this Ordinance providing for entering into the Loan Agreement with the Illinois Environmental Protection Agency, prescribing all the details of the Loan Agreement, and providing for the collection, segregation and distribution of the:

- CDBG Entitlement Funds as included in each year's County Adopted Action Plan (principal only);
- Funds obtained from other grant funding sources;
- The establishment of a Special Service Area should the preceding sources prove inadequate;
- Supplement from other existing County general corporate revenue funds should the preceding sources be inadequate for any loan payment at any point during the term of the loan,

so long as the maximum amount of the Loan Agreement as set forth in this Ordinance is not exceeded and there is no material change in the Project or purposes described herein. Any additional ordinances or proceedings shall in all instances become effective in accordance with the Act or other applicable law. This Ordinance, together with such additional ordinances or proceedings, shall constitute complete authority for entering into the Loan Agreement under applicable law.

However, notwithstanding the above, Will County may not adopt additional ordinances or amendments which provide for any substantive or material change in the scope and intent of this Ordinance, including but not limited to interest rate, preference, or priority of any other ordinance with this Ordinance, parity of any other ordinance with this Ordinance, or otherwise alter or impair the obligation of Will County to pay the principal and interest due to the Public Water Supply Loan Program without the written consent of the Illinois Environmental Protection Agency.



**SECTION 4. LOAN NOT INDEBTEDNESS OF WILL COUNTY**

Repayment of the loan to the Illinois Environmental Protection Agency by Will County pursuant to this Ordinance is to be solely from the revenue derived from

- CDBG Entitlement Funds as included in each year's County Adopted Action Plan (principal only);
- Funds obtained from other grant funding sources;
- The establishment of a Special Service Area should the preceding sources prove inadequate;
- Supplement from other existing County general corporate revenue funds should the preceding sources be inadequate for any loan payment at any point during the term of the loan

and the loan does not constitute an indebtedness of Will County within the meaning of any constitutional or statutory limitation.

**SECTION 5. APPLICATION FOR LOAN**

The County Executive of Will County is hereby authorized to make application to the Illinois Environmental Protection Agency for a loan through the Public Water Supply Loan Program, in accordance with the loan requirements set out in 35 Ill. Adm. Code 662.

**SECTION 6. ACCEPTANCE OF LOAN AGREEMENT**

The Corporate Authorities hereby authorize acceptance of the offer of a loan through the Public Water Supply Loan Program, including all terms and conditions of the Loan Agreement as well as all special conditions contained therein and made a part thereof by reference. The Corporate Authorities further agree that the loan funds awarded shall be used solely for the purposes of the project as approved by the Illinois Environmental Protection Agency in accordance with the terms and conditions of the Loan Agreement.

**SECTION 7. AUTHORIZATION OF COUNTY EXECUTIVE TO EXECUTE LOAN AGREEMENT**

The County Executive is hereby authorized and directed to execute the Loan Agreement with the Illinois Environmental Protection Agency. The Corporate Authorities may authorize by resolution a person other than the County Executive for the sole purpose of authorizing or executing any documents associated with payment requests or reimbursements from the Illinois Environmental Protection Agency in connection with this loan.

**SECTION 8. SEVERABILITY**

If any section, paragraph, clause or provision of this Ordinance is held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

**SECTION 9. REPEALER**

All ordinances, resolutions or orders, or parts thereof, which conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

PASSED by the Corporate Authorities  
on December 17, 2009.

Approved \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
County Executive Will County, Illinois

YES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

RECORDED in the Will County Records on \_\_\_\_\_, 20\_\_\_\_.

ATTEST:

\_\_\_\_\_  
County Clerk of Will County, Illinois

Member Moustis made a motion, seconded by Member Brooks, to place Ordinance #09-452 on the floor.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

ORDINANCE #09-452 IS ON THE FLOOR.

Member Moustis made a motion, seconded by Member Stewart, to amend Ordinance #09-452.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

ORDINANCE #09-452 IS AMENDED.

Member Moustis made a motion, seconded by Laurie Smith, to approve Ordinance #09-452 as amended.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

ORDINANCE #09-452 IS APPROVED AS AMENDED.

Member Moustis presented Ordinance #09-453, Authorizing Will County, Illinois to Borrow Funds from the IEPA Water Pollution Control Loan Program (Ridgewood Sewer & Water Project).



Executive Committee  
Ordinance #09-453

**ORDINANCE NUMBER #09-453  
AN ORDINANCE AUTHORIZING WILL COUNTY, ILLINOIS TO BORROW FUNDS FROM  
THE IEPA WATER POLLUTION CONTROL LOAN PROGRAM**

**WHEREAS**, Will County, Illinois, has entered into agreement with the City of Joliet, Will County, Illinois to operate a public water supply system (“the System”) accordance with the provisions of the Intergovernmental Cooperation Act, 5 ILCS 220/1; the Local Government Debt Reform Act, 30 ILCS 350/1 (“the Act”); 55 ILCS 5/2-5016; and 55 ILCS 5/5-25001 et seq.; and

**WHEREAS**, the Will County Board has determined that it is advisable, necessary and in the best interests of public health, safety and welfare to improve the System, including the following: CONSTRUCTION OF A SANITARY SEWER EXTENSION AND SANITARY SEWER SERVICE CONNECTIONS, together with any land or rights in land and all electrical, mechanical or other services necessary, useful or advisable to the construction and installation (“the Project”), all in accordance with the plans and specifications prepared by consulting engineers of Will County; which Project has a useful life of 50 years; and

**WHEREAS**, the estimated cost of construction and installation of the Project, including engineering, legal, financial and other related expenses is \$701,559.00, and there are insufficient funds on hand and lawfully available to pay these costs; and

**WHEREAS**, the loan shall bear an interest rate as defined by 35 Ill. Adm. Code 365, which does not exceed the maximum rate authorized by the Bond Authorization Act, as amended, 30 ILCS 305/0.01 et seq., at the time of the issuance of the loan; and

**WHEREAS**, the principal and interest payment shall be payable semi-annually, and the loan shall mature in 20 years, which is within the period of useful life of the Project; and

**WHEREAS**, the costs are expected to be paid for with a loan to Will County from the Water Pollution Control Loan Program through the Illinois Environmental Protection Agency, the loan to be repaid from:

- CDBG Entitlement Funds as included in each year’s County Adopted Action Plan (principal only);
- Funds obtained from other grant funding sources;
- The establishment of a Special Service Area should the preceding sources prove inadequate;
- Supplement from other existing County general corporate revenue funds should the preceding sources be inadequate for any loan payment at any point during the term of the loan

and the loan is authorized to be accepted at this time pursuant to the Act; and

**WHEREAS**, in accordance with the provisions of the Act, Will County is authorized to borrow funds from the Water Pollution Control Loan Program in the aggregate principal amount of \$689,059.00 to provide funds to pay the costs of the Project; and

**WHEREAS**, the loan to Will County shall be made pursuant to a Loan Agreement, including certain terms and conditions, between Will County and the Illinois Environmental Protection Agency.

**NOW THEREFORE**, be it ordained by the Corporate Authorities of Will County, Illinois, as follows:

**SECTION 1. INCORPORATION OF PREAMBLES**

The Corporate Authorities hereby find that the recitals contained in the preambles are true and correct, and incorporate them into this Ordinance by this reference.

**SECTION 2. DETERMINATION TO BORROW FUNDS**

It is necessary and in the best interests of Will County to construct the Project for the public health, safety and welfare, in accordance with the plans and specifications, as described; that the System continues to be operated in accordance with the provision of the Act; and that for the purpose of constructing the Project, it is hereby authorized that funds be borrowed by Will County in an aggregate principal amount (which can include construction period interest financed over the term of the loan) not to exceed \$689,059.00.

**SECTION 3. ADDITIONAL ORDINANCES**

The Corporate Authorities may adopt additional ordinances or proceedings supplementing or amending this Ordinance providing for entering into the Loan Agreement with the Illinois Environmental Protection Agency, prescribing all the details of the Loan Agreement, and providing for the collection, segregation and distribution of the:

- CDBG Entitlement Funds as included in each year’s County Adopted Action Plan (principal only);
- Funds obtained from other grant funding sources;
- The establishment of a Special Service Area should the preceding sources prove inadequate;
- Supplement from other existing County general corporate revenue funds should the preceding sources be inadequate for any loan payment at any point during the term of the loan,

so long as the maximum amount of the Loan Agreement as set forth in this Ordinance is not exceeded and there is no material change in the Project or purposes described

herein. Any additional ordinances or proceedings shall in all instances become effective in accordance with the Act or other applicable law. This Ordinance, together with such additional ordinances or proceedings, shall constitute complete authority for entering into the Loan Agreement under applicable law.

However, notwithstanding the above, Will County may not adopt additional ordinances or amendments which provide for any substantive or material change in the scope and intent of this Ordinance, including but not limited to interest rate, preference, or priority of any other ordinance with this Ordinance, parity of any other ordinance with this Ordinance, or otherwise alter or impair the obligation of Will County to pay the principal and interest due to the Water Pollution Control Loan Program without the written consent of the Illinois Environmental Protection Agency.

#### **SECTION 4. LOAN NOT INDEBTEDNESS OF WILL COUNTY**

Repayment of the loan to the Illinois Environmental Protection Agency by Will County pursuant to this Ordinance is to be solely from the revenue derived from

- CDBG Entitlement Funds as included in each year's County Adopted Action Plan (principal only);
- Funds obtained from other grant funding sources;
- The establishment of a Special Service Area should the preceding sources prove inadequate;
- Supplement from other existing County general corporate revenue funds should the preceding sources be inadequate for any loan payment at any point during the term of the loan

and the loan does not constitute an indebtedness of Will County within the meaning of any constitutional or statutory limitation.

#### **SECTION 5. APPLICATION FOR LOAN**

The County Executive of Will County is hereby authorized to make application to the Illinois Environmental Protection Agency for a loan through the Water Pollution Control Loan Program, in accordance with the loan requirements set out in 35 Ill. Adm. Code 365.

#### **SECTION 6. ACCEPTANCE OF LOAN AGREEMENT**

The Corporate Authorities hereby authorize acceptance of the offer of a loan through the Water Pollution Control Loan Program, including all terms and conditions of the Loan Agreement as well as all special conditions contained therein and made a part thereof by reference. The Corporate Authorities further agree that the loan funds awarded shall be used solely for the purposes of the project as approved by the Illinois Environmental Protection Agency in accordance with the terms and conditions of the Loan Agreement.

#### **SECTION 7. AUTHORIZATION OF COUNTY EXECUTIVE TO EXECUTE LOAN AGREEMENT**

The County Executive is hereby authorized and directed to execute the Loan Agreement with the Illinois Environmental Protection Agency. The Corporate Authorities may authorize by resolution a person other than the County Executive for the sole purpose of authorizing or executing any documents associated with payment requests or reimbursements from the Illinois Environmental Protection Agency in connection with this loan.

#### **SECTION 8. SEVERABILITY**

If any section, paragraph, clause or provision of this Ordinance is held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

**SECTION 9. REPEALER**

All ordinances, resolutions or orders, or parts thereof, which conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

PASSED by the Corporate Authorities  
on December 17, 2009.

Approved \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
County Executive Will County, Illinois

YEAS: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

RECORDED in the Will County Records on \_\_\_\_\_, 20\_\_\_\_.

ATTEST:

\_\_\_\_\_  
County Clerk of Will County, Illinois

Member Moustis made a motion, seconded by Member Brooks, to place Ordinance #09-453 on the floor.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

ORDINANCE #09-453 IS ON THE FLOOR.

Member Moustis made a motion, seconded by Member Adamic, to amend Ordinance #09-453.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

ORDINANCE #09-453 IS AMENDED.

Member Moustis made a motion, seconded by Seiler, to approve Ordinance #09-453 as amended.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

ORDINANCE #09-453 IS APPROVED AS AMENDED.

Member Moustis presented Resolution #09-454, Declaring Various Equipment Surplus and Authorizing Disposal.



Executive Committee  
Resolution #09-454

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

***DECLARING VARIOUS EQUIPMENT SURPLUS  
AND AUTHORIZING RECYCLE/DISPOSAL***

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

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

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

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

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 17<sup>th</sup> day of December, 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 Seiler, to approve Resolution #09-454.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-454 IS APPROVED.

Member Moustis presented Resolution #09-455, Re-Awarding Bid for Refuse & Recycling Collection Services Specifically for the Three Outlying Sites Only.



Executive Committee  
Resolution #09-455

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

**RE-AWARDING BID FOR REFUSE & RECYCLING COLLECTION SERVICES  
SPECIFICALLY FOR THE THREE OUTLYING SITES ONLY**

WHEREAS, the current contract for refuse service for County buildings expired on November 30, 2009, and

WHEREAS, on November 19, 2009, the County Board awarded the bid for refuse and recycling collection for the three outlying sites to Waste Management, Downers Grove, IL, for a total two-year price of \$3,899.52, utilizing the Prairie View landfill, commencing December 1, 2009, through and including November 30, 2011, with an optional one (1) year renewal period of December 1, 2011 through November 30, 2012, if the County so chooses, and



WHEREAS, on November 30, 2009, Waste Management advised the County of Will of its inability to haul the trash/recycling for the three outlying sites, and therefore withdrew their bid, and

WHEREAS, based upon the current developments, Waste Services Division has recommended, and the Executive Committee has concurred, that the bid for refuse and recycling collection service for the three outlying County sites be re-awarded to Allied Waste, at the bid price of \$3,590.64 for two (2) years, a lower cost since they will be using their own landfill, commencing December 1, 2009, through and including November 30, 2011, with an optional one (1) year renewal period of December 1, 2011 through November 30, 2012, if the County so chooses, and

WHEREAS, sufficient appropriations were budgeted in the respective Budgets.

NOW, THEREFORE, BE IT RESOLVED, that the Will County Board hereby re-awards the bid for refuse and recycling collection service for the three outlying County sites to Allied Waste, at the bid price of \$3,590.64 for two (2) years, a lower cost since they will be using their own landfill, commencing December 1, 2009, through and including November 30, 2011, with an optional one (1) year renewal period of December 1, 2011 through November 30, 2012, if the County so chooses.

BE IT FURTHER RESOLVED, that the County Executive is hereby authorized to take such action as necessary to implement the bid award set forth herein.

Adopted by the Will County Board this 17<sup>th</sup> day of December, 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, to approve Resolution #09-455.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-455 IS APPROVED.

Member Moustis presented Resolution #09-456, Authorizing County Executive to Execute Agreement for Water Management & Planning Consulting Services with Robert E. Hamilton Consulting Engineers, PC.



Executive Committee  
Resolution #09-456

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

**Authorizing the County Executive to Execute Agreement for Water Management & Planning Consulting Services with Robert E. Hamilton Consulting Engineers, PC**

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

**WHEREAS**, it is necessary to retain a consultant to continue to provide professional engineering consulting services supporting the work of the Will County Stormwater Management Planning Committee, the Regional Water Supply Planning Group and other miscellaneous surface water, groundwater and flood water issues.

**NOW, THEREFORE, BE IT RESOLVED**, that the Will County Board hereby authorizes the County Executive to execute the attached Water Resources Management & Planning Consulting Services Agreement with Robert E. Hamilton Consulting Engineers, PC. This consulting services agreement will cover one year beginning December 1, 2009 through and including November 30, 2010.

**BE IT FURTHER RESOLVED**, that the Preamble of this Resolution is hereby adopted as if fully set forth herein, and 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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Member Moustis made a motion, seconded by Member May, to approve Resolution #09-456.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-456 IS APPROVED.

Member Moustis presented Resolution #09-457, Supplemental Ordinance Providing for the Issuance of Not to Exceed \$100,000,000 General Obligation Transportation Improvement Bonds (Alternate Revenue Source) Series 2010, of the County of Will, Illinois.



Executive Committee  
Ordinance #09-457

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

**ORDINANCE NO. 09-457**

**SUPPLEMENTAL ORDINANCE PROVIDING FOR THE ISSUANCE  
OF NOT TO EXCEED \$100,000,000 GENERAL OBLIGATION  
TRANSPORTATION IMPROVEMENT BONDS (ALTERNATE  
REVENUE SOURCE), SERIES 2010, OF THE COUNTY OF WILL,  
ILLINOIS**

BE IT ORDAINED BY THE COUNTY BOARD OF THE COUNTY OF WILL, ILLINOIS, AS  
FOLLOWS:

**Section 1. Certain Definitions.** Unless the context or use indicates another or different meaning, certain words and terms used in this ordinance have the following meanings:

"ARRA" means the American Recovery and Reinvestment Act of 2009, being Public Law No. 111-5, 123 Stat. 115 (2009), enacted on February 17, 2009 by the Congress of the United States.

"Bond Order" means the written order of the Designated Officers approving the sale of the 2010 Bonds and making certain determinations regarding the final terms thereof within the parameters of this ordinance.

"Build America Bonds" means 2010 Bonds that meet the definition of a "build America bond" in Section 54AA(d) of the Code and the definition of a "qualified bond" under Section 54AA(g)(2) of the Code and for which the County will be allowed a Refundable Credit.

"Code" means the Internal Revenue Code of 1986, as amended.

"*Designated Officers*" means the County Executive, the Finance Committee Chairman and the Executive Committee Chairman.

"*Project*" means the acquisition, construction and installation of various public improvements consisting of various road improvement projects throughout the County.

"*Recovery Zone Economic Development Bonds*" means 2010 Bonds that meet the definition of a "build America bond" in Section 54AA(d) of the Code and the definition of a "qualified bond" under Section 54AA(g)(2) of the Code and for which the County will be allowed a Refundable Credit and for which an allocation of bond limitation has been made.

"*Refundable Credit*" means (i) with respect to the Build America Bonds, if any, an amount equal to 35 percent of the interest due on the Build America Bonds on each interest payment date and (ii) with respect to the Recovery Zone Economic Development Bonds, if any, an amount equal to 45 percent of the interest due on the Recovery Zone Economic Development Bonds on each interest payment date, to be paid to the County by the United States Department of Treasury.

"*2010 Bonds*" means, collectively, the 2010A Bonds, 2010B Bonds and 2010C Bonds of the County authorized to be issued pursuant to Section 3 of this ordinance.

"*2010A Bonds*" means the General Obligation Transportation Improvement Bonds (Alternate Revenue Source), Series 2010A.

"*2010B Bonds*" means the Taxable General Obligation Transportation Improvement Bonds (Alternate Revenue Source-Build America Bonds-Direct Payment), Series 2010B.

"*2010C Bonds*" means the Taxable General Obligation Transportation Improvement Bonds (Alternate Revenue Source-Recovery Zone Economic Development Bonds), Series 2010C.

"*Tax-Exempt Bonds*" means the 2010 Bonds the interest on which is excludable from gross income for Federal income tax purposes pursuant to Section 103 of the Code.

"*Taxable Bonds*" means 2010 Bonds the interest on which is includable in gross income for Federal income tax purposes.

**Section 2. Authority and Purposes.** This Ordinance is adopted pursuant to the Counties Code, 55 Illinois Compiled Statutes 5, and the Local Government Debt Reform Act, 30 Illinois Compiled Statutes 350, for the purpose of financing various road improvement projects throughout the County (the "Project").

**Section 3. Findings and Determinations.** It is found and determined that:

A. Pursuant to Ordinance No. 08-358 adopted by the County Board of The County of Will on September 18, 2008, and entitled: "Ordinance Authorizing the Issuance of Not to Exceed One Hundred Million Dollars (\$100,000,000) General Obligation Alternate Bonds of The County of Will, Illinois for the Purpose of Financing Road Improvement Projects," the County authorized the issuance of \$100,000,000 principal amount of general obligation bonds of the County to be

issued as "alternate bonds" under the provisions of Section 15 of the Local Government Debt Reform Act for the purpose of financing the Project, including capitalized interest, credit enhancement and costs of issuance of the bonds herein authorized.

B. Ordinance No. 08-358, was published in full, together with the statutory statement required by Section 15 of the Local Government Debt Reform Act, on October 8, 2008, in the *Herald News*, a newspaper published and of general circulation in the County. No petition with respect to Ordinance No. 08-358 was filed with the County Clerk during the 30-day period following such publication.

C. The Project is a public purpose and is to be undertaken by the County. The County will proceed with the financing of the Project by the issuance of principal amount of general obligation bonds of the County being the entirety of the bonds authorized by Ordinance No. 08-358. In accordance with Section 5 of the Local Government Debt Reform Act, this Ordinance supplements Ordinance No. 08-358.

D. Notice of the public hearing required by the Bond Issue Notification Act, 30 Illinois Compiled Statutes 352, as a condition to the sale of the bonds authorized to be sold pursuant to this Ordinance (the "2010 Bonds") was published on October 8, 2008 in the *Herald News*. Such public hearing was conducted before the County Board on October 16, 2008, and the final adjournment of such hearing took place on October 16, 2008.

E. The 2010 Bonds shall be payable from (a) the Retailers' Occupation Tax received by the County from taxes imposed under Section 4.03(e) of the Regional Transportation Authority Act, 70 Illinois Compiled Statutes 3615 (the "Transportation Taxes"), (b) sales tax and use tax receipts derived by the County from taxes imposed under the Use Tax Act, 35 Illinois Compiled Statutes 105; the Service Use Tax Act, 35 Illinois Compiled Statutes 110; the Service Occupation Tax Act, 35 Illinois Compiled Statutes 115; and the Retailer's Occupation Tax Act, 35 Illinois Compiled Statutes 120 (the "Sales and Use Taxes") and (c) the landfill host fees derived by the County from Prairie View Landfill (the "Landfill Host Fees") each of which constitutes a "Revenue Source" within the meaning of Section 15 of the Local Government Debt Reform Act.

The Revenue Sources are hereby pledged for the payment of the 2010 Bonds. The County Board of the County covenants to provide for, collect and apply the Revenue Sources to the payment of the 2010 Bonds and the provision of not less than an additional .25 times the annual debt service on the 2010 Bonds.

F. The Sales and Use Taxes and the Landfill Host Fees have been pledged on a parity with the 2010 Bonds to the County's (a) General Obligation Bonds (Alternate Revenue Source), Series 2005 originally issued in the aggregate principal amount of \$35,000,000 (the "2005

Bonds"), (b) General Obligation Bonds (Alternate Revenue Source), Series 2006 originally issued in the aggregate principal amount of \$10,000,000 (the "2006 Bonds") and (c) General Obligation Bonds (Alternate Revenue Source), Series 2008 originally issued in the aggregate principal amount of \$20,000,000 (the "2008 Bonds").

G. Other than the 2005 Bonds, the 2006 Bonds and the 2008 Bonds, no bonds, notes or obligations of the County are currently secured by a pledge of the Sales and Use Taxes or the Landfill Host Fees. No bonds, notes or obligations of the County are currently secured by a pledge of the Transportation Taxes.

H. The Revenue Sources are determined to be sufficient to provide in each year to the final maturity of the 2010 Bonds, an amount not less than 1.25 times debt service on the 2010 Bonds. The Sales and Use Taxes and the Landfill Host Fees are determined to be sufficient to provide in each year the final maturity of the 2005 Bonds, the 2006 Bonds and the 2008 Bonds, an amount not less than 1.25 times debt service on the 2005 Bonds, the 2006 Bonds and the 2008 Bonds. The determination of the sufficiency of the Revenue Sources is supported by the most recent audit of the County.

I. The County hereby irrevocably elects to treat any 2010B Bond as a "build America bond" and any 2010C Bond as a "recovery zone economic development bond".

J. The County has heretofore designed the entire County as a "recovery zone".

K. The County hereby allocates its allocation of the recovery zone economic development bond limitation to the 2010C Bonds issued hereunder.

**Section 4. Authorization and Terms of 2010 Bonds.** The sum of not to exceed \$100,000,000 is appropriated to meet the estimated cost of the Project and the costs of issuance of the 2010 Bonds, including capitalized interest and the cost of any credit enhancement all as determined in a bond order (the "Bond Order"). The 2010 Bonds are authorized to be issued and sold in an aggregate principal amount of not to exceed \$100,000,000 pursuant to applicable provisions of the Counties Code and the Local Government Debt Reform Act for the purpose of financing said appropriation.

The 2010 Bonds shall be issuable denominations of \$5,000 or any integral multiple thereof and may bear such identifying numbers or letters as shall be useful to facilitate the registration, transfer and exchange of 2010 Bonds. Unless otherwise determined in the order to authenticate the 2010 Bonds, each 2010 Bond delivered upon the original issuance of the 2010 Bonds shall be dated as of the date of issuance. Each 2010 Bond thereafter issued upon any transfer, exchange or replacement of 2010 Bonds shall be dated so that no gain or loss of interest shall result from such transfer, exchange or replacement.

The 2010 Bonds may be issued as Tax-Exempt Bonds, Build America Bonds or Recovery Zone Economic Development Bonds, or a combination thereof, as determined and designated in the Bond Order. The Designated Officers shall be authorized to make an irrevocable election to designate all or any part of the 2010 Bonds as Build America Bonds or Recovery Zone Economic Development Bonds, only if it shall be determined in the Bond Order that, based on information furnished at the time of sale, that the true interest cost of the Build America Bonds or Recovery Zone Economic Development Bonds, after taking into account the Refundable Credits, would be less than the true interest cost on 2010 Bonds of comparable maturities that would otherwise be sold as Tax-Exempt Bonds. The Build America Bonds or Recovery Zone Economic Development Bonds, if issued, will be Taxable Bonds. The Tax-Exempt 2010 Bonds may be designated "General Obligation Transportation Improvement Bonds (Alternate Revenue Source), Series 2010A." The Build America 2010 Bonds may be designated "Taxable General Obligation Transportation Improvement Bonds (Alternate Revenue Source-Build America Bonds-Direct Payment), Series 2010B." The Recovery Zone Economic Development 2010 Bonds may be designated "Taxable General Obligation Transportation Improvement Bonds (Alternate Revenue Source-Recovery Zone Economic Development Bonds), Series 2010C."

Subject to the limitations contained in this Ordinance, authority is delegated to the County Executive, the Finance Committee Chairman and the Executive Committee Chairman (the "Designated Officers") to execute the Bond Order (i) to sell the 2010 Bonds to the purchaser at a price of not less than 97% of the aggregate principal amount of the 2010 Bonds (not taking into account any original issue discount), (ii) to determine the maturities (or mandatory sinking fund dates) of the 2010 Bonds with a final maturity not to exceed January 1, 2039, (iii) to determine the interest rates on the 2010 Bonds with a rate per annum not to exceed (a) 6.00% with respect to the 2010A Bonds and (b) 7.50% with respect to the 2010B and Series 2010C Bonds, (iv) to determine an aggregate net original issue premium not to exceed (a) 103% with respect to the 2010A Bonds and (b) a *deminimus* amount of premium with respect to the 2010B and Series 2010C Bonds, (v) to determine the taxes to be levied as provided in Section 10 of this Ordinance in an amount not to exceed \$8,000,000 per annum and (vi) to determine all of the terms and details of the 2010 Bonds not determined in this Ordinance. Nothing in this section shall require the Designated Officers to sell the 2010 Bonds if, in their judgment, the conditions in the municipal bond market shall have deteriorated markedly from the time of adoption of this Ordinance.

The sale of the 2010 Bonds and the determination of the details of the 2010 Bonds shall be evidenced by the Bond Order, which shall be signed by the Designated Officers. An executed counterpart of the Bond Order and this Ordinance shall be filed with the County Clerk and entered in the records of the County.

Each 2010 Bond shall bear interest from its date, computed on the basis of a 360-day year consisting of twelve 30-day months and payable in lawful money of the United States of America on the dates and at the rates per annum herein determined and as set forth in the Bond Order.

The principal of the 2010 Bonds shall be payable in lawful money of the United States of America upon presentation and surrender thereof at the principal corporate trust office of Wells Fargo Bank, N.A., in the City of Chicago, Illinois, which is hereby appointed as bond registrar and paying agent for the 2010 Bonds. Interest on the 2010 Bonds shall be payable on each interest payment date to the registered owners of record thereof appearing on the registration books maintained by the County for such purpose at the principal corporate trust office of the bond registrar, as of the close of business on the 15th day next preceding the applicable interest payment date. Interest on the 2010 Bonds shall be paid by check or draft mailed to such registered owners at their addresses appearing on the registration books or by wire transfer pursuant to an agreement by and between the County and the registered owner.

Any 2010 Bond may be made subject to redemption at the option of the County upon such terms and at such redemption prices (not to exceed 100% of par) as shall be determined in the Bond Order, and, pursuant to the Bond Order, 2010 Bonds may be designated as term bonds subject to mandatory sinking fund redemption from sinking fund installments.

All 2010 Bonds subject to mandatory sinking fund redemption shall be redeemed at a redemption price equal to the principal amount thereof to be redeemed. The bond registrar is hereby authorized and directed to mail notice of the mandatory sinking fund redemption of the 2010 Bonds in the manner herein provided.

Whenever 2010 Bonds subject to mandatory sinking fund redemption are redeemed at the option of the County, the principal amount thereof so redeemed shall be credited against the unsatisfied balance of future sinking fund installments or final maturity amount established with respect to such 2010 Bonds, in such amounts and against such installments or final maturity amount as shall be determined by the County in the proceedings authorizing such redemption or, in the absence of such determination, shall be credited pro-rata against the unsatisfied balance of the applicable sinking fund installments and final maturity amount.

On or prior to the 60th day preceding any sinking fund installment date, the County may purchase the 2010 Bonds, which are subject to mandatory redemption on such sinking fund installment date, at such prices as the County shall determine. Any 2010 Bond so purchased shall be cancelled and the principal amount thereof so purchased shall be credited against the unsatisfied balance of the next ensuing sinking fund installment of the 2010 Bonds of the same maturity as the 2010 Bond so purchased.



In the event of the redemption of less than all the 2010 Bonds of like maturity, the aggregate principal amount thereof to be redeemed shall be \$5,000 or an integral multiple thereof and the bond registrar shall assign to each 2010 Bond of such maturity a distinctive number for each \$5,000 principal amount of such 2010 Bond and shall select by lot from the numbers so assigned as many numbers as, at \$5,000 for each number, shall equal the principal amount of such 2010 Bonds to be redeemed. The 2010 Bonds to be redeemed shall be the 2010 Bonds to which were assigned numbers so selected; provided that only so much of the principal amount of each 2010 Bond shall be redeemed as shall equal \$5,000 for each number assigned to it and so selected.

Notice of the redemption of 2010 Bonds shall be mailed not less than 30 days nor more than 60 days prior to the date fixed for such redemption to the registered owners of 2010 Bonds to be redeemed at their last addresses appearing on said registration books. The 2010 Bonds or portions thereof specified in said notice shall become due and payable at the applicable redemption price on the redemption date therein designated, and if, on the redemption date, moneys for payment of the redemption price of all the 2010 Bonds or portions thereof to be redeemed, together with interest to the redemption date, shall be available for such payment on said date, and if notice of redemption shall have been mailed as aforesaid (and notwithstanding any defect therein or the lack of actual receipt thereof by any registered owner) then from and after the redemption date interest on such 2010 Bonds or portions thereof shall cease to accrue and become payable. If there shall be drawn for redemption less than all of a 2010 Bond, the County shall execute and the bond registrar shall authenticate and deliver, upon the surrender of such 2010 Bond, without charge to the owner thereof, in exchange for the unredeemed balance of the 2010 Bond so surrendered, 2010 Bonds of like maturity and of the denomination of \$5,000 or any integral multiple thereof.

The bond registrar shall not be required to transfer or exchange any 2010 Bond after notice of the redemption of all or a portion thereof has been mailed. The bond registrar shall not be required to transfer or exchange any 2010 Bond during a period of 15 days next preceding the mailing of a notice of redemption that could designate for redemption all or a portion of such 2010 Bond. Unless moneys sufficient to pay the redemption price of the Bonds to be redeemed shall have been received by the bond registrar prior to the giving of such notice of redemption, such notice may, at the option of the County, state that said redemption shall be conditional upon the receipt of such moneys by the bond registrar on or prior to the date fixed for redemption. If such moneys are not received, such notice shall be of no force and effect, the County shall not redeem such Bonds, and the bond registrar shall give notice, in the same manner in which the notice of redemption was given, that such moneys were not so received and that such Bonds will not be redeemed.

**Section 5. Sale and Delivery.** The 2010 Bonds are sold to Wells Fargo Brokerage Services, LLC, as Representative of the underwriters listed in the Bond Order. The Official

Statement prepared with respect to the 2010 Bonds is approved and "deemed final" as of its date for purposes of Securities and Exchange Commission Rule 15(c) 2-12 promulgated under the Securities Exchange Act of 1934.

The County Executive, the Finance Committee Chairman and the Executive Committee Chairman and other officials of the County are hereby authorized and directed to do and perform, or cause to be done or performed for or on behalf of the County each and every thing necessary for the issuance of the 2010 Bonds, including the proper execution and delivery of the 2010 Bonds and the Official Statement.

**Section 6. Execution and Authentication.** Each 2010 Bond shall be executed in the name of the County by the manual or authorized facsimile signature of its County Executive and the corporate seal of the County, or a facsimile thereof, shall be thereunto affixed or otherwise reproduced thereon and attested by the manual or authorized facsimile signature of its County Clerk.

In case any officer whose signature, or a facsimile of whose signature, shall appear on any 2010 Bond shall cease to hold such office before the issuance of the 2010 Bond, such 2010 Bond shall nevertheless be valid and sufficient for all purposes, the same as if the person whose signature, or a facsimile thereof, appears on such 2010 Bond had not ceased to hold such office. Any 2010 Bond may be signed, sealed or attested on behalf of the County by any person who, on the date of such act, shall hold the proper office, notwithstanding that at the date of such 2010 Bond such person may not have held such office. No recourse shall be had for the payment of any 2010 Bonds against any officer who executes the 2010 Bonds.

Each 2010 Bond shall bear thereon a certificate of authentication executed manually by the bond registrar. No 2010 Bond shall be entitled to any right or benefit under this Ordinance or shall be valid or obligatory for any purpose until such certificate of authentication shall have been duly executed by the bond registrar.

**Section 7. Transfer, Exchange and Registry.** The 2010 Bonds shall be negotiable, subject to the provisions for registration of transfer contained herein. Each 2010 Bond shall be transferable only upon the registration books maintained by the County for that purpose at the principal corporate trust office of the bond registrar, by the registered owner thereof in person or by his attorney duly authorized in writing, upon surrender thereof together with a written instrument of transfer satisfactory to the bond registrar and duly executed by the registered owner or his duly authorized attorney. Upon the surrender for transfer of any such 2010 Bond, the County shall execute and the bond registrar shall authenticate and deliver a new 2010 Bond or Bonds registered in the name of the transferee, of the same aggregate principal amount, series, maturity and interest rate as the surrendered 2010 Bond. The 2010 Bonds, upon surrender thereof at the principal corporate trust office of the bond registrar, with a written instrument satisfactory to the bond

registrar, duly executed by the registered owner or his attorney duly authorized in writing, may be exchanged for an equal aggregate principal amount of 2010 Bonds of the same series, maturity and interest rate and of the denominations of \$5,000 or any integral multiple thereof.

For every such exchange or registration of transfer of 2010 Bonds, the County or the bond registrar may make a charge sufficient for the reimbursement of any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer. No other charge shall be made for the privilege of making such transfer or exchange. The provisions of the Illinois Bond Replacement Act shall govern the replacement of lost, destroyed or defaced 2010 Bonds.

The County and the bond registrar may deem and treat the person in whose name any 2010 Bond shall be registered upon the registration books as the absolute owner of such 2010 Bond, whether such 2010 Bond shall be overdue or not, for the purpose of receiving payment of, or on account of, the principal of or interest thereon and for all other purposes whatsoever, and all such payments so made to any such registered owner or upon his order shall be valid and effectual to satisfy and discharge the liability upon such 2010 Bond to the extent of the sum or sums so paid, and neither the County nor the bond registrar shall be affected by any notice to the contrary.

**Section 8. General Obligations.** The full faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on the 2010 Bonds. The 2010 Bonds shall be direct and general obligations of the County, and the County shall be obligated to levy ad valorem taxes upon all the taxable property in the County for the payment of the 2010 Bonds and the interest thereon, without limitation as to rate or amount.

**Section 9. Pledge of Revenue Sources.** The Series 2010 Bonds are also payable from, and secured by a pledge of, the Revenue Sources. The County Board, on behalf of the County, to the extent it is empowered to do so, covenants to provide for, collect and apply such Revenue Sources to the payment of the 2010 Bonds and the provision of not less than an additional .25 times the annual debt service on the 2010 Bonds.

The pledge of Revenue Sources herein provided for the payment of the 2010 Bonds may be made junior and subordinate to any pledge of Revenue Sources hereafter made for the benefit and security of the owners of bonds of the County payable from, or issued with respect to, such Revenue Sources. The County may issue additional bonds payable from, and secured by a lien on, the Revenue Sources, on a parity with the 2010 Bonds.

The County shall apply the Revenue Sources in an amount that shall be sufficient to pay for the timely payment of principal of and interest on the 2010 Bonds as the same shall become due and payable.

The Refundable Credits are not pledged to the payment of the 2010 Bonds and may be used for any lawful corporate purpose of the County.

**Section 10. Form of 2010 Bonds.** The 2010 Bonds shall be issued as fully registered bonds and shall be in substantially the following form, the blanks to be appropriately completed when the 2010 Bonds are printed:

No. \_\_\_

**UNITED STATES OF AMERICA**

**STATE OF ILLINOIS**

**COUNTY OF WILL**

**[TAXABLE] GENERAL OBLIGATION TRANSPORTATION IMPROVEMENT BOND  
(ALTERNATE REVENUE SOURCE), SERIES 2010[A][B][C]**

<u>INTEREST RATE</u>	<u>MATURITY DATE</u>	<u>DATED DATE</u>	<u>CUSIP</u>
.__%	_____, 20__	_____, 2010	_____

**REGISTERED OWNER:** Cede & Co.

**PRINCIPAL AMOUNT:**

THE COUNTY OF WILL, ILLINOIS, acknowledges itself indebted and for value received hereby promises to pay to the registered owner of this bond, or registered assigns, the principal amount specified above on the maturity date specified above, and to pay interest on such principal amount from the date hereof at the interest rate per annum specified above, computed on the basis of a 360 day year consisting of twelve 30 day months and payable in lawful money of the United States of America on \_\_\_\_\_, 2010 and semiannually thereafter on \_\_\_\_\_ and \_\_\_\_\_ in each year until the principal amount shall have been paid, to the registered owner of record here as of the 15<sup>th</sup> day next preceding such interest payment date, by wire transfer pursuant to an agreement by and between the County and the registered owner, or otherwise by check or draft mailed to the registered owner at the address of such owner appearing on the registration books maintained by the County for such purpose at the principal corporate trust office of Wells Fargo Bank, N.A., in the City of Chicago, Illinois, as bond registrar or its successor (the "Bond Registrar"). This bond, as to principal when due, will be payable in lawful money of the United States of America upon presentation and surrender of this bond at the principal corporate trust office of the Bond Registrar. The full faith and credit of the County are irrevocably pledged for the punctual payment of the principal of and interest on this bond according to its terms.

This bond is one of a series of bonds issued in the aggregate principal amount of \$\_\_\_\_\_, which are authorized and issued under and pursuant to the Counties Code, 55 Illinois Compiled Statutes 5, and the Local Government Debt Reform Act, 30 Illinois Compiled Statutes 350, and under and in accordance with an ordinance adopted by the County Board of the County on September 18, 2008, and entitled: "Ordinance Authorizing the Issuance of Not to Exceed One Hundred Million Dollars (\$100,000,000) General Obligation Alternate Bonds of The County of Will, Illinois for the

Purpose of Financing Road Improvement Projects" as supplemented by an ordinance adopted by said County Board on December 17, 2010, and entitled: "Supplemental Ordinance Providing for the Issuance of Not to Exceed \$100,000,000 General Obligation Transportation Improvement Bonds (Alternate Revenue Source), Series 2010, of The County of Will, Illinois" (collectively, the "Ordinance").

This bond is an "alternate bond" issued pursuant to Section 15 of the Local Government Debt Reform Act and, to the extent, and in the manner, provided in the Local Government Debt Reform Act and the Ordinance, is also secured by a pledge of (a) the transportation sales tax receipts derived by the County from taxes imposed by the Regional Transportation Authority, (b) sales tax and use tax receipts derived by the County from taxes imposed by the State of Illinois, and (c) revenues derived from landfill host fees received by the County from the Prairie View Landfill.

The bonds of such series maturing on or after \_\_\_\_\_, 20\_\_ are subject to redemption prior to maturity at the option of the County and upon notice as herein provided, in such principal amounts and from such maturities as the County shall determine and by lot within a single maturity, on \_\_\_\_\_, 20\_\_ and on any date thereafter, at a redemption price equal to the principal amount thereof to be redeemed plus accrued interest to the redemption date.

The bonds of such series maturing in the years 20\_\_, 20\_\_ and 20\_\_ are subject to mandatory sinking fund redemption to the extent required to satisfy sinking fund installments, in part by lot, at a redemption price equal to the principal amount thereof to be redeemed, on the respective redemption dates and in the respective principal amounts, each constituting a sinking fund installment of the Bonds, shown in the following table:

20\_\_ Term Bonds

Redemption Date (_____)	Principal Amount
	\$

20\_\_ Term Bonds

Redemption Date (_____)	Principal Amount
	\$

20\_\_ Term Bonds

Redemption Date (November 15)	Principal Amount
----------------------------------	---------------------

\$

Notice of the redemption of bonds will be mailed not less than 30 days nor more than 60 days prior to the date fixed for such redemption to the registered owners of bonds to be redeemed at their last addresses appearing on such registration books. The bonds or portions thereof specified in said notice shall become due and payable at the applicable redemption price on the redemption date therein designated, and if, on the redemption date, moneys for payment of the redemption price of all the bonds or portions thereof to be redeemed, together with interest to the redemption date, shall be available for such payment on said date, and if notice of redemption shall have been mailed as aforesaid (and notwithstanding any defect therein or the lack of actual receipt thereof by any registered owner) then from and after the redemption date interest on such bonds or portions thereof shall cease to accrue and become payable.

This bond is transferable only upon such registration books by the registered owner hereof in person, or by his attorney duly authorized in writing, upon surrender hereof at the principal corporate trust office of the Bond Registrar together with a written instrument of transfer satisfactory to the Bond Registrar duly executed by the registered owner or by his duly authorized attorney, and thereupon a new registered bond or bonds, in the authorized denominations of \$5,000 or any integral multiple thereof and of the same aggregate principal amount, series, maturity and interest rate as this bond shall be issued to the transferee in exchange therefor. In like manner, this bond may be exchanged for an equal aggregate principal amount of bonds of the same series, maturity and interest rate and of any of such authorized denominations. The County or the Bond Registrar may make a charge sufficient for the reimbursement of any tax, fee or other governmental charge required to be paid with respect to the transfer or exchange of this bond. No other charge shall be made for the privilege of making such transfer or exchange. The County and the Bond Registrar may treat and consider the person in whose name this bond is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal and interest due hereon and for all other purposes whatsoever.

This bond shall not be valid or become obligatory for any purpose until the certificate of authentication hereon shall have been duly executed by the Bond Registrar.

It is hereby certified, recited and declared that this bond is issued in part pursuant to the Local Government Debt Reform Act, that all acts, conditions and things required to be done, exist and

be performed precedent to and in the issuance of this bond in order to make it a legal, valid and binding obligation of the County have been done, exist and have been performed in regular and due time, form and manner as required by law, and that the series of bonds of which this bond is one, together with all other indebtedness of the County, is within every debt or other limit prescribed by law.

IN WITNESS WHEREOF, The County of Will, Illinois has caused this bond to be executed in its name and on its behalf by the manual or facsimile signature of its County Executive, and its corporate seal, or a facsimile thereof, to be hereunto affixed or otherwise reproduced hereon and attested by the manual or facsimile signature of its County Clerk.

Dated: January \_\_\_\_, 2010

THE COUNTY OF WILL, ILLINOIS

\_\_\_\_\_  
County Executive

(SEAL)

Attest:

\_\_\_\_\_  
County Clerk

CERTIFICATE OF AUTHENTICATION

This bond is one of the General Obligation Transportation Improvement Bonds (Alternate Revenue Source), Series 2010, described in the within mentioned Ordinance.

WELLS FARGO BANK, N.A., as Bond Registrar

By \_\_\_\_\_  
Authorized Signer



ASSIGNMENT

For value received the undersigned sells, assigns and transfers unto \_\_\_\_\_  
\_\_\_\_\_ the within bond and hereby irrevocably  
constitutes and appoints \_\_\_\_\_ attorney to transfer the said bond on the  
books kept for registration thereof, with full power of substitution in the premises.

Dated \_\_\_\_\_

\_\_\_\_\_

Signature Guarantee:

\_\_\_\_\_

**Section 11. Levy and Extension of Taxes for 2010 Bonds.** For the purpose of providing the money required to pay the interest on the 2010 Bonds when and as the same falls due and to pay and discharge the principal thereof (including mandatory sinking fund installments) as the same shall mature, there is hereby levied upon all the taxable property in the County, in each year while any of the 2010 Bonds shall be outstanding, a direct annual tax sufficient for that purpose in addition to all other taxes, to be levied in the levy years 2009 to 2038, inclusive.

Interest or principal coming due at any time when there shall be insufficient funds on hand to pay the same shall be paid promptly when due from current funds on hand in advance of the collection of the taxes herein levied; and when said taxes shall have been collected, reimbursement shall be made to the said funds in the amounts thus advanced.

After the sale of the 2010 Bonds and the execution of the Bond Order, a copy of this Ordinance together with a copy of the Bond Order containing the actual taxes to be levied in each levy year, with a certificate, which certificate shall recite that this Ordinance has been duly adopted, shall be filed with the County Clerk of Will County, Illinois, who is hereby directed to ascertain the rate percent required to produce the aggregate tax hereinbefore provided to be levied in the years 2009 to 2038, inclusive, and to extend the same for collection on the tax books in connection with other taxes levied in said years, in and by the County for general corporate purposes of the County, and in said years such annual tax shall be levied and collected in like manner as taxes for general corporate purposes for said years are levied and collected and, when collected, such taxes shall be used for the purpose of paying the principal of and interest on the 2010 Bonds herein authorized as the same become due and payable.

The County shall not abate the debt service taxes levied pursuant to this Section or take any action to restrict the extension and collection of those taxes except that the County may abate any such debt service taxes for any tax levy year to the extent that, at the time of such abatement, moneys then held in the 2010 Debt Service Fund (as hereinafter defined) , or otherwise held in trust for the payment of debt service on the 2010 Bonds, together with the amount to be extended for collection taking into account the proposed abatement, will be sufficient for the punctual payment of the principal of and interest on the 2010 Bonds otherwise payable from the debt service taxes levied for such tax levy year.

For the purpose of providing the moneys needed to abate such debt service taxes, the County shall deposit the Revenue Sources pledged under this Ordinance and may deposit any other available funds.

The County covenants and agrees with the purchasers and the owners of the 2010 Bonds that, so long as any of the 2010 Bonds are outstanding, the County will take no action or fail to take any action that in any way would adversely affect the ability of the County to collect the

Revenue Sources or, except for the abatement of debt service taxes permitted by this Ordinance, to levy and collect said debt service taxes. The County and its officers covenant and agree to comply with all present and future applicable laws in order to assure that the Revenue Sources will be available and that said debt service taxes will be levied, extended and collected.

**Section 12. 2010 Debt Service Fund.** Moneys derived from taxes levied pursuant to Section 10 of this Ordinance are appropriated and set aside for the purpose of paying principal of and interest on the 2010 Bonds when and as the same come due. All of such moneys, and all other moneys to be used for the payment of the principal of and interest on the 2010 Bonds, shall be deposited in the "2010 Debt Service Fund," which is hereby established as a special fund of the County and shall be administered as a bona fide debt service fund under the Internal Revenue Code of 1986. All accrued interest received upon the issuance of the 2010 Bonds shall be deposited in the 2010 Debt Service Fund.

Pursuant to Section 13 of the Local Government Debt Reform Act, the moneys deposited or to be deposited into the 2010 Debt Service Fund, including the tax receipts derived from the taxes levied pursuant to this Ordinance, are pledged as security for the payment of the 2010 Bonds. All such tax receipts shall immediately be subject to the lien of such pledge without any physical delivery or further act and the lien of such pledge shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the County irrespective of whether such parties have notice thereof.

**Section 13. 2010 Bond Proceeds Fund.** The "2010 Bond Proceeds Fund" is hereby established as a special fund of the County. Moneys in the 2010 Bond Proceeds Fund shall be used to pay costs of the Project, capitalize interest on the 2010 Bonds, pay cost of any credit enhancement and pay costs of issuance of the 2010 Bonds, but may hereafter be reappropriated and used for other purposes if such reappropriation is permitted under Illinois law and will not adversely affect the exclusion from gross income for Federal income tax purposes of interest on the 2010 Bonds. The County may establish subaccounts within the 2010 Bond Proceeds Fund to account for the proceeds relating to the 2010A Bonds, the 2010B Bonds and the 2010C Bonds.

**Section 14. Investment Regulations.** No investment shall be made of any moneys in the 2010 Debt Service Fund or the 2010 Bond Proceeds Fund except in accordance with the tax covenants set forth in Section 14 of this Ordinance. All income derived from such investments in respect of moneys or securities in any Fund shall be credited in each case to the Fund in which such moneys or securities are held.

Any moneys in any Fund that are subject to investment yield restrictions may be invested in United States Treasury Securities, State and Local Government Series, pursuant to the regulations of the United States Treasury Department, Bureau of Public Debt, or in any

tax-exempt bond that is not an "investment property" within the meaning of Section 148(b)(2) of the Internal Revenue Code of 1986. The County Treasurer and agents designated by her are hereby authorized to submit, on behalf of the County, subscriptions for such United States Treasury Securities and to request redemption of such United States Treasury Securities.

**Section 15. Tax Covenants.** The County shall not take, or omit to take, any action lawful and within its power to take, which action or omission would cause interest on any 2010 Bond to become subject to Federal income taxes in addition to Federal income taxes to which interest on such 2010 Bond is subject on the date of original issuance thereof.

The County shall not permit any of the proceeds of the 2010 Bonds, or any facilities financed with such proceeds, to be used in any manner that would cause any 2010 Bond to constitute a "private activity bond" within the meaning of Section 141 of the Internal Revenue Code of 1986.

The County shall not permit any of the proceeds of the 2010 Bonds or other moneys to be invested in any manner that would cause any 2010 Bond to constitute an "arbitrage bond" within the meaning of Section 148 of the Internal Revenue Code of 1986 or a "hedge bond" within the meaning of Section 149(g) of the Internal Revenue Code of 1986.

The County shall comply with the provisions of Section 148(f) of the Internal Revenue Code of 1986 relating to the rebate of certain investment earnings at periodic intervals to the United States of America.

The County covenants to comply with all requirements of the Code necessary to assure that the Build America Bonds and Recovery Zone Economic Development Bonds, if any, will be and will remain "build America bonds" within the meaning of Section 54AA(d) of the Code and "qualified bonds" under Section 54AA(g)(2) of the Code. In furtherance thereof, the County covenants (i) to comply with all requirements of the Code necessary to assure that the interest on the Build America Bonds and Recovery Zone Economic Development Bonds, if any, but for the provisions of Section 54AA of the Code, would be and would remain excludable from gross income for Federal income tax purposes under Section 103 of the Code, and (ii) to use 100% of the available project proceeds of the Build America Bonds and Recovery Zone Economic Development Bonds, if any, only for capital expenditures. The appropriate County officials are authorized to do all things necessary to assure (i) that the interest on the Build America Bonds and Recovery Zone Economic Development Bonds, if any, but for the provisions of Section 54AA of the Code, would be and would remain excludable from gross income for Federal income tax purposes and (ii) that 100% of the available project proceeds of the Build America Bonds and Recovery Zone Economic Development Bonds, if any, will be used only for capital expenditures.

**Section 16. Bond Registrar.** The County covenants that it shall at all times retain a bond registrar with respect to the 2010 Bonds, that it will maintain at the designated office of

such bond registrar a place where 2010 Bonds may be presented for payment and registration of transfer or exchange and that it shall require that the bond registrar maintain proper registration books and perform the other duties and obligations imposed upon the bond registrar by this Ordinance in a manner consistent with the standards, customs and practices of the municipal securities business.

The bond registrar shall signify its acceptance of the duties and obligations imposed upon it by this Ordinance by executing the certificate of authentication on any 2010 Bond, and by such execution the bond registrar shall be deemed to have certified to the County that it has all requisite power to accept, and has accepted such duties and obligations not only with respect to the 2010 Bond so authenticated but with respect to all the 2010 Bonds. The bond registrar is the agent of the County and shall not be liable in connection with the performance of its duties except for its own negligence or default. The bond registrar shall, however, be responsible for any representation in its certificate of authentication on the 2010 Bonds.

The County may remove the bond registrar at any time. In case at any time the bond registrar shall resign or shall be removed or shall become incapable of acting, or shall be adjudged a bankrupt or insolvent, or if a receiver, liquidator or conservator of the bond registrar, or of its property, shall be appointed, or if any public officer shall take charge or control of the bond registrar or of its property or affairs, the County covenants and agrees that it will thereupon appoint a successor bond registrar. The County shall mail notice of any such appointment made by it to each registered owner of 2010 Bonds within twenty days after such appointment.

**Section 17. Book-Entry System.** In order to provide for the initial issuance of the 2010 Bonds in a form that provides for a system of book-entry only transfers, the ownership of one fully registered 2010 Bond for each maturity of each series of the 2010 Bonds, in the aggregate principal amount of such maturity, shall be registered in the name of Cede & Co., as a nominee of The Depository Trust Company, as securities depository for the 2010 Bonds. The County Executive, Finance Committee Chairman and Executive Committee Chairman are hereby authorized to execute and deliver on behalf of the County such letters to, or agreements with, the securities depository as shall be necessary to effectuate such book-entry system.

The County may remove the securities depository at any time. In case at any time the securities depository shall resign or shall be removed or shall become incapable of acting, then the County shall appoint a successor securities depository to provide a system of book-entry only transfers for the 2010 Bonds, by written notice to the predecessor securities depository directing it to notify its participants (those persons for whom the securities depository holds securities) of the appointment of a successor securities depository.

The County may terminate the system of book-entry only transfers for the 2010 Bonds at any time, by written notice to the securities depository directing it to notify its participants of the availability of bond certificates. In such event, the County shall issue and the bond registrar shall authenticate, register and deliver to the beneficial owners of the 2010 Bonds, bond certificates in replacement of such beneficial owners' beneficial interests in the 2010 Bonds, all as shown in the records maintained by the securities depository.

**Section 18. Defeasance and Payment of Bonds.** (A) If the County shall pay or cause to be paid to the registered owners of the 2010 Bonds, the principal and interest due or to become due thereon, at the times and in the manner stipulated therein and in this Ordinance, then the pledge of taxes, securities and funds hereby pledged and the covenants, agreements and other obligations of the County to the registered owners and the beneficial owners of the 2010 Bonds shall be discharged and satisfied.

(B) Any 2010 Bonds, whether at or prior to the maturity or the redemption date of such 2010 Bonds, shall be deemed to have been paid within the meaning of this Section if (1) in case any such 2010 Bonds are to be redeemed prior to the maturity thereof, there shall have been taken all action necessary to call such 2010 Bonds for redemption and notice of such redemption shall have been duly given or provision shall have been made for the giving of such notice, and (2) there shall have been deposited in trust with a bank, trust company or national banking association acting as fiduciary for such purpose either (i) moneys in an amount which shall be sufficient, or (ii) "Federal Obligations" as defined in paragraph (C) of this Section, the principal of and the interest on which when due will provide moneys which, together with any moneys on deposit with such fiduciary at the same time for such purpose, shall be sufficient, to pay when due the principal of and interest due and to become due on said 2010 Bonds on and prior to the applicable redemption date or maturity date thereof.

(C) As used in this Section, the term "Federal Obligations" means (i) non-callable, direct obligations of the United States of America, (ii) non-callable and non-prepayable, direct obligations of any agency of the United States of America, which are unconditionally guaranteed by the United States of America as to full and timely payment of principal and interest, (iii) non-callable, non-prepayable coupons or interest installments from the securities described in clause (i) or clause (ii) of this paragraph, which are stripped pursuant to programs of the Department of the Treasury of the United States of America, or (iv) coupons or interest installments stripped from bonds of the Resolution Funding Corporation.

**Section 19. Ordinance to Constitute a Contract.** The provisions of this Ordinance shall constitute a contract between the County and the registered owners of the 2010 Bonds. Any pledge made in this Ordinance with respect to a series of the 2010 Bonds and the provisions,

covenants and agreements herein set forth to be performed by or on behalf of the County with respect to such series shall be for the equal benefit, protection and security of the owners of any and all of the 2010 Bonds of such series. All of the 2010 Bonds of like series, regardless of the time or times of their issuance, shall be of equal rank without preference, priority or distinction of any of the 2010 Bonds of such series over any other thereof except as expressly provided in or pursuant to this Ordinance.

Ordinance No. 08-358 and this Ordinance shall constitute full authority for the issuance of the 2010 Bonds and to the extent that the provisions of Ordinance No. 08-358 as supplemented by this Ordinance conflict with the provisions of any other ordinance or resolution of the County, the provisions of Ordinance No. 08-358, as so supplemented shall control.

**Section 20. Severability.** If any section, paragraph, clause or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

**Section 21. Repeal.** All ordinances and resolutions and parts thereof in conflict herewith shall be and the same are hereby repealed.

**Section 22. Publication.** The County Clerk is hereby authorized and directed to publish this Ordinance in pamphlet form and to file copies thereof for public inspection in her office.

**Section 23. Effective Date.** This Ordinance shall become effective upon its passage and approval.

**PASSED THIS 17<sup>th</sup> DAY OF DECEMBER, 2009**

(SEAL)

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

**APPROVED THIS 17<sup>th</sup> DAY OF DECEMBER, 2009**

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

Member Moustis made a motion, seconded by Member Bilotta, to approve Resolution #09-457.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-457 IS APPROVED.

Member Moustis presented Resolution #09-458, Authorizing County Executive to Execute Traffic Enforcement Agreement between the County of Will and Gateway II Phase Three, Frankfort, Illinois.



Executive Committee  
Resolution #09-458

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

**Authorizing the County Executive to Execute Traffic Enforcement Agreement  
Between The County of Will and Gateway II Phase Three, Frankfort, IL**

**WHEREAS**, Gateway II Phase Three, controls a private road(s) located within the limits of Will County, and desires to enter into an Agreement with the County of Will to regulate traffic on said road, as provided in the attached Agreement, and

**WHEREAS**, the County of Will is authorized to enter into an Agreement with Gateway II Phase Three of Frankfort, IL, pursuant to 625 ILCS 5/11-209 and 5/11-209.1, and

**WHEREAS**, the Will County Sheriff's Department agrees to regulate traffic on said road(s) located within the limits of Will County, which are controlled by Gateway II Phase Three, and recommends approval of the attached Agreement, and

**WHEREAS**, the Executive Committee concurs with the Sheriff's recommendations for approval of the attached Agreement (Attachment #1) with Gateway II Phase Three.

**NOW, THEREFORE, BE IT RESOLVED**, that the Will County Board hereby authorizes the County Executive to negotiate and execute the attached Agreement to regulate traffic on such road(s) controlled by Gateway II Phase Three, with the final review and approval by the Will County State's Attorney's Office.

**BE IT FURTHER RESOLVED**, that the Preamble of this Resolution is hereby adopted as if fully set forth herein. 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 17<sup>th</sup> day of December, 2009.

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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

Member Moustis made a motion, seconded by Member Brian Smith, to approve Resolution #09-458.

Member Konicki asked is this Agreement required (inaudible), to reimburse County for the responsibility of patrolling those streets, those are private streets and I don't see any language in here that requires them to reimburse us for our Sheriff for patrolling. I don't...certainly...correct me if I'm wrong, but I believe those are private streets number one, number two, this agreement is obligating our Sheriff to patrol those streets, so where is the payment for the services?

Member Moustis responded to Member Konicki, that we do this throughout the County. For example, areas that you represent, Lakewood Falls. Those are not dedicated streets those are privately owned. The Sheriff has agreed to Lakewood Falls Association to go in there and patrol. We have done this with many other condo associations where they are not dedicated streets. I think that we had a long standing policy of doing enforcement on private streets, primarily through condos, more than probably manufactured home areas. But, we have these Agreements all over the County. And, if we're going to make a policy not to do it here, then we'll have to make it a policy not to do it throughout every district. I can think of a couple of my districts. This isn't in my district but it's in my township. I'm Supervisor and I can think of two others in Frankfort Township. One going all the way back to 1972 or 1973, which is a condo development in the Frankfort Square area. This is pretty much how it stands.

Member Singer stated thank you Member Moustis for bringing up those good points. I think that another (inaudible) to emphasize here the real plus is that these are private streets. So while residents of Will County enjoy them through the fees that they pay to live in Gateway, they are responsible for the upkeep and plowing and salting of those roads, not the taxpayers. So while our Board is responsible for funding road improvements these folks that live there are responsible through their association, through their fees to be a resident of Gateway. (inaudible) If they were public roads we would self patrol them anyway. This is a net plus for the County and a net plus for our bottom line, not an expenditure. And, even if it weren't, what we have here is a group of senior citizens. Many of them elderly who just want to know that if there is a problem, or if people are not behaving properly in their community, that the Sheriff has the right to drive up and down their streets a couple

times a day and make sure things are going okay. I would hope something as simple as that doesn't become an issue for people who have lived and served our community for sixty-seventy-eighty years.

Member Konicki stated again correct me if I'm wrong, that my understanding would be that even without this Agreement the Sheriff certainly has not just a right, but the responsibility to patrol and therefore I don't want any type of criminal activity or the type of activity that Member Singer just mentioned with what this contract does is give us, the Sheriff and the taxpayers of the County the responsibility to enforce traffic regulations and they are on private streets and that's where I'm getting a little uncomfortable. Member Moustis added, at least what for me is new information in terms of the fact that we do do this for other similar developments with private streets which makes me more comfortable with it. So, belying up with what Member Moustis just said I'll be able to support it. But as long as what we're doing here is not a courtesy just for Gateway and Mr. Daley, it's something we're doing for other developments throughout the County. And that's acceptable.

Member Anderson stated that he wants to make an observation. I'm gonna vote yes for this, I do agree that we should patrol there, but the funny thing to me...and I guess it's just an observation...but if any one of us that goes and walks through Gateway we could actually be threatened with trespassing. You can't park your car on the street in Gateway. You can't go knock on doors for whatever reason in Gateway. And it's just sort of ironic to me that you know one day you're going for political purposes or constituent services or whatever. If a specific person invites you, you can go to their house. But, they'll chase you out of there if you're in there for a particular reason, if you weren't invited by someone in there. If I wanted to go pass out anything relating to constituent services they would make you leave. It's just kind of ironic to me. But I'll be a yes for that.

Member Moustis stated point well taken Member Anderson. But I'd like to point out that for example, we provide similar services in Carillon, which is a senior community...a gated community. Pretty much the same rules are there. You just can't go in there and (inaudible) you can't go in there for some reason. So again, I'd like to point out I don't think that Gateway is so unique. It's your district so you would probably be a little more familiar than I. But this exists in other complexes. They're not the only ones.

Member Wilhelmi stated I just wanted to make a quick comment. I don't think this is obligating the Sheriff to do anything. I think this is just giving him the right to go in there and do the normal police work. Is that correct Member Moustis?

Member Moustis stated I'm gonna use Lakewood Falls as an example because I know there were problems there. They're 25 foot streets. They are not dedicated streets. They are privately owned by the homeowners. Because they're 25 foot streets they don't allow parking on the streets. If you were to go up and down the street speeding, you're really, unless there is an agreement, the Sheriff can't enforce...it becomes more of a safety issue. In the case of Lakewood Falls, and I'll use the one over in Frankfort Square also. It became an issue of too many cars parking. They couldn't get emergency vehicles through...people speeding through. So basically we allow, this allows the Sheriff's Department to enforce traffic. You can always go in there for criminal activities but this allows them to enforce traffic on those private roads.

Member Wilhelmi stated it allows them but does it require them on a daily basis.

Member Moustis responded no. They would patrol that no differently then they would patrol other areas. There's no contract. It's not like a Homer Glen where we have contractual police services. This just gives the Will County Deputies the ability to enforce them on those private roads.

Member Konicki stated that I think it is an excellent point that Member Anderson raised. It's a concern of mine too. Obviously patrolling the incorporated streets, public streets, there's certainly immunity under State Statute but I was wondering to the extent that we're now picking up an additional obligation voluntarily over on the end when it's posed under state law and one under a contract, when we perhaps have more liability but I do know that the contract fortunately contains an indemnify hold harmless clause whereby Gateway holds harmless the County for any actions or inactions under the Agreement. I think that it's very important that it is in there. It is in there and I think that pretty much should cover the issue.

County Executive Walsh stated I believe you're correct. Are there any other discussions? There has been a motion and a second so were all set.

Voting Affirmative were: Bilotta, Adamic, Anderson, Deutsche, Singer, Laurie Smith, Weigel, Dralle, 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.

RESOLUTION #09-458 IS APPROVED.

**APPOINTMENTS BY COUNTY EXECUTIVE**

Member Moustis presented the following Appointments.



**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**

**December 2009**

**Will County Historic Preservation Commission**

Statute – Chapter 34 Section 5-30004

Resolution 92-192

Gretchen Sullivan

PO Box 130, 25851 South Nancy Street, Crete, IL 60417

Re-appointment – term expires 12/1/12

\*Ms. Sullivan is a resident of Will County and is qualified to serve.

Denis Issert

34512 Elevator Road Wilmington, IL 60481

Re-appointment -- term expires 12/1/12

\*Ms. Issert is a resident of Will County and is qualified to serve.

Catherine Boo

15850 W. Shady Lane, Lockport, IL 60441

Re-appointment -- term expires 12/1/12

\*Ms. Boo is a resident of Will County and is qualified to serve.

**Qualifications for board membership:**

Article II, Section 1b – Composition – the Preservation Commission shall consist of nine (9) members. All members shall be residents of Will County. The County Executive shall nominate to the Preservation Commission at least one (1) attorney, one (1) historian or architectural historian, one (1) real estate professional knowledgeable in preservation; the other members shall be persons with a demonstrated interest in pre-history, history, architecture, engineering or preservation.

***Submitted to the Will County Board November 17, 2009***



**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

**APPOINTMENT BY THE WILL COUNTY EXECUTIVE  
December 2009**

**Troy Fire Protection District**  
70 ILCS 705/4 (a)(4) (1994)

**George Muentnich**

802 Butterfield Court, Shorewood, IL 60404  
New Appointment ~this is a newly created trustee position  
Term expires April 2011

*\*Recommended by President John Theobald – Troy Fire Department  
\*Recommended by Troy Township Supervisor Joe Baltz*

**Robert Schwartz**

304 N. Brookshore Drive, Shorewood, IL 60404  
Term expires April 2012

*\*Recommended by President John Theobald – Troy Fire Department  
\*Recommended by Troy Township Supervisor Joe Baltz*

**Special Note**

As a result of recent action by the Troy Fire Protection District trustees, the membership of this group has expanded from 3 to 5 members. The ordinance providing for the establishment of a five member board is attached. In addition, it should be noted that there will be a ballot question to eventually change the selection of these trustees from an appointed body to one that is elected by residents of Troy Township.

**Purpose**

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

**Board information: (70 ILCS 705/4)**

Sec. 4.01 Five member boards.

(a) Any appointed board of trustees of a fire protection district may provide for the establishment of a 5-member board of trustees by adopting an ordinance to that effect. An appointed board of trustees shall also be increased to a 5-member board upon the adoption of a proposition to increase the board as provided in subsection (b) of this Section. When such an ordinance or proposition has been adopted, the appropriate appointing authority shall, within 60 days of the date of the adoption of the ordinance or proposition, appoint 2 additional trustees to the board of trustees, one to hold office for 2 years and one to hold office for 3 years from the first Monday of May next after their appointment and until their successors are appointed and have qualified. The lengths of the terms of these 2 additional members shall be determined by lot at the first meeting of the board of trustees held after the 2 additional members take office. The 3 trustees already holding office in the district shall continue to hold office for the remainder of their respective terms. Thereafter, on or before the second Monday in April of each year the appropriate appointing authority shall appoint one trustee or 2 trustees, as shall be necessary to maintain a 5-member board of trustees, whose terms shall be for 3 years commencing the first Monday in May of the year in which they are respectively appointed.

**Submitted to County Board December 3, 2009**

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

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

No negative votes.

Voting Abstain were: Rozak. Total: One.

APPOINTMENTS BY THE COUNTY EXECUTIVE HAVE BEEN APPROVED.

**ANNOUNCEMENTS BY COUNTY BOARD CHAIRMAN**  
**James Moustis**

Member Moustis stated as we come to the end of 2009, I have to say it's been a challenging year. I thank you all for your dedication, your hard work and your tough decisions. Certainly there is from a budgetary standpoint, we had to say no to a lot, but we're fiscally sound here in Will County thanks to the Executive's office, they are also as stingy as we are. (inaudible) keeping a very fiscal foundation under Will County. So I thank you all for your hard work all year long. I look forward to a challenging 2010. I don't think it gets any easier so be prepared for 2010. I'd also like to wish everyone a happy holiday, Merry Christmas and a great New Year.

**ANNOUNCEMENTS BY LEGISLATIVE MAJORITY LEADER**  
**Jim Bilotta**

Member Bilotta stated it's definitely been an interesting year, which is great. We'll move on to 2010. I remember being a kid and thinking I'll never see the turn of the century. It's like 30 something...you're dead. I want to wish everybody a very Merry Christmas. Enjoy time with your family. Be safe and I'll see you next year.

**ANNOUNCEMENTS BY LEGISLATIVE MINORITY LEADER**  
**Walter Adamic**

Member Adamic stated thank you County Executive Walsh. Truly we've had an amazing year...a challenging year...a year with some accomplishments. Ridgewood to name a few. The press conference we had the other day and today some funding for it. It's a project that's long over due. But I'm glad we're getting closer to the finishing line. I want to wish everyone a Happy Hanukah, a Merry Christmas, and a Happy New Year. Thank you very much.

Executive Walsh stated thank you Member Adamic. As we bring 2009 to a close I want to thank all of our Board Members and all of our staff and elected officials as Member Moustis had said, without a doubt this was a challenging year. And I know that my staff, I can't thank them enough for what they have done working hand in hand with the County

Board staff. And having worked very well in order to be able to continue services in County Government and so I wish everybody a very Merry Christmas and let's look forward to a healthy and prosperous 2010. We will stand at recess until Thursday, January 21, 2010, at 9:30 a.m.