



WINNEBAGO COUNTY

— ILLINOIS —

REVISED AGENDA

Winnebago County Courthouse
400 West State Street, Rockford, IL 61101
County Board Room, 8th Floor

Thursday, January 9, 2025
6:00 p.m.

1. Call to Order Chairman Joseph Chiarelli
2. Invocation and Pledge of Allegiance.....Board Member John Penney
3. Agenda Announcements..... Chairman Joseph Chiarelli
4. Roll Call.....Clerk Lori Gummow
5. Awards, Presentations, Public Hearings and Public Participation
 - A. Awards – None
 - B. Presentations – Introduction of Roy Garcia, Winnebago County Emergency Services Disaster Agency Coordinator
 - C. Public Hearings – None
 - D. Public Participation – None
6. Approval of Minutes..... Chairman Joseph Chiarelli
 - A. Approval of November 26, 2024 minutes
 - B. Layover of December 5 and 12, 2024 minutes
7. Consent Agenda..... Chairman Joseph Chiarelli
 - A. Raffle Report
 - B. Auditor’s Report
8. Appointments (Per County Board rules, Board Chairman appointments shall lay over until the second board meeting after they are first introduced)
 - A. Administrative Hearing Officer, Compensation: \$200 per hour
 1. Erik Jacobs (New Appointment), Rockford, Illinois
 - B. Winnebago County Treasurer, Annual Compensation: \$97,222.32
 1. Theresa Grennan, (New Appointment), Rockford, Illinois, to serve the remainder of a four-year term (Susan Goral) expiring December 2026

- C. **Public Aid Committee, Compensation: \$140 per meeting**
 - 1. **Bryan Flynn (New Appointment), Cherry Valley Township, Illinois**
 - 2. **Eric Stromberg (New Appointment), Shirland Township, Illinois**
 - 3. **Jasper St. Angel (New Appointment), Rockford Township, Illinois**
 - 4. **Gary Jury (New Appointment), Harlem Township, Illinois**

9. Reports of Standing Committees.....Chairman Joseph Chiarelli

- A. **Finance Committee.....John Butitta, Committee Chairman**
 - 1. Committee Report
 - 2. Resolution Affixing Compensation and Other Benefits for the Clerk of the Circuit Court
 - 3. Resolution Authorizing Settlement of Pending Litigation (Cedric J. Marks II v. Jason Rossi, et al.)
- B. **Zoning Committee..... Jim Webster, Committee Chairman**
 Planning and/or Zoning Requests:
 - 1. Z-05-24 A Map Amendment to rezone 10+- Acres from the AG, Agricultural Priority District to the A2, Agriculture-Related Business District for the property that is commonly known as 16562 W. Campbell Road, Pecatonica, IL 61063 in Durand Township, District 1 to be laid-over.
 - 2. Ordinance Granting Site Approval for a 2 MW Commercial Solar Energy Facility (aka a Solar Farm) on a 33.39 +- Acre Site commonly known as 5626 Tipple Road / 5303 Dailette Road (PIN: 15-17-100-008), Rockford, IL 61102, in Rockford Township, District 9 to be laid-over.
 - 3. Ordinance Granting Site Approval for a 4.5 MW Commercial Solar Energy Facility (aka a Solar Farm) on a 71.09 +- Acre Site commonly known as 2799 N. Springfield Avenue (PIN: 11-08-401-003), Rockford, IL 61101, in Rockford Township, District 5 to be laid-over.
 - 4. Committee Report
- C. **Economic Development Committee John Sweeney, Committee Chairman**
 - 1. Committee Report
- D. **Operations and Administrative Committee Keith McDonald, Committee Chairman**
 - 1. Committee Report
- E. **Public Works Committee..... Dave Tassoni, Committee Chairman**
 - 1. Committee Report
- F. **Public Safety and Judiciary Committee.....Brad Lindmark, Committee Chairman**
 - 1. Committee Report
- G. **Legislative and Lobbying Committee.....Jaime Salgado, Committee Chairman**
 - 1. Committee Report

10. Unfinished BusinessChairman Joseph Chiarelli

Appointments read in on December 12, 2024

- A. Twelve Mile Grove Cemetery Association, Annual Compensation: None
 - 1. Ronald Mitchell (Reappointment), Pecatonica, Illinois, to serve a six-year term, expiring December 2030
 - 2. Kent E. Peterson (Reappointment), Pecatonica, Illinois, to serve a six-year term, expiring December 2030

**11. New Business.....Chairman Joseph Chiarelli
(Per County Board rules, passage will require a suspension of Board rules).**

12. Announcements & CommunicationsClerk Lori Gummow
A. Correspondence (see packet)

13. AdjournmentChairman Joseph Chiarelli

Next Meeting: Thursday, January 23, 2025

**Awards,
Presentations,
Public Hearings
and Public Participation**

Approval of Minutes

**REGULAR ADJOURNED MEETING
WINNEBAGO COUNTY BOARD
NOVEMBER 26, 2024**

1. Chairman Chiarelli Called to Order the Regular Adjourned Meeting of the Winnebago County Board for Tuesday, November 26, 2024 at 6:00 p.m.
2. Board Member McDonald gave the invocation and led the Pledge of Allegiance.
3. Agenda Announcements: None
4. Roll Call: 18 Present. 2 Absent. (Board Members Arena, Booker, Butitta, Crosby, Fellars, Hanserd, Hoffman, Lindmark, McCarthy, McDonald, Nabors, Penney, Salgado, Scrol, Sweeney, Tassoni, Thompson and Webster. (Board Members Goral and Guevara were absent.)

AWARDS, PRESENTATIONS, PUBLIC HEARINGS, PUBLIC PARTICIPATION, and PROCLAMATIONS

5. Awards - None
Presentations- None
Public Hearings - None
Public Participation – Terry Giardini, Mental Health Board Financial Updates-Pro. Discussion by board Member Webster.

APPROVAL OF MINUTES

6. Chairman Chiarelli entertained a motion to approve the Minutes. Board Member Hoffman made a motion to approve County Board Minutes of October 24, 2024 and layover County Board Minutes of November 14, 2024, seconded by Board Member Thompson. Motion was approved by a unanimous vote of all members present. (Board Members Goral and Guevara were absent.)

CONSENT AGENDA

7. Chairman Chiarelli entertained a motion to approve the Consent Agenda for November 26, 2024. Board Member Booker made a motion to approve the Consent Agenda which includes the Raffle Report and Auditor's Report, seconded by Board Member Thompson. Motion was approved by a unanimous vote of all members present. (Board Members Goral and Guevara were absent.)

APPOINTMENTS

8. **Appointments (Per County Board rules, Board Chairman Appointments shall lay over until the second board meeting after they are first introduced)**

REPORTS FROM STANDING COMMITTEES

FINANCE COMMITTEE

9. Board Member Butitta read in for the first reading of Agenda Items 2. Thru 4. (as listed below). Board Member Butitta made a motion to suspend the rules on Agenda Items 2. Thru 4., seconded by Board Member Penney. Motion was approved by a unanimous vote of all members present. (Board Members Goral and Guevara were absent.) Board Member Butitta made a motion to approve Agenda Items 2. Thru 4. (as listed below), seconded by Board Member Sweeney. Motion was approved by a unanimous vote of all members present. (Board Members Goral and Guevara were absent.)
 2. Ordinance for Approval of Budget Amendment for Project Safe Neighborhood Northern Illinois District Grant Award to be Laid Over.
 3. Ordinance for Approval of Budget Amendment for Project Safe Neighborhood Central Illinois District Grant Award to be Laid Over.
 4. Ordinance for Approval of Budget Amendment for Project Safe Neighborhood Southern Illinois District Grant Award to be Laid Over.

Board Member Guevara arrived at 6:09 p.m.

10. Board Member Butitta read in for the first reading of an Ordinance for Approval of Budget Amendment for FY2024 Year End Adjustments to be Laid Over. Board Member Butitta made a motion to suspend the rules, seconded by Board Member Guevara. Motion to suspend was approved by a unanimous vote of all members present. (Board Member Goral was absent.) Discussion by Chief Financial Officer Schultz and Board Member Butitta. Board Member Butitta made a motion to approve the Ordinance, seconded by Board Member Sweeney. Motion was approved by a unanimous vote of all members present. (Board Member Goral was absent.)
11. Board Member Butitta read in for the first reading of an Ordinance for Approval of Budget Amendment for Enhancing Investigation and Prosecution (EIP) Grant Award to be Laid Over. Board Member Butitta made a motion to suspend the rules, seconded by Board Member Thompson. Motion to suspend was approved by a unanimous vote of all members present. (Board Member Goral was absent.) Board Member Butitta made a motion to approve the Ordinance, seconded by Board Member Guevara. Discussion by Board Member Butitta Motion was approved by a unanimous vote of all members present. (Board Member Goral was absent.)
12. Board Member Butitta made a motion to approve a Resolution Authorizing Settlement of a Claim Against the County of Winnebago entitled Cole Henert versus Winnebago County, seconded by Board Member Thompson. Motion was approved by a unanimous vote of all members present. (Board Member Goral was absent.) Board Member Butitta acknowledged Board Member Crosby.

ZONING COMMITTEE

13. Board member Webster read in for the first reading of V-01-24 A Variation from 18.3.6 C. 1. to allow a Fence in the Required Front Yard-in Front of Front Building Line-to have a Height as High as 10 Feet 6 Inches, inclusive of lights (although the Majority of the Fence will be 8 Feet 6 Inches, Inclusive of Lights) Instead of the Permitted 4 Feet on a Lot that is Zoned AG, Agricultural Priority District for the property that is commonly known as 7376 Prairie Hill Road, South Beloit, IL 61080, in Roscoe Township, District 4, to be laid over. Board Member Webster made a motion to suspend the rules, seconded by Board Member Guevara. Motion to suspend was approved by a unanimous vote of all members present. (Board Member Goral was absent.) Board Member Webster made a motion to approve V-01-24 (with conditions), seconded by Board Member Lindmark. Motion was approved by a unanimous vote of all members present. (Board Member Goral was absent.)
14. Board Member Webster read in for the first reading of an Ordinance Granting Site Approval for a 2 MW Commercial Solar Energy Facility (aka a Solar Farm) on a 33.39 +- Acre Site Commonly Known as 5626 Tipple Road / 5303 Daillette Road (PIN: 15-17-100-008), Rockford, IL 61102, IN Rockford Township, District 9, to be laid over. Board Member Webster made a motion to send Ordinance back to the Zoning Board of Appeals meeting on December 10, 2024, seconded by Board Member Penney. Motion to send the Ordinance back to the Zoning Board of Appeals was approved by a unanimous vote of all members present. (Board Member Goral was absent.)

Board Member Webster recognized Board Member Guevara for his service to the County.

ECONOMIC DEVELOPMENT COMMITTEE

15. Board Member Sweeney made a motion to approve a Resolution Approving the American Rescue Plan (ARP) Funds for Economic Impact Program for the Chairman's Initiative Group Six (6) Project – Harlem Community Center, seconded by Board Member Hanserd. Discussion by Board Member Sweeney. Motion was approved by a unanimous vote of all members present. (Board Member Goral was absent.)

Board Member Sweeney recognized Board Members Crosby and Guevara.

OPERATIONS & ADMINISTRATIVE COMMITTEE

16. Board Member McDonald made a motion to approve a Resolution for Approval of Stop-Loss Insurance, seconded by Board Member Guevara. Motion was approved by a unanimous vote of all members present. (Board Member Goral was absent.)
17. Board Member McDonald made a motion to approve a Resolution Authorizing the Execution of a Renewal Agreement with Arthur J. Gallagher for the Property and Casualty Coverage, seconded by Board Member Penney. Motion was approved by a unanimous vote of all members present. (Board Member Goral was absent.)

18. Board Member McDonald made a motion to approve a Resolution Awarding Purchase of Phone Call Distribution System Using CIP 25 Funds, seconded by Board Member Crosby. Motion was approved by a unanimous vote of all members present. (Board Member Goral was absent.)
19. Board Member McDonald made a motion to approve a Resolution Awarding Cybersecurity Backup Annual Licensing Using Department Funding, seconded by Board Member Penney. Motion was approved by a unanimous vote of all members present. (Board Member Goral was absent.)
20. Board Member McDonald made a motion to approve a Resolution Awarding Purchase of Two Vehicle Pool Replacements Using CIP 2024 Funds, seconded by Board Member Guevara. Motion was approved by a unanimous vote of all members present. (Board Member Goral was absent.)
21. Board Member McDonald made a motion to approve a Resolution Awarding LED Upgrades for Courthouse Garage Tunnel Using CIP 2024 Funds, seconded by Board Member Guevara. Motion was approved by a unanimous vote of all members present. (Board Member Goral was absent.)
22. Board Member McDonald made a motion to approve a Resolution Awarding Flooring Replacement for the State Attorney Office Using CIP 23 PSST Funds, seconded by Board Member McCarthy. Motion was approved by a unanimous vote of all members present. (Board Member Goral was absent.)
23. Board Member McDonald made a motion to approve a Resolution Awarding Public Safety Building Design-Build Contract to Ringland-Johnson Construction Using ARPA Funds, seconded by Board Member Penney. Discussion by Board Member Tassoni, Penney, and Arena. Motion was approved by a voice vote. (Board Members Butitta and Tassoni voted no.) (Board Member Goral was absent.)

PUBLIC WORKS COMMITTEE

24. Board Member Tassoni thanked Board Member Guevara for his support on Public Works.

PUBLIC SAFETY AND JUDICIARY COMMITTEE

25. Board Member Lindmark made a motion to approve Agenda Items 2. Thru 4. (as listed below), seconded by Board Member Guevara. Motion was approved by a unanimous vote of all members present. (Board Member Goral was absent.)
 2. Resolution Accepting FY2024 Award and Authorizing Agreements between the County of Winnebago, Illinois, the U.S. Department of Justice, and Project Safe Neighborhoods (PSN) Partners – NDIL
 3. Resolution Accepting FY2024 Award and Authorizing Agreements between the County of Winnebago, Illinois, the U.S. Department of Justice, and Project Safe Neighborhoods (PSN) Partners – SDIL

4. Resolution Accepting FY2024 Award and Authorizing Agreements between the County of Winnebago, Illinois, the U.S. Department of Justice, and Project Safe Neighborhoods (PSN) Partners – CDIL

26. Board Member Lindmark made a motion to approve a Resolution Authorizing Execution of an Agreement for Police Services with 815 Entertainment LLC, DBA Hard Rock Casino Rockford, seconded by Board Member McCarthy. Motion was approved by a unanimous vote of all members present. (Board Member Goral was absent.)

Board Member Lindmark thanked Board Member Crosby for her work on Public Safety and Judiciary.

LEGISLATIVE AND LOBBYING COMMITTEE

27. Board Member Fellars spoke of her proposals at an upcoming Board Meeting.

UNFINISHED BUSINESS

28.

NEW BUSINESS

29. **(Per County Board rules, passage will require a suspension of Board rules).**

Board Member Crosby spoke of the Mental Health Board, how money is being spent from the Public Safety Tax, and restoring powers of the Chairman.

Board Member Salgado requested a breakdown of the 32 million for the Family Court Center.

Board Member Penney spoke of a tour he and Board Members Arena and Sweeny took at the Winnebago County Jail.

Board Member Guevara have his final words as a Board Member.

Board Member Sweeny spoke of the issue of ATV's.

ANNOUNCEMENTS & COMMUNICATION

30. County Clerk Gummow submitted the Items Listed Below as Correspondence which were "Placed on File" by Chairman Chiarelli:

A. County Clerk Gummow submitted from the United States Nuclear Regulatory Commission a letter regarding Byron Station, Unit No. 2 – Alternative Request to Extend Inservice Testing Interval for Essential Service Water Valves Fourth 10-Year Inservice Testing Program Interval (EPIOD-L-2024-LLR-0042).

- B. County Clerk Gummow submitted from Theresa Grennan, Chief Deputy Winnebago County Treasurer the following:
- a. Collateralization Report – as of October 31, 2024
 - b. Investment Report - as of November 1, 2024
 - c. Winnebago County Treasurer Bank Balances –October, 2024

Chairman Chiarelli recognized new Board Members Ray Thompson and Christina Valdez as well as a former Board Member Eli Nicolosi.

Chairman Chiarelli announced the 2024 Installation Ceremony, Monday, December 2, 2024 at 8:30 a.m.

Chairman Chiarelli and Board Member Webster recognized two scouts and their parents.

Chairman Chiarelli thanked Board Members Crosby and Guevara for their service.

Chairman Chiarelli wished Board Member McCarthy a happy birthday.

ADJOURNMENT

31. Chairman Chiarelli entertained a motion to adjourn. County Board Member Webster moved to adjourn the meeting, seconded by Board Member Thompson. Motion was approved by a voice vote. The meeting was adjourned at 6:42 p.m. (Board Member Goral was absent.)

Respectfully submitted,



Lori Gummow

County Clerk

ar

**SPECIAL MEETING
WINNEBAGO COUNTY BOARD
DECEMBER 5, 2024**

1. Chairman Joseph Chiarelli called to order The Special Meeting of the Winnebago County Board for Thursday, December 5, 2024 at 5:30 p.m.
2. Roll Call: 15 Present. 5 Absent. (Board Members Arena, Butitta, Fellars, Goral, Hanserd, Hoffman, Lindmark, McCarthy, McDonald, Salgado, Sweeney, Tassoni, M. Thompson, Valdez, and Webster were present.) (Board Members Booker, Nabors, Penney, Scrol, and R. Thompson were absent.)
3. Chairman Chiarelli entertained a motion to allow remote access. Board Member M. Thompson made a motion to allow remote access for Board Members Penney and R. Thompson, seconded by Board Member Arena. Motion was approved by a unanimous vote of all members present. (Board Members Booker, Nabors, Penney, Scrol, and R. Thompson were absent.)

Board Member Penney and R. Thompson joined remotely at 5:31 p.m.

4. Board Member McCarthy led the Invocation and Pledge of Allegiance

Board Member Booker joined the meeting at 5:33 p.m.

5. Chairman Chiarelli entertained a motion to approve the Ordinance. Board Member Arena made a motion to approve An Ordinance Amending Chapter 2, Article II, Division 3 and 4 of the Winnebago County Code Relating to the Rules of Order and Procedure of the County Board of the County of Winnebago, Illinois, seconded by Board Member Sweeney. Discussion by Board Member Arena and Salgado. Motion was approved by a unanimous vote of all members present. (Board Members Nabors and Scrol were absent.)
6. Chairman Chiarelli entertained a motion to approve the Resolution. Board Member Arena made a motion to approve a Resolution Adopting the Organizational Structure of the County Board of the County of Winnebago, Illinois, seconded by Board Member Salgado. Discussion by Chief of the Civil Bureau Vaughn and Board Member Valdez. Motion was approved by a unanimous vote of all members present. (Board Members Nabors and Scrol were absent.)

County Administrator Thompson reminded the Board of the Operations and Finance Committee meetings immediately after adjournment and welcomed the new Board Members.

Board Member Salgado suggested introductions for new Board Members.

Board Member Tassoni suggested an orientation from the County about the administration and staff.

Chairman Chiarelli thanked the Caucus Chairs for their hard work over the past couple of weeks.

7. Chairman Chiarelli entertained a motion to adjourn. Board Member Webster moved to adjourn the meeting, seconded by Board Member M. Thompson. (Board Members Nabors and Scrol were absent.) Meeting was adjourned at 5:41 p.m.

Respectfully submitted,



Rebecca Manriquez
Assistant Supervisor of Elections

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**REGULAR ADJOURNED MEETING
WINNEBAGO COUNTY BOARD
DECEMBER 12, 2024**

1. Chairman Chiarelli Called to Order the Regular Adjourned Meeting of the Winnebago County Board for Thursday, December 12, 2024 at 6:00 p.m.
2. Board Member McCarthy gave the invocation and led the Pledge of Allegiance.
3. Agenda Announcements:

Under Appointments:

Remove 8.A. Winnebago County Administrative Hearing Officer from the Agenda for Further Review.

4. Roll Call: 16 Present. 4 Absent. (Board Members Arena, Booker, Fellars, Goral, Hanserd, Hoffman, McCarthy, McDonald, Salgado, Scrol, Sweeney, Tassoni, M. Thompson, R. Thompson, Valdez, and Webster were present.) (Board Members Butitta, Lindmark, Nabors, and Penney were absent.)

AWARDS, PRESENTATIONS, PUBLIC HEARINGS, PUBLIC PARTICIPATION, and PROCLAMATIONS

5. Awards - None

Presentations- Mary McNamara Bernsten, Rockford Area Arts Council. Discussion by Board Members Goral, Salgado, Arena, and Sweeney.

Public Hearings - None

Public Participation – None

Board Member Nabors arrived at 6:26 p.m.

APPROVAL OF MINUTES

6. Chairman Chiarelli entertained a motion to approve the Minutes. Board Member M. Thompson made a motion to approve County Board Minutes of November 14, 2024 and layover County Board Minutes of November 26, 2024, seconded by Board Member Booker. Motion was approved by a unanimous vote of all members present. (Board Members Butitta, Lindmark, and Penney were absent.)

CONSENT AGENDA

7. Chairman Chiarelli entertained a motion to approve the Consent Agenda for December 12, 2024. Board Member Salgado made a motion to approve the Consent Agenda which includes the Raffle Report and Auditor's Report, seconded by Board Member M. Thompson. Motion was approved by a unanimous vote of all members present. (Board Members Butitta, Lindmark, and Penney were absent.)

APPOINTMENTS

8. **Appointments (Per County Board rules, Board Chairman Appointments shall lay over until the second board meeting after they are first introduced)**

Chairman Chiarelli held out Agenda Item 8.A. (as listed below).

A. Winnebago County Administrative Hearing Officer, Compensation: \$180 per hour

1. Sosnowski Szeto, LLP (New Appointment) Rockford, Illinois, one-year contract

B. Twelve Mile Grove Cemetery Association, Annual Compensation: None

1. Ronald Mitchell (Reappointment), Pecatonica, Illinois, to serve a six-year term, expiring December 2030
2. Kent E. Peterson (Reappointment), Pecatonica, Illinois, to serve a six-year term, expiring December 2030

Board Member McDonald made a motion to suspend the rules on Agenda Item 8.C. (as listed below), seconded by Board Member McCarthy. Motion to suspend was approved by a unanimous vote of all members present. (Board Members Butitta, Lindmark, and Penney were absent.) Board Member McDonald made a motion to approve the Appointment, seconded by Board Member McCarthy. Motion was approved by a unanimous vote of all members present. (Board Members Butitta, Lindmark, and Penney were absent.)

C. North Park Fire Protection District, Annual Compensation: Not to exceed \$1,500.00 per year

1. Ron Lundstrom (Reappointment), Rockford, Illinois, to serve a three-year term, expiring November 2027

REPORTS FROM STANDING COMMITTEES

FINANCE COMMITTEE

9. Board Member Salgado made a motion to approve a Resolution Authorizing County Contribution for State's Attorneys Appellate Prosecutor's Program, seconded by Board Member Hoffman. Discussion by Board Member Salgado. Motion was approved by a unanimous vote of all members present. (Board Members Butitta, Lindmark, and Penney were absent.)

10. Board Member Salgado read in for the first reading of an Ordinance for Approval of Budget Amendment for Law Enforcement Mental Health and Wellness Act (LEMHWA) Grant Award to be Laid Over. Board Member Salgado made a motion to suspend the rules, seconded by Board Member McDonald. Motion to suspend was approved by a unanimous vote of all members present. (Board Members Butitta, Lindmark, and Penney were absent.) Board Member Salgado made a motion to approve the Ordinance, seconded by Board Member McDonald. Discussion by Board Member Salgado. Motion was approved by a unanimous vote of all members present. (Board Members Butitta, Lindmark, and Penney were absent.)
11. Board Member Salgado made a motion to approve a Resolution Authorizing Execution of a Collective Bargaining Agreement with the American Federation of State, County, and Municipal Employees, AFL-CIO, Illinois Council 31, Local 473 (AFSCME), seconded by Board Member Sweeney. Discussion by Chief of the Civil Bureau Vaughn and Board Member Salgado. Motion was approved by a unanimous vote of all members present. (Board Members Butitta, Lindmark, and Penney were absent.)
12. Board Member Salgado read in for the first reading of an Ordinance Amending the Predictable Fee Schedule for the Winnebago County Recorder's Office to be Laid Over. Board Member Salgado made a motion to suspend the rules, seconded by Board Member Sweeney. Motion to suspend was approved by a unanimous vote of all members present. (Board Members Butitta, Lindmark, and Penney were absent.) Board Member Salgado made a motion to approve the Ordinance, seconded by Board Member Hanserd. Discussion by Board Member Salgado. Motion was approved by a unanimous vote of all members present. (Board Members Butitta, Lindmark, and Penney were absent.)

ZONING COMMITTEE

13. Board Member Webster reminded Zoning Committee members of a meeting next Thursday and two out of the three items on the agenda will concern solar.

ECONOMIC DEVELOPMENT COMMITTEE

14. Board Member Sweeny reminded Board Members of their discretionary funds.

OPERATIONS & ADMINISTRATIVE COMMITTEE

15. Board Member McDonald made a motion to approve a Resolution Awarding Hartmann Electric Company and Montel Technologies for Countywide Security Cameras and Integrator System using ARPA Funds, seconded by Board Member McCarthy. Motion was approved by a unanimous vote of all members present. (Board Members Butitta, Lindmark, and Penney were absent.)
16. Board Member McDonald made a motion to approve a Resolution Awarding Montel Technologies for Countywide Security Camera and Integrator System Maintenance and Support Contract, seconded by Board Member Arena. Motion was approved by a unanimous vote of all members present. (Board Members Butitta, Lindmark, and Penney were absent.)

Board Member McDonald wished all a Merry Christmas on behalf of the Operations & Administrative Committee.

Chairman Chiarelli thanked all of those who helped with the camera project.

Board Member Fellars departed at 6:39 p.m.

PUBLIC WORKS COMMITTEE

17. No Report.

PUBLIC SAFETY AND JUDICIARY COMMITTEE

18. Board Member Booker announced there will be no Public Safety and Judiciary meeting Monday night.

LEGISLATIVE AND LOBBYING COMMITTEE

19. Board Member Salgado wished all a Merry Christmas and a Happy New Year.

UNFINISHED BUSINESS

20. **Appointments read in on October 24, 2024**

Board Member McCarthy made a motion to approve the Appointment (as listed below), seconded by Board Member Sweeney. Motion was approved by a unanimous vote of all members present (Board Members Butitta, Fellars, Lindmark, and Penney were absent.)

A. Rockford Area Venues and Entertainment Authority, Annual Compensation: None

1. Miles Nielsen (New Appointment), Rockford, Illinois, to serve the remainder of a five-year term (Geno Iafrate) expiring July 2027

NEW BUSINESS

21. **(Per County Board rules, passage will require a suspension of Board rules).**

Board Member Webster congratulated Scott Bloomquist for being named superintendent of the year and thanked Chief of the Civil Bureau Vaugh and the negotiating team regarding the Union contract. Chairman Chiarelli also recognized Chief of the Civil Bureau Vaugh.

ANNOUNCEMENTS & COMMUNICATION

22. County Clerk Gummow submitted the Items Listed Below as Correspondence which were "Placed on File" by Chairman Chiarelli:

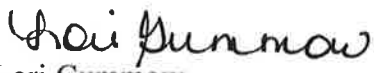
- A. County Clerk Gummow received from the United States Nuclear Regulatory Commission the following:
 - a. Braidwood Station, Units 1 and 2, and Byron Station, Unit Nos. 1 and 2-Audit Plan in Support of Review of License Amendment Request to Transition to Framatome Gaia Fuel (EPID L-2024-LLA-0072)
 - b. Federal Register/Vol. 89, No. 228/Tuesday, November 26, 2024/Notices
- B. County Clerk Gummow received from the Illinois Environmental Protection Agency a Public Notice regarding Renewal of the Federally Enforceable State Operating Permit Rockford Silk Screen Process, Inc. in Loves Park.
- C. County Clerk Gummow received a Monthly Report from the Winnebago County Clerk and Winnebago County Recorder's Office for November, 2024.

Chairman Chiarelli wished all a Merry Christmas and a Happy New Year.

ADJOURNMENT

- 23. Chairman Chiarelli entertained a motion to adjourn. County Board Member Webster moved to adjourn the meeting, seconded by Board Member McCarthy. Motion was approved by a voice vote. The meeting was adjourned at 6:43 p.m. (Board Members Butitta, Fellars, Lindmark, and Penney were absent.)

Respectfully submitted,


Lori Gummow
County Clerk
ar

CONSENT AGENDA

RAFFLE APPLICATION REPORT

Presently the County Clerk's office has Raffle Applications submitted by
3 different organization for 3 Raffles.

All applying organizations have complied with the requirements of the Winnebago County Raffle Ordinance. All fees have been collected, bonds received and all individuals involved with the raffles have received the necessary Sheriff's Department clearance.

The Following Have Requested A Class A, General License				
LICENSE #	# OF RAFFLES	NAME OF ORGANIZATION	LICENSE DATES	AMOUNT
31240	1	NORTHERN IL RIFLE & PISTOL CLUB	01/06/25-04/07/25	\$1,152.00

The Following Have Requested a Class B, MULTIPLE (2, 3 OR 4) LICENSE				
LICENSE #	# OF RAFFLES	NAME OF ORGANIZATION	LICENSE DATES	AMOUNT

The Following Have Requested a Class C, One Time Emergency License				
LICENSE #	# OF RAFFLES	NAME OF ORGANIZATION	LICENSE DATES	AMOUNT

The Following Have Requested a Class D,E,& F Limited Annual License				
LICENSE #	# OF RAFFLES	NAME OF ORGANIZATION	LICENSE DATES	AMOUNT
31241	1	AMERICAN LEGION POST #288	01/01/25-12/31/25	\$5,000.00
31242	1	COLONEL THOMAS G. LAWLER VFW POST #342 AUXILIARY	01/10/25-01/10/26	\$4,000.00

This concludes my report,

Deputy Clerk Daisy Carrillo

LORI GUMMOW
Winnebago County Clerk

Date 9-Jan-25

County Board Meeting: 1/9/25

RESOLUTION

TO THE HONORABLE COUNTY BOARD OF WINNEBAGO COUNTY:

Your County Auditor respectfully submits the following summarized report of the claims to be paid and approved:

	<u>FUND NAME</u>		<u>RECOMMENDED FOR PAYMENT</u>
001	GENERAL FUND	\$	1,917,738
101	PUBLIC SAFETY TAX	\$	613,863
103	DOCUMENT STORAGE FUND	\$	34,029
105	VITAL RECORDS FEE FUND	\$	546
106	RECORDERS DOCUMENT FEE FUND	\$	13,499
111	CHILDREN'S WAITING ROOM FUND	\$	8,673
114	911 OPERATIONS FUND	\$	212,482
115	PROBATION SERVICE FUND	\$	36,434
116	HOST FEE FUND	\$	777,542
120	DEFERRED PROSECUTION PROGRAM	\$	8,274
123	STATE DRUG FORFEITURE ST ATTY	\$	33,364
126	LAW LIBRARY	\$	3,709
131	DETENTION HOME	\$	38,800
155	MEMORIAL HALL	\$	5,163
156	CIRCUIT CLERK ELECTRONIC CITATION	\$	13,146
158	CHILD ADVOCACY PROJECT	\$	1,001
161	COUNTY HIGHWAY	\$	447,332
164	MOTOR FUEL TAX FUND	\$	297,631
165	TOWNSHIP HIGHWAY FUND	\$	5,970
181	VETERANS ASSISTANCE FUND	\$	28,263
185	HEALTH INSURANCE	\$	314,953
194	TORT JUDGMENT & LIABILITY	\$	2,066,505
196	MENTAL HEALTH TAX FUND	\$	293,547
208	2013C SERIES REFUNDED BONDS	\$	678,200
214	2013E DEBT SERVICE FUND	\$	326,812
227	2015A DEBT CERTIFICATES	\$	387,600
230	2016E REFUNDING	\$	328,225
246	2012C ALT REFUNDING BONDS	\$	268,975
252	2017C DEBT SERVICE FUND	\$	850,375
253	2018 PENSION OBLIGATION BONDS	\$	1,558,945
254	2020G GO BONDS	\$	343,000
256	2021A GO REFUNDING BONDS	\$	339,600
257	2021B GO REFUNDING BONDS	\$	134,025
258	2022 GO REFUNDING BONDS	\$	3,158,625
301	HEALTH GRANTS	\$	165,090
302	SHERIFF'S DEPT GRANTS	\$	231,259
303	STATE'S ATTORNEY GRANT	\$	47
304	PROBATION GRANTS	\$	93,557
309	CIRCUIT COURT GRANT FUND	\$	92,929
313	AMERICA RESCUE PLAN	\$	10,000
314	CJCC GRANTS FUND	\$	106,353
401	RIVER BLUFF NURSING HOME	\$	516,979
410	ANIMAL SERVICES	\$	68,747

420	555 N COURT OPERATIONS FUND	\$	19,002
430	WATER FUND	\$	34,662
501	INTERNAL SERVICES	\$	91,312
743	CAPITAL PROJECTS FUND	\$	269,073
748	2012F ALTERNATE REVENUE BONDS	\$	<u>36,258</u>
	TOTAL THIS REPORT	\$	<u>17,282,114</u>

The adoption of this report is hereby recommended:



 William Crowley, County Auditor

ADOPTED: This 9th day of January 2025 at the City of Rockford, Winnebago County, Illinois.

 Joseph Chiarelli, Chairman of the
 Winnebago County Board of
 Rockford, Illinois

ATTEST:

 Lori Gummow, Clerk of the Winnebago
 County Board of Rockford, Illinois

Appointments

Erik Karl Jacobs

1716 Bradley Rd.
Rockford, IL 61107
(815) 494-2504
Ejacobs2865@gmail.com

Winnebago County Purchasing Department
404 Elm St. – Room 202
Rockford IL 61101
Attn: Hope Edwards, Director of Purchasing
RE: RFQ – Administrative Hearing Officer

Dear Ms. Edwards:

I am writing to express my interest in the Administrative Hearing Officer position that has recently been posted. As you may be aware, I held this position for 27 years prior to being appointed to the judiciary to fill retired Judge Joe McGraw's vacancy. As such, I am intimately familiar with the relevant provisions of the Winnebago County Code and have a firm understanding of administrative hearings and procedures.

Enclosed you will find a copy of my current Resume, a Certificate of Good Standing issued by the Clerk of the Illinois Supreme Court and a copy of my ARDC registration card. My ARDC number is 6207081. At the present time, I do not believe that I have any conflicts of interest with respect to this position.

I would propose an hourly rate of \$200.00 per hour. While this is a bit higher than my previous rate as a Hearing Officer, I believe that my experience makes me far more efficient than other candidates and that the County will save money in the long run.

I understand that the County has not held hearings since September which has resulted in a significant backlog. I have the time, availability and flexibility to address the backlog as quickly as reasonably possible.

Professional References:

1. Attorney Sherry Zack, Winnebago County State's Attorney's Office, 400 W. State St., Rockford, IL 61101. 815-319-4799. szack@sao.wincoil.gov
2. Attorney Kimberly Kovanda, Winnebago County State's Attorney's Office, 400 W. State St., Rockford, IL 61101. 815-319-4799. KKovanda@sao.wincoil.gov
3. Michael Broski, President, Entre Computer Solutions, 8900 North 2nd Street

Machesney Park, IL 61115. (815) 399-5664. MikeB@entrerock.com.

I look forward to meeting with you and/or other County officials to further discuss my candidacy for the position.

Very Truly Yours,


Erik K. Jacobs

ERIK KARL JACOBS
1716 Bradley Rd.
Rockford, IL 61107
(815) 494-2504

PROFESSIONAL EXPERIENCE:

17th Judicial Circuit Court Judge, Rockford, Illinois Circuit Judge (2023-2024)

- Unanimously appointed by the Illinois Supreme Court
- Presided over cases in both the Civil and Criminal Divisions
- Conducted Hearings and Trials
- Conducted Settlement conferences and assisted in mediating case resolution
- One of approximately 20 judges across the country to participate in the Fairness Challenge Project, which explores different methodologies to quantify and advance Procedural Fairness and Transparency and to eliminate Implicit Bias in the Courtroom.

Cicero, France & Alexander, P.C., Rockford, Illinois Partner (2015 – 2023)
Areas of Concentration:

- Real Estate Law/Transactions
- Corporate Law/Transactions
- Real Estate and Construction Litigation
- Appellate Practice
- Commercial Litigation
- Personal Injury Litigation
- Insurance Defense Litigation

Litigation: Handled all phases of the litigation process in major civil litigation including drafting pleadings, motion practice, discovery and depositions, expert witness presentation and discovery, and trial in both State and Federal Courts.

Transactions:

- **Commercial Real Estate:**
Specialized in handling all aspects of complex commercial transactions, including the drafting of purchase and sale agreements, financing agreements, construction agreements, lease agreements, mortgage and Security Agreements and Personal/Corporate Guaranties and related documentation, title work analysis, survey analysis, cap rate analysis, net interest rate analysis (by taking into consideration CapEx reserves, Debt Service reserves, Debt Service Holdbacks, Default Reserves, Impounds, Construction Reserves, Construction Completion Holdbacks, etc.)
- **Corporate:**
Provided guidance and advice regarding initial startups, restructures, acquisitions. I also acted as counsel for many corporate clients providing routine advice on employment and regulatory issues as well as guidance regarding litigation and coordination with outside counsel.

Hyzer, Hyzer & Jacobs, Rockford, Illinois Partner (1999 - 2015)
Areas of Concentration:

- Real Estate Law/Transactions
- Corporate Law/Transactions
- Real Estate and Construction Litigation
- Appellate Practice
- Commercial Litigation
- Personal Injury Litigation
- Insurance Defense Litigation

Winnebago County, Illinois Hearing Officer (1997-2023)
Responsibilities included:
Presiding over hearings involving violations of Zoning, Building Code, Highway Department and Animal Control provisions of the Winnebago County Code as well as automobile impounds.

Kostantacos, Traum, Reuterfors & McWilliams, P.C., Rockford, Illinois Associate (1993-1999)
Areas of Concentration:

- Real Estate Law/Transactions
- Corporate Law/Transactions
- Real Estate and Construction Litigation
- Appellate Practice
- Commercial Litigation
- Personal Injury Litigation
- Insurance Defense Litigation
- Medical Malpractice Defense Litigation

Honorable Philip G. Reinhard, United States District Court, Northern District of Illinois

Law Clerk (August 1991-1993)

Responsibilities included:

Assisting the Judge in all phases of litigation, including the drafting of orders and opinions, research and participation in jury instruction and settlement conferences.

REPORTED CASES: *Anderson v. City of Rockford*, 932 F.3d 494 (7th Cir. 2019); *Peetom v. Swanson*, 334 Ill.App.3d 523 (Ill.App.2 Dist. 2002); *B. Sanfield, Inc. v. Finlay Fine Jewelry Corp.*, 258 F.3d 578 (7th Cir., 2001); *B. Sanfield, Inc. v. Finlay Fine Jewelry Corp.*, 168 F.3d 967 (7th Cir., 1999); *Lanxon v. Magnus*, 296 Ill. App.3d 377 (Ill. App.3 Dist., 1998); *Wingo by Wingo v. Rockford Memorial Hosp.*, 292 Ill. App.3d 896 (Ill. App.2 Dist., 1997); *Yu v. Kobayashi*, 281 Ill. App.3d 489 (Ill. App.2 Dist., 1996); *Dalton v. Community General Hosp.*, 275 Ill. App.3d 73, (Ill. App.3 Dist, 1995); *Dewey v. Zach*, 272 Ill. App.3d 742 (Ill. App.2 Dist., 1995); *Zalazar v. Vercimak*, 261 Ill. App.3d 250 (Ill. App.3 Dist., 1993).

BAR AFFILIATIONS: Admitted to practice in Illinois, November 1991; Federal Court, 1993; Iowa 2005. Member of the Illinois State Bar Association, and the Winnebago County Bar Association.

EDUCATION:

Northern Illinois University College of Law, DeKalb, Illinois

J.D. May 1991, *cum laude*

Honors/Activities:

Law Review
National Moot Court Team
Best Oral Advocate - NIU Moot Court Competition
Dean's List (1989, 1990, 1991)
Dean's Scholarship
Member of the Moot Court Society

University of Iowa, Iowa City, Iowa

BBA in Finance, May 1987

Member of the University of Iowa Soccer Club

OTHER RELEVANT COMMUNITY AND/OR LEGAL EXPERIENCE:

Rockford Apartment Association – Corporate Counsel

2019-2023

Rockford Area Habitat for Humanity – Board Member (Executive Committee)

2017-2023

Winnebago County Bar Association – Real Estate, CLE and Alternative Dispute Resolution Chairmans

2011-2017

Rockford Area Association of Realtors – Corporate Counsel

1999-2016

In addition to providing routine advice to the Board and Director, I had extensive participation in the creation of the contract routinely used by Realtors® in my geographic area and spent many years instructing new Realtors® on Agency, Ethics and Contracts through the Rockford Area Association of Realtors.

Healing Pathways Resource Center – Board Member

2011-2013

Served as a Board Member and Long-Range Planning Chairman for Healing Pathways, a local Cancer resource center from 2011-2013. During my tenure, our center grew from providing part-time (2-3 days per week) programming while operating out of a church basement to providing full-time programming in a new facility to cancer patients and their families. The charity was eventually acquired by a large regional medical provider.

Winnebago County Bar Foundation – Member and President in 2009

2007-2009

City of Rockford, Homestead Board – Member and Chairman

2002-2020

Certificate of Admission To the Bar of Illinois

I, Cynthia A. Grant, Clerk of the Supreme Court of Illinois, do hereby certify that

Erik Karl Jacobs

has been duly licensed and admitted to practice as an Attorney and Counselor at Law within this State; has duly taken the required oath to support the CONSTITUTION OF THE UNITED STATES and of the STATE OF ILLINOIS, and also the oath of office prescribed by law, that said name was entered upon the Roll of Attorneys and Counselors in my office on 11/07/1991 and is in good standing, so far as the records of this office disclose.

IN WITNESS WHEREOF, I have hereunto
subscribed my name and affixed the
seal of said Court, this 18th day of
December, 2024.

Cynthia A. Grant

Clerk,
Supreme Court of the State of Illinois



Winnebago County - Purchasing Department

404 Elm Street Room 202

Rockford, Illinois 61101

(815)319-4380 Purchasing@purchasing.wincoil.gov

REQUEST FOR QUALIFICATIONS	25Q-2382	ISSUE DATE	12/16/24
RFQ TITLE	ADMINISTRATIVE HEARING OFFICER- RE-ISSUE		
RFQ DUE DATE	12/31/24	DUE TIME (CST)	11:00 AM
		BOND REQUIRED	NONE

The County of Winnebago, Illinois (“the County”) is requesting qualifications from experienced attorneys to serve as an Administrative Hearing Officer pursuant to a professional services agreement with the County. The hearing officer’s services will primarily relate to presiding over proceedings arising from code and ordinance violations of the Winnebago County Code of Ordinances and animal control cases from certain municipalities within the County. Qualified candidates are invited to submit a response to this Request for Qualifications by providing the information described in the Scope of Services.

Proposer’s proposals must be delivered by the date and time listed under Schedule of Events to:

Winnebago County Purchasing Department
404 Elm Street - Room 202
Rockford, IL 61101

OVERVIEW OF THE COUNTY OF WINNEBAGO:

The County of Winnebago was established on January 16, 1836. With a population of 285,350 individuals, it is comprised of 11 municipalities, of which one is the 5th largest in the State of Illinois. Winnebago County is governed by a Township form of government with an elected Board Chairman, an appointed County Administrator, and a 20-member County Board. The County Board is the governing body of the county and functions as the policy making and legislative branch of Winnebago County government. There are six (6) Board Committees that meet to assist in the efficient and effective operation of county government, and to recommend appropriate actions to the Board. The Winnebago County Board is re-establishing a legislative committee made up of County Board members.

GENERAL REQUIREMENTS

This is a Request for Qualifications. Proposals will be opened and evaluated in private and submittal information will be kept confidential until a final selection is made.

SUBMISSION DATE AND TIME

No later than 11:00 a.m. (CST)— **December 31, 2024**. Proposals received after the submittal time will be rejected.

CONTACT PERSON: Hope Edwards, Director of Purchasing – purchasing@purchasing.wincoil.gov

SECTION ONE: SCOPE OF SERVICES

The Administrative Hearing Officer shall attend and preside over all proceedings arising from code and ordinance violations as described in Paragraph (a)(i-vi) of this Section. The hearings are typically held bi-weekly: the 1st and 3rd Tuesday of each month on the 8th Floor of the Winnebago County Courthouse, 400 W. State Street, Rockford, Illinois 61101.

The Administrative Hearing Officer shall have the duty, authority and jurisdiction to:

- a. Preside over administrative hearings concerning any County code and ordinance violations that pertains to or regulates any of the following:
 - Animal control *{and cited animal code violations from certain municipalities within the County}*;
 - The definition, identification and abatement of public nuisances;
 - the accumulation, disposal, and transportation of garbage, refuse and other forms of solid waste;
 - The construction and maintenance of buildings and structures;
 - Sanitation practices;
 - Zoning; or towing/impoundment.
- b. Postpone or continue an alleged violator's hearing to a later hearing date;
- c. Accept or reject any agreed order, continuance, or other agreed disposition presented by the parties;
- d. Administer oaths and affirmations;
- e. At the request of any party or on the hearing officer's own motion, issue subpoenas directing witnesses to appear and give relevant testimony at the hearing, or directing the production of relevant books, records, or other information, but only if the hearing officer determines the subpoenaed information is necessary to present relevant evidence that relates to a contested issue in the case;
- f. Hear testimony and accept evidence from the code enforcement officer, the respondent, and all interested parties relevant to the existence of a code violation;
- g. Preserve and authenticate the record of the hearing and all exhibits and evidence introduced at the hearing;
- h. Issue and sign written findings and a decision order stating whether a code violation exists;
- i. Impose penalties consistent with applicable code provisions and assess costs reasonably related to instituting the proceedings upon finding the respondent liable for the charged violation; and

- j. Any and all additional duties identified in Chapter 4 of the Winnebago County Code of Ordinances.

I. QUALIFIED CANDIDATES

Qualified candidates shall meet or exceed the following requirements:

- a) Licensed to practice law in the state of Illinois for a minimum of three (3) years;
- b) Law license must be presently in active status and in good standing with the Attorney Registration and Disciplinary Commission of the Illinois Supreme Court;
- c) Possess a working knowledge of the relevant provisions of the Winnebago County Code of Ordinances that are set forth in Section I (a) of this Request for Qualifications;
- d) Possess a working knowledge of standard courtroom practices and procedures;
- e) Possess excellent oral and written communications skills;
- f) Possess a working knowledge and understanding of administrative hearings and procedures;
- g) Possess the ability to deal tactfully with the general public, attorneys and county staff;
- h) Possess the ability to analyze and interpret laws, rules and policies and logically apply them to cases under review;
- i) Possess the ability to conduct formal hearings and obtain and analyze necessary evidence; and
- j) Additionally, qualified candidates must not have any personal, financial, or business relationships that, in the judgment of the County Administrator, may give rise to an actual or apparent conflict of interest. If none exist, state so in the response.

II. REQUIRED SUBMISSIONS

The response to this Request for Qualifications must include at least the following information and in a sealed envelope (unless sent by electronic mail), clearly marked as ***“RFQ Response– Administrative Hearing Officer”***.

- a) A Cover Letter directed to the County Administrator, identifying why the candidate is interested in the position; why the applicant should be considered as qualified to perform the duties as outlined and also the candidate’s Attorney Registration & Disciplinary Commission identification number, the candidate’s relevant experience and qualifications, and the candidate’s name, address, phone, email and website (where applicable);

- b) A detailed resume or *curriculum vitae*, showing professional experience, previous employment, and educational background, including any prior judicial and/or other adjudicatory experience, if any;
- c) The names of three (3) professional references, including for each reference: name of employer, title, email address, and phone number. Two (2) of the references shall be from attorneys or judges, and one (1) of the references shall be from a non-attorney, non-judicial, professional contact;
- d) A Certificate of Good Standing issued by the Clerk of the Illinois Supreme Court within the preceding forty-five (45) days from submission of qualifications;
- e) A listing of any potential conflicts of interest that could affect the candidate's ability to adjudicate issues for the County;
- f) Copy of current Attorney Registration & Disciplinary Commission card;
- g) The hourly rate proposed for the scope of the work, and any other associated costs (if any); and
- h) Any additional documentation that is relevant to this RFQ.

III. **DEADLINE FOR RECEIPT OF QUALIFICATIONS:** December 31, 2024 at 11:00 A.M. (CST)

- a. RFQ responses shall be sent via electronic mail, first class mail or hand delivery to:

Purchasing@purchasing.wincoil.gov OR 404 Elm Street- Room 202, Rockford, Illinois 61101

- b. All submittals must be clearly marked "RFQ – **Administrative Hearing Officer.**" **Qualified submittals will be accepted until the specific date and time above, late delivery will be refused.**
- c. Any questions and/or inquiries concerning this RFQ and hard copies of this document are available by contacting:

Purchasing@purchasing.wincoil.gov

IV. **EVALUATION OF RESPONSES AND CANDIDATES**

All complete responses will be evaluated by the County Administrator or his designee(s), who will have the sole discretion to determine which, if any, respondents will be interviewed. The evaluation of candidates may include interviews with relevant County staff as well as with the County Administrator and Winnebago County Board Chairman. The County will evaluate and select the firm and/or attorney based on qualifications, experience and performance with similar legal matters, references, ability to provide timely services, and estimated fees and expenses. The evaluation process may also include contacting the references listed by the candidate and/or any current or former employer listed on the candidate's resume/*curriculum vitae*. The final selection of the Administrative Hearing Officer will be subject to approval by the Winnebago County Board.

VII. TERMS AND CONDITIONS

Any candidate that submits a response to this RFQ agrees to the following:

- a.) All submitted responses become the property of Winnebago County, Illinois.
- b.) Documents and other information submitted in response to this Request for Qualifications are public records that are subject to any public disclosure requirements under the Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) subsequent to the award of the contract, with the exception of any information that is exempt from disclosure under Illinois or federal law.
- c.) The County reserves the right to reject any or all responses to this RFQ, waive technicalities and to accept the candidate deemed by the County to be in its best interest.
- d.) The County may request clarification to any part of any submitted responses to this RFQ, request additional information as needed and may request interviews with any candidate that submits a response.
- e.) The County will not be held responsible for any costs incurred by the candidate including and not limited to: expenses associated with preparing, submitting or handling of any RFQ response, attendance at interview(s) and final contract negotiations.
- f.) The County may correct or alter this RFQ at any time. The County will make reasonable attempts to notify any applicant that has submitted a response to this RFQ or has notified the County in writing of their intent to submit a response of any changes made.
- g.) After Winnebago County Board approval, the County will enter into an agreement or contract with the selected candidate based on that candidate's submitted response and any other information gathered by the County or provided as part of interviews or meetings with the candidate. Any such agreement or contract shall be reviewed by the Civil Bureau of the Winnebago County State's Attorney's Office. The County anticipates awarding an initial minimum contract for one (1) year, after which the County will have the right to renew for additional one (1) year periods of time.
- h.) Any such agreement may be terminated by the County for any reason, or no reason at all, with a written notice of at least (thirty) 30 days in advance of any such termination.
- i.) At the County's sole discretion, the County may conduct a background check of the candidate at the County's sole cost and expense.
- j.) The approved candidate shall not assign or subcontract any portion of the services to be provided without the written approval of the County.
- k.) Applicants are advised to adhere to the requirements of this RFQ. Failure to submit all information requested herein or to follow the above instructions may be sufficient grounds for disqualification.

END OF SECTION TWO: SCOPE OF SERVICES

SECTION THREE: PROPOSAL SIGNATURE FORM

Name of Proposer	ERIK K. JACOBS		
Contact Person	ERIK K. JACOBS		
Address	1716 Bradley Rd.		
City, State, ZIP	Rockford IL 61107		
Telephone	(815) 494-2504	FEIN No.	329-52-0586
Email(s)	ejacobs2865@gmail.com		

TO: Winnebago County Purchasing Department

The undersigned, being duly sworn, certifies they are an:

- OWNER/SOLE PROPRIETOR
 MEMBER OF PARTNERSHIP
 AN OFFICER OF CORPORATION
 MEMBER OF JOINT VENTURE

Further, as the Proposer, declares that the only person or parties interested in this proposal as principals are those named herein; that this proposal is made without collusion with any other person, firm or corporation; that he/she has fully examined the proposed forms of agreement and the scope of services or work specifications for the above designated service, and all other documents referred to or mentioned in the solicitation documents, specifications and attached exhibits, including Addenda.

(Proposer, must list below any and all Addenda on red lines)

No(s): _____ **and** _____ **and** _____ **issued thereto;**

Further, the undersigned certifies and warrants that he/she is duly authorized to execute this certification/affidavit on behalf of the Proposer and in accordance with the Partnership Agreement or By-laws of the Corporation, and the laws of the State of Illinois and that this Certification is binding upon the Proposer and is true and accurate. The Affiant deposes and says that he/she has examined and carefully prepared this proposal and has checked the same in detail before submitting this proposal, and that the statements contained herein are true and correct.

Further, the Proposer certifies that he/she has provided equipment; supplies or services comparable to the items specified in this solicitation to the parties listed in the Business Reference Form and authorizes the County to verify references of business and credit at its option. Finally, the Proposer, if awarded a contract, agrees to do all other things required by the solicitation documents, and that he/she will take in full payment therefore the sums set forth in any resulting contract award.

SIGNATURE OF PROPOSER

SIGNATURE 

Name and Title of Signer ERIK K. JACOBS

Dated this 27th day of December 2024

AUTHORIZED VENDOR NEGOTIATOR

Name and Title ERIK K. JACOBS

Phone and Email (815) 494-2504 ; ejacobs2865@gmail.com

END OF SECTION THREE: PROPOSAL SIGNATURE FORM

BUSINESS REFERENCES

The names of three (3) professional references, including for each reference: name of employer, title, email address, and phone number. Two (2) of the references shall be from attorneys or judges, and one (1) of the references shall be from a non-attorney, non-judicial, professional contact;

NAME	Kimberly Kovanda, Assistant States Attorney
CONTACT PERSON	Kimberly Kovanda
TITLE	Attorney, 400 W. State St.,
CITY, STATE, ZIP	Rockford, IL 61101
TELEPHONE	815-319-4799
EMAIL	KKovanda@sao.wincoil.gov

NAME	Sherry Zack, Assistant States Attorney
CONTACT PERSON	Sherry Zack
ADDRESS	400 W. State St.
CITY, STATE, ZIP	Rockford, IL 61101
TELEPHONE	815-319-4799
EMAIL	szack@sao.wincoil.gov

NAME	Michael Broski, President, Entre Computer Solutions
CONTACT PERSON	Michael Broski
ADDRESS	8900 North 2nd Street
CITY, STATE, ZIP	Machesney Park, IL 61115
TELEPHONE	(815) 399-5664
EMAIL	mikeb@entrock.com

NUMBER OF YEARS IN BUSINESS	40 + years
NUMBER of PERSONNEL ON STAFF	15+

Page

PROFESSIONAL SERVICES AGREEMENT

FOR WINNEBAGO COUNTY ADMINISTRATIVE HEARING OFFICER

This PROFESSIONAL SERVICES AGREEMENT (“Agreement”) is made this ____ day of January, 2025, by and between the County of Winnebago, Illinois (“County”), a body politic and corporate, and Erik Jacobs (“Hearing Officer”). The County and Hearing Officer are collectively referred to herein as “Parties” or individually as a “Party”.

RECITALS

WHEREAS, the County seeks the services of an Administrative Hearing Officer pursuant to Chapter 4 (Administrative Code Enforcement Procedures) of the Winnebago County Code of Ordinances to preside over proceedings arising from code violation cases and render decisions regarding the same.

NOW, THEREFORE, in consideration of the recitals and the mutual covenants hereinafter set forth, the Parties agree as follows:

Section 1. Recitals Incorporated. The above recitals are incorporated herein as though fully set forth.

Section 2. General Scope of Work and Duties.

- A. The scope of services to be performed by the Hearing Officer are outlined in Exhibit “A”, attached hereto and made a part hereof. This Agreement shall apply only to the Services set forth in the scope of services to be accomplished after the effective date, and prior to the termination, of this Agreement except as may be modified or expanded during the term of this Agreement by mutual written consent of both Parties.
- B. The Hearing Officer shall not perform the function of legal counsel for the County and any input provided by the Hearing Officer regarding processes or forms shall be advisory in nature and all County legal advice shall be provided by the Winnebago County State’s Attorney’s Office.
- C. The Hearing Officer shall immediately notify the County of any and all administrative adjudication, hearing officer or other similar type services contemplated to be provided by the Hearing Officer to other entities. The County shall determine in its’ discretion whether the provision of such services by the Hearing Officer interferes with the Hearing Officer’s duties to be provided pursuant to this Agreement and whether further action is appropriate, up to an including termination of this Agreement.
- D. The County may conduct a performance evaluation of the Hearing Officer prior to the end of the term as provided under Section 5 below

Section 3. Representations and Performance of Services.

- A. The Hearing Officer represents that he is currently, and will maintain updated licensure with the Illinois Attorney Registration and Disciplinary Commission, authorizing him to practice law in the State of Illinois, and is not currently subject to any censure, suspension or revocation of his license to practice law in the State of Illinois or any other jurisdiction.
- B. The Hearing Officer agrees that he will, at all times, faithfully, industriously, and to the best of his ability, experience, and talents perform all the duties that may be required of and from him pursuant to this Agreement.

Section 4. County Duties.

The County shall provide the Hearing Officer with:

- A. Copies of, or full access to, all relevant codes, ordinances, policies, rules and regulations regarding the administrative adjudication towing/impounds and code/ordinance violations;
- B. Reasonable access to all pertinent documents and records for use in rendering administrative adjudication decisions; and
- C. Appropriate facilities to conduct hearings, including stenographic services and administrative support to facilitate the efficient conduct of such hearings.

Section 5. Term. This Agreement shall be for a one (1) year term to begin on January ____, 2025 and ending on January ____, 2026, unless terminated earlier in accordance with this Agreement or extended by mutual agreement of the Parties.

Section 6. Compensation and Payment of Invoices.

- A. Compensation. The Hearing Officer will be paid at a rate of no more than two hundred dollars (\$200.00) per hour for the legal services he performs pursuant to this Agreement. Travel time and parking costs shall not be billed.
- B. Invoices.
 - a. Invoices shall be issued each month by the Hearing Officer for the services rendered during the immediately preceding month, outlining in detail the services rendered and the time expended.
 - b. Invoices shall be submitted to the Winnebago County State's Attorney's Office, Civil Bureau, 400 West State Street, Suite 804, Rockford, Illinois 61101. Invoices may be submitted by U.S. mail or by electronic mail, lvaughn@sao.wincoil.gov.

- c. All invoices shall be paid pursuant to the Local Government Prompt Payment Act, 50 ILCS 505/1 *et seq.*

Section 7. Relationship of the Parties.

- A. Independent Contractor. The Hearing Officer is and shall remain for all purposes an independent contractor and shall not be deemed to be an agent or employee of the County for any purpose.
- B. No Fringe Benefits. As an independent contractor, the Hearing Officer shall have no right to any compensation from the County other than the Compensation as set forth in Section 6 (A). In addition, the County shall have no obligation to provide the Hearing Officer with (a) industrial accident, worker's compensation or unemployment insurance; (b) medical insurance or the payment of medical insurance premiums; (c) vacation, sick or holiday pay; (d) payment or withholding of social security or other taxes; or (e) any other benefits that are not, or may from time to time become, available to employees of the County.
- C. No Authority. The Hearing Officer possesses no authority to bind the County for any promise, obligation, agreement or representation unless specifically authorized by the County in writing.
- D. Liabilities. The Hearing Officer shall not contract or incur any liabilities on behalf the County, without specific written authorization from the County.
- E. Mutual Cooperation. The County agrees to cooperate with the Hearing Officer in the performance of the Services, including meeting with the Hearing Officer and providing the Hearing Officer with direction and such non-confidential information that the County may have that may be relevant and helpful to the Hearing Officer's performance of the Services. The Hearing Officer agrees to cooperate with the County in the performance and completion of the Services and with any other individuals engaged by the County to perform in the role of Hearing Officer.

Section 8. Indemnification.

- A. To the fullest extent permitted by Illinois law, the Hearing Officer shall indemnify, defend and hold harmless the County, its officers, officials, agents, employees, and representatives from all claims, demands, lawsuits, actions, costs (including litigation expenses and attorneys' fees) of any kind, caused by, resulting from, arising out of or occurring in connection with the Hearing Officer's performance of the Services under this Agreement, but only to the extent caused by the negligent act, misconduct or omission of the Hearing Officer or anyone or entity directly or indirectly employed by the Hearing Officer for whose acts Hearing Officer may be liable.

- B. To the fullest extent permitted by Illinois law, the County shall indemnify, defend and hold harmless the Hearing Officer from all claims, demands, lawsuits, actions, costs (including litigation expenses and attorneys' fees) of any kind, caused by, resulting from, arising out of or occurring in connection with the County's performance of the Services under this Agreement, but only to the extent caused by the negligent act, misconduct or omission of the County or anyone or entity directly or indirectly employed by the County for whose acts the County may be liable.

Section 9. Termination.

- A. The County may terminate this Agreement at any time and for any reason prior to the expiration of the term of this Agreement by giving written notice to the Hearing Officer pursuant to the provisions of Section 11 below.
- B. The Hearing Officer may terminate this Agreement by giving thirty (30) days prior written notice to the County.
- C. This Agreement shall terminate immediately upon the occurrence of any of the following events:
 - 1. The Parties may terminate this Agreement upon mutual written agreement;
 - 2. The Hearing Officer's inability to perform the services set forth herein for any reason, including without limitation, the death, mental incapacity or physical disability of the Hearing Officer; and
 - 3. The Hearing Officer's failure or refusal to faithfully or diligently perform the services set forth herein or the provisions of this Agreement.
- D. If this Agreement is terminated pursuant to this Section 9, the Hearing Officer shall be compensated for all work completed up to the termination date of this Agreement as provided herein.

Section 10. Assignment. This Agreement shall not be assigned or transferred by the Hearing Officer or the County without the prior written consent of the other Party.

Section 11. Notices. Any noticed required to be given by this Agreement shall be deemed sufficient if made in writing and sent by first class United States mail, by certified mail, return receipt requested, by personal service, or by email to the persons and addresses indicated below or to such other addresses as either party hereto shall notify the other party of in writing pursuant to the provisions of this subsection:

If to the County:

County of Winnebago
c/o Joseph V. Chiarelli, Chairman
404 Elm Street, Suite 533
Rockford, Illinois 61101

If to the Hearing Officer:

Attorney Erik K. Jacobs
1716 Bradley Rd.
Rockford, Illinois 61107
Email: Ejacobs2865@gmail.com

With a copy to:

Winnebago County State's Attorney's Office
c/o Lafakeria S. Vaughn, Chief of Civil Bureau
400 W. State Street, Suite 804
Rockford, Illinois 61101
Email: lvaughn@sao.wincoil.gov

Section 12. Confidentiality. The Hearing Officer shall not reveal any confidential or sensitive information of the County provided to the Hearing Officer, including such information contained in any County records or documents, regarding procedures or operation of the County to any person, firm, corporation or other entity during and after the term of this Agreement without the express written consent of the County.

Section 13. Work Product. All work produced pursuant to this Agreement shall be the property of the County and shall not otherwise be distributed without the County's permission.

Section 14. Headings and Titles. The headings and titles of any provisions of this Agreement are for convenience or reference only and are not to be considered in construing this Agreement.

Section 15. Counterparts. This Agreement may be executed in counterparts, each of which shall be considered an original and together shall be one and the same Agreement.

Section 16. Amendment. No amendment or modification to this Agreement shall be effective until it is reduced to writing and approved and executed by the County and the Hearing Officer in accordance with all applicable statutory procedures.

Section 17. Severability. If any provision in this Agreement, or any section, paragraph, sentence, clause, phrase, word or the application thereof, in any circumstance, is held invalid, this Agreement shall be construed as if such invalid part were never included herein and the remainder of this Agreement shall be and remain valid and enforceable to the fullest extent permitted by law.

Section 18. Governing Law. This Agreement shall be interpreted, construed and governed according to the laws of the State of Illinois. Venue of any litigation shall be in the 17th Judicial Circuit of Winnebago County, Illinois.

Section 19. Waiver. Neither the County nor the Hearing Officer shall be under any obligation to exercise any of the rights granted to them in this Agreement except as it shall determine to be in its best interests from time to time. The failure of the County or the Hearing Officer to exercise at any time any such rights shall not be deemed or construed as a waiver of that right, nor shall the failure void or affect the County's or the Hearing Officer's right to enforce such rights or any other rights.

Section 20. Freedom of Information Act. Section 7(2) of the Illinois Freedom of Information Act ("FOIA") (5 ILCS 140/7(2)) requires certain records that qualify as "public records", which have been prepared by and are in the possession of a party who has contracted with the County,

be turned over to the County so that a FOIA requestor can inspect and photocopy the non-exempt portions of the public records pursuant to a FOIA request. The County has a very short period of time from receipt of a FOIA request to comply with the request, and it requires sufficient time to collect and review the records to decide what information is or is not exempt from disclosure. The Hearing Officer acknowledges the requirements of FOIA and agrees to comply with all requests made by the County for public records (as that term is defined by Section 2(c) of FOIA) in the undersigned's possession and to provide the requested public records to the County within two (2) business days of the request being made by the County. The Hearing Officer agrees to indemnify and hold harmless the County from all claims, costs, penalties, losses and injuries (including, but not limited to, attorneys' fees, and other professional fees, court costs and/or arbitration or other dispute resolution costs) arising out of or relating to its failure to provide the public records to the County under this Agreement.

Section 21. Entire Agreement. This Agreement sets forth all the covenants, conditions and promises between the Parties, and it supersedes all prior negotiations, statements or agreements, either written or oral, with regard to its subject matter. There are no covenants, promises agreements, conditions or understandings between the Parties, either oral or written, other than those contained in this Agreement.

**[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK-
SIGNATURE PAGE FOLLOWS]**

IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be executed by their duly authorized officers on the dates written below.

COUNTY OF WINNEBAGO, ILLINOIS,
a body politic and corporate

ADMINISTRATIVE HEARING OFFICER

By: _____
Joseph V. Chiarelli
Chairman of the County Board of the
County of Winnebago, Illinois

By: _____
Erik K. Jacobs

Date: _____, 2025.

Date: _____, 2025.

ATTEST:

Lori Gummow, Clerk of the
County Board of the
County of Winnebago, Illinois

Date: _____, 2025

Exhibit A

SCOPE OF SERVICES

The Administrative Hearing Officer shall attend and preside over all proceedings arising from code and ordinance violations as described below. The hearings are typically held bi-weekly*: the 1st and 3rd Tuesday of each month on the 8th Floor of the Winnebago County Courthouse, 400 W. State Street, Rockford, Illinois 61101. [*The schedule and location within the courthouse is subject to change, but the Hearing Officer will be notified as soon as possible.]

The Administrative Hearing Officer shall have the duty, authority and jurisdiction to:

- a. Preside over administrative hearings concerning any County code and ordinance violations that pertains to or regulates any of the following:
 - i. animal control {*and cited animal code violations from certain municipalities within the County*};
 - ii. the definition, identification and abatement of public nuisances;
 - iii. the accumulation, disposal, and transportation of garbage, refuse and other forms of solid waste;
 - iv. the construction and maintenance of buildings and structures;
 - v. sanitation practices;
 - vi. zoning; or
 - vii. towing/impoundment.
- b. Postpone or continue an alleged violator's hearing to a later hearing date;
- c. Accept or reject any agreed order, continuance, or other agreed disposition presented by the parties;
- d. Administer oaths and affirmations;
- e. At the request of any party or on the hearing officer's own motion, issue subpoenas directing witnesses to appear and give relevant testimony at the hearing, or directing the production of relevant books, records, or other information, but only if the hearing officer determines the subpoenaed information is necessary to present relevant evidence that relates to a contested issue in the case;
- f. Hear testimony and accept evidence from the code enforcement officer, the respondent, and all interested parties relevant to the existence of a code violation;
- g. Preserve and authenticate the record of the hearing and all exhibits and evidence introduced at the hearing;
- h. Issue and sign written findings and a decision order stating whether a code violation exists;
- i. Impose penalties consistent with applicable code provisions and assess costs reasonably related to instituting the proceedings upon finding the respondent liable for the charged violation; and
- j. Any and all additional duties identified in Chapter 4 of the Winnebago County Code of Ordinances.

Theresa Grennan

CONTACT

2312 26th St
Rockford, IL 61108
tgrennan11@gmail.com
Cell: 815-222-2378

EDUCATION

1982
Graduate of Jefferson High
School

1990
Banking Classes, Accounting
Classes & Business Classes @
Rock Valley College

SKILLS

Professional

- Investment
- Management
- Banking

REFERENCE

Work Related:

Susan Goral, Winnebago County
Treasurer; 815-319-4406

Steve Chapman, Forest Preserve
Board; 815-997-7383

Molly Terrinoni, Winnebago
County Finance; 815-319-4061

Personal:

Regina Wells, friend of 40 years
815-790-1591

Theresa Luchini, friend of 25 years
815-289-5154

Tina Kirschman, friend of 20 years
815-543-1174

PROFILE

I have been employed in the Winnebago County Treasurers Office for 30 years and holding the position Chief Deputy Treasurer for the past 16 years. Prior to my employment with Winnebago County Treasurer, I was in banking holding various positions from head tellers to supervisor positions then leading to management responsibilities based on my job performances. I am proud to say that I live and work in and for Winnebago County.

WORK EXPERIENCE

Chief Deputy Treasurer | Winnebago County Treasurer

2008 – Current

Generate and mail property tax bills, supervise the collection of property tax payments. Assist with the distribution of tax dollars to the taxing districts within Winnebago County. Responsible for investments of Winnebago County funds on a daily basis, month end and year end balancing. Internal account reconciliation, reviewing documents to ensure accuracy. Running and calling the yearly tax lien sale. Yearly audit assistance. Supervising 5 full time employees.

Administrative Assistant/Office Mgr. | Winnebago County Treasurer

2004 – 2008

Assisting Chief Deputy and Treasurer with daily operations. Investment reporting, forecasting duration of investments for the most profitable return of funds invested. Yearly county wide publications. Yearly audit assistance. Monthly and daily balancing.

Sr Accountant | Winnebago County Treasurer

1998 - 2004

Yearly county wide publications. Investment reporting, forecasting duration of investments for the most profitable return of funds invested. Monthly balancing of over 25 accounts. Responsible for daily balancing of cashiering counters for property tax and mobile home payments.

Accountant | Winnebago County Treasurer

1994 – 1998

Keep accurate accounting records and monitor funds for investing. Balancing numerous accounts, funds and bank statements.

Various Positions | First of America Bank & Northwest Bank

1986 -1994

Calculate and organize all financial data and documents providing account analysis on major clients. Balancing and maintaining of ATM and vault. Training and scheduling of tellers. Ran and balanced commercial windows.

Illinois Public Aid Code re: Administrative Hearings

(305 ILCS 5/11-8) (from Ch. 23, par. 11-8)

Sec. 11-8. Appeals - to whom taken. Applicants or recipients of aid may, at any time within 60 days after the decision of the County Department **or local governmental unit**, as the case may be, appeal a decision denying or terminating aid, or granting aid in an amount which is deemed inadequate, or changing, cancelling, revoking or suspending grants as provided in Section 11-16, or determining to make a protective payment under the provisions of Sections 3-5a or 4-9, or a decision by an administrative review board to impose administrative safeguards as provided in Section 8A-8. An appeal shall also lie when an application is not acted upon within the time period after filing of the application as provided by rule of the Illinois Department.

If an appeal is not made, the action of the County Department or local governmental unit shall be final.

Appeals by applicants or recipients under Articles III, IV, or V shall be taken to the Illinois Department.

Appeals by applicants or recipients under Article VI shall be taken as follows:

(1) **In counties under township organization** (except such counties in which the governing authority is a Board of Commissioners) **appeals shall be to a Public Aid Committee consisting of the Chairman of the County Board, and 4 members who are township supervisors of general assistance, appointed by the Chairman, with the advice and consent of the county board.**

(2) In counties in excess of 3,000,000 population and under township organization in which the governing authority is a Board of Commissioners, appeals of persons from government units outside the corporate limits of a city, village or incorporated town of more than 500,000 population, and of persons from incorporated towns which have superseded civil townships in respect to aid under Article VI, shall be to the Cook County Townships Public Aid Committee consisting of 2 township supervisors and 3 persons knowledgeable in the area of General Assistance and the regulations of the Illinois Department pertaining thereto and who are not officers, agents or employees of any township, except that township supervisors may serve as members of the Cook County Township Public Aid and Committee. The 5 member committee shall be appointed by the township supervisors. The first appointments shall be made with one person serving a one year term, 2 persons serving a 2 year term, and 2 persons serving a 3 year term. Committee members shall thereafter serve 3 year terms. In any appeal involving a local governmental unit whose supervisor of general assistance is a member of the Committee, such supervisor shall not act as a member of the Committee for the purposes of such appeal, and the Committee shall select another township supervisor to serve as an alternate member for that appeal. The township whose action, inaction, or decision is being appealed shall bear the expenses related to the appeal as determined by the Cook County Townships Public Aid Committee. A township supervisor's compensation for general assistance or township related duties shall not be considered an expense related to the appeal except for expenses related to service on the Committee.

(3) In counties described in paragraph (2) appeals of persons from a city, village or incorporated town of more than 500,000 population shall be to the Illinois Department.

(4) In counties not under township organization, appeals shall be to the County Board of Commissioners which shall for this purpose be the Public Aid Committee of the County.

In counties designated in paragraph (1) the Chairman or President of the County Board shall appoint, with the advice and consent of the county board, one or more alternate members of the Public Aid Committee. All regular and alternate members shall be Supervisors of General Assistance. In any appeal involving a local governmental unit whose Supervisor of General Assistance is a member of the Committee, he shall be replaced for that appeal by an alternate member designated by the Chairman or President of the County Board, with the advice and consent of the county board. In these counties not more than 3 of the 5 regular appointees shall be members of the same political party unless the political composition of the Supervisors of the General Assistance precludes such a limitation. In these counties at least one member of the Public Aid Committee shall be a person knowledgeable in the area of general assistance and the regulations of the Illinois Department pertaining thereto. If no member of the Committee possesses such knowledge, the Illinois Department shall designate an employee of the Illinois Department having such knowledge to be present at the Committee hearings to advise the Committee.

In every county the County Board shall provide facilities for the conduct of hearings on appeals under Article VI. All expenses incident to such hearings shall be borne by the county except that in counties under township organization in which the governing authority is a Board of Commissioners (1) the salary and other expenses of the Commissioner of Appeals shall be paid from General Assistance funds available for administrative purposes, and (2) all expenses incident to such hearings shall be borne by the township and the per diem and traveling expenses of the township supervisors serving on the Public Aid Committee shall be fixed and paid by their respective townships. In all other counties the members of the Public Aid Committee shall receive the compensation and expenses provided by law for attendance at meetings of the County Board.

In appeals under Article VI involving a governmental unit receiving State funds, the Public Aid Committee and the Commissioner of Appeals shall be bound by the rules and regulations of the Illinois Department which are relevant to the issues on appeal, and shall file such reports concerning appeals as the Illinois Department requests.

The members of each Public Aid Committee and the members of the Cook County Townships Public Aid Committee are immune from personal liability in connection with their service on the committee to the same extent as an elected or appointed judge in this State is immune from personal liability in connection with the performance of his or her duties as judge. This immunity applies only to causes of action accruing on or after the effective date of this amendatory Act of the 94th General Assembly.

An appeal shall be without cost to the appellant and shall be made, at the option of the appellant, either upon forms provided and prescribed by the Illinois Department or, **for appeals to a Public Aid Committee, upon forms prescribed by the County Board;** or an appeal may be made by calling a toll-free number provided for that purpose by the Illinois Department and providing the necessary information. The Illinois Department may assist County Boards or a Commissioner of Appeals in the preparation of appeal forms, or upon request of a County Board or Commissioner of Appeals may furnish such forms. **County Departments and local governmental units shall render all possible aid to persons desiring to make an appeal.** The provisions of Sections 11-8.1 to 11-8.7, inclusive, shall apply to all such appeals.

(Source: P.A. 93-295, eff. 7-22-03; 94-524, eff. 8-10-05.)

(305 ILCS 5/11-8.1) (from Ch. 23, par. 11-8.1)

Sec. 11-8.1. Appellants' rights.

(a) Upon receipt of an appeal the Illinois Department, Public Aid Committee, or Commissioner of Appeals, as the case may be, shall review the case. The appellant shall be entitled to appear in person and to be represented by counsel. He shall be afforded an opportunity to present all relevant matter in

support of his claim for aid, or his objection to (a) termination of aid, or (b) the amount of aid, or (c) a determination to make a protective payment.

(b) Whenever any applicant appeals the denial of any application for assistance and the reason for denial is due to the failure of the applicant to comply with procedural requirements, including but not limited to, failure to keep an appointment, failure to produce acceptable proof of eligibility, or failure to request more time or assistance in obtaining acceptable proof of eligibility, the denial shall be rescinded if at any time before the decision on the appeal is made, the appellant complies with the procedural requirements that caused the denial and all other requirements necessary to process the application. When the denial is rescinded under this subsection, the Illinois Department shall grant or deny the application based upon all relevant substantive eligibility factors and issue a new decision. If the application is approved, cash assistance shall begin effective 30 calendar days after the original application date and the starting date of all other assistance shall begin based on the original application date.

(Source: P.A. 87-630.)

(305 ILCS 5/11-8.2) (from Ch. 23, par. 11-8.2)

Sec. 11-8.2. Venue; depositions.

The appeal shall be heard in the county where the appellant resides. However, if the appellant is outside the State, the Illinois Department, Public Aid Committee, or Commissioner of Appeals, as the case may be, may take depositions from him and his witnesses or permit the appellant to present all relevant matter in support of his claim through witnesses acting in his behalf, or both by deposition or by testimony of witnesses, depending upon the circumstances in each case.

Hearings under this Section and Section 11-8.1 may be conducted with some or all of the parties, including the hearing officer, at different locations connected with each other by telephone.

(Source: P.A. 87-860.)

(305 ILCS 5/11-8.3) (from Ch. 23, par. 11-8.3)

Sec. 11-8.3. Hearing officers - Subpoenas. Any qualified officer or employee of the Illinois Department, a County Board, or member of the staff of a Commissioner of Appeals, as the case may be, designated in writing to so act by the Director of the Department, Chairman or President of the County Board, or Commissioner of Appeals, may conduct hearings on appeals and may compel, by subpoena, the attendance and testimony of witnesses and the production of books and papers, and administer oaths to witnesses. Wherever feasible, the Public Aid Committee shall itself conduct hearings on appeals by applicants for or recipients of aid under Article VI. No person shall be compelled to attend a hearing at a place outside the county in which he resides. Subpoenas may be served as provided for in civil actions. The fees of witnesses for attendance and travel shall be the same as the fees of witnesses before the circuit court and shall be paid as an expense of administration of the County Department or the local governmental unit, as the case may be.

If a witness refuses to attend or testify, or to produce books or papers, concerning any matter upon which he might be lawfully examined, the circuit court of the county wherein the hearing is held, upon application of the Illinois Department, Public Aid Committee, or Commissioner of Appeals, as the case may be, may compel obedience by proceedings as for contempt as in case of a like refusal to obey a similar order of the court.

(Source: P.A. 81-1085.)

(305 ILCS 5/11-8.4) (from Ch. 23, par. 11-8.4)

Sec. 11-8.4. Hearings not bound by technical rules of evidence or procedure.

The Illinois Department, Public Aid Committees and Commissioner of Appeals shall not be bound by common law or statutory rules of evidence, or by technical or formal rules of procedure, but

shall conduct their hearings in such manner as seems best calculated to conform to substantial justice and the spirit of this Code. They may make such additional investigation as they may deem necessary, and shall make such decision as to the granting of aid and the amounts thereof as in their opinion is justified and in conformity with this Code.

(Source: Laws 1967, p. 2302.)

(305 ILCS 5/11-8.5) (from Ch. 23, par. 11-8.5)

Sec. 11-8.5. (Repealed).

(Source: Laws 1967, p. 122. Repealed by P.A. 92-111, eff. 1-1-02.)

(305 ILCS 5/11-8.6) (from Ch. 23, par. 11-8.6)

Sec. 11-8.6. Decision - time and effect. A decision on appeal shall be given to the interested parties within 90 days from the date of the filing of the appeal, unless additional time is required for a proper disposition of the appeal. All decisions on appeals shall be binding upon and complied with by the County Departments and local governmental units.

(Source: P.A. 90-17, eff. 7-1-97.)

(305 ILCS 5/11-8.7) (from Ch. 23, par. 11-8.7)

Sec. 11-8.7. Judicial review. The provisions of the Administrative Review Law, as amended, and the rules adopted pursuant thereto, shall apply to and govern all proceedings for the judicial review of final administrative decisions of the Illinois Department on appeals by applicants or recipients under Articles III, IV, or V. The term "administrative decision" is defined as in Section 3-101 of the Code of Civil Procedure.

(Source: P.A. 92-111, eff. 1-1-02.)

(305 ILCS 5/11-9) (from Ch. 23, par. 11-9)

Sec. 11-9. Protection of records; exceptions. For the protection of applicants and recipients, the Illinois Department, the county departments and local governmental units and their respective officers and employees are prohibited, except as hereinafter provided, from disclosing the contents of any records, files, papers and communications, except for purposes directly connected with the administration of public aid under this Code.

In any judicial proceeding, except a proceeding directly concerned with the administration of programs provided for in this Code, such records, files, papers and communications, and their contents shall be deemed privileged communications and shall be disclosed only upon the order of the court, where the court finds such to be necessary in the interest of justice.

The Illinois Department shall establish and enforce reasonable rules and regulations governing the custody, use and preservation of the records, papers, files, and communications of the Illinois Department, the county departments and local governmental units receiving State or Federal funds or aid. The governing body of other local governmental units shall in like manner establish and enforce rules and regulations governing the same matters.

The contents of case files pertaining to recipients under Articles IV, V, and VI shall be made available without subpoena or formal notice to the officers of any court, to all law enforcement agencies, and to such other persons or agencies as from time to time may be authorized by any court. In particular, the contents of those case files shall be made available upon request to a law enforcement agency for the purpose of determining the current address of a recipient with respect to whom an arrest warrant is outstanding, and the current address of a recipient who was a victim of a felony or a witness to a felony shall be made available upon request to a State's Attorney of this State or a State's Attorney's investigator. Information shall also be disclosed to the Illinois State Scholarship Commission pursuant

to an investigation or audit by the Illinois State Scholarship Commission of a delinquent student loan or monetary award.

This Section does not prevent the Illinois Department and local governmental units from reporting to appropriate law enforcement officials the desertion or abandonment by a parent of a child, as a result of which financial aid has been necessitated under Articles IV, V, or VI, or reporting to appropriate law enforcement officials instances in which a mother under age 18 has a child out of wedlock and is an applicant for or recipient of aid under any Article of this Code. The Illinois Department may provide by rule for the county departments and local governmental units to initiate proceedings under the Juvenile Court Act of 1987 to have children declared to be neglected when they deem such action necessary to protect the children from immoral influences present in their home or surroundings.

This Section does not preclude the full exercise of the powers of the Board of Public Aid Commissioners to inspect records and documents, as provided for all advisory boards pursuant to Section 5-505 of the Departments of State Government Law (20 ILCS 5/5-505).

This Section does not preclude exchanges of information among the Department of Healthcare and Family Services (formerly Illinois Department of Public Aid), the Department of Human Services (as successor to the Department of Public Aid), and the Illinois Department of Revenue for the purpose of verifying sources and amounts of income and for other purposes directly connected with the administration of this Code and of the Illinois Income Tax Act.

The provisions of this Section and of Section 11-11 as they apply to applicants and recipients of public aid under Article V shall be operative only to the extent that they do not conflict with any Federal law or regulation governing Federal grants to this State for such programs.

The Department of Healthcare and Family Services and the Department of Human Services (as successor to the Illinois Department of Public Aid) shall enter into an inter-agency agreement with the Department of Children and Family Services to establish a procedure by which employees of the Department of Children and Family Services may have immediate access to records, files, papers, and communications (except medical, alcohol or drug assessment or treatment, mental health, or any other medical records) of the Illinois Department, county departments, and local governmental units receiving State or federal funds or aid, if the Department of Children and Family Services determines the information is necessary to perform its duties under the Abused and Neglected Child Reporting Act, the Child Care Act of 1969, and the Children and Family Services Act.
(Source: P.A. 100-201, eff. 8-18-17.)

(305 ILCS 5/11-10) (from Ch. 23, par. 11-10)

Sec. 11-10. Names furnished other agencies. Whenever, under provisions of law, names and addresses of recipients of public aid are furnished to or held by any other agency or department of government, the agency or department of government shall adopt regulations necessary to prevent the publication of lists thereof or their use for purposes not directly connected with the administration of this Code, except that lists of that information shall be made available upon request to a law enforcement agency for the purpose of determining the current address of a recipient with respect to whom an arrest warrant is outstanding as provided in Section 11-9.

(Source: P.A. 89-583, eff. 1-1-97.)

(305 ILCS 5/11-12) (from Ch. 23, par. 11-12)

Sec. 11-12. Penalty for publication, use for political or commercial purposes.

It is unlawful to use or publish any names or list of names of recipients secured from records maintained in the offices of the county departments or local governmental units except in conformity with regulations adopted by the Illinois Department.

It is unlawful, for commercial or political purposes of any nature, for any person, body, association, firm, corporation, or other agency to solicit, receive, make use of, or to authorize, knowingly permit, participate in or acquiesce in the use of, any lists of names of, or any information concerning, persons applying for or receiving public aid, directly or indirectly derived from the records, papers, files, or communications of the Illinois Department, the county departments, or local governmental units, or acquired in the course of performance of official duties. A violation of this Section shall constitute a Class B misdemeanor.

(Source: P.A. 77-2344.)

Reports of Standing Committees

FINANCE COMMITTEE

SPONSORED BY: JOHN BUTITTA

RESOLUTION
OF THE
COUNTY BOARD OF THE COUNTY OF WINNEBAGO, ILLINOIS

SUBMITTED BY: FINANCE COMMITTEE

2025 CR

RESOLUTION AFFIXING COMPENSATION AND OTHER BENEFITS
FOR THE CLERK OF THE CIRCUIT COURT

WHEREAS, the Clerk of the Circuit Court is an Elected Office Holder who is an Officer of the State Judiciary; and

WHEREAS, unlike other elective offices, the Clerk of the Circuit Court may have his or her salary or other benefits increased or decreased during his term; and

NOW THEREFORE BE IT AND IT IS HEREBY RESOLVED, by the County Board of the County of Winnebago, Illinois, that the following schedule of salaries is hereby adopted:

Clerk of the Circuit Court

December 1, 2024 – November 30, 2025	\$105,727 plus a COLA*, stipend of \$6,500**
December 1, 2025 – November 30, 2026	The salary above plus a COLA*, stipend of \$6,500**
December 1, 2026 – November 30, 2027	The salary above plus a COLA*, stipend of \$6,500**
December 1, 2027 – November 30, 2028	The salary above plus a COLA*, stipend of \$6,500**

* The cost-of-living adjustment (COLA) shall be based on the most current All Urban Consumers (CPI-U) available on November 1st for the year being adjusted published by the U.S. Bureau of Labor Statistics, not to exceed 4%.

** The annual stipend shall be in addition to, but separate and apart from the salary and shall be appropriated each year by the Illinois General Assembly to the Supreme Court, which shall distribute such stipend in an annual lump sum payment to the Clerk of the Circuit Court. [705 ILCS 105/27.3].

BE IT FURTHER RESOLVED, that the Clerk of the Circuit Court shall be eligible for any Health Plan and shall pay the same cost for individual, dependent and retiree health insurance coverage as County employees covered under AFSCME Local 473 Collective Bargaining Unit retroactive to December 1, 2024.

BE IT FURTHER RESOLVED, that the Clerk of the County Board is hereby authorized to prepare and deliver certified copies of this Resolution to the Circuit Clerk.

BE IT FURTHER RESOLVED, that the Resolution shall be in full force and effect immediately upon its adoption and the compensation amount shall take effect retroactive to December 1, 2024.

Respectfully submitted,

FINANCE COMMITTEE

AGREE

DISAGREE

JOHN BUTITTA, CHAIRMAN

JOHN BUTITTA, CHAIRMAN

JAIME SALGADO, VICE CHAIRMAN

JAIME SALGADO, VICE CHAIRMAN

PAUL ARENA

PAUL ARENA

JOE HOFFMAN

JOE HOFFMAN

KEITH McDONALD

KEITH McDONALD

JOHN F. SWEENEY

JOHN F. SWEENEY

CHRISTINA VALDEZ

CHRISTINA VALDEZ

The above and foregoing Resolution was adopted by the County Board of the County of Winnebago, Illinois, this _____ day of _____, 2025.

JOSEPH V. CHIARELLI
CHAIRMAN OF THE COUNTY BOARD
OF THE COUNTY OF WINNEBAGO, ILLINOIS

ATTESTED BY:

LORI GUMMOW
CLERK OF THE COUNTY BOARD
OF THE COUNTY OF WINNEBAGO, ILLINOIS

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

2025 CR _____

SUBMITTED BY: FINANCE COMMITTEE

SPONSORED BY: JOHN BUTITTA

**RESOLUTION AUTHORIZING SETTLEMENT OF PENDING LITIGATION
(Cedric J. Marks II v. Jason Rossi, et al.)**

WHEREAS, *Cedric J. Marks II v. Jason Rossi, et al.*, is a pending civil action against Winnebago County Sheriff Deputy Defendants, filed in the United States District Court for the Northern District of Illinois, as case number 3:21-cv-50349; and

WHEREAS, the Plaintiff therein has agreed to settle all claims he has against the Defendants, for the sum of Two Hundred Twenty-Five Thousand Dollars (\$225,000.00); and

WHEREAS, the Finance Committee, after having reviewed the facts and circumstances of the aforementioned case and after having conferred with the Winnebago County State's Attorney, through his assistant state's attorney, has determined it is in the best interests of the citizens of Winnebago County to settle this case on the terms set forth above.

NOW, THEREFORE BE IT RESOLVED, by the County Board of the County of Winnebago, Illinois that the Winnebago County State's Attorney is hereby authorized to settle the aforementioned lawsuit by paying the Plaintiff therein the sum of Two Hundred Twenty-Five Thousand Dollars (\$225,000.00).

BE IT FURTHER RESOLVED, that the Winnebago County Treasurer, Winnebago County Clerk, and Winnebago County Finance Department are authorized and directed to prepare and deliver to the Winnebago County State's Attorney one or more County Warrants totaling Two Hundred Twenty-Five Thousand Dollars (\$225,000.00); payable as directed by the State's Attorney.

BE IT FURTHER RESOLVED, that this Resolution shall be in full force and effect immediately upon its adoption.

Respectfully Submitted,
FINANCE COMMITTEE

AGREE

DISAGREE

JOHN BUTITTA, CHAIRMAN

JOHN BUTITTA, CHAIRMAN

JAIME SALGADO, VICE CHAIRMAN

JAIME SALGADO, VICE CHAIRMAN

PAUL ARENA

PAUL ARENA

JOE HOFFMAN

JOE HOFFMAN

KEITH McDONALD

KEITH McDONALD

JOHN F. SWEENEY

JOHN F. SWEENEY

CHRISTINA VALDEZ

CHRISTINA VALDEZ

The above and foregoing Resolution was adopted by the County Board of the County of

Winnebago, Illinois this _____ day of _____ 2025.

ATTESTED BY:

JOSEPH V. CHIARELLI
CHAIRMAN OF THE COUNTY BOARD
OF THE COUNTY OF WINNEBAGO, ILLINOIS

LORI GUMMOW
CLERK OF THE COUNTY BOARD
OF THE COUNTY OF WINNEBAGO, ILLINOIS

ZONING COMMITTEE

Attachment
ZONING COMMITTEE
OF THE COUNTY BOARD AGENDA
January 9, 2025

Zoning Committee.....Jim Webster, Committee Chairman

PLANNING AND/OR ZONING REQUESTS:

TO BE LAID OVER:

1. Z-05-24 A MAP AMENDMENT TO REZONE 10+- ACRES FROM THE AG, AGRICULTURAL PRIORITY DISTRICT TO THE A2, AGRICULTURE-RELATED BUSINESS DISTRICT requested by Dustin Barlett on behalf of River Bend Seed, LLC, Applicant, represented by Amy Silvestri, Attorney, for the property that is commonly known as 16562 W. Campbell Road, Pecatonica, IL 61063 in Durand Township.
PIN: Part of PIN: 05-32-200-009 C.B. District: 1
Lesa Rating: NA Consistent W/2030 LRMP – Future Map: YES
ZBA RECOMMENDATION: APPROVAL (7-0)
ZC RECOMMENDATION: APPROVAL (6-0)

2. ORDINANCE GRANTING SITE APPROVAL FOR A 2 MW COMMERCIAL SOLAR ENERGY FACILITY (AKA A SOLAR FARM) ON A 33.39 +- ACRE SITE COMMONLY KNOWN AS 5626 TIPPLE ROAD / 5303 DAILETTE ROAD (PIN: 15-17-100-008), ROCKFORD, IL 61102, IN ROCKFORD TOWNSHIP, District 9, requested by Fox Sparrow Solar, LLC (an indirect subsidiary of Trajectory Energy Partners, LLC), Lessee, represented by James Rodriguez, Attorney and Mack Gapinski, Project Manager.
ZBA RECOMMENDATION: DENIAL (3-4)
ZC RECOMMENDATION: DENIAL (0-6)

3. ORDINANCE GRANTING SITE APPROVAL FOR A 4.5 MW COMMERCIAL SOLAR ENERGY FACILITY (AKA A SOLAR FARM) ON A 71.09 +- ACRE SITE COMMONLY KNOWN AS 2799 N. SPRINGFIELD AVENUE (PIN: 11-08-401-003), ROCKFORD, IL 61101, IN ROCKFORD TOWNSHIP, District 5, requested by North Springfield Solar, LLC (an indirect subsidiary of Nexamp, Inc.), Lessee, represented by Jim Griffin, Attorney and Jack Curry, Project/Development Manager.
ZBA RECOMMENDATION: DENIAL (0-7)
ZC RECOMMENDATION: DENIAL (0-6)

4. **COMMITTEE REPORT (ANNOUNCEMENTS)** - *for informational purposes only; not intended as an official public notice*:

- Chairman, Brian Erickson, hereby announces that a *Zoning Board of Appeals (ZBA)* meeting is *tentatively* scheduled for **Wednesday, February 12, 2025**, at 5:30 p.m. in Room 303 of the County Administration Building.

- Chairman, Jim Webster, hereby announces that the next *Zoning Committee (ZC)* meeting is *tentatively* scheduled for **Wednesday, February 26, 2025**, at 5:30 p.m. in Room 303 of the County Administration Building.



County of Winnebago

404 Elm Street | Rockford, IL 61101

Ordinance Executive Summary

Date: November 6, 2024
To: Chairman and Members of ZBA and ZC
Item: *Ordinance Granting Site Approval for a 2 MW Commercial Solar Energy Facility (aka a Solar Farm) on a 33.39 +- Acre Site Commonly known as 5626 Tipple Road / 5303 Dailette Road (PIN: 15-17-100-008), Rockford, IL 61102, in Rockford Township, District 9, requested by Fox Sparrow Solar, LLC (an indirect subsidiary of Trajectory Energy Partners, LLC), Lessee, represented by James Rodriguez, Attorney and Mack Gapinski, Project Manager.*
Prepared by: Planning & Zoning Staff, Community Development Department (CDD)

Governing Code(s): Winnebago County Code, Chapter 90 (UDO), Article 17: Commercial Wind Energy Facilities and Commercial Solar Energy Facilities, as amended on July 25, 2024.

Review Comments: The Winnebago County Board approved the above noted Ordinance (that limits the County's ability to self-regulate) on July 25, 2024, as mandated by a State Law amendment made on January 27, 2023 to the Illinois Counties Code, 55 ILCS 5/5-12020. As a result, this new County Ordinance now governs the siting of commercial solar energy facilities (aka a commercial solar farm) in Winnebago County, consequently requiring the County Board to review all applications for "siting approval" with regard to Commercial Solar Energy Facilities when on property that is zoned industrial as well as AG, A1 and A2. The Ordinance further provides that a request for site approval shall be approved, after consideration of the evidence (presented at a public hearing) and verbatim transcript of hearing, if the request is found to be in compliance with the standards and conditions outlined within the County's Ordinance (that was adopted consistent with 55/ILCS 5/5-12020) as well as any other conditions imposed under State and Federal statutes and regulations. Accordingly, the Applicant is requesting site approval, after a public hearing is held before the ZBA, of their attached 2 MW solar project (which appears to have *conceptually* satisfied, at this point in the approval process, all of the requisite standards and conditions set forth by County Ordinance / Statue) on an AG zoned -33 +- acre- site commonly known as 5626 Tipple Road / 5303 Dailette Road (PIN: 15-17-100-008), Rockford, IL 61102, in Rockford Township.

Recommendation: The Zoning Board of Appeals should make a recommendation for the County Board's consideration of the hereto attached Ordinance (site approval request) in accordance with the requisite standards and conditions (criteria) set forth by the County's Ordinance (that was adopted consistent with 55/ILCS 5/5-12020) as well as any other conditions imposed under State and Federal statutes and regulations. The Zoning Committee should also make a recommendation after consideration of the criteria noted above, however, per Section 17.3 A. the Committee may also give due consideration of the public testimony (from the public hearing), and in doing so, may consider the factors set forth in Article 4, Section 4.3.4(4)(a-f) *Findings of Fact* when making their recommendation. After considering both recommendations, based on the applicable codes (criteria) noted above, the County Board shall ultimately approve or deny the Ordinance (site approval request) for the proposed commercial solar energy facility at the 33 +- acre site that is commonly known as 5626 Tipple Road / 5303 Dailette Road (PIN: 15-17-100-008), Rockford, IL 61102, in Rockford Township.

Attachments: Ordinance Granting Site Approval of a Commercial Solar Energy Facility, Maps and Photos of subject property, and Application for Site Approval, inclusive of attachments

CC: Winnebago County Board

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

2025 CO _____

SUBMITTED BY: ZONING COMMITTEE

SPONSORED BY: JIM WEBSTER

ORDINANCE GRANTING SITE APPROVAL FOR A 2 MW COMMERCIAL SOLAR ENERGY FACILITY (AKA A SOLAR FARM) ON A 33.39 +- ACRE SITE COMMONLY KNOWN AS 5626 TIPPLE ROAD / 5303 DAILETTE ROAD (PIN: 15-17-100-008), ROCKFORD, ILLINOIS 61102, IN ROCKFORD TOWNSHIP

WHEREAS, Fox Sparrow Solar, LLC – an indirect subsidiary of Trajectory Energy Partners, LLC (hereinafter “the Facility Owner”), formally filed an application for site approval to operate a 2 MW commercial solar energy farm (hereinafter “the Facility”) within unincorporated Winnebago County, Illinois on a 33.39 +- acre site, zoned AG, Agricultural Priority District, that is commonly known as 5626 Tipple Road / 5303 Dailette Road (PIN: 15-17-100-008), Rockford, Illinois 61102 in Rockford Township (hereinafter “the Property”) and specifically legal described as:

PART OF THE EAST-HALF OF THE NORTHWEST QUARTER OF SECTION 17, TOWNSHIP 43 NORTH, RANGE 1 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 17; THENCE SOUTH 00 DEGREE 28 MINUTES 47 SECONDS WEST ALONG THE EAST LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 606.54 FEET; THENCE NORTH 89 DEGREES 33 MINUTES 57 SECONDS WEST, A DISTANCE OF 660.00 FEET; THENCE SOUTH 00 DEGREE 28 MINUTES 47 SECONDS WEST, PARALLEL WITH THE EAST LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 330.00 FEET; THENCE SOUTH 89 DEGREES 33 MINUTES 57 SECONDS EAST, A DISTANCE OF 660.00 FEET TO THE EAST LINE OF SAID NORTHWEST QUARTER; THENCE SOUTH 00 DEGREE 28 MINUTES 47 SECONDS WEST ALONG SAID EAST LINE, A DISTANCE OF 676.50 FEET; THENCE NORTH 89 DEGREES 33 MINUTES 57 SECONDS WEST, A DISTANCE OF 1311.57 FEET TO THE WEST LINE OF THE EAST-HALF OF SAID NORTHWEST QUARTER; THENCE NORTH 00 DEGREE 41 MINUTES 27 SECONDS EAST ALONG SAID WEST LINE, A DISTANCE OF 1073.04 FEET TO THE SOUTH LINE OF FAIR WOODS SUBDIVISION, A SUBDIVISION AS RECORDED IN THE WINNEBAGO RECORDER'S OFFICE; THENCE SOUTH 89 DEGREES 33 MINUTES 57 SECONDS EAST ALONG SAID SOUTH LINE, A DISTANCE OF 778.61 FEET TO THE SOUTHEAST CORNER OF SAID SUBDIVISION; THENCE NORTH 00 DEGREE 28 MINUTES 47 SECONDS EAST ALONG THE EAST LINE OF SAID SUBDIVISION, A DISTANCE OF 375.00 FEET; THENCE SOUTH 89 DEGREES 33 MINUTES 57 SECONDS EAST, PARALLEL WITH THE NORTH LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 199.00 FEET; THENCE NORTH 00 DEGREE 28 MINUTES 47 SECONDS EAST, A DISTANCE OF 165.00 FEET TO THE NORTH LINE OF SAID NORTHWEST

QUARTER; THENCE SOUTH 89 DEGREES 33 MINUTES 57 SECONDS EAST ALONG SAID NORTH LINE, A DISTANCE OF 330.00 FEET TO THE POINT OF BEGINNING, ALL SITUATED IN THE TOWNSHIP OF ROCKFORD, THE COUNTY OF WINNEBAGO, AND THE STATE OF ILLINOIS.

WHEREAS, Illinois Counties Code, specifically 55 ILCS 5/5-12020 (hereinafter “the Statute”), effective January 27, 2023, governs the requirements for siting of commercial solar energy facilities in the State of Illinois and prohibits counties from enacting more restrictive requirements in regard to said facilities than those set forth in the Statute. Consequently, the County may not adopt zoning regulations that disallow, permanently or temporarily, commercial solar energy facilities from being developed or operated in any district zoned to allow agricultural or industrial uses; and

WHEREAS, the County of Winnebago, Illinois (hereinafter “County”) has amended its Unified Development Ordinance, Chapter 90, of the Winnebago County Code (hereinafter “UDO”), to be in accord with the Statute, and thus, the commercial solar energy facility site approval application that was submitted for the Property was reviewed in accordance with said UDO; and

WHEREAS, the UDO provides that a request for siting approval for a commercial solar energy facility, “shall be approved if the request is in compliance with the standards and conditions imposed in 55 ILCS 5/5-12020 , the zoning ordinance adopted consistent with 55 ILCS 5/5-12020, and the conditions imposed under State and Federal statutes and regulations”; and

WHEREAS, upon review of the application, the Facility Owner (Facility) has conceptually satisfied all of the requisite standards and conditions under the UDO, however, that, in the event a detail or representation in the application conflicts with the UDO, Statute or any other applicable Illinois law or regulation, the conflicting provision shall prevail and the Facility Owner shall adhere thereto and adjust the contradiction, as will be required, at time of construction permit submittal; and

WHEREAS, a public hearing(s) was held on the site approval request before the Zoning Board of Appeals (ZBA) on November 13, 2024 and December 10, 2024 and the ZBA recommended denial (3-4); and

WHEREAS, the Zoning Committee of the County Board of the County of Winnebago, Illinois considered the ZBA's recommendation (motion) as well as the evidence submitted (at the public hearing) as it relates to the standards and conditions outlined within the UDO, and consequently, the Zoning Committee recommended denial (0-6) of the Facility Owner's site approval request to install and operate a commercial solar energy facility on the Property.

NOW, THEREFORE BE IT ORDAINED that the County Board of the County of Winnebago, Illinois -after the consideration of the above noted recommendations, the standards and conditions outlined within the UDO and being fully advised on all other matters affiliated to the Property- hereby grants the Facility Owner's site approval request to install and operate a 2 MW or less commercial solar energy facility on a 33.39 +- acre site, zoned AG, Agricultural Priority District, that is commonly known 5626 Tipple Road / 5303 Dailette Road (PIN: 15-17-100-008), Rockford, IL 61102 in Rockford Township and specifically described in "1st Whereas", subject to the following terms and stipulations:

1. The commercial solar energy facility shall be developed in substantial conformance with the Site Plan, revision A-4, plot date 10-15-2024, submitted by Trajectory Energy Partners, LLC.
2. Lighting of a permanent nature shall not be included within the development, unless required by law. Lighting for safety/security purposes, however, when triggered on by a motion detector, is permissible (since lighting will only be on, on a non-permanent basis, if ever).
3. The Facility Owner shall strictly adhere to all the terms and conditions of the signed Agricultural Impact Mitigation Agreement with the Illinois Department of Agriculture,

dated May 13, 2024 and May 28, 2024, and as may be amended, including, but not limited to, any terms and conditions that are not specifically referenced or set forth in this Ordinance.

4. The Facility Owner shall submit a final landscape plan, inclusive of the final vegetative management and screening plan (consistent with the guidelines adopted by IDNR for such plans as well as the AIMA), for approval at time of construction permit submittal -pursuant to Section 17.4 D. 11. of UDO- that includes mostly of a vegetative pollinator-friendly ground cover, where practical (i.e. a wetland type ground cover may instead be better suited for a periodically wet detention basin), that is consistent with the goals of the Pollinator-friendly Solar Site Act. Moreover, the same final plan/s shall include a screening that is comprised of six (6) foot evergreens, two species, at time of planting (substantially similar to option B of Preliminary Vegetative Management and Screening Plan, dated September 2024) that are located substantially consistent with the preliminary site plan (noted in stipulation number 1), and spaced in a manner that is intended to provide a full (100%) screening at time of tree maturity. And lastly, the natural perimeter screening when located on the Property, shall be maintained (not removed), with the exception of a substantiated necessary utility connection that cannot be routed elsewhere.
5. The Facility Owner shall submit a final road use (route plan/transportation plan/traffic safety plan/use of public roads plan) agreement for approval at time of construction permit submittal -pursuant to Section 17.5.7 of UDO- with the County, and any other applicable unit of government such as the Township and or Illinois Department of Transportation.
6. The Facility Owner shall submit a final drainage plan and or stormwater BMP, as determined by County Engineer, for approval at time of construction permit submittal -pursuant to Sections 17.4 D. 12. and 17.5.13 of UDO- with the County.

7. The Facility Owner shall obtain all required permits and approvals prior to taking any construction action, including, but not limited to a building permit, a zoning clearance/permit, a site access permit, Winnebago County Surface Water Management Ordinance (WC-SWMO) permits / stormwater plan approvals (i.e. with regard to detention, Stormwater Pollution Prevention Plan (SWPPP), and NPDES Construction General Permit), and the approval of an erosion sediment and control plan.
8. During construction, the Facility Owner shall store all solar panels within an enclosed structure or on and under a tarp, especially any damaged panels, to prevent soil contamination from the components that are imbedded within the panels.
9. The Facility Owner shall provide the County with a final deconstruction / decommissioning Plan (estimate), for approval prior to final construction (building) inspection -pursuant to Sections 17.4 D.5. and 17.11 of UDO (based on the construction plans ultimately approved at time of construction permitting)- by an Illinois licensed professional engineer, inclusive of financial assurance, in the form of an irrevocable letter of credit or another form of financial assurance acceptable to the County, to cover the estimated costs of deconstruction of the Facility (see stipulation number 14 proposed by the Facility Owner for additional details with regard to the financial assurance to deconstruct / decommission the Facility). The County shall be the designated beneficiary of the financial surety, and the landowner shall be provided with a copy of the document. In the event of abandonment, the County may take all appropriate actions for deconstruction including drawing upon the financial assurance.
10. The Facility Owner shall comply with IDNR's (division of Ecosystems and Environment) recommendations, listed within their letter to the Applicant, dated September 15, 2023, which include but are not limited to the establishment of a pollinator-friendly habitat groundcover (and managed appropriately to prevent the spread of invasive species

throughout the lifetime of the project), de-compacting of the soils prior to groundcover planting and any onsite future fencing shall be no higher than 6 feet, unless the National Electrical Code requires higher, with a 6-inch gap along the bottom to prevent the restriction of wildlife movement.

11. Prior to the issuance of building and zoning permits, the Facility Owner shall obtain clearance (consultation be terminated) from the IDNR, Illinois State Historic Office, with regard to the solar development's potential effect on cultural (archaeological) resources.
12. The Facility Owner shall maintain and be listed on an insurance policy that includes liability coverage and property coverage in an amount necessary to cover the value of the commercial solar energy facility in the event the project is damaged or destroyed.
13. In addition to the foregoing terms and stipulations within this Ordinance, the Facility Owner and Facility shall comply with all other requirements and standards as set forth in the UDO (i.e. permitting requirements, design and installation requirements, setback requirements, nuisance abatement requirements, and decommissioning requirements, etc.), Statute (i.e. noxious Weed Act, Solar Site Act, etc.) and any other applicable Illinois or Federal law or regulation, and any other County and local rules and regulations that are not inconsistent with the Statute.
14. As proposed and agreed to by Facility Owner, on or before the completion of the County's final building inspection (of the commercial solar energy facility on the Property), the Facility Owner shall obtain an irrevocable letter of credit or another form of financial assurance acceptable to the County in an amount equal to 110% -instead of the minimum 10% required upfront as outlined in the Agricultural Impact Mitigation Agreement- of the estimated costs of destruction of the Facility as determined in the final deconstruction / decommission plan.

BE IT FURTHER ORDAINED, that the Ordinance shall be in full force and effect immediately upon its adoption.

BE IT FURTHER ORDAINED, that the Clerk of the County Board is hereby directed to prepare and deliver certified copies of this Ordinance to the County Planning and Zoning Officer, County Building Official and the County Engineer.

Respectfully Submitted,

ZONING COMMITTEE

Agree

Disagree

Jim Webster, Chairman



Jim Webster, Chairman

Angie Goral

Angie Goral

Paul Arena



Paul Arena

Aaron Booker



Aaron Booker

John Guevara


~~John Guevara~~ Ray Thompson

Tim Nabors


~~Tim Nabors~~ Christina Valdez

Dave Tassoni (0)



Dave Tassoni (6)

The above and foregoing Ordinance was adopted by the County Board of the County of Winnebago,

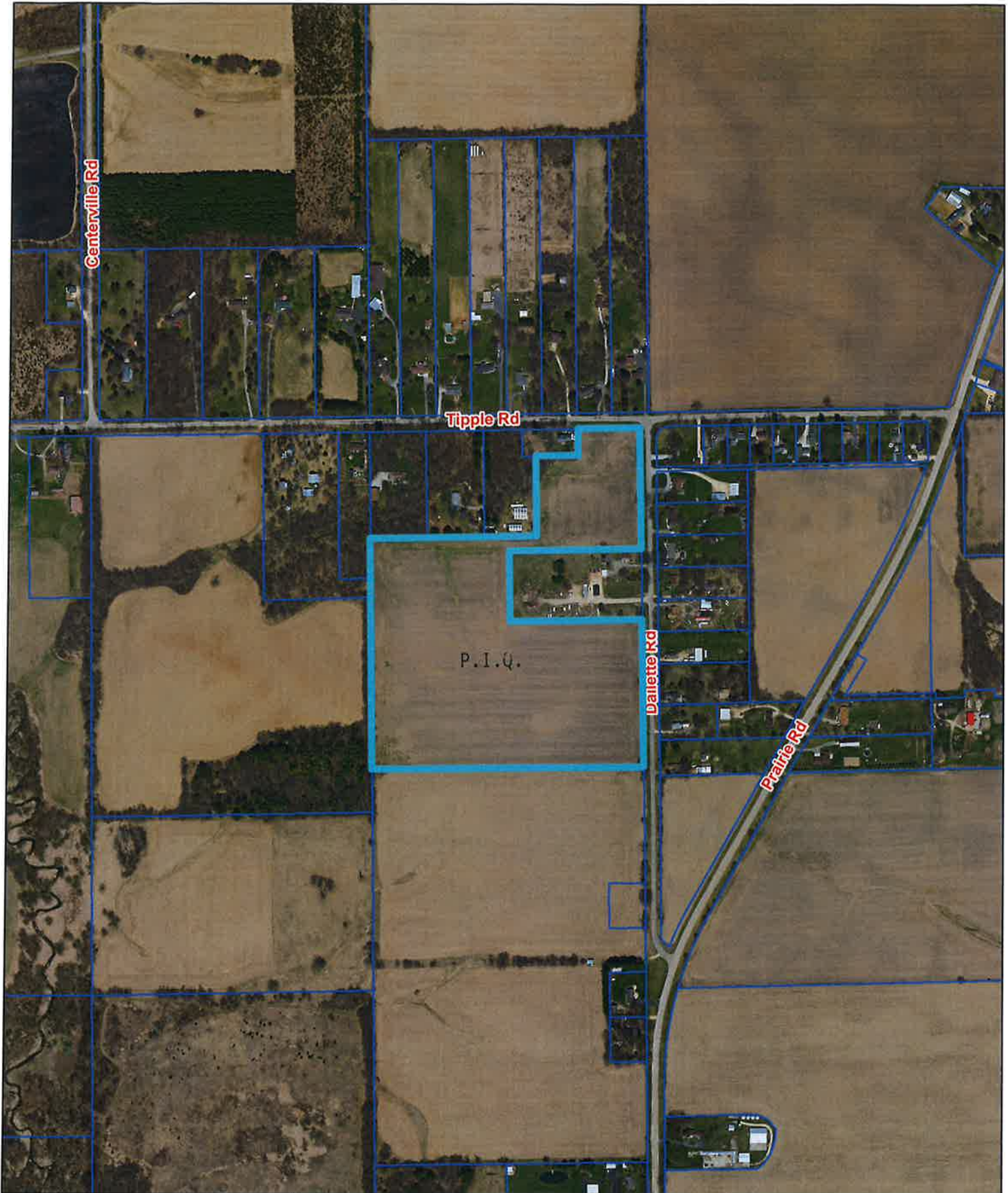
Illinois this _____ day of _____ 2025.

ATTESTED BY:

Lori Gummow
Clerk of the County Board
of the County of Winnebago, Illinois

Joseph V. Chiarelli
Chairman of the County Board
of the County of Winnebago, Illinois

AERIAL/LOCATION MAP: 5626 Tipple Road/5303 Daillette Road (PIN: 15-17-100-008)



The Winnebago County computerized aerial base property maps were assembled using County, State and other data. The map files are not intended to be the official survey of the land. The official land records are on file in the Winnebago County Recorder's

1 inch = 600 feet



Date: 10/30/2024

**SITE PLAN OVERLAY ON AERIAL PHOTO:
5626 Tipple Rd/5303 Daillette Rd (PIN: 15-17-100-008)**





County of Winnebago

404 Elm Street | Rockford, IL 61101

Ordinance Executive Summary

Date: December 3, 2024
To: Chairman and Members of ZBA and ZC
Item: *Ordinance Granting Site Approval for a 4.5 MW Commercial Solar Energy Facility (aka a Solar Farm) on a 71.09 +/- Acre Site commonly known as 2799 N. Springfield Avenue (PIN: 11-08-401-003), Rockford, IL 61101, in Rockford Township, District 5, requested by North Springfield Solar, LLC (an indirect subsidiary of Nexamp, Inc.), Lessee, represented by Jim Griffin, Attorney and Jack Curry, Project/Development Manager.*
Prepared by: Planning & Zoning Staff, Community Development Department (CDD)

Governing Code(s): Winnebago County Code, Chapter 90 (UDO), Article 17: Commercial Wind Energy Facilities and Commercial Solar Energy Facilities, as amended on July 25, 2024.

Review Comments: The Winnebago County Board approved the above noted Ordinance (that limits the County's ability to self-regulate) on July 25, 2024, as mandated by a State Law amendment made on January 27, 2023 to the Illinois Counties Code, 55 ILCS 5/5-12020. As a result, this new County Ordinance now governs the siting of commercial solar energy facilities (aka a commercial solar farm) in Winnebago County, consequently requiring the County Board to review all applications for "siting approval" with regard to Commercial Solar Energy Facilities when on property that is zoned industrial as well as AG, A1 and A2. The Ordinance further provides that a request for site approval shall be approved, after consideration of the evidence (presented at a public hearing) and verbatim transcript of hearing, if the request is found to be in compliance with the standards and conditions outlined within the County's Ordinance (that was adopted consistent with 55/ILCS 5/5-12020) as well as any other conditions imposed under State and Federal statutes and regulations. Accordingly, the Applicant is requesting site approval, after a public hearing is held before the ZBA, of their attached 4.5 MW solar project (which appears to have *conceptually* satisfied, at this point in the approval process, all of the requisite standards and conditions set forth by County Ordinance / Statue) on an AG zoned -71 +/- acre- site, commonly known as 2799 N. Springfield Avenue (PIN: 11-08-401-003), Rockford, IL 61101, in Rockford Township.

Recommendation: The Zoning Board of Appeals should make a recommendation for the County Board's consideration of the hereto attached Ordinance (site approval request) in accordance with the requisite standards and conditions (criteria) set forth by the County's Ordinance (that was adopted consistent with 55/ILCS 5/5-12020) as well as any other conditions imposed under State and Federal statutes and regulations. The Zoning Committee should also make a recommendation after consideration of the criteria noted above, however, per Section 17.3 A. the Committee may also give due consideration of the public testimony (from the public hearing), and in doing so, may consider the factors set forth in Article 4, Section 4.3.4(4)(a-f) *Findings of Fact* when making their recommendation. After considering both recommendations, based on the applicable codes (criteria) noted above, the County Board shall ultimately approve or deny the Ordinance (site approval request) for the proposed commercial solar energy facility at the 71 +/- acre site that is commonly known as 2799 N. Springfield Avenue (PIN: 11-08-401-003), Rockford, IL 61101, in Rockford Township.

Attachments: Ordinance Granting Site Approval of a Commercial Solar Energy Facility, Maps and Photos of subject property, and Application for Site Approval, inclusive of attachments

CC: Winnebago County Board

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

2025 CO _____

SUBMITTED BY: ZONING COMMITTEE

SPONSORED BY: JIM WEBSTER

ORDINANCE GRANTING SITE APPROVAL FOR A 4.5 MW COMMERCIAL SOLAR ENERGY FACILITY (AKA A SOLAR FARM) ON A 71.09 +/- ACRE SITE COMMONLY KNOWN AS 2799 N. SPRINGFIELD AVENUE (PIN: 11-08-401-003), ROCKFORD, IL 61101, IN ROCKFORD TOWNSHIP

WHEREAS, North Springfield Solar, LLC – an indirect subsidiary of Nexamp, Inc. (hereinafter “the Facility Owner”), formally filed an application for site approval to operate a 4.5 MW commercial solar energy farm (hereinafter “the Facility”) within unincorporated Winnebago County, Illinois on a 71.09 +/- acre site, zoned AG, Agricultural Priority District, that is commonly known as 2799 N. Springfield Avenue (PIN: 11-08-401-003), Rockford, Illinois 61101 in Rockford Township (hereinafter “the Property”) and specifically legal described as:

THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 8, TOWNSHIP 44 NORTH, RANGE 1 EAST OF THE THIRD PRINCIPAL MERIDIAN, EXCEPT: BEGINNING AT THE NORTHWEST CORNER OF THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 8, TOWNSHIP 44 NORTH, RANGE 1 EAST OF THE THIRD PRINCIPAL MERIDIAN AND RUNNING THENCE NORTH 89°08'40" EAST (ASSUMED BEARING) ON AND ALONG THE NORTH LINE OF THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SAID SECTION 8, A DISTANCE OF 627.22 FEET TO A POINT; THENCE SOUTH 00°00'00" EAST A DISTANCE OF 366.00 FEET TO A POINT; THENCE SOUTH 89°08'40" WEST A DISTANCE OF 627.22 FEET TO A POINT ON THE WEST LINE OF THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SAID SECTION 8; THENCE NORTH 00°00'00" WEST ON AND ALONG LAST NAMED LINE A DISTANCE OF 366.00 FEET TO THE POINT OF BEGINNING, SUBJECT TO THAT LAND USED FOR PUBLIC ROAD PURPOSES; FURTHER EXCEPTING ALL THAT PORTION CONVEYED TO THE STATE OF ILLINOIS FOR HIGHWAY PURPOSES IN BOOK 1219 ON PAGE 529; ALL SITUATED IN WINNEBAGO COUNTY, STATE OF ILLINOIS.

WHEREAS, Illinois Counties Code, specifically 55 ILCS 5/5-12020 (hereinafter “the Statute”), effective January 27, 2023, governs the requirements for siting of commercial solar energy facilities in the State of Illinois and prohibits counties from enacting more restrictive requirements in regard to said facilities than those set forth in the Statute. Consequently, the County may not adopt zoning regulations that disallow, permanently or temporarily, commercial

solar energy facilities from being developed or operated in any district zoned to allow agricultural or industrial uses; and

WHEREAS, the County of Winnebago, Illinois (hereinafter “County”) has amended its Unified Development Ordinance, Chapter 90, of the Winnebago County Code (hereinafter “UDO”), to be in accord with the Statute, and thus, the commercial solar energy facility site approval application that was submitted for the Property was reviewed in accordance with said UDO; and

WHEREAS, the UDO provides that a request for siting approval for a commercial solar energy facility, “shall be approved if the request is in compliance with the standards and conditions imposed in 55 ILCS 5/5-12020 , the zoning ordinance adopted consistent with 55 ILCS 5/5-12020, and the conditions imposed under State and Federal statutes and regulations”; and

WHEREAS, upon review of the application, the Facility Owner (Facility) has conceptually satisfied all of the requisite standards and conditions under the UDO, however, that, in the event a detail or representation in the application conflicts with the UDO, Statute or any other applicable Illinois law or regulation, the conflicting provision shall prevail and the Facility Owner shall adhere thereto and adjust the contradiction, as will be required, at time of construction permit submittal; and

WHEREAS, a public hearing was held on the site approval request before the Zoning Board of Appeals (ZBA) on December 10, 2024, and the ZBA recommended denial (0-7); and

WHEREAS, the Zoning Committee of the County Board of the County of Winnebago, Illinois considered the ZBA’s recommendation (motion) as well as the evidence submitted (at the public hearing) as it relates to the standards and conditions outlined within the UDO, and consequently, the Zoning Committee recommended denial (0-6) of the Facility Owner’s site approval request to install and operate a commercial solar energy facility on the Property.

NOW, THEREFORE BE IT ORDAINED that the County Board of the County of Winnebago, Illinois -after the consideration of the above noted recommendations, the standards and conditions outlined within the UDO and being fully advised on all other matters affiliated to the Property- hereby grants the Facility Owner's site approval request to install and operate a 4.5 MW or less commercial solar energy facility on a 71.09 +/- acre site, zoned AG, Agricultural Priority District, that is commonly known as 2799 N. Springfield Avenue (PIN: 11-08-401-003), Rockford, Illinois 61101 in Rockford Township and specifically described in "1st Whereas", subject to the following terms and stipulations:

1. The commercial solar energy facility shall be developed in substantial conformance with the Site Plan, C200, plot date 10-01-2024, and Construction Details Plan, C801 (w/regard to fencing), plot date 10-01-2024, both most recently submitted in November by Applicant (Facility Owner). However, the landscaping thereon Site Plan shall also comply with stipulation number four (4).
2. Lighting of a permanent nature shall not be included within the development, unless required by law. Lighting for safety/security purposes, however, when triggered on by a motion detector, is permissible (since lighting will only be on, on a non-permanent basis, if ever).
3. The Facility Owner shall strictly adhere to all the terms and conditions of the signed Agricultural Impact Mitigation Agreement with the Illinois Department of Agriculture, dated May 4, 2024 and June 14, 2024, and as may be amended, including, but not limited to, any terms and conditions that are not specifically referenced or set forth in this Ordinance.
4. The Facility Owner shall submit a final landscape plan, inclusive of the final vegetative management plan (consistent with the guidelines adopted by IDNR for such plans,

including but not limited to the management of the site appropriately to prevent the spread of invasive species throughout the lifetime of the project, as well as the AIMA), for approval at time of construction permit submittal -pursuant to Section 17.4 D. 11. of UDO- that includes mostly of a vegetative pollinator-friendly ground cover, where practical (i.e. a wetland type ground cover may instead be better suited for a periodically wet detention basin), that is consistent with the goals of the Pollinator-friendly Solar Site Act. Moreover, the same final plan/s shall include a vegetative screening that is comprised of six (6) foot evergreens, two species, at time of planting, that are planted north and east of the solar energy facility in substantial conformance with the site plan noted in stipulation number 1 but spaced in a manner that is intended to provide a full (100%) screening and are no less in height than the solar panel height (+- 15' at full tilt) at time of tree maturity. Additionally, the same final plan/s shall include a screening that is comprised of mostly six (6) foot evergreens, two species, at time of planting, with 2.5 inch caliper shade trees interspersed within (at least 1 shade tree per 50 feet and part thereof), all planted west of the solar energy facility for, at least, the entire length of the solar energy facility, spaced in a manner that is intended to provide a full (100%) screening and are no less in height than the solar panel height (+- 15' at full tilt) at time of tree maturity. And lastly, the natural perimeter screening when located on the Property (mostly along north, east and south lot lines), shall be maintained (not removed), with the exception of a substantiated necessary utility connection that cannot be routed elsewhere.

5. The Facility Owner shall submit a final road use (route plan/transportation plan/traffic safety plan/use of public roads plan) agreement for approval at time of construction permit submittal -pursuant to Section 17.5.7 of UDO- with the County, and any other applicable unit of government such as the Township and or Illinois Department of Transportation.

6. The Facility Owner shall submit a final drainage plan and or stormwater BMP, as determined by County Engineer, for approval at time of construction permit submittal -pursuant to Sections 17.4 D. 12. and 17.5.13 of UDO- with the County.
7. The Facility Owner shall obtain all required permits and approvals prior to taking any construction action, including, but not limited to a building permit, a zoning clearance/permit, a site access permit, Winnebago County Surface Water Management Ordinance (WC-SWMO) permits / stormwater plan approvals (i.e. with regard to detention, Stormwater Pollution Prevention Plan (SWPPP), and NPDES Construction General Permit), and the approval of an erosion sediment and control plan.
8. During construction, the Facility Owner shall use their best efforts to limit de-compacting of the soils prior to planting of groundcover and shall store all solar panels within an enclosed structure or on and under a tarp, especially any damaged panels, to prevent soil contamination from the components that are imbedded within the panels.
9. The Facility Owner shall provide the County with a final deconstruction / decommissioning Plan (estimate), for approval prior to final construction (building) inspection -pursuant to Sections 17.4 D.5. and 17.11 of UDO (based on the construction plans ultimately approved at time of construction permitting)- by an Illinois licensed professional engineer, inclusive of financial assurance, in the form of an irrevocable letter of credit or another form of financial assurance acceptable to the County, to cover the estimated costs of deconstruction of the Facility (see stipulation number 12 proposed by the Facility Owner for additional details with regard to the financial assurance to deconstruct / decommission the Facility). The County shall be the designated beneficiary of the financial surety, and the landowner shall be provided with a copy of the document. In the event of abandonment, the County

may take all appropriate actions for deconstruction including drawing upon the financial assurance.

10. The Facility Owner shall maintain and be listed on an insurance policy that includes liability coverage and property coverage in an amount necessary to cover the value of the commercial solar energy facility in the event the project is damaged or destroyed.
11. In addition to the foregoing terms and stipulations within this Ordinance, the Facility Owner and Facility shall comply with all other requirements and standards as set forth in the UDO (i.e. permitting requirements, design and installation requirements, setback requirements, nuisance abatement requirements, and decommissioning requirements, etc.), Statute (i.e. Noxious Weed Act, Solar Site Act, IWPA, RLSA, etc.) and any other applicable Illinois or Federal law (i.e. CWA, etc.) or regulation, and any other County and local rules and regulations that are not inconsistent with the Statute.
12. As proposed and agreed to by Facility Owner, on or before the completion of the County's final building inspection (of the commercial solar energy facility on the Property), the Facility Owner shall obtain an irrevocable letter of credit or another form of financial assurance acceptable to the County in an amount equal to 110% -instead of the minimum 10% required upfront as outlined in the Agricultural Impact Mitigation Agreement- of the estimated costs of destruction of the Facility as determined in the final deconstruction / decommission plan.

BE IT FURTHER ORDAINED, that the Ordinance shall be in full force and effect immediately upon its adoption.

BE IT FURTHER ORDAINED, that the Clerk of the County Board is hereby directed to prepare and deliver certified copies of this Ordinance to the County Planning and Zoning Officer, County Building Official and the County Engineer.

Respectfully Submitted,

ZONING COMMITTEE

Agree

Disagree

Jim Webster, Chairman


Jim Webster, Chairman

Angie Goral

Angie Goral



Paul Arena

Paul Arena

Aaron Booker


Aaron Booker

John Guevara


~~John Guevara~~ Ray Thompson

Tim Nabors


~~Tim Nabors~~ Christina Valdez

Dave Tassoni (0)

Dave Tassoni (6)

The above and foregoing Ordinance was adopted by the County Board of the County of Winnebago,

Illinois this _____ day of _____ 2025.

ATTESTED BY:

Lori Gummow
Clerk of the County Board
of the County of Winnebago, Illinois

Joseph V. Chiarelli
Chairman of the County Board
of the County of Winnebago, Illinois

AERIAL/LOCATION MAP: 2799 N Springfield Ave (PIN: 11-08-401-003)



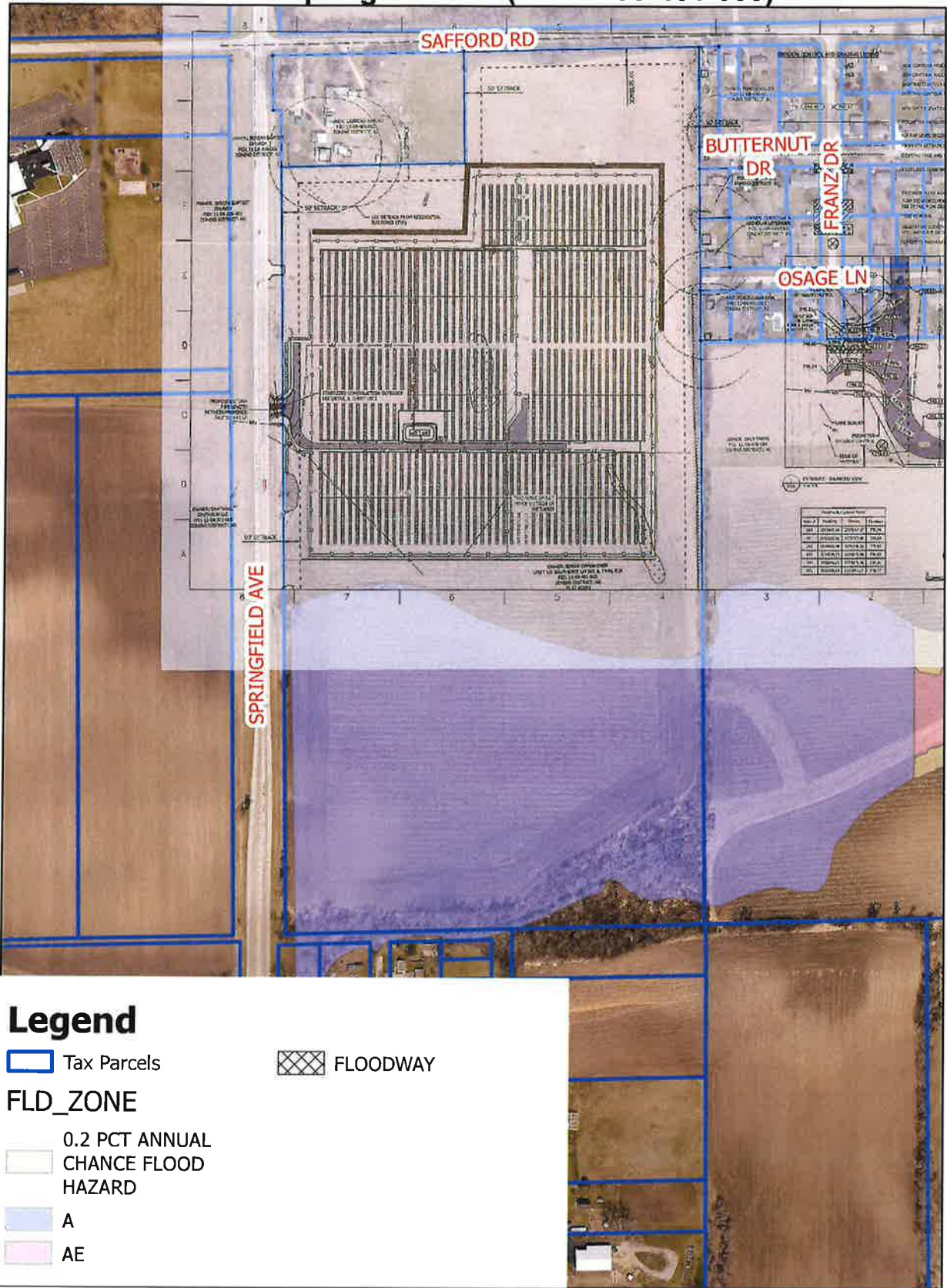
The Winnebago County computerized aerial base property maps were assembled using County, State and other data. The map files are not intended to be the official survey of the land. The official land records are on file in the Winnebago County Recorder's

1 inch = 600 feet



Date: 12/3/2024

**SITE PLAN OVERLAY ON AERIAL PHOTO:
2799 N Springfield Ave (PIN 11-08-401-003)**



Legend

- Tax Parcels
- FLOODWAY
- FLD_ZONE**
- 0.2 PCT ANNUAL CHANCE FLOOD HAZARD
- A
- AE



1 inch equals 420 feet Created by: Adam Seiter

UNFINISHED BUSINESS

NEW BUSINESS

ANNOUNCEMENTS & COMMUNICATIONS



WINNEBAGO COUNTY

— ILLINOIS —

Announcements & Communications

Date: January 9, 2025

Item: Correspondence to the Board

Prepared by: County Clerk Lori Gummow

Governing Statute(s): State of Illinois Counties Code [55 ILCS 5/Div. 3-2, Clerk](#)

County Code: [Ch 2. Art. II. Div. 4, Sec. 2.86 – Record Keeping & Communications](#)

Background: The items listed below were received as correspondence.

1. County Clerk Gummow received from the United States Nuclear Regulatory Commission the following:
 - a. Byron Station Unit 2-Request for Information for an NRC Post-Approval Site Inspection for License Renewal Inspection Report 05000455/2025011
 - b. Certificate of Compliance No. 9316, Revision No. 13, for the Model NOS. AOS-25A, AOS-50A, AOS-100B, and AOS-100A-S Packages
 - c. Federal Register/Vol. 89, No. 246/Monday, December 23, 2024/Notices
2. County Clerk Gummow received from Theresa Grennan, Chief Deputy Winnebago County Treasurer the following:
 - a. Collateralization Report – as of November 30, 2024
 - b. Investment Report - as of December 1, 2024
 - c. Winnebago County Treasurer Bank Balances –November, 2024
3. County Clerk Gummow received from Charter Communications Quarterly Franchise Fee Payments for the following:
 - a. Town of Rockton, IL
 - b. Harlem, IL, Township of Winnebago County



WINNEBAGO COUNTY

— ILLINOIS —

- c. Town of Roscoe, IL

4. County Clerk Gummow received from the Illinois Environmental Protection Agency a Notice of Application for Permit to Manage Waste (LPC-PA16) Description of Project: Permanent closure of previous facility at 3333 Kishwaukee Street, Rockford, IL. A permit is pending for a new facility to be operated at 3315 Kishwaukee Street, Rockford, IL.

Adjournment