



WINNEBAGO COUNTY

— ILLINOIS —

REVISED

AGENDA

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

Thursday, November 14, 2019
6:00 p.m.

1. Call to Order Chairman Frank Haney
2. Agenda Updates Chairman Frank Haney
3. Roll Call Clerk Lori Gummow
4. Invocation Board Member Jean Crosby
5. Awards, Proclamations, Presentations, Public Hearings, and Public Participation
 - A. Awards – None
 - B. Proclamations – None
 - C. Presentations – None
6. Public Comment Registered Speakers
Members of the public may address the Board by submitting their request no later than 2 hours prior to the start of the meeting. Contact www.wincoil.us or (815) 319-4225 for guidelines.
7. Board Member Correspondence Board Members
8. Chairman's Report Chairman Frank Haney
 - A. Capital Improvement Plan (CIP)
 - B. DeKalb County Fair Map Process
9. Announcements & Communications Clerk Lori Gummow
 - A. Correspondence (see packet)
10. Consent Agenda..... Chairman Frank Haney
 - A. Raffle Report
 - B. Approval of October 10, 2019 minutes
 - C. Layover of October 24, 2019 minutes

- 11. **County Administrator’s Report.....Interim County Administrator Steve Chapman**
- 12. **Department Head Updates.....Tom Hodges – 2019 Assessment Complaint Update**
- 13. **Standing Committee Reports Chairman Frank Haney**
 - A. **Finance Committee.....Jaime Salgado, Committee Chairman**
 - 1. Committee Report
 - 2. Budget Amendment 2020-001 Teen Pregnancy Grant to be Laid Over
 - 3. Budget Amendment 2019-033 Ware Building Improvements to be Laid Over
 - 4. Budget Amendment 2020-002 Probation Department to be Laid Over
 - 5. Resolution Authorizing Settlement of a Claim Against the County of Winnebago Entitled Robert Zimmerman Versus Winnebago County
 - 6. Resolution Authorizing Settlement of a Claim Against the County of Winnebago Entitled Frank Ventre Versus Winnebago County
 - 7. Resolution Authorizing Settlement of a Claim Against the County of Winnebago Entitled Scott Johnston Versus Winnebago County
 - B. **Zoning Committee Jim Webster, Committee Chairman**
 - Planning and/or Zoning Requests:
 - 1. Committee Report
 - C. **Economic Development Committee..... Jas Bilich, Committee Chairman**
 - 1. Committee Report
 - 2. Ordinance Amending The Winnebago County Code Of Ordinances By The Addition Of Article VI To Chapter 78, Imposing A County Cannabis Retailers’ Occupation Tax Laid Over from October 24, 2019 Meeting
 - 3. Ordinance Amending The Winnebago County Code Of Ordinances To Provide For Video Gaming As Allowed By The Illinois Video Gaming Act Laid Over from October 24, 2019 Meeting
 - D. **Operations & Administrative Committee..... Keith McDonald, Committee Chairman**
 - 1. Committee Report
 - 2. Ordinance Amending Chapter 70 of the Winnebago County Code of Ordinances Related to Waste Haulers and Solid Waste Laid Over from October 24, 2019 Meeting
 - E. **Public Works Committee Dave Tassoni, Committee Chairman**
 - 1. Committee Report
 - F. **Public Safety Committee..... Aaron Booker, Committee Chairman**
 - 1. Committee Report
 - G. **Personnel and Policies Committee.....David Fiduccia, Committee Chairman**
 - 1. Committee Report

2. Resolution Authorizing the Execution of a Renewal Agreement with Gallagher Bassett for Third Party Administrator Fees for Workers Compensation and Liability Claims
3. Resolution Authorizing the Execution of a Renewal Agreement with Arthur J. Gallagher for the Property, Casualty, and Workers Compensation Coverage

14. Unfinished Business Chairman Frank Haney

- A. Board Appointment, Otter Creek Lake Utility District
 1. Reappoint Edwin Herrman, Davis, IL, October 2019 – October 2024

15. New Business.....Chairman Frank Haney

- A. Land Bank Abandonment IGA (Referred to Economic Development Committee)

16. Adjournment Chairman Frank Haney

Next Meeting: Tuesday, November 26, 2019

CHAIRMAN'S REPORT

ANNOUNCEMENTS & COMMUNICATIONS



WINNEBAGO COUNTY

— ILLINOIS —

Announcements & Communications

Date: November 14, 2019

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. A letter regarding a meeting with Exelon Generation Company, LLC Regarding License Amendment Request to Revise the Allowable Value for Reactor Water Cleanup System Isolation for the James A. FitzPatrick Nuclear Power Plant.
 - b. Reassignment of the U.S. Nuclear Regulatory Commission Branch Chief in the Division of Operating Reactor Licensing for Plant Licensing Branch III.
 - c. Federal Register / Vol. 84, No. 204 / Tuesday, October 22, 2019 / Notices.
 - d. Byron Station, Units 1 and 2: Operator Licensing Examination Approval.
 - e. Federal Register / Vol. 84, No. 214 / Tuesday, November 5, 2019 / Notices.
2. County Clerk Gummow received from the Illinois Environmental Protection Agency the following:
 - a. Public Notice Proposed Issuance of a Federally Enforceable State Operating Permit Rock Rover Water Reclamation District in Rockford.
 - b. Public Notice regarding the National Pollutant Discharge Elimination System.



WINNEBAGO COUNTY

— ILLINOIS —

- c. Notice of Application for Permit to Manage Waste (LPC-PA16) Description of Project: Application providing an evaluation of groundwater quality for wells G51S and G49D in accordance with Conditions VII.27 and VII.28 of Permit Modification No. 94.
3. County Clerk Gummow received from Eagle Creek Renewable Energy a notification regarding Rockton Hydroelectric Project (FERC No. 2373-012) Dixon Hydroelectric Project (FERC No. 2446-051) Consultation for Scheduling the Joint Meeting, Site Visits, and Request for RSVP.
4. County Clerk Gummow received from Sue Goral, Winnebago County Treasurer the Monthly Report for September, 2019 Bank Balances.
5. County Clerk Gummow received from Comcast the following:
 - a. Xfinity TV Channel Update
 - b. Cartoon Network and Cartoon Network HD Moving to Digital Preferred Package

CONSENT AGENDA

RAFFLE APPLICATION REPORT

Presently the County Clerk's office has Raffle Applications submitted by
10 different organizations for 24 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
30233	1	BARBOUR LANGUAGE ACADEMY PTO	11/22/2019-12/06/2019	\$ 850.00
30234	1	LAKE SUMMERSET ASSOCIATION	12/01/2019-12/31/2019	\$ 1,000.00
30235	1	MIRACLE MILE ROCKFORD	11/16/2019-05/23/2020	\$ 10,000.00
30236	1	ROCKFORD FIREFIGHTERS LOCAL 413	11/21/2019-12/15/2019	\$ 1,250.00
30237	1	ROCKFORD ICEHOGS BOOSTER CLUB	12/03/2019-12/03/2019	\$ 2,000.00
30238	1	ROCKFORD ICEHOGS BOOSTER CLUB	12/07/2019-12/07/2019	\$ 2,000.00
30239	1	ROCKFORD ICEHOGS BOOSTER CLUB	12/10/2019-12/10/2019	\$ 2,000.00
30240	1	ROCKFORD ICEHOGS BOOSTER CLUB	12/20/2019-12/20/2019	\$ 2,000.00
30241	1	ROCKFORD PARK DISTRICT FOUNDATION	12/12/2019-12/12/2019	\$ 3,093.00
30242	1	ROCKFORD PARK DISTRICT FOUNDATION	12/07/2019-12/07/2019	\$ 575.00

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
30243	1	AMERICAN LEGION POST #288	01/01/2020-12/31/2020	\$ 5,000.00
30244	1	AMERICAN LEGION POST #288	12/01/2019-11/30/2020	\$ 2,500.00
30245	1	AMERICAN LEGION POST #288	12/01/2019-11/30/2020	\$ 2,500.00
30246	1	VERDI CLUB	11/15/2019-11/15/2020	\$ 4,999.99
30247	1	WINNEBAGO FANS ASSOCIATION	12/19/2019-12/19/2020	\$ 750.00
30248	1	VERDI CLUB	11/15/2019-11/15/2020	\$ 2,500.00
30249	1	NORTHERN IL BPA FOUNDATION CHERRY BOWL	01/01/2020-12/31/2020	\$ 100.00
30250	1	NORTHERN IL BPA FOUNDATION CHERRY BOWL	01/01/2020-12/31/2020	\$ 100.00
30251	1	NORTHERN IL BPA FOUNDATION CHERRY BOWL	01/01/2020-12/31/2020	\$ 100.00
30252	1	NORTHERN IL BPA FOUNDATION CHERRY BOWL	01/01/2020-12/31/2020	\$ 100.00
30253	1	NORTHERN IL BPA FOUNDATION CHERRY BOWL	01/01/2020-12/31/2020	\$ 100.00
30254	1	NORTHERN IL BPA FOUNDATION CHERRY BOWL	01/01/2020-12/31/2020	\$ 100.00
30255	1	NORTHERN IL BPA FOUNDATION CHERRY BOWL	01/01/2020-12/31/2020	\$ 100.00
30256	1	NORTHERN IL BPA FOUNDATION CHERRY BOWL	01/01/2020-12/31/2020	\$ 100.00

This concludes my report

Deputy Clerk

Kayla Hilliard

LORI GUMMOW
Winnebago County Clerk

Date

14-Nov-19

**REGULAR ADJOURNED MEETING
WINNEBAGO COUNTY BOARD
OCTOBER 10, 2019**

1. Chairman Haney Called to Order the Regular Adjourned Meeting of the Winnebago County Board for Thursday, October 10, 2019 at 6:03 p.m.
2. Chairman Haney announced the following Agenda Changes:

Under Unfinished Business:

Please remove Item 4. New Appointment of Scott Anderson, Rockford, IL September 2019 – September 2024.
3. Roll Call: 17 Present. 3 Absent. (Board Members Arena, Booker, Boomer, Butitta, Crosby, Fellars, Fiduccia, Goral, Hoffman, McDonald, Nabors, Redd, Salgado, Schultz, Tassoni, Webster, and Wescott were present) (Board Members Bilich, Gerl, and Kelley, were absent.)
4. County Board Member Boomer gave the invocation and led the Pledge of Allegiance.

AWARDS, PRESENTATIONS AND/OR PROCLAMATIONS AND PUBLIC PARTICIPATION

5. Awards - None
- Proclamations - Judge Randy Wilt and Nikki Ticknor accepted a proclamation in Recognition of “Domestic Violence Awareness Month.” Chairman Haney proclaimed October 2019 as “Domestic Violence Awareness Month.”

Rudy Valdez, Armando Cardenas, and Board Member Salgado accepted a proclamation in recognition of “Hispanic Heritage Month.” Chairman Haney proclaimed September 15, 2019 through October 15, 2019 to be “Hispanic Heritage Month.”

Rudy Valdez spoke briefly of the history of “Hispanic Heritage Month.” He announced a festival on Sunday, October 20, 2019.

Armando Cardenas spoke of the Hispanic population in Winnebago County.
- Presentations - Dr. Martell, Public Health Administrator, Winnebago County Health Department gave a presentation on Marijuana Policy Considerations. Discussion by Director of Development Services Dornbush, and Board Members Arena, Fellars, Schultz, and Goral.

PUBLIC COMMENT

6. None.

BOARD MEMBER CORRESPONDENCE

7. Board Member McDonald announced a Veteran's dinner at Giovanni's scheduled for November 2, 2019.

CHAIRMAN'S REPORT

8. Landfill Update- Chairman Haney spoke of an email he received from an individual from the Illinois Environmental Protection Agency related to the landfill discussion. Issues related to regulation at the landfill is an ongoing conversation.

Casino Process Update- Chairman Haney spoke of the interim Hard Rock Casino at Giovanni's Restaurant & Convention Center. Chairman Haney announced we will receive 20% of the local revenue share.

ANNOUNCEMENTS & COMMUNICATION

9. County Clerk Gummow submitted the Items Listed Below as Correspondence which were "Placed on File" by Chairman Haney:
 - A. County Clerk Gummow submitted from the United States Nuclear Regulatory Commission the following:
 - a. Federal Register / Vol. 84, No. 185 / Tuesday, September 24, 2019 / Notices.
 - b. Braidwood Station, Units 1 and 2; Byron Station, Units Nos. 1 and 2; Calvert Cliffs Nuclear Power Plant, Units 1 and 2; Clinton Power Station, Unit No. 1; Dresden Nuclear Power Station, Units 2 and 3; James A. Fitzpatrick Nuclear Power Plant; LaSalle County Station, Units 1 and 2; Limerick Generating Station, Units 1 and 2; Nine Mile Point Nuclear Station, Units 1 and 2; Peach Bottom Atomic Power Station, Units 2 and 3; Quad Cities Nuclear Power Station, Units 1 and 2; and R.E. Ginna Nuclear Power Plant – Proposed Alternative to Use Encoded Phased Array Ultrasonic Examination Techniques (EPID L-2019-LLR-0011).
 - c. Byron Station, Units 1 and 2 – Design Basis Assurance Inspection (Programs) Inspection Report 05000454/2019012 and 05000455/2019012.
 - d. Limerick Generating Station, Units 1 and 2; Braidwood Station Units 1 and 2; and Station, Units 1 and 2 – Audit Summary in Support of the License Amendment Request to Adopt Risk Informed Completion Times Technical Specification Task Force-505, Revision 2, "Provide Risk-Informed Completion Times – RITSTF Initiative 4B for Exelon Generation Company (EPID L-2018-LLA-0567 and EPID L-2018-LLA-0727)

- e. Braidwood Station, Units 1 and 2; Byron Station, Unit Nos. 1 and 2; Calvert Cliffs Nuclear Power Plant, Units 1 and 2; Clinton Power Station, Unit No. 1; LaSalle County Station, Units 1 and 2; Limerick Generating Station, Units 1 and 2; Nine Mile Point Nuclear Station, Unit 2; and Three Mile Island Nuclear Station, Unit 1 – Request for Withholding Information Regarding Proposed Alternative to use ASME Code Case N-879 (EPID L-2019-LLR-0037).
 - f. Exelon Generation Company, LLC – Request for Additional Information Regarding Request to Use ASME Code Case N-879 (EPID L-2019-LLR-0037).
- B. County Clerk Gummow submitted from the Illinois Environmental Protection Agency the following:
- a. A Public Notice regarding Proposed Issuance of a Federally Enforceable State Operating Permit William Charles Construction Co. in Rockford.
 - b. A Public Notice regarding Proposed Renewal of the Clean Air Act Permit Program Permit Rockford Energy Center in Rockford.
- C. County Clerk Gummow submitted from Nancy L. McPherson, Winnebago County Recorder, the Monthly Report for September, 2019.
- D. County Clerk Gummow submitted from Comcast a letter regarding Xfinity TV Channel Updates.

CONSENT AGENDA

10. Chairman Haney entertained a motion to approve the Consent Agenda for October 10, 2019 (Raffle Report and County Board Minutes of September 5 and 19, 2019 and to layover the County Board Minutes of September 26, 2019). Board Member Fellars moved for the approval of the Consent Agenda, seconded by Board Member Nabors. Board Member McDonald requested that his comment regarding cell phone usage to be added to the September 26, 2019 Minutes. The motion was approved by a unanimous vote of all members present. (Board Members Butitta, Gerl, and Kelley were absent.)

COUNTY ADMINISTRATOR'S REPORT

11. Interim County Administrator Chapman announced the Animal Services Agreement with the City of Rockford will be going to the Personnel and Policies Committee next week for review.

The 911 Agreement with the City of Rockford will be going to the Joint Public Safety Finance Committee Meeting next week for review.

The Waste Haulers Amendment will go through the Operations Committee next week for review.

The Axon Body Cam/Squad Cam and Taser Presentation will be held at Joint Public Safety Finance Committee Meeting next Thursday at 5:30 p.m. Interim County Administrator Chapman announced everyone is welcome.

The Baker Tilly Reports on Purchasing and Information Technologies is almost complete; Interim County Administrator Chapman announced once those are complete there will be a presentation. Discussion by Board Member Fellars.

DEPARTMENT HEAD UPDATES

12. None.

UNFINISHED BUSINESS

13. Chairman Haney entertained a motion to approve the Board Appointments Items 1., 2., 3., and 5., (as listed below), Laid Over from the September 26, 2019 Meeting. Board Member Fellars made a motion to approve the Board Appointment Items 1., 2., 3., and 5., (as listed below), seconded by Board Member Goral. Board Member Schultz suggested voting on Items 1., 2., and 3. together and voting on Item 5. separately. Motion to approve Items 1., 2., and 3 was approved by a voice vote. (Board Members Bilich, Gerl, and Kelley were absent.) Motion to approve Item 5. was approved by a roll call vote of 10 yes, 6 no, and 1 abstention vote. (Board Members Arena, Goral, Redd, Schultz, Tassoni, and Webster voted no.) (Board Member Wescott abstained.) (Board Members Bilich, Gerl, and Kelley were absent.)

A. Winnebago County Housing Authority – 5 Year Term

1. **Tasha Reddic**
Resident Commissioner
Rockford, IL
September 2019 – September 2024
2. **Alanna Conard**
Rockford, IL
September 2019 – September 2024
3. **Ron Ballard**
Rockford, IL
September 2019 – September 2024
5. **Mustafa Abdall**
Rockford, IL
September 2019 – September 20
6. Trustee Agent Update – Chairman Haney spoke of an Executive Committee meeting of the R1 Planning Council that he attended with Mayor Jury, Johnson, and McNamara.

7. 911/Coalition Update – State’s Attorney Hite-Ross reported that Deputy State’s Attorney Kurlinkus and select Board Members had a meeting regarding the 911/Coalition.
8. Cherry Valley TIFF District Report Update – Interim County Administrator Chapman announced that Finance Director Terrinoni is working on that report.
9. Public Safety Building Update - Interim County Administrator Chapman reported there will be a meeting with the consultant to discuss items regarding the Public Safety Building.
10. Ordinance Amending Chapter 70 of the Winnebago County Code of Ordinances Related to Waste Haulers and Solid Waste – Ordinance will come back to Operations & Administrative Committee.

NEW BUSINESS

14. Board Member Arena spoke of a memo produced by Deputy State’s Attorney Emmert that had many pages of problems regarding the trustee program, in which Board Members Arena, Gerl, and Salgado were trying to clear up. Board Member Arena reported that issue with the first proposal was because the deficit budget was just passed so there is not money. The second issue was there was belief from our State’s Attorney that there would be liability with the first proposal regarding the County blocking sales of properties.

REPORTS FROM STANDING COMMITTEES

PERSONNEL AND POLICY COMMITTEE

15. Board Member Fiduccia made a motion to approve agenda Items 2., 3., 4., and 5. (as listed below), seconded by Board Member Hoffman. Motion to approve Items 2., 3., 4., and 5. (as listed below) was approved by a voice vote. (Board Members Bilich, Gerl, and Kelley were absent.)
 2. Resolution Authorizing the Execution of an Agreement with Amwins Group Benefits for the Administration of a Medicare Supplement Insurance Plan Offered to the Over Age 65 Retirees.
 3. Resolution Authorizing the Execution of an Agreement with Amwins Group Benefits for a Medicare Part D Drug Plan Offered to the Over Age 65 Retirees.
 4. Resolution Authorizing the Execution of a Renewal Agreement with Blue Cross Blue Shield for the Administration of a Self-Insured PPO and POS Insurance Plans.
 5. Resolution Authorizing the Execution of a Renewal Agreement with Northern Illinois Health Plan (NIHP) for Third Party Administrator for a Self-Insured POS and PPO Insurance Plans and Other Administrative Services.

FINANCE COMMITTEE

16. Board Member Salgado made a motion to approve Tax Levies Items 2. Thru 14. (as listed below), Laid Over from September 26, 2019 Meeting, seconded by Board Member Boomer. Motion was approved by a unanimous vote of all members present. (Board Members Bilich, Gerl, and Kelley were absent.)

2. Tax Levy – General Fund
3. Tax Levy – County Public Health Fund
4. Tax Levy – Detention Home Fund
5. Tax Levy – County Highway Fund
6. Tax Levy – County Bridge Fund
7. Tax Levy – Federal Aid Matching Fund
8. Tax Levy – Veterans Assistance Fund
9. Tax Levy – Tort Judgement and Liability Insurance Fund
10. Tax Levy – Illinois Municipal Retirement Fund
11. Tax Levy – Social Security and Medicare Fund
12. Tax Levy – Historical Museum Fund
13. Tax Levy – County Nursing Home Operations Fund
14. Tax Levy – Children’s Advocacy Project Fund

Board Member Salgado announced there will be a Finance and Public Safety Committee Meeting next week.

ZONING COMMITTEE

17. No Report.

ECONOMIC DEVELOPMENT

18. No Report.

OPERATIONS & ADMINISTRATIVE COMMITTEE

19. No Report.

PUBLIC WORKS

20. Board Member Tassoni made a motion to send back to committee (19-027) an Ordinance Establishing Speed Zones on Argyle Road (CH-25) from Aberdeen Road to Belvidere Road Laid Over from the September 26, 2019 Meeting, seconded by Board Member Fellars. Discussion by Board Members Crosby, Salgado, and Goral. Motion to send back to committee was approved by a voice vote. (Board Members Bilich, Gerl, and Kelley were absent.)

PUBLIC SAFETY

21. No Report.
22. Chairman Haney entertained a motion to adjourn. County Board Member Webster moved to adjourn the meeting, seconded by Board Member Fellars. Motion was approved by a voice vote. (Board Members Bilich, Gerl, and Kelley were absent.) The meeting was adjourned at 7:17 p.m.

Respectfully submitted,



Lori Gummow
County Clerk

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**REGULAR ADJOURNED MEETING
WINNEBAGO COUNTY BOARD
OCTOBER 24, 2019**

1. Chairman Haney Called to Order the Regular Adjourned Meeting of the Winnebago County Board for Thursday, October 24, 2019 at 6:06 p.m.
2. Chairman Haney announced the following Agenda Changes:

Under Finance:

Item 3. Resolution Authorizing the Settlement of Pending Litigation may be moved down further on the agenda.
3. Roll Call: 19 Present. 1 Absent. (Board Members Arena, Bilich, Booker, Boomer, Butitta, Crosby, Fellars, Fiduccia, Gerl, Goral, Hoffman, Kelley, McDonald, Nabors, Redd, Schultz, Tassoni, Webster, and Wescott were present) (Board Member Salgado was absent.)
4. County Board Member Butitta gave the invocation and led the Pledge of Allegiance.

AWARDS, PRESENTATIONS AND/OR PROCLAMATIONS AND PUBLIC PARTICIPATION

5. Awards - None

Proclamations - None

Presentations - Michael Dunn Jr. from Region 1 Planning Council gave a presentation regarding the Trustee Program. Discussion by Chairman Haney and Board Members Webster and Arena.

PUBLIC COMMENT

6. Mayor Tom McNamara of the City of Rockford urged the County Board to vote in favor of the R1 proposal.

Mayor Ted Rehl of South Beloit spoke in favor of the Trustee Program.

Attorney Roxanne Sosnowski urged the consideration of a locally controlled Trustee Program.

Gary Anderson, architect and appointee to the Land Bank, spoke of the overwhelming advancement of blight in the community.

BOARD MEMBER CORRESPONDENCE

7. Board Members Nabors, Redd, Tassoni, and Goral commented on the Barber Coleman Project with Rock Valley College.

CHAIRMAN'S REPORT

8. Trustee Program Agent –

Barber Colman / Alternative location for Advanced Technology Center – Chairman Haney spoke of the inaccurate comments made by individuals at a Board Meeting at Rock Valley College regarding the Barber Colman Project.

Thank you to Caucus Chairs –

Disclosure -

1. County designee to WINGIS Board: Chris Dornbush (on-going)
2. County designee to RMAP Board: Carlos Molina (replacing Joe Vanderwerff)
3. RACVB County Board Liaison: Dan Fellars
4. RACVB County Staff Designee: Tiana McCall (on-going)

COUNTY ADMINISTRATOR'S REPORT

9. Interim County Administrator Chapman announced that next week we will start Labor Negotiations with the Fraternal Order of Police for a new agreement.

The Probation Department received additional funding from the State for current and possible additional probation positions.

Interim County Administrator Chapman announced we are still waiting for the final reports from Baker Tilly regarding Purchasing and Information Technology.

Interim County Administrator Chapman and Finance Director Terrinoni will meet with Attorney Zito, who represents Cherry Valley to try to straighten out the TIFF reports.

DEPARTMENT HEAD UPDATES

10. None.

UNFINISHED BUSINESS

11. A. 911 Update
- B. Capital Improvement Plan Update
- C. Closed Session Committee Minutes: May 2 – Chairman Haney announced this will be coming to a Committee in the near future.

D. Cherry Valley TIF Report

NEW BUSINESS

12. A. Chairman Haney announced there will be a Recommendation on Project E - \$150,000 from the Host Fees. Carry-over from FY'19 (Refer to Economic Development Committee).

Chairman Haney thanked Director of Development Services Dornbush and the State's Attorney's office for working on Project E.

- B. Chairman Haney read in for the first reading of the following Board Appointment:

Reappointment:

Otter Creek Lake Utility District

Edwin Herrman

Davis, IL,

October 2019-October 2024

(Resume attached)

REPORTS FROM STANDING COMMITTEES

OPERATIONS & ADMINISTRATIVE COMMITTEE

13. Board Member McDonald made a motion to approve a Resolution Authorizing the Execution of a Contract with Region 1 Planning Council to Act as the County of Winnebago's Agent in the Operation of a Delinquent Tax Program, seconded by Board Member Wescott. Board Member McDonald made a motion to amend the IGA and discuss the amendment, seconded by Board Member Gerl. Board Member McDonald summarized an email from Mike Dunn Jr. regarding the Revised Agreement. Motion to amend the IGA was approved by 18 yes and 1 no vote. (Board Member Schultz voted no. (Board Member Salgado was absent.) Discussion by Board Member Fellars. Motion to approve the amended Resolution was approved by a roll call vote of 18 yes and 1 no vote. (Board Member Schultz voted no.) (Board Member Salgado was absent.)

14. Board Member McDonald read in for the first reading of an Ordinance Amending Chapter 70 of the Winnebago County Code of Ordinances Related to Waste Haulers and Solid Waste to be laid over.

Board Member Crosby departed at 7:00 p.m.

15. Board Member McDonald made a motion to approve a Resolution Authorizing the Establishment of Winnebago County Community Mental Health Board, seconded by Board Member Gerl. Motion was approved by a unanimous vote of all members present. (Board Members Crosby and Salgado were absent.)

16. Board Member McDonald made a motion to approve a Resolution Authorizing the Chairman of the County Board to Execute Agreement with National Able Network, seconded by Board Member Hoffman. Motion was approved by a unanimous vote of all members present. (Board Members Crosby and Salgado were absent.)

FINANCE COMMITTEE

17. Board Member McDonald made a motion to approve a Resolution Authorizing an Increase in the Salary of the Winnebago County Public Defender, seconded by Board Member Hoffman. Motion was approved by a voice vote. (Board Members Crosby and Salgado were absent.)
18. Board Member McDonald made a motion to approve a Resolution Authorizing Execution of Intergovernmental Cooperation Agreement for the Operation and Funding of the Winnebago County Emergency Telephone System, seconded by Booker. Discussion by Board Member McDonald. Motion was approved by a voice vote. (Board Member McDonald voted no.) (Board Members Crosby and Salgado were absent.)
19. Board Member McDonald made a motion to approve a Resolution Authorizing the Settlement of Pending Litigation, seconded by Board Member Gerl. Discussion by Interim County Administrator Chapman. Motion was approved by a unanimous vote of all members present. (Board Members Crosby and Salgado were absent.)

ZONING COMMITTEE

20. Board Member Webster read in for the first reading of SU-07-19 A Special Use Permit for a Retreat Center (on +/-25 acre zoning lot) in the AG, Agriculture Priority District for property that is commonly known as 10076 Fish Hatchery Road, Pecatonica, IL 61063 in Burritt Township, District 1 to be laid over. Board Member Webster made a motion to suspend the rules, seconded by Board Member Kelley. Motion to suspend the rules was approved by a voice vote. (Board Members Crosby and Salgado were absent.) Board Member Webster made a motion to approve SU-07-19 (with conditions), seconded by Board Member Nabors. Motion was approved by a unanimous vote of all members present. (Board Members Crosby and Salgado were absent.)

ECONOMIC DEVELOPMENT

21. State's Attorney Hite-Ross gave a Presentation on Cannabis Tax and how the potential revenue will be distributed. Discussion by Board Members McDonald, Arena, Webster, Butitta, Tassoni, and Fellars.
22. Board Member Bilich read in for the first reading of an Ordinance Amending the Winnebago County Code of Ordinances by the addition of Article VI to Chapter 78, Imposing a County Cannabis Retailer's Occupation Tax to be laid over. Board Member Bilich made a motion to suspend the rules, seconded by Board Member Wescott. Board Member Bilich made a motion to withdraw his motion to suspend the rules. Discussion by Board Member Fellars, Gerl, Bilich, and Butitta.

Board Member Schultz departed at 7:30 p.m.

23. Board Member Bilich read in for the first reading of an Ordinance Amending the Winnebago County Code of Ordinances to Provide for Video Gaming as Allowed by the Illinois Video Gaming Act to be laid over.
24. Resolution Abating Property Taxes for 10 (10) Years on Real Estate Commonly known as the Magic Waters Waterpark located at 7820 North Cherryvale Boulevard, Cherry Valley, Illinois owned by Rockford Park District ("RPD") and Legally Described in Exhibit "A" Attached Hereto. Board Member Bilich announced the Resolution will be stricken out because there was not a quorum from yesterday's Committee Meeting.

PERSONNEL AND POLICY COMMITTEE

25. Board Member Fiduccia made a motion to approve a Resolution Fixing County Holiday Schedule for 2020, seconded by Board Member Webster. Motion was approved by a unanimous vote of all members present. (Board Members Crosby, Salgado, and Schultz were absent.)
26. Board Member Fiduccia made a motion to approve a Resolution Authorizing Execution of an Intergovernmental Agreement with the City of Rockford for Animal Control, seconded by Board Member Kelley. Assistant State's Attorney Paul Carpenter read in for the record payback amounts, the first payback amount is \$497,000 from two years ago and the next year is \$400,000 for the year that was just completed and goes up 2% per year after that, next year will be \$408,000. Discussion by Chairman Haney, Interim County Administrator Chapman, and Board Members Fellars and Arena. Motion was approved by a unanimous vote of all members present. (Board Members Crosby, Salgado, and Schultz were absent.)
27. Board Member Fiduccia made a motion to approve a Resolution Authorizing the Signing of a Resolution with the Illinois Municipal Retirement Fund, seconded by Board Member Booker. Motion was approved by a unanimous vote of all members present. (Board Members Crosby, Salgado, and Schultz were absent.)
28. Board Member Fiduccia made a motion to approve a Resolution to Approve Truck Purchase for River Bluff Nursing Home, seconded by Board Member Hoffman. Discussion by Chairman Haney, Director of Finance Johns, and Board Members Fiduccia and Tassoni. For the record Board Member Tassoni confirmed, the purchase amount of the truck will not exceed \$39,000. Further discussion by Chairman Haney, Director of Finance Johns and Board Members Tassoni, Fellars, and Goral. Motion was approved by unanimous vote of all members present. (Board Members Crosby, Salgado, and Schultz were absent.)

Board Member Fiduccia reported that Animal Services received 778 calls for service, 125 calls were from the City of Rockford, 44 in Winnebago County, 34 in Loves Park, 10 in Rockton, 18 in Roscoe, 16 in South Beloit, 5 in Durand, and 7 in Cherry Valley. There were 30 carcass pickups in Rockford and 16 in the County. Animal Services has in custody 164 dogs, 231 cats, 8 birds, 5 rabbits, 2 guinea pigs, 2 rats, 1 ferret, and 1 alligator. Animal Services adopted out 56 dogs, 133 cats, 8 birds, 3 rabbits, 2 guinea pigs, 2 rats, and a ferret.

PUBLIC WORKS

29. No Report.

PUBLIC SAFETY

30. No Report.

ANNOUNCEMENTS & COMMUNICATION

31. County Clerk Gummow submitted the Items Listed Below as Correspondence which were "Placed on File" by Chairman Haney:
- A. County Clerk Gummow submitted from the United States Nuclear Regulatory Commission the following:
 - 1. Federal Register / Vol. 84, No. 195 / Tuesday, October 8, 2019 / Notices – 53767.
 - 2. Federal Register / Vol. 84, No. 195 / Tuesday, October 8, 2019 / Notices – 53777.
 - 3. Braidwood Station, Units 1 and 2; Byron Station, Unit Nos. 1 and 2; Clinton Power Station, Unit No. 1; Dresden Nuclear Power Station, Units 2 and 3; James A. Fitzpatrick Nuclear Power Plant; LaSalle County Station, Units 1 and 2; and Quad Cities Nuclear Power Station, Units 1 and 2- Issuance of Amendments to Eliminate Second Completion Times From Technical Specifications (EPID L-2018-LLA-0297).
 - 4. Exelon Generation Company, LLC – Acceptance of Request to Use 2013 Edition of ASME Boiler and Pressure Vessel Code (EPID L-2019LLR-0080).
 - B. County Clerk Gummow submitted from Charter Communication, locally known as Spectrum, letters regarding upcoming changes effective on or after November 12, 2019.
 - 1. County of Winnebago
 - 2. Township of Harlem
 - 3. Township of Rockton
 - 4. Township of Roscoe
 - C. County Clerk Gummow submitted from ComEd a letter regarding their intent to perform vegetation management activities on distribution circuits in our area within the next few months.
 - D. County Clerk Gummow submitted from Theresa Grennan, Chief Deputy Winnebago County Treasurer the Investment Report as of October 1, 2019.

CONSENT AGENDA

32. Chairman Haney entertained a motion to approve the Raffle Report, seconded by Board Member Gerl. Motion was approved by a voice vote. (Board Member Fellars abstained.) (Board Members Crosby, Salgado, and Schultz were absent.)

33. Chairman Haney entertained a motion to approve the Consent Agenda for October 24, 2019 (Bills, and County Board Minutes of September 26, 2019 and to layover the County Board Minutes of October 10, 2019). Board Member Gerl moved for the approval of the Consent Agenda, seconded by Board Member Hoffman. The motion was approved by a voice vote. (Board Members Crosby, Salgado, and Schultz were absent.)
34. Chairman Haney entertained a motion to adjourn. County Board Member Hoffman moved to adjourn the meeting, seconded by Board Member Fellars. Motion was approved by a voice vote. (Board Members Bilich, Gerl, and Kelley were absent.) The meeting was adjourned at 8:00 p.m.

Respectfully submitted,



Lori Gummow
County Clerk

ar

ADMINISTRATOR'S REPORT

DEPARTMENT HEAD UPDATES

FINANCE COMMITTEE

2020 Fiscal Year

Finance: November 7, 2019

Lay Over: November 14,
2019

Sponsored by:

**Final Vote: November 26,
2019**

Jaime Salgado, Finance Committee Chairman

2020 CO**TO: THE HONORABLE MEMBERS OF THE COUNTY OF WINNEBAGO, ILLINOIS**

The Winnebago County Finance Committee presents the following Ordinance amending the Annual Appropriation Ordinance for the fiscal year ending September 30, 2019 and recommends its adoption.

ORDINANCE

WHEREAS, the Winnebago County Board adopted the "Annual Budget and Appropriation Ordinance" for the fiscal year ending September 30, 2020 at its September 26, 2019 meeting; and,

WHEREAS, 55ILCS 5/6-1003(2014), states, "After the adoption of the county budget, no further appropriations shall be made at any other time during such fiscal year, except as provided in this Act. Appropriations in excess of those authorized by the budget in order to meet an immediate emergency may be made at any meeting of the board by a two-thirds vote of all the members constituting such board, the vote to be taken by ayes and nays and entered on the record of the meeting."

NOW, THEREFORE, BE IT ORDAINED, that the County Board deems that pursuant to the provisions as set forth in 55ILCS 5/6-1003(2014), certain conditions have occurred in connection with the operations of the County which are deemed to be immediate emergencies; therefore the following increases are hereby authorized.

2020-001 Teen Pregnancy Grant

Reason: Award of one year Teen Pregnancy Prevention Grant contract # FCSYP05348 for \$220,129, Grant deliverables require staffing, benefits, and other training and related expenses to perform services obligated per the contract.

Alternative: N/A**Impact to fiscal year 2020 budget: None****Revenue Source: General Fund**

<u>Acct Description</u>	<u>Org</u>	<u>Obj</u>	<u>Prj</u>	<u>Debit (Credit)</u>
Regular Salaries	60100	41110	60335	109,075
Life Insurance	60100	41221	60335	88
Employer IMRF Contribution	60100	41231	60335	6,862
Employer FICA Contribution	60100	41241	60335	7,466
Employer Health Ins Contribution	60100	48211	60335	20,496
Travel	60100	43310	60335	16,522
Building R & M	60100	43810	60335	454
Building Rent	60100	43810	60335	1,440
Supplies	60100	42110	60335	21,918

Other Professional Services	60100	43190	60335	18,786
Telephone	60100	43210	60335	720
Instruction and Schooling	60100	43942	60335	16,302
State Operating Grants	60100	32120	60335	(220,129)
<u>Total Adjustment:</u>				<u>\$0</u>

(AGREE)

Respectfully Submitted,
FINANCE COMMITTEE
(DISAGREE)

JAIME SALGADO,
FINANCE CHAIRMAN

JAIME SALGADO,
FINANCE CHAIRMAN

DAVID FIDUCCIA

DAVID FIDUCCIA

JOE HOFFMAN

JOE HOFFMAN

BURT GERL

BURT GERL

DAVID BOOMER

DAVID BOOMER

STEVE SCHULTZ

STEVE SCHULTZ

KEITH McDONALD

KEITH McDONALD

The above and foregoing Ordinance was adopted by the County Board of the County of Winnebago, Illinois this ____ day of _____ 2019.

ATTESTED BY:

FRANK HANEY
CHAIRMAN OF THE COUNTY BOARD
OF THE COUNTY OF WINNEBAGO, ILLINOIS

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

2020
WINNEBAGO COUNTY
FINANCE COMMITTEE
REQUEST FOR BUDGET AMENDMENT

DATE SUBMITTED:		10/11/2019		AMENDMENT NO: 2020-001			
DEPARTMENT:		Health		SUBMITTED BY: James Keeler			
FUND#:		301		DEPT. BUDGET NO.		60100	

Department Org Number	Object (Account) Number	Object (Account) Description	Adopted Budget	Amendments Previously Approved	Revised Approved Budget	Increase (Decrease)	Revised Budget after Approved Budget Amendment
Expenditures							
60100/60335	41110	REGULAR SALARIES	\$0	\$0	\$0	\$97,600	\$97,600
60100/60335	41221	Life Insurance	\$0	\$0	\$0	\$88	\$88
60100/60335	41231	IMRF	\$0	\$0	\$0	\$6,862	\$6,862
60100/60335	41241	FICA	\$0	\$0	\$0	\$7,466	\$7,466
60100/60335	48211	Health Insurance	\$0	\$0	\$0	\$20,496	\$20,496
60100/60335	43310	Travel	\$0	\$0	\$0	\$16,522	\$16,522
60100/60335	43710	Building R & M	\$0	\$0	\$0	\$454	\$454
60100/60335	43810	Building Rent	\$0	\$0	\$0	\$1,440	\$1,440
60100/60335	42110	Supplies	\$0	\$0	\$0	\$21,918	\$21,918
60100/60335	43190	Other Professional Services	\$0	\$0	\$0	\$18,786	\$18,786
60100/60001	41110	Wages	\$0	\$0	\$0	\$11,475	\$11,475
60100/60335	43210	Telephone	\$0	\$0	\$0	\$720	\$720
60100/60335	43942	Instruction & Schooling	\$0	\$0	\$0	\$16,302	\$16,302
Revenue							
60100/60335	32120	State Operating Grants	\$0	\$0	\$0	\$220,129	\$220,129
TOTAL ADJUSTMENT:							\$0
Reason budget amendment is required:							
Award of one year Teen Pregnancy Prevention Grant contract # FCSYP05348 for \$220,129, Grant deliverables require staffing, benefits, and other training and related expenses to perform services obligated per the contract.							
Potential alternatives to budget amendment:							
N/A							
Impact to fiscal year 2021 budget: Potentially an additional \$220,129 in grant revenue with related expenses							
None							
Revenue Source: <u>(DHS) Departement of Human Services as a sub-grantee</u>							

2019 Fiscal Year

Finance: November 7, 2019

Lay Over: November 14,
2019

Sponsored by:

**Final Vote: November 26,
2019**

Jaime Salgado, Finance Committee Chairman

2019 CO

TO: THE HONORABLE MEMBERS OF THE COUNTY OF WINNEBAGO, ILLINOIS

The Winnebago County Finance Committee presents the following Ordinance amending the Annual Appropriation Ordinance for the fiscal year ending September 30, 2019 and recommends its adoption.

ORDINANCE

WHEREAS, the Winnebago County Board adopted the “Annual Budget and Appropriation Ordinance” for the fiscal year ending September 30, 2019 at its September 27, 2018 meeting; and,

WHEREAS, 55ILCS 5/6-1003(2014), states, “After the adoption of the county budget, no further appropriations shall be made at any other time during such fiscal year, except as provided in this Act. Appropriations in excess of those authorized by the budget in order to meet an immediate emergency may be made at any meeting of the board by a two-thirds vote of all the members constituting such board, the vote to be taken by ayes and nays and entered on the record of the meeting.”

NOW, THEREFORE, BE IT ORDAINED, that the County Board deems that pursuant to the provisions as set forth in 55ILCS 5/6-1003(2014), certain conditions have occurred in connection with the operations of the County which are deemed to be immediate emergencies; therefore the following increases are hereby authorized.

2019-033 Ware Building Improvements

Reason: Masonry restoration work at the Ware Building was not budgeted in FY19.

Alternative: N/A

Impact to fiscal year 2020 budget: None

Revenue Source: Capital Improvements Fund

<u>Acct Description</u>	<u>Org</u>	<u>Obj</u>	<u>Pri</u>	<u>Debit (Credit)</u>
Building Improvements	82200	46320		250,000
		<u>Total Adjustment:</u>		<u>\$250,000</u>

(AGREE)

Respectfully Submitted,
FINANCE COMMITTEE
(DISAGREE)

JAIME SALGADO,
FINANCE CHAIRMAN

JAIME SALGADO,
FINANCE CHAIRMAN

DAVID FIDUCCIA

DAVID FIDUCCIA

JOE HOFFMAN

JOE HOFFMAN

BURT GERL

BURT GERL

DAVID BOOMER

DAVID BOOMER

STEVE SCHULTZ

STEVE SCHULTZ

KEITH McDONALD

KEITH McDONALD

The above and foregoing Ordinance was adopted by the County Board of the County of Winnebago, Illinois this ____ day of _____ 2019.

ATTESTED BY:

FRANK HANEY
CHAIRMAN OF THE COUNTY BOARD
OF THE COUNTY OF WINNEBAGO, ILLINOIS

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

2019
WINNEBAGO COUNTY
FINANCE COMMITTEE
REQUEST FOR BUDGET AMENDMENT

DATE SUBMITTED:		10/21/2019		AMENDMENT NO: 2019-033			
DEPARTMENT:		SUBMITTED BY: Steve Chapman					
FUND#:		0743		DEPT. BUDGET NO.			
Department Org Number	Object (Account) Number	Object (Account) Description	Adopted Budget	Amendments Previously Approved	Revised Approved Budget	Increase (Decrease)	Revised Budget after Approved Budget Amendment
Expenditures							
82200	46320	Building Improvements	\$0	\$0	\$0	\$250,000	\$250,000
Revenue							
TOTAL ADJUSTMENT:						(\$250,000)	(\$250,000)
Reason budget amendment is required:							
Masonry work to Ware Building was not originally budgeted in FY19.							
Potential alternatives to budget amendment:							
None							
Impact to fiscal year 2020 budget: None, funds already budgeted in FY20 for this project.							
None							
Revenue Source: _____							

2020 Fiscal Year

Finance: November 7, 2019

Lay Over: November 14,
2019

Sponsored by:

**Final Vote: November 26,
2019**

Jaime Salgado, Finance Committee Chairman

2020 CO

TO: THE HONORABLE MEMBERS OF THE COUNTY OF WINNEBAGO, ILLINOIS

The Winnebago County Finance Committee presents the following Ordinance amending the Annual Appropriation Ordinance for the fiscal year ending September 30, 2019 and recommends its adoption.

ORDINANCE

WHEREAS, the Winnebago County Board adopted the "Annual Budget and Appropriation Ordinance" for the fiscal year ending September 30, 2020 at its September 26, 2019 meeting; and,

WHEREAS, 55ILCS 5/6-1003(2014), states, "After the adoption of the county budget, no further appropriations shall be made at any other time during such fiscal year, except as provided in this Act. Appropriations in excess of those authorized by the budget in order to meet an immediate emergency may be made at any meeting of the board by a two-thirds vote of all the members constituting such board, the vote to be taken by ayes and nays and entered on the record of the meeting."

NOW, THEREFORE, BE IT ORDAINED, that the County Board deems that pursuant to the provisions as set forth in 55ILCS 5/6-1003(2014), certain conditions have occurred in connection with the operations of the County which are deemed to be immediate emergencies; therefore the following increases are hereby authorized.

2020-002 Probation and Detention additional State Funding

Reason: Increase personnel to reflect two (2) additional pre-trial probation officers funded in part from the State. State has also agreed to reimburse for two (2) existing positions, one in probation and one in detention, therefore reflecting a positive \$39,514 additional dollars to the County.

Alternative: N/A

Impact to fiscal year 2020 budget: None

Revenue Source: General Fund

<u>Acct Description</u>	<u>Org</u>	<u>Obj</u>	<u>Pri</u>	<u>Debit (Credit)</u>
Regular Salaries	21500	41110		61,666
Health Insurance, Employer	13500	41211		10,752
FICA-Employer	49200	41241		4,717
IMRF_Employer	49300	41231		4,551
State Salary Reimbursement	21500	32240		(90,900)
State Reimbursement	43100	32240		(30,300)

Total Adjustment: **\$(39,514)**

(AGREE)

Respectfully Submitted,
FINANCE COMMITTEE
(DISAGREE)

JAIME SALGADO,
FINANCE CHAIRMAN

JAIME SALGADO,
FINANCE CHAIRMAN

DAVID FIDUCCIA

DAVID FIDUCCIA

JOE HOFFMAN

JOE HOFFMAN

BURT GERL

BURT GERL

DAVID BOOMER

DAVID BOOMER

STEVE SCHULTZ

STEVE SCHULTZ

KEITH McDONALD

KEITH McDONALD

The above and foregoing Ordinance was adopted by the County Board of the County of Winnebago, Illinois this ____ day of _____ 2019.

ATTESTED BY:

FRANK HANEY
CHAIRMAN OF THE COUNTY BOARD
OF THE COUNTY OF WINNEBAGO, ILLINOIS

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

2020
WINNEBAGO COUNTY
FINANCE COMMITTEE
REQUEST FOR BUDGET AMENDMENT

DATE SUBMITTED:		10/31/2019		AMENDMENT NO: 2020-002			
DEPARTMENT:		Probation		SUBMITTED BY: Debbie Jarvis			
FUND#:		001/0192/0193		DEPT. BUDGET NO.		various	

Department Org Number	Object (Account) Number	Object (Account) Description	Adopted Budget	Amendments Previously Approved	Revised Approved Budget	Increase (Decrease)	Revised Budget after Approved Budget Amendment
Expenditures							
21500	41110	Regular Salaries	\$3,642,758	\$0	\$3,642,758	\$61,666	\$3,704,424
13500	41211	Health Insurance, Employer	\$6,183,157	\$0	\$6,183,157	\$10,752	\$6,193,909
49200	41241	FICA-Employer	\$5,055,000	\$0	\$5,055,000	\$4,717	\$5,059,717
49300	41231	IMRF-Employer	\$6,000,000	\$0	\$6,000,000	\$4,551	\$6,004,551
Revenue							
21500	32240	State Salary Reimbursement	\$2,380,500	\$0	\$2,380,500	\$90,900	\$2,471,400
43100	32240	State Reimbursement	\$1,460,500	\$0	\$1,460,500	\$30,300	\$1,490,800
TOTAL ADJUSTMENT:						\$39,514	savings to
Reason budget amendment is required:							County
Increase personnel to reflect two (2) additional pre-trial probation officers funded in part from the State. State has also agreed to reimburse for two (2) existing positions, one in probation and one in detention, therefore reflecting a positive \$39,514 additional dollars to the County							
Potential alternatives to budget amendment:							
N/A							
Impact to fiscal year 2021 budget:							
None							
Revenue Source:		State Reimbursement					

R E S O L U T I O N
of the
COUNTY BOARD OF THE COUNTY OF WINNEBAGO, ILLINOIS

Submitted by: Finance Committee

2019 CR

**RESOLUTION AUTHORIZING SETTLEMENT OF A CLAIM
AGAINST THE COUNTY OF WINNEBAGO ENTITLED
ROBERT ZIMMERMAN VERSUS WINNEBAGO COUNTY**

WHEREAS, the County of Winnebago, Illinois, is involved in having claims asserted against it by Robert Zimmerman for injuries allegedly sustained while in the employment of the Highway Department; and,

WHEREAS, the Plaintiff has offered to settle the above claim against the County of Winnebago for consideration payable in the amount of \$18,013.56 for the settlement funding for a Workers Compensation case; and,

WHEREAS, counsel for the County of Winnebago recommends that it is in the best interest of the County of Winnebago to settle the above referenced claims upon the terms of the proposed settlement.

NOW, THEREFORE, BE IT RESOLVED, by the County Board of the County of Winnebago, Illinois that it does hereby authorize settlement of the claims entitled Robert Zimmerman versus County of Winnebago for injuries allegedly sustained by Robert Zimmerman while in the employment of the Highway Department by payment of the amount of \$18,013.56 for the settlement for permanent disability for a Workers Compensation case.

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

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 County Auditor, Director of Purchasing, Human Resources Director, and Williams & McCarthy.

Respectfully Submitted,
FINANCE COMMITTEE

AGREE

DISAGREE



JAIME SALGADO, CHAIRMAN

JAIME SALGADO, CHAIRMAN



DAVE FIDUCCIA

DAVE FIDUCCIA



JOE HOFFMAN

JOE HOFFMAN



BURT GERL

BURT GERL



DAVE BOOMER

DAVE BOOMER



STEVE SCHULTZ

STEVE SCHULTZ

KEITH McDONALD

KEITH MC DONALD

The above and foregoing Resolution was adopted by the County Board of the County of
Winnebago, Illinois this ____ day of _____ 2019.

ATTESTED BY:

FRANK HANEY
CHAIRMAN OF THE COUNTY BOARD
OF THE COUNTY OF WINNEBAGO, ILLINOIS

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

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

Submitted by: Finance Committee

2019 CR

**RESOLUTION AUTHORIZING SETTLEMENT OF A CLAIM
AGAINST THE COUNTY OF WINNEBAGO ENTITLED
FRANK VENTRE VERSUS WINNEBAGO COUNTY**

WHEREAS, the County of Winnebago, Illinois, is involved in having claims asserted against it by Frank Ventre for injuries allegedly sustained while in the employment of the Sheriff's Department; and,

WHEREAS, the Plaintiff has offered to settle the above claim against the County of Winnebago for consideration payable in the amount of \$16,998.76 for the settlement funding for a Workers Compensation case; and,

WHEREAS, counsel for the County of Winnebago recommends that it is in the best interest of the County of Winnebago to settle the above referenced claims upon the terms of the proposed settlement.

NOW, THEREFORE, BE IT RESOLVED, by the County Board of the County of Winnebago, Illinois that it does hereby authorize settlement of the claims entitled Frank Ventre versus County of Winnebago for injuries allegedly sustained by Frank Ventre while in the employment of the Sheriff's Department by payment of the amount of \$16,998.76 for the settlement for permanent disability for a Workers Compensation case.

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

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 County Auditor, Director of Purchasing, Human Resources Director, and Williams & McCarthy.

Respectfully Submitted,
FINANCE COMMITTEE

AGREE

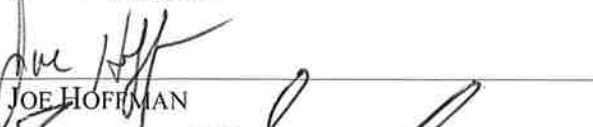
DISAGREE


JAIME SALGADO, CHAIRMAN

JAIME SALGADO, CHAIRMAN


DAVE FIDUCCIA

DAVE FIDUCCIA


JOE HOFFMAN

JOE HOFFMAN


BURT GERL

BURT GERL


DAVE BOOMER

DAVE BOOMER


STEVE SCHULTZ

STEVE SCHULTZ

KEITH McDONALD

KEITH MC DONALD

The above and foregoing Resolution was adopted by the County Board of the County of
Winnebago, Illinois this ____ day of _____ 2019.

ATTESTED BY:

FRANK HANEY
CHAIRMAN OF THE COUNTY BOARD
OF THE COUNTY OF WINNEBAGO, ILLINOIS

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

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

Submitted by: Finance Committee

2019 CR

**RESOLUTION AUTHORIZING SETTLEMENT OF A CLAIM
AGAINST THE COUNTY OF WINNEBAGO ENTITLED
SCOTT JOHNSTON VERSUS WINNEBAGO COUNTY**

WHEREAS, the County of Winnebago, Illinois, is involved in having claims asserted against it by Scott Johnston for injuries allegedly sustained while in the employment of the Sheriff's Department; and,

WHEREAS, the Plaintiff has offered to settle the above claim against the County of Winnebago for consideration payable in the amount of \$35,573.52 for the settlement funding for a Workers Compensation case; and,

WHEREAS, counsel for the County of Winnebago recommends that it is in the best interest of the County of Winnebago to settle the above referenced claims upon the terms of the proposed settlement.

NOW, THEREFORE, BE IT RESOLVED, by the County Board of the County of Winnebago, Illinois that it does hereby authorize settlement of the claims entitled Scott Johnston versus County of Winnebago for injuries allegedly sustained by Scott Johnston while in the employment of the Sheriff's Department by payment of the amount of \$35,573.52 for the settlement for permanent disability for a Workers Compensation case.

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

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 County Auditor, Director of Purchasing, Human Resources Director, and Williams & McCarthy.

Respectfully Submitted,
FINANCE COMMITTEE

AGREE

DISAGREE




JAIME SALGADO, CHAIRMAN

JAIME SALGADO, CHAIRMAN



DAVE FIDUCCIA

DAVE FIDUCCIA



JOE HOFFMAN

JOE HOFFMAN



BURT GERL

BURT GERL



DAVE BOOMER

DAVE BOOMER



STEVE SCHULTZ

STEVE SCHULTZ

KEITH McDONALD

KEITH MC DONALD

The above and foregoing Resolution was adopted by the County Board of the County of
Winnebago, Illinois this ____ day of _____ 2019.

ATTESTED BY:

FRANK HANEY
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
November 14, 2019

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

PLANNING AND/OR ZONING REQUESTS:

TO BE VOTED ON: NONE

TO BE LAID OVER: NONE

-
1. **COMMITTEE REPORT (ANNOUNCEMENTS)** - *for informational purposes only; not intended as a public notice*:
- Chairman, Brian Erickson, hereby announces that a *Zoning Board of Appeals (ZBA)* meeting is scheduled for Tuesday, **December 10, 2019**, 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 Monday, **November 25, 2019**, at 5:00 p.m. in Room 303 of the County Administration Building.

ECONOMIC DEVELOPMENT COMMITTEE

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

SUBMITTED BY: ECONOMIC DEVELOPMENT COMMITTEE

2019 CO_____

**ORDINANCE AMENDING THE
WINNEBAGO COUNTY CODE OF ORDINANCES BY THE ADDITION OF
ARTICLE VI TO CHAPTER 78, IMPOSING A COUNTY CANNABIS
RETAILERS' OCCUPATION TAX**

WHEREAS, the County of Winnebago, Illinois has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs and that protect the public health, safety and welfare of its citizens; and

WHEREAS, this Ordinance is adopted pursuant to the provisions of the Illinois County Cannabis Retailers' Occupation Tax Law, 55 ILCS 5/5-1006.8 (Act); and

WHEREAS, this Ordinance is intended to impose the tax authorized by the Act providing for a county cannabis retailers' occupation tax which will be collected by the Illinois Department of Revenue;

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

SECTION 1. Recitals. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

SECTION 2. Adoption of Tax. Chapter 78 of the Winnebago County Code of Ordinances of the County of Illinois ("Winnebago County Code") is hereby amended by the addition of Article VI to read as follows:

ARTICLE VI. County Cannabis Retailers' Occupation Tax.

1. Tax imposed; Rate.

(a) A tax is hereby imposed upon all persons engaged in the business of selling cannabis, other than cannabis purchased under the Compassionate Use of Medical Cannabis Pilot Program Act, at retail in the County of Winnebago, Illinois, at the rate of 3.75% of the gross receipts from these sales made in the course of that business in the unincorporated areas of the County of Winnebago, Illinois, and at the rate of 3.0% of the gross receipts from these sales made in the course of that business in a municipality located in the County of Winnebago, Illinois.

(b) The imposition of this tax is in accordance with the provisions of Section 5-1006.8 of the Illinois Counties Code (55 ILCS 5/5-1006.8).

2. Collection of tax by retailers.

(a) The tax imposed by this Ordinance shall be remitted by such retailer to the Illinois Department of Revenue (Department). Any tax required to be collected pursuant to or as authorized by this Ordinance and any such tax collected by such retailer and required to be remitted to the Department shall constitute a debt owed by the retailer to the State. Retailers may reimburse themselves for their seller's tax liability hereunder by separately stating that tax as an additional charge, which charge may be stated in combination, in a single amount, with any State tax that sellers are required to collect.

(b) The taxes hereby imposed, and all civil penalties that may be assessed as an incident thereto, shall be collected and enforced by the Department. The Department shall have full power to administer and enforce the provisions of this article.

3. Severability. If any provision of this Ordinance, or the application of any provision of this Ordinance, is held unconstitutional or otherwise invalid, such occurrence shall not affect other provisions of this Ordinance, or their application, that can be given effect without the unconstitutional or invalid provision or its application. Each unconstitutional or invalid provision, or application of such provision, is severable, unless otherwise provided by this Ordinance.

4. Effective Date. This Ordinance shall be in full force and effect from and after its passage and approval and publication as required by law, provided, however, that the tax provided for herein shall take effect for all sales on or after the first day of January, 2020. Copies of this Ordinance shall be certified and sent to the Illinois Department of Revenue.

SECTION 3. The Winnebago County Clerk is hereby directed to send a certified copy of this Ordinance immediately upon its passage to the Illinois Department of Revenue.

BE IT FURTHER ORDAINED, that the Clerk of the County Board is hereby directed to prepare and deliver certified copies of this abatement to the Winnebago County Treasurer, County Clerk, County Administrator, County Auditor, and County Planning and Economic Development Director.

Respectfully submitted,
Economic Development Committee

TO ADOPT

TO NOT ADOPT

Jas Bilich, Chairman

Jas Bilich, Chairman

Paul Arena

Paul Arena

John Butitta

John Butitta

Jean Crosby

Jean Crosby

Dan Fellars

Dan Fellars

Burt Gerl

Burt Gerl

Tim Nabors, Jr.

Tim Nabors, Jr.

Dorothy Redd

Dorothy Redd

Fred Wescott

Fred Wescott

APPROVED this _____ day of _____, 2019, by the
County Board of the County of Winnebago, Illinois.

Attested by:

Frank Haney
Chairman of the County Board
of the County of Winnebago, Illinois

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

Ayes: _____ Nays: _____ Absent: _____

West's Smith-Hurd Illinois Compiled Statutes Annotated
Chapter 55. Counties
Act 5. Counties Code (Refs & Annos)
Article 5. Powers and Duties of County Boards
Division 5-1. In General

55 ILCS 5/5-1006.8

5/5-1006.8. County Cannabis Retailers' Occupation Tax Law

Effective: August 9, 2019

Currentness

§ 5-1006.8. County Cannabis Retailers' Occupation Tax Law.

(a) This Section may be referred to as the County Cannabis Retailers' Occupation Tax Law. On and after January 1, 2020, the corporate authorities of any county may, by ordinance, impose a tax upon all persons engaged in the business of selling cannabis, other than cannabis purchased under the Compassionate Use of Medical Cannabis Pilot Program Act, at retail in the county on the gross receipts from these sales made in the course of that business. If imposed, the tax shall be imposed only in 0.25% increments. The tax rate may not exceed: (i) 3.75% of the gross receipts of sales made in unincorporated areas of the county; and (ii) 3% of the gross receipts of sales made in a municipality located in the county. The tax imposed under this Section and all civil penalties that may be assessed as an incident of the tax shall be collected and enforced by the Department of Revenue. The Department of Revenue shall have full power to administer and enforce this Section; to collect all taxes and penalties due hereunder; to dispose of taxes and penalties so collected in the manner hereinafter provided; and to determine all rights to credit memoranda arising on account of the erroneous payment of tax or penalty under this Section. In the administration of and compliance with this Section, the Department of Revenue and persons who are subject to this Section shall have the same rights, remedies, privileges, immunities, powers and duties, and be subject to the same conditions, restrictions, limitations, penalties, and definitions of terms, and employ the same modes of procedure, as are described in Sections 1, 1a, 1d, 1e, 1f, 1i, 1j, 1k, 1m, 1n, 2 through 2-65 (in respect to all provisions therein other than the State rate of tax), 2c, 3 (except as to the disposition of taxes and penalties collected), 4, 5, 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 5i, 5j, 5k, 5l, 6, 6a, 6bb, 6c, 6d, 8, 8, 9, 10, 11, 12, and 13 of the Retailers' Occupation Tax Act and Section 3-7 of the Uniform Penalty and Interest Act as fully as if those provisions were set forth in this Section.

(b) Persons subject to any tax imposed under the authority granted in this Section may reimburse themselves for their seller's tax liability hereunder by separately stating that tax as an additional charge, which charge may be stated in combination, in a single amount, with any State tax that sellers are required to collect.

(c) Whenever the Department of Revenue determines that a refund should be made under this Section to a claimant instead of issuing a credit memorandum, the Department of Revenue shall notify the State Comptroller, who shall cause the order to be drawn for the amount specified and to the person named in the notification from the Department of Revenue.

(d) The Department of Revenue shall immediately pay over to the State Treasurer, ex officio, as trustee, all taxes and penalties collected hereunder for deposit into the Local Cannabis Consumer Excise Tax Trust Fund.

(e) On or before the 25th day of each calendar month, the Department of Revenue shall prepare and certify to the Comptroller the amount of money to be disbursed from the Local Cannabis Consumer Excise Tax Trust Fund to counties from which retailers have paid taxes or penalties under this Section during the second preceding calendar month. The amount to be paid to each county shall be the amount (not including credit memoranda) collected under this Section from sales made in the county during the second preceding calendar month, plus an amount the Department of Revenue determines is necessary to offset any amounts that were erroneously paid to a different taxing body, and not including an amount equal to the amount of refunds made during the second preceding calendar month by the Department on behalf of such county, and not including any amount that the Department determines is necessary to offset any amounts that were payable to a different taxing body but were erroneously paid to the county, less 1.5% of the remainder, which the Department shall transfer into the Tax Compliance and Administration Fund. The Department, at the time of each monthly disbursement to the counties, shall prepare and certify the State Comptroller the amount to be transferred into the Tax Compliance and Administration Fund under this Section. Within 10 days after receipt by the Comptroller of the disbursement certification to the counties and the Tax Compliance and Administration Fund provided for in this Section to be given to the Comptroller by the Department, the Comptroller shall cause the orders to be drawn for the respective amounts in accordance with the directions contained in the certification.

(f) An ordinance or resolution imposing or discontinuing a tax under this Section or effecting a change in the rate thereof shall be adopted and a certified copy thereof filed with the Department on or before the first day of June, whereupon the Department shall proceed to administer and enforce this Section as of the first day of September next following the adoption and filing.

Credits

P.A. 86-962, Art. 5, § 5-1006.8, added by P.A. 101-27, § 900-25, eff. June 25, 2019. Amended by P.A. 101-363, § 33, eff. Aug. 9, 2019.

55 I.L.C.S. 5/5-1006.8, IL ST CH 55 § 5/5-1006.8

Current through P.A. 101-65. Some statute sections may be more current, see credits for details.

ORDINANCE
of the
COUNTY BOARD OF THE COUNTY OF WINNEBAGO, ILLINOIS

SUBMITTED BY: Economic Development Committee

19 OR _____

**ORDINANCE AMENDING THE WINNEBAGO COUNTY CODE OF ORDINANCES
TO PROVIDE FOR VIDEO GAMING AS ALLOWED BY THE ILLINOIS VIDEO
GAMING ACT**

WHEREAS, on July 13, 2009, the Video Gaming Act (230 ILCS 40/1 *et seq.*) (the "Act") was enacted, allowing certain licensed retail establishments to conduct video gaming; and

WHEREAS, the County of Winnebago has adopted a Code of Ordinances with Chapter 6, Article III that regulates Video Gaming Devices located within Winnebago County, Illinois; and

WHEREAS, the Act has been amended from time to time to increase to six (6) the number of video gaming terminals an entity that is operating in compliance with the Video Gaming Act (230 ILCS 40/1, 40/25) may operate; and

WHEREAS, the Act was further amended to increase to ten (10) the number of video gaming terminals a licensed large truck stop as defined in the Illinois Video Gaming Act 230 ILCS 40/1, *et seq.* may operate; and

WHEREAS, the revenue from gaming terminals fees assists the County's financial situation; and

WHEREAS, Section 6-66(3)(b) currently states as follows:

Pays to the county an annual fee of \$25.00 for each video gaming terminal upon the premises, up to a maximum of five video gaming terminal per licensed premises.

WHEREAS, the County of Winnebago desires to receive the maximum amount of revenue allowed it from video gaming devices located in the Winnebago County;

NOW, THEREFORE, BE IT ORDAINED, by the County Board of the County of Winnebago, Illinois, that Chapter 6, Section 66(b) is amended to state as follows:

Pays to the county an annual fee equal to \$25.00 or the maximum fee allowed for each video gaming terminal on the licensed premises pursuant to the Illinois Video Gaming Act 230 ILCS 40/5 *et seq.* for up to the maximum number of video gaming terminals the licensee is permitted to operate on the premises of the establishment as such establishment is defined by the Illinois Video Gaming Act 230 ILCS 40/5 *et seq.* (i.e. licensed establishment, licensed truck stop establishment, licensed veterans establishment, licensed fraternal establishment, large truck stop).

BE IT FURTHER ORDAINED, that this resolution shall be in full force and effect immediately upon its adoption; and

BE IT FURTHER ORDAINED, that the Clerk of the County Board is hereby authorized to prepare and deliver certified copies of this Ordinance to the County Administrator, Director of the Regional Planning and Economic Development Department, the Treasurer, the County Clerk, and the State's Attorney's Office, Civil Division.

Respectfully submitted,
Economic Development Committee
DISAGREE

AGREE

JAS BILICH, CHAIRMAN

JAS BILICH, CHAIRMAN

DOROTHY REDD

DOROTHY REDD

PAUL ARENA

PAUL ARENA

JOHN BUTITTA

JOHN BUTITTA

JEAN CROSBY

JEAN CROSBY

DAN FELLARS

DAN FELLARS

BURT GERL

BURT GERL

TIM NABORS

TIM NABORS

FRED WESCOTT

FRED WESCOTT

The above and foregoing Ordinance was adopted by the County Board of the County of Winnebago, Illinois this ____ day of _____ 2019.

ATTESTED BY:

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

FRANK HANEY
CHAIRMAN OF THE COUNTY BOARD
OF THE COUNTY OF WINNEBAGO, ILLINOIS

ORDINANCE
OF THE
COUNTY BOARD OF THE COUNTY OF WINNEBAGO, ILLINOIS
SUBMITTED BY: ECONOMIC DEVELOPMENT COMMITTEE

2012 CO 075

AN ORDINANCE AMENDING THE WINNEBAGO COUNTY CODE OF
ORDINANCES TO PROVIDE FOR VIDEO GAMING AS ALLOWED BY
THE ILLINOIS VIDEO GAMING ACT

WHEREAS, on July 13, 2009, the Video Gaming Act (230 ILCS 40/1 *et seq.*) (the "Act") was enacted, allowing certain licensed retail establishments to conduct video gaming; and

WHEREAS, the Act provides that a non-home rule unit of government may impose a fee for the operation of a video gaming terminal not to exceed \$25 annually for each terminal; and

WHEREAS, the revenue from the gaming terminal fee will assist in the County's fiscal situation; and

WHEREAS, it is in the best interests of the citizens of Winnebago County not to prohibit what is permitted by the Act.

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

SECTION 1: Chapter 10, Article IV, of the Winnebago County Code shall be amended by adding Section 10-109 as follows:

Sec. 10-109 Inapplicability to Video Gaming Devices

The provisions in this Article IV shall not apply to any video gaming device or automatic amusement device as authorized by the Illinois Video Gaming Act (230 ILCS 40/1, *et seq.*).

SECTION 2: Chapter 6, Article I, of the Winnebago County Code shall be amended by adding Section 6-18 as follows:

Sec. 6-18 Violations of Liquor License

Proof before the Liquor Control Commission of the facts which establish a violation of any federal law, state statute, County ordinance or resolution or rule of the Illinois Liquor Control Commission or the Illinois Gaming Board shall be sufficient cause for revocation, suspension and fine of any liquor licensee, irrespective of whether or not a conviction has been obtained in any court. In addition, the licensee shall be obligated to reimburse the County for all attorney's fees incurred as a result of the prosecution of the offending licensee.

SECTION 3: Chapter 6 of the Winnebago County Code shall be amended by adding the following:

Article III. Video Gaming Terminals

Sec. 6-63 Definitions

The terms *terminal operator* and *video gaming terminal* when used in this Article shall have the meaning ascribed to them in Section 5 of the Illinois Video Gaming Act (230 ILCS 40/5).

Sec. 6-64 No Other Gambling Permitted

Nothing in this Article shall be construed to authorize, regulate, permit or license any gambling device or authorize any gambling in the County other than that which is permitted as provided in this Article III or by state or federal law.

Sec. 6-65 Permissible Locations for Video Gaming Terminals

Video gaming terminals shall be permitted in and upon licensed premises, as defined in Section 6-1 of this Chapter, if each of the following conditions is first met:

1. The use and placement thereof is in compliance with the provisions of the Video Gaming Act (230 ILCS 40/1, *et seq.*), as amended; and
2. The use and placement thereof is in compliance with the provisions of all rules promulgated by the Illinois Gaming Board pursuant to the Illinois Administrative Procedures Act; and
3. The licensee or agent of the licensee:

- (a) Files with the County Clerk a copy of the licensee's written use agreement with the terminal operator for placement of the video gaming terminals and a copy of the license issued by the Illinois Gaming Board for each video gaming terminal located at the licensed premises; and
- (b) Pays to the County an annual fee of \$25 for each video gaming terminal upon the premises, up to a maximum of five (5) video gaming terminals per licensed premises.

Sec. 6-66 Hours of Operation for Video Gaming Terminals

Licensed video gaming terminals may only be played during the legal hours of operation allowed for the consumption of alcoholic beverages on the licensed premises as set forth in Section 6-13 of this Chapter.

Sec. 6-67 Violation of Video Gaming Act Is Violation of Liquor License

If a licensee violates any provision of the Video Gaming Act, or rules and regulations of the Illinois Gaming Board, or any provision related to video gaming terminals contained in this Section, such violation shall be deemed a violation of the licensee's liquor license issued under this Chapter 6.

Sec. 6-68 Placement of Amusement Devices

All licensed video gaming terminals shall at all times be kept and placed in plain view of any person(s) who may frequent or be in any place of business where such devices are kept or used. Further, all licensed video gaming terminals shall be located in an area of the licensed premises restricted to persons 21 years of age and over, which shall be visible to at least one employee who is at least 21 years of age. SECTION 4: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

SECTION 5: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

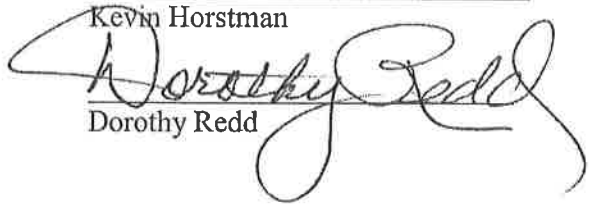
BE IT FURTHER ORDAINED, that this Ordinance Amendment shall be effective on its passage.

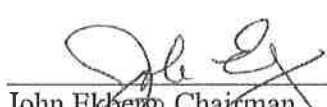
BE IT FURTHER ORDAINED, that the Winnebago County Clerk shall provide a certified copy of this Ordinance Amendment upon its adoption to the Winnebago County Liquor Commission.

Respectfully submitted,
Economic Development Committee

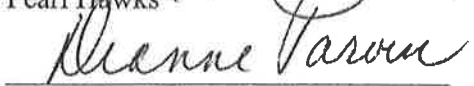
Frank Gambino

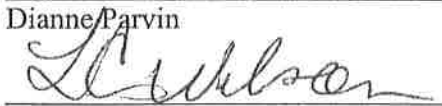
Kevin Horstman


Dorothy Redd



John Ekberg, Chairman


Pearl Hawks



Dianne Parvin


L.C. Wilson

APPROVED this 25th day of October, 2012 by the
County Board of the County of Winnebago, Illinois.


Scott H. Christiansen
Chairman of the County Board
of the County of Winnebago, Illinois

Attested by:


Margie M. Mullins
Clerk of the County Board
of the County of Winnebago, Illinois

Ayes: 21 Nays: 6 Absent: 1

West's Smith-Hurd Illinois Compiled Statutes Annotated
Chapter 230. Gaming
Act 40. Video Gaming Act

230 ILCS 40/65

40/65. Fees

Effective: July 13, 2009
Currentness

§ 65. Fees. A non-home rule unit of government may not impose any fee for the operation of a video gaming terminal in excess of \$25 per year.

Credits

P.A. 96-34, § 65, eff. July 13, 2009.

230 I.L.C.S. 40/65, IL ST CH 230 § 40/65

Current through P.A. 101-66. Some statute sections may be more current, see credits for details.

End of Document

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West's Smith-Hurd Illinois Compiled Statutes Annotated
Chapter 230. Gaming
Act 40. Video Gaming Act

230 ILCS 40/25

40/25. Restriction of licensees

Effective: June 28, 2019
Currentness

§ 25. Restriction of licensees.

(a) Manufacturer. A person may not be licensed as a manufacturer of a video gaming terminal in Illinois unless the person has a valid manufacturer's license issued under this Act. A manufacturer may only sell video gaming terminals for use in Illinois to persons having a valid distributor's license.

(b) Distributor. A person may not sell, distribute, or lease or market a video gaming terminal in Illinois unless the person has a valid distributor's license issued under this Act. A distributor may only sell video gaming terminals for use in Illinois to persons having a valid distributor's or terminal operator's license.

(c) Terminal operator. A person may not own, maintain, or place a video gaming terminal unless he has a valid terminal operator's license issued under this Act. A terminal operator may only place video gaming terminals for use in Illinois in licensed establishments, licensed truck stop establishments, licensed large truck stop establishments, licensed fraternal establishments, and licensed veterans establishments. No terminal operator may give anything of value, including but not limited to a loan or financing arrangement, to a licensed establishment, licensed truck stop establishment, licensed large truck stop establishment, licensed fraternal establishment, or licensed veterans establishment as any incentive or inducement to locate video terminals in that establishment. Of the after-tax profits from a video gaming terminal, 50% shall be paid to the terminal operator and 50% shall be paid to the licensed establishment, licensed truck stop establishment, licensed large truck stop establishment, licensed fraternal establishment, or licensed veterans establishment, notwithstanding any agreement to the contrary. A video terminal operator that violates one or more requirements of this subsection is guilty of a Class 4 felony and is subject to termination of his or her license by the Board.

(d) Licensed technician. A person may not service, maintain, or repair a video gaming terminal in this State unless he or she (1) has a valid technician's license issued under this Act, (2) is a terminal operator, or (3) is employed by a terminal operator, distributor, or manufacturer.

(d-5) Licensed terminal handler. No person, including, but not limited to, an employee or independent contractor working for a manufacturer, distributor, supplier, technician, or terminal operator licensed pursuant to this Act, shall have possession or control of a video gaming terminal, or access to the inner workings of a video gaming terminal, unless that person possesses a valid terminal handler's license issued under this Act.

(e) Licensed establishment. No video gaming terminal may be placed in any licensed establishment, licensed veterans establishment, licensed truck stop establishment, licensed large truck stop establishment, or licensed fraternal establishment unless the owner or agent of the owner of the licensed establishment, licensed veterans establishment, licensed truck stop establishment, licensed large truck stop establishment, or licensed fraternal establishment has entered into a written use agreement with the terminal operator for placement of the terminals. A copy of the use agreement shall be on file in the terminal operator's place of business and available for inspection by individuals authorized by the Board. A licensed establishment, licensed truck stop establishment, licensed veterans establishment, or licensed fraternal establishment may operate up to 6 video gaming terminals on its premises at any time. A licensed large truck stop establishment may operate up to 10 video gaming terminals on its premises at any time.

(f) (Blank).

(g) Financial interest restrictions. As used in this Act, “substantial interest” in a partnership, a corporation, an organization, an association, a business, or a limited liability company means:

(A) When, with respect to a sole proprietorship, an individual or his or her spouse owns, operates, manages, or conducts, directly or indirectly, the organization, association, or business, or any part thereof; or

(B) When, with respect to a partnership, the individual or his or her spouse shares in any of the profits, or potential profits, of the partnership activities; or

(C) When, with respect to a corporation, an individual or his or her spouse is an officer or director, or the individual or his or her spouse is a holder, directly or beneficially, of 5% or more of any class of stock of the corporation; or

(D) When, with respect to an organization not covered in (A), (B) or (C) above, an individual or his or her spouse is an officer or manages the business affairs, or the individual or his or her spouse is the owner of or otherwise controls 10% or more of the assets of the organization; or

(E) When an individual or his or her spouse furnishes 5% or more of the capital, whether in cash, goods, or services, for the operation of any business, association, or organization during any calendar year; or

(F) When, with respect to a limited liability company, an individual or his or her spouse is a member, or the individual or his or her spouse is a holder, directly or beneficially, of 5% or more of the membership interest of the limited liability company.

For purposes of this subsection (g), “individual” includes all individuals or their spouses whose combined interest would qualify as a substantial interest under this subsection (g) and whose activities with respect to an organization, association, or business are so closely aligned or coordinated as to constitute the activities of a single entity.

(h) Location restriction. A licensed establishment, licensed truck stop establishment, licensed large truck stop establishment, licensed fraternal establishment, or licensed veterans establishment that is (i) located within 1,000 feet of a facility operated by an organization licensee licensed under the Illinois Horse Racing Act of 1975 or the home dock of a riverboat licensed under the Illinois Gambling Act or (ii) located within 100 feet of a school or a place of worship under the Religious Corporation

Act, is ineligible to operate a video gaming terminal. The location restrictions in this subsection (h) do not apply if (A) a facility operated by an organization licensee, a school, or a place of worship moves to or is established within the restricted area after a licensed establishment, licensed truck stop establishment, licensed large truck stop establishment, licensed fraternal establishment, or licensed veterans establishment becomes licensed under this Act or (B) a school or place of worship moves to or is established within the restricted area after a licensed establishment, licensed truck stop establishment, licensed large truck stop establishment, licensed fraternal establishment, or licensed veterans establishment obtains its original liquor license. For the purpose of this subsection, “school” means an elementary or secondary public school, or an elementary or secondary private school registered with or recognized by the State Board of Education.

Notwithstanding the provisions of this subsection (h), the Board may waive the requirement that a licensed establishment, licensed truck stop establishment, licensed large truck stop establishment, licensed fraternal establishment, or licensed veterans establishment not be located within 1,000 feet from a facility operated by an organization licensee licensed under the Illinois Horse Racing Act of 1975 or the home dock of a riverboat licensed under the Illinois Gambling Act. The Board shall not grant such waiver if there is any common ownership or control, shared business activity, or contractual arrangement of any type between the establishment and the organization licensee or owners licensee of a riverboat. The Board shall adopt rules to implement the provisions of this paragraph.

(h-5) Restrictions on licenses in malls. The Board shall not grant an application to become a licensed video gaming location if the Board determines that granting the application would more likely than not cause a terminal operator, individually or in combination with other terminal operators, licensed video gaming location, or other person or entity, to operate the video gaming terminals in 2 or more licensed video gaming locations as a single video gaming operation.

(1) In making determinations under this subsection (h-5), factors to be considered by the Board shall include, but not be limited to, the following:

(A) the physical aspects of the location;

(B) the ownership, control, or management of the location;

(C) any arrangements, understandings, or agreements, written or otherwise, among or involving any persons or entities that involve the conducting of any video gaming business or the sharing of costs or revenues; and

(D) the manner in which any terminal operator or other related entity markets, advertises, or otherwise describes any location or locations to any other person or entity or to the public.

(2) The Board shall presume, subject to rebuttal, that the granting of an application to become a licensed video gaming location within a mall will cause a terminal operator, individually or in combination with other persons or entities, to operate the video gaming terminals in 2 or more licensed video gaming locations as a single video gaming operation if the Board determines that granting the license would create a local concentration of licensed video gaming locations.

For the purposes of this subsection (h-5):

“Mall” means a building, or adjoining or connected buildings, containing 4 or more separate locations.

“Video gaming operation” means the conducting of video gaming and all related activities.

“Location” means a space within a mall containing a separate business, a place for a separate business, or a place subject to a separate leasing arrangement by the mall owner.

“Licensed video gaming location” means a licensed establishment, licensed fraternal establishment, licensed veterans establishment, licensed truck stop establishment, or licensed large truck stop.

“Local concentration of licensed video gaming locations” means that the combined number of licensed video gaming locations within a mall exceed half of the separate locations within the mall.

(i) Undue economic concentration. In addition to considering all other requirements under this Act, in deciding whether to approve the operation of video gaming terminals by a terminal operator in a location, the Board shall consider the impact of any economic concentration of such operation of video gaming terminals. The Board shall not allow a terminal operator to operate video gaming terminals if the Board determines such operation will result in undue economic concentration. For purposes of this Section, “undue economic concentration” means that a terminal operator would have such actual or potential influence over video gaming terminals in Illinois as to:

- (1) substantially impede or suppress competition among terminal operators;
- (2) adversely impact the economic stability of the video gaming industry in Illinois; or
- (3) negatively impact the purposes of the Video Gaming Act.

The Board shall adopt rules concerning undue economic concentration with respect to the operation of video gaming terminals in Illinois. The rules shall include, but not be limited to, (i) limitations on the number of video gaming terminals operated by any terminal operator within a defined geographic radius and (ii) guidelines on the discontinuation of operation of any such video gaming terminals the Board determines will cause undue economic concentration.

(j) The provisions of the Illinois Antitrust Act are fully and equally applicable to the activities of any licensee under this Act.

Credits

P.A. 96-34, § 25, eff. July 13, 2009. Amended by P.A. 96-37, § 60-5, eff. July 13, 2009; P.A. 96-38, § 25, eff. July 13, 2009; P.A. 96-1000, § 490, eff. July 2, 2010; P.A. 96-1410, § 5, eff. July 30, 2010; P.A. 96-1479, § 5, eff. Aug. 23, 2010; P.A. 97-333, § 440, eff. Aug. 12, 2011; P.A. 98-31, § 5, eff. June 24, 2013; P.A. 98-77, § 5, eff. July 15, 2013; P.A. 98-112, § 5, eff. July 26, 2013; P.A. 98-756, § 530, eff. July 16, 2014; P.A. 101-31, § 35-60, eff. June 28, 2019.

230 I.L.C.S. 40/25, IL ST CH 230 § 40/25

Current through P.A. 101-66. Some statute sections may be more current, see credits for details.

OPERATIONS & ADMINISTRATIVE COMMITTEE

Submitted by: Keith McDonald

ORDINANCE
OF THE
COUNTY BOARD OF THE COUNTY OF WINNEBAGO, ILLINOIS
SUBMITTED BY: OPERATIONS & ADMINISTRATIVE COMMITTEE

2019CO _____

AN ORDINANCE AMENDING CHAPTER 70 OF THE WINNEBAGO
COUNTY CODE OF ORDINANCES RELATED TO WASTE HAULERS
AND SOLID WASTE

WHEREAS, Chapter 70 of the Winnebago County Code of Ordinances regulates garbage disposal areas and garbage hauling vehicles in Winnebago County, Illinois, as authorized by Section 5-8001 *et seq.* of the Counties Code, 55 ILCS 5/5-8001 *et seq.*; and

WHEREAS, Section 5-8002(3) authorizes the County Board to make rules and regulations pertaining to and provide for inspections of garbage disposal areas and garbage hauling vehicles to insure reasonable health standards; and

WHEREAS, Section 5-8003 permits the County Board to set a license fee not to exceed \$500 per annum for each garbage disposal area and \$50 per annum for each vehicle used in hauling garbage to a garbage disposal area; and

WHEREAS, Section 5-8005 provides that the County Board or any of its authorized agents shall have authority to inspect at any time or place any vehicle used in hauling garbage or any garbage disposal area; and

WHEREAS, the Winnebago County Health Department enforces the County Code related to garbage hauling vehicles and recommends revisions to the ordinance to make enforcement more effective and to cover the cost of inspections; and

WHEREAS, Article II of Chapter 70 primarily places operating standards on sanitary landfills in the County and predates the Illinois Environmental Protection Act in 1970, which now regulates the operation of landfills; and

WHEREAS, given the foregoing, the Health Department recommends the deletion of the operating standards contained in Chapter 70, Article II, of the County Code.

NOW, THEREFORE, BE IT ORDAINED by the County Board for the County of Winnebago, Illinois, that Chapter 70 of the County Code of Ordinances is modified as follows:

A. Section 70-1 is deleted in its entirety and replaced with the following:

Sec. 70-1. – Definitions.

The following words, terms and phrases, when used in this Chapter, shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning:

Commercial purpose means the carriage of persons or property for any fare, fee, rate, charge or other consideration, or directly or indirectly in connection with any business or other undertaking intended for profit.

Garbage means any refuse products or material including, but not limited to, the following: putrescible animal and vegetable wastes resulting from the handling, preparation, cooking, sale or consumption of food; animal excretion; glass or metal containers, products or objects discarded as no longer useable; paper, wood, and cardboard waste; yard waste such as uprooted weeds, grass clippings, leaves and the like; ashes and cinders; discarded furniture or clothing; and dead animals. The term “garbage” does not include human excretion in the form of body waste.

Health officer means the Public Health Administrator of the Winnebago County Health Department.

Garbage hauling vehicle means any vehicle used for the commercial purpose of carrying, charting, hauling, or transporting garbage to a garbage disposal area, including, but not limited to, front loader garbage trucks, rear loader (packer) garbage trucks, side loader garbage trucks, roll-off garbage trucks (dumpers), grapple trucks, flatbed trucks, and pick-up trucks.

- B. Section 70-2 is deleted in its entirety.
- C. Section 70-4 is deleted in its entirety and replaced with the following:

Sec. 70-4. – Garbage disposal.

- (a) All persons within the county who accumulate garbage shall dispose of it in an approved manner and in a suitable container of metal or plastic with fitted covers.
- (b) All garbage shall be placed in a container, as set forth above, and removed at least once per week. All persons generating garbage shall keep a record of who is removing such garbage.
- (c) All garbage hauling vehicles transporting garbage to a garbage disposal area in Winnebago County must be properly permitted as set forth in Section 70-6.

D. Section 70-6 is deleted in its entirety and replaced with the following:

Sec. 70-6. – Hauling garbage and rubbish.

- (a) *Owners duty to prevent spills.* No person owning or controlling any garbage hauling vehicle, or any other vehicle used to haul garbage, shall cause or permit any vehicle to be so loaded, to be in such defective condition, so out of repair, faultily constructed, or so improperly driven or managed that any garbage with which such vehicle is loaded, or is being loaded, shall drop or fall on any public way or other place. Such vehicle shall be so constructed and covered as to prevent any part of the contents thereof from falling, leaking or spilling therefrom. Vehicles that transport garbage in a manner that is not fully enclosed shall ensure that the transport container is covered, by a tarp or other effective means, at all times when the vehicle is operating in the county, including after depositing any garbage being transported.
- (b) *Permit required; procedures.* Any person owning or controlling any garbage hauling vehicles transporting garbage to a garbage disposal area in Winnebago County shall obtain permits for the vehicles from the Winnebago County Health Department and comply with the following terms and conditions:
 - (1) *Application.* Permit forms shall be furnished by the Health Department for the applicant to provide the following information: name and address of hauler, a description of each vehicle to be permitted, vehicle license plate, and vehicle identification number. Permit applications shall be submitted at least 30 days prior to the first day of the quarter in which the annual permit is to be issued, as set forth below.
 - (2) *Inspection.* All vehicles to be permitted will be inspected. Inspections shall be completed prior to permits being issued. Inspections shall consist of checking whether the vehicle can contain the type of garbage it will be used to haul without leaking, the wind blowing, or otherwise discharging any garbage prior to or after its disposal destination. The health officer or his or her designee shall inspect any three or more refuse hauling vehicles at a reasonable time, quartered at the same site in the county. Persons owning or operating fewer than three garbage hauling vehicles shall arrange with the health officer a reasonable time and place for inspection. Regardless of permit status, the health officer may inspect any garbage hauling vehicle at any time or place to ensure that its condition and operation are in compliance with this Chapter and in the interest of public health and safety.
 - (3) *Term.* The term of annual permits shall be staggered by county fiscal year quarters depending on the number of garbage hauling vehicles to be permitted:

October 1 – September 30:	76 or more vehicles
January 1 – December 31:	51-75 vehicles
April 1 – March 31:	11-50 vehicles
July 1 – June 30:	1-10 vehicles

- (4) *Insurance.* All permit applicants must provide a policy or certificate of insurance demonstrating both vehicle liability insurance and comprehensive general liability insurance with limits each of not less than \$1,000,000 each person, \$3,000,000 each accident bodily injury liability, and \$1,000,000 each accident property damage liability. Said insurance may not be changed or canceled without at least 30 days' prior written notice to the Health Department.
- (5) *Identification.* At the time of permit issuance, the health officer shall provide two decals for each vehicle, one of which is to be affixed to the driver's side windshield and the other to be placed on the rear of the garbage hauling vehicle. Both decals must be visible at all times. No vehicle may be used without displaying said decals.
- (6) *Violations.* Failure to comply with any of the provisions in this Section may be punished by suspension of the permit and a fine of up to \$1,000. Each day that a violation exists shall be considered a separate offense. In addition to other penalties and procedures authorized by law or this Code, a violation of this Section is also subject to the code enforcement procedures set forth in Chapter 4 of this Code.
- (7) *Fees.* The permit fees for garbage hauling vehicles shall be \$50.00 per vehicle per annum. An inspection fee of \$100.00 per vehicle per annum shall be assessed to cover the cost of the vehicle inspection.

A late fee of \$100.00 will be assessed for each permit application received on or after the first day of the quarter in which it was due.

- E. The following sections of Chapter 70, Article II, Division 1 shall be deleted in their entirety and replaced with the following:

Sec. 70-31. – Penalty for violation of article.

Any operator who shall violate any provision of this article shall be subject to a fine of not less than \$100.00 or more than \$1,000.00. Each day's failure to comply with any such provision shall constitute a separate violation.

Sec. 70-32. – Permit required.

An operator of a sanitary landfill in the county shall first obtain a permit from the county. The annual fee for a permit required by this section shall be \$ 500.00.

Sec. 70-33. – Bond required.

- (a) The operator of a sanitary landfill shall deliver to the Health Department a cash or corporate bond in the sum of \$5,000.00. Such cash or corporate bond shall run to the county and shall be conditioned as follows:
 - (1) The operator, their agents and employees will comply with all of the terms, conditions, provisions, requirements and specifications contained in this article and with all federal, state and local laws and regulations.
 - (2) The operator will save harmless the county from any expense incurred through the failure of the operator, his agents or employees to operate and maintain the sanitary landfill in accordance with this article and all federal, state and local laws and regulations, including any expense the county may incur for correcting any violation or from any damages growing out of the negligence of the operator, his agents or employees.
- (b) Such bond shall run for a period of two years after the landfill site has been finished and brought to final grade.

Sec. 70-34. – Inspections; right of entry of health officer.

The health officer or his or her designee shall make inspections of each sanitary landfill as often as he/she deems necessary and will report any major discrepancies to the county board. An operator shall allow the health officer or his or her designee upon the premises at all reasonable times for the purpose of inspecting the landfill.

- F. Chapter 70, Article II, Division 2 (Sections 70-51 thru 70-83) shall be deleted in their entirety.

BE IT FURTHER ORDAINED that if any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, independent, and severable provision and such holding shall not affect the validity of the remaining provisions hereof.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect on January 1, 2020, and the County Clerk is hereby directed to distribute a certified copy of this Ordinance to the Public Health Administrator, the County Auditor, and the County Administrator.

Respectfully submitted,
OPERATIONS & ADMINISTRATIVE COMMITTEE

AGREE

Keith McDonald, Chairman

Jean Crosby

John Butitta

Joe Hoffman

Dorothy Redd

Jaime Salgado

Paul Arena

DISAGREE

Keith McDonald, Chairman

Jean Crosby

John Butitta

Joe Hoffman

Dorothy Redd

Jaime Salgado

Paul Arena

APPROVED this _____ day of _____, 2019 by the County Board of the County of Winnebago, Illinois.

Frank Haney
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

Ayes: _____ Nays: _____ Absent: _____

PERSONNEL & POLICIES COMMITTEE

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

Sponsored by: David Fiduccia

Submitted by: Personnel and Policies Committee

2019 CR

**RESOLUTION AUTHORIZING THE EXECUTION OF A RENEWAL AGREEMENT WITH GALLAGHER BASSETT
FOR THIRD PARTY ADMINISTRATOR FEES FOR WORKERS COMPENSATION AND LIABILITY CLAIMS**

WHEREAS, the County of Winnebago, Illinois, each year adopts a Resolution which authorizes acceptance of third party administration (TPA) for workers compensation and liability claims; and,

WHEREAS, the renewal for December 1, 2019 TPA services contains premium changes; and

WHEREAS, Arthur J. Gallagher, who is the County's Insurance Broker, has extensively reviewed the County's options for this service and recommends continuation with Gallagher Bassett; and,

WHEREAS, Gallagher Bassett proposed the attached projected rates to Winnebago County for the TPA services of the workers compensation and liability claims beginning December 1, 2019 thru November 30, 2022:

Total Workers Compensation: \$74,782

Total Liability/Property: \$99,296

Ancillary Services Total: \$759

TOTAL: \$174,837

This is year 1 of a 3 year agreement. Per claim fees will increase 1% year one (2019-2020), 1% year two (2020-2021), and 1.5% year three (2021-2022).

WHEREAS, the Operations and Administrative Committee of the County Board for the County of Winnebago, Illinois has reviewed the renewal and recommends that the County Board authorize execution of an agreement with Gallagher Bassett for the administration of the TPA services for December 1, 2019 through November 30, 2022.

NOW, THEREFORE BE IT RESOLVED, by the County Board of the County of Winnebago, Illinois that the Winnebago County Board Chairman is hereby authorized to execute an agreement with Gallagher Bassett, 15763 Collections Center Drive, Chicago, IL 60693, for TPA services for workers compensation and liability claims.

BE IT FURTHER RESOLVED, that this Resolution shall be in full force and effective immediately upon its adoption and the Clerk of the County Board is hereby authorized to prepare and deliver certified copies of this Resolution to the Director of Purchasing, Director of Human Resources and the County Auditor.

Respectfully Submitted,
PERSONNEL AND POLICIES COMMITTEE

AGREE

DISAGREE

DAVID FIDUCCIA, CHAIRMAN

DAVID FIDUCCIA, CHAIRMAN

DAVID BOOMER

DAVID BOOMER

ANGIE GORAL

ANGIE GORAL

JOE HOFFMAN

JOE HOFFMAN

DAVID KELLEY

DAVID KELLEY

DOROTHY REDD

DOROTHY REDD

JIM WEBSTER

JIM WEBSTER

The above and foregoing Resolution was adopted by the County Board of the County of
Winnebago, Illinois this ____ day of _____ 2019.

FRANK HANEY

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

FEE PER CLAIM - HANDLE TO CONCLUSION	Est. Claim Frequency	Per Claim Fee	Projected Service Fee
Workers' Compensation			
WC Medical Only	65	\$228	\$14,820
WC Indemnity	35	\$1,700	\$59,500
Incidents - Workers' Compensation	7	\$66	\$462
Claim Input Only	0	\$114	\$0
Total Workers' Compensation Fee Per Claim	107		\$74,782
Liability			
Auto Liability/Bodily Injury	16	\$1,614	\$25,824
Auto Liability/Property Damage	17	\$925	\$15,725
Auto/Physical Damage	21	\$761	\$15,981
General Liability/Bodily Injury	5	\$1,614	\$8,070
General Liability/Property Damage	6	\$925	\$5,550
Professional Liability	16	\$1,722	\$27,552
Incidents - Liability	9	\$66	\$594
Total Liability Fee Per Claim	90		\$99,296

ADMINISTRATIVE SERVICES	Quantity	Rate	Estimated Annual Fee
Administrative Services			
Administration / Data Management			\$759
RMIS Standard License (2 RMIS Users)			Included
Total Administrative Services			\$759
TOTAL USD			\$174,837

This is year 1 of a 3 year agreement. Per claim fees increased 1% in year one (2019-2020), 1.25% in year two (2020-2021), and 1.5% in year three (2021-2022).

*Gallagher Bassett will set up Input/Admin files and will operate strictly as a record keeper, inputting information as directed by the County of Winnebago (Claim Manager). Investigation, negotiation and adjustment of the claims along with setting reserves will be done by the Claim Manager. GB will document claim notes and will issue the payments at the direction of the Claim Manager. Losses are expected to be open for 90 days or less each.

GBCARE MEDICAL MANAGEMENT SERVICES

SERVICES	CHARGES
Fee Schedule (Bill Review / UCR)	\$1.30 Per Line plus a 2 line header
All Other Savings <ul style="list-style-type: none"> • System Savings • Clinical Validation/Nurse Review (CV) • Preferred Provider Networks (PPO) • Out Of Network (OON) • Specialty Networks/Physical Therapy (PT) 	28 % of Savings 30 % of Savings 30 % of Savings 30 % of Savings 30 % of Savings
Electronic Receipt of Medical Bills	2 line header in all applicable states
Telephonic Case Management	\$75 Medical Triage \$290 per Indemnity claim (each 30 days) \$130 per Medical Only claim (one time)
Hospital Certification Program	\$120 Inpatient Pre-Certification
Utilization Review Program	\$105 Outpatient Pre-Certification
UR Physician Review	\$270 per Review
Medical Case Management and Vocational Rehabilitation - Hourly	\$98 per hour plus expenses \$112 per hour plus expenses - AK, CA, HI, NY
Priority Care 365	\$90 per call
Other State Service Options: <ul style="list-style-type: none"> • Illinois PPP Service Option 	For claims handled in the designated states (otherwise, Not Applicable) No additional fees beyond the normal Cost & Terms
Medical Cost Projection (MCP) and Clinical Recommendations	\$125 per Hour
Pharmacy Benefit Management (PBM)	Cost of prescriptions -- no charge for Bill Review or PPO reductions for PBM transactions
Durable Medical Equipment (DME) Program	Cost of medical equipment -- no charge for Bill Review or PPO reductions for Prospective DME transactions
Dental Review Program	Charged on a per review basis

Client and GB agree as follows: If a vendor other than the GBCARE Medical Management Services preferred vendor is utilized, an administrative fee may apply in exchange for bona fide administrative services. The administrative services may include, but not be limited to overhead costs for the oversight and management of medical management vendors which includes the development and oversight of quality standards, development and maintenance of EDI interfaces and reports, and ensuring proper mandatory state compliance and reporting.

OTHER SERVICES

SERVICES	CHARGES
RMIS Additional Users & Support	RMIS View-only User, \$500 annually per user
	RMIS Full Access User, \$1,000 annually per user
	RMIS Training: Hourly \$185 per hour, Daily \$1,275 plus expenses
	RMIS Hourly Support, \$185 per hour
Loss control	\$140 per hour
OSHA Reporting	\$6,000, OSHA platform to produce compliant OSHA 301 Report, 300 and 300a Logs, and electronic data file. Oversight and accuracy of all OSHA data is responsibility of the employer prior to posting or submitting any OSHA log.
Gallagher Bassett Investigative Services (GBIS)	
Special Fraud Investigations - SIU, Outside Field Investigations, Surveillance Investigations, Targeted Field Investigations	Prevailing hourly rate plus expenses
Targeted Database Searches, Self Service Database Searches	Prevailing rate per report
Gallagher Bassett Litigation Management Program (GBLMP)	
Invoice and Matter Management platform for adjusters/counsel	If utilized, 2% of net legal invoice (invoice net of disbursements and invoice review savings). Charged as discount off total payment remitted to counsel and will be reflected as an allocated expense on the claim file.
5 client licenses for Legal Analytics platform	
Attorney-led legal bill review	
Gallagher Bassett Compliance Services (GBCS)	
Medicare Set-Aside Services: Allocation, CMS Submission, Medicare Eligibility Inquiry (MEI), SSDI Verification, Medical Cost Projection (MCP)	Prevailing rate per each service Rush fees apply for MSA completed within 5 business days MSA Revision fees apply
Medicare Secondary Payer Services: BCRC Notification, Conditional Payment Research (CPR), Conditional Payment Negotiations (CPN), Condition Payment Notice Evaluation, Conditional Payment Dispute, Securing Final Demand for Settlement (SFD), Release / Settlement Agreement Review, Lien Research and Resolution (Advantage Plan, Medicaid, Part D)	Prevailing rate per each service
Taxes	
Taxes	All applicable taxes will be added to the service fees where required

PROGRAM SPECIFIC TERMS AND CONDITIONS

1. Claim Count Reconciliation:

- Estimate - Claims will be reconciled and billed at the 18th and 24th month and then every 12 months thereafter.

2. Billing and Payment Terms: Fees will be billed monthly during the service period.

3. Claim Pricing Terms:

Handle to Conclusion:

Claims will be handled for the life of the file. There will be no additional per claim fees for existing claims except if it changes category.

Additional Charges:

There will be additional charges for ongoing Data Management (RISX-FACS®), RMIS users, Administration, Banking fees and monthly reports for as long as GB handles claims.

4. Account Administration includes the following:

- Account Management
- Detailed Status Reports All Lines of Business @ \$50,000
- Settlement Authority All Lines of Business @ \$0
- 2 Claim Review(s) - Telephonic
- Claim Reporting
- Loss Fund Account Mgmt/Banking Services (SIMMS)
- Acknowledgement Letter to Injured Employee WC
- Acknowledgement Letter to Claimant Liab

5. Claim Charges: Claim and incident fees will be assessed on a per occurrence, per claimant, per line of coverage basis.

6. This material is the proprietary, confidential property of Gallagher Bassett Services, Inc. It has been provided to you for the sole purpose of considering a quote for claims administration services. It is not to be duplicated or shared in any form with anyone other than the individuals of such prospective client that have a business need to know the information. It must be destroyed or returned to Gallagher Bassett Services, Inc. after its intended use.

7. Gallagher Bassett Services, Inc. will not pay a fee, commission, or rebate to any party for the privilege of presenting our proposal or in order to secure the awarding of any program to Gallagher Bassett Services, Inc.

8. Pricing is based on using GBCARE Medical Management Services preferred vendors for Bill Review, PPO, out-of-network, utilization review, telephonic case management, MSA and field case management.

GENERAL CONTRACT TERMS AND CONDITIONS

1. Independent Adjusters - If applicable, following any significant loss as a result of a single event (i.e., hurricane, tornado, flood, earthquake, etc.), GB reserves the right to retain outside resources (adjusters) when appropriate and those fees will be paid as an Allocated Expense off the file.
2. The pricing quoted in this Cost & Terms is based upon the data and information provided by Client, as well as existing legislative and regulatory requirements. Material inaccuracies or changes to the foregoing may require adjustments to the quoted pricing.
3. Taxes - All applicable taxes will be added to the service fees where required.
4. Allocated Expenses: Shall be your responsibility as applicable and shall include, but not be limited to:
 - Legal Fees
 - Legal Bill Review
 - Medical Examinations
 - Professional Photographs
 - Travel made at client's request
 - Costs for witness statements
 - Court reporter service, translation, and interpretation
 - Record retrieval and copying services (Including medical and legal)
 - Accident reconstruction
 - Experts' rehabilitation costs
 - Chemist
 - Fees for service of process
 - Collection cost payable to third parties on subrogation
 - Architects, contractors
 - Engineer
 - Any other similar cost, fee or expense reasonably chargeable to the investigation, negotiation, settlement or defense of a claim or loss which must have the explicit prior approval of the client
 - Police, fire, coroner, weather, or other such reports
 - Property damage appraisals
 - Vehicle appraisals (vehicle damage assessment)
 - SIU, surveillance and sub rosa investigation
 - Official documents and transcripts
 - Pre- and post-judgment interest paid
 - Outside Field Investigations
 - Subrogation at 20% of net recovery
 - Second Injury Fund Recovery
 - Data Intelligence Self-Service Reports
 - Medical Management - Medical Management services may include, but are not limited to:
 - Preferred provider organization networks
 - Utilization review services
 - Automated state fee scheduling
 - Light duty/return-to-work programs
 - Medical case management and Vocational rehabilitation network
 - Prospective injury management services
 - Hospital bill audit services

DEFINITIONS

Incidents

An incident is a loss reported electronically through ClaimLine and/or the Web, or set up manually at the branch. GB will review the Incident and make a courtesy call (if necessary) to determine if it is a claim or Incident. GB will have full discretion in the determination and handling of these Incidents and/or their conversion into claim status.

Workers' Compensation - Medical Only Claims

A medical only claim is a work-related Claim that meets the following criteria: (i) payments for either indemnity or vocational rehabilitation were not required, (ii) the Claim has not become contested or in suit, (iii) investigation to determine compensability or subrogation requirements was not required, (iv) no loss notices, captioned reports, client meetings (other than routine meetings where the claim is listed and noted) or settlement authority approvals were required, (v) payments on the Claim have not exceeded \$2500.

Workers' Compensation - Indemnity Claims

An indemnity claim is a Workers' Compensation claim that is not a Medical Only Claim.

Auto Physical Damage (APD)

Investigate, evaluate and adjudicate all first-party claims which you report involving damage or loss of real or personal property. First-party claims will be managed and administered in accordance with our product guidelines.

Liability Claims

Investigate, evaluate and adjudicate all third-party claims for which you may be legally obligated. Third-party claims will be managed and administered in accordance with our product guidelines.



WINNEBAGO, COUNTY OF
12/01/2019 - 12/01/2020

ACKNOWLEDGEMENT OF COST & TERMS

The undersigned parties acknowledge and agree that this Cost & Terms is effective for the service period stated above.

Notices to Gallagher Bassett Services, Inc. should be directed to:
Gallagher Bassett Services, Inc.
2850 Golf Road
Rolling Meadows, Illinois 60008-4050
Attn: Legal Department
Email: GB-Contracts@gbtpa.com

ACCEPTED AND AGREED TO BY:

GALLAGHER BASSETT SERVICES, INC.

By: _____

Print Name: _____

Title: _____

Date: _____

ACCEPTED AND AGREED TO BY:

WINNEBAGO, COUNTY OF

By: _____

Print Name: _____

Title: _____

Date: _____

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

Sponsored by: David Fiduccia
Submitted by: Personnel and Policies Committee

2019 CR

RESOLUTION AUTHORIZING THE EXECUTION OF A RENEWAL AGREEMENT WITH ARTHUR J. GALLAGHER FOR THE PROPERTY, CASUALTY AND WORKERS COMPENSATION COVERAGE

WHEREAS, the County of Winnebago, Illinois, each year adopts a Resolution which authorizes acceptance of the property, casualty and workers compensation insurance coverage; and,

WHEREAS, the renewal for December 1, 2019 through November 30, 2020; the property, casualty, and workers compensation insurance does contain premium changes; and

WHEREAS, Arthur J. Gallagher & Co., who is the County's Insurance Broker, has extensively reviewed the County's options for this coverage; and,

WHEREAS, Arthur J. Gallagher & Co. has proposed the attached rates to Winnebago County for the property, casualty and workers compensation insurance coverage from December 1, 2019 thru November 30, 2020:

See attachment A – Premium Summary Recap for Details. ↗

WHEREAS, the Personnel and Policies Committee of the County Board for the County of Winnebago, Illinois has reviewed the renewal and recommends that the County Board authorize execution of an agreement with Arthur J Gallagher & Co. for the property, casualty and workers compensation insurance coverage for December 1, 2019 through November 30, 2020.

NOW, THEREFORE BE IT RESOLVED, by the County Board of the County of Winnebago, Illinois that the Winnebago County Board Chairman is hereby authorized to execute an agreement with Arthur J. Gallagher & Co., 2850 Golf Road, Rolling Meadows, IL 60008, for the property, casualty and workers compensation insurance coverage.

BE IT FURTHER RESOLVED, that this Resolution shall be in full force and effective immediately upon its adoption and the Clerk of the County Board is hereby authorized to prepare and deliver certified copies of this Resolution to the Director of Purchasing, Director of Human Resources and the County Auditor.

Respectfully Submitted,
PERSONNEL AND POLICIES COMMITTEE

AGREE

DISAGREE

DAVID FIDUCCIA, CHAIRMAN

DAVID FIDUCCIA, CHAIRMAN

DAVID BOOMER

DAVID BOOMER

ANGIE GORAL

ANGIE GORAL

JOE HOFFMAN

JOE HOFFMAN

DAVID KELLEY

DAVID KELLEY

DOROTHY REDD

DOROTHY REDD

JIM WEBSTER

JIM WEBSTER

The above and foregoing Resolution was adopted by the County Board of the County of
Winnebago, Illinois this ____ day of _____ 2019.

FRANK HANEY

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

Premium Summary

The estimated program cost for the options are outlined in the following table:

LINE OF COVERAGE		EXPIRING PROGRAM ESTIMATED COST		PROPOSED PROGRAM PROGRAM	
Package	Premium	Travelers Indemnity Company (The Travelers Companies, Inc.)	-	Travelers Indemnity Company (The Travelers Companies, Inc.)	\$281,030.00
	Estimated Cost		\$279,135.00		\$281,030.00
	Annualized Cost		-		-
	TRIA Premium		Included		Included
Property Excluding Auto Physical Damage	Premium	Travelers Indemnity Company (The Travelers Companies, Inc.)	-	Travelers Indemnity Company (The Travelers Companies, Inc.)	\$205,490.00
	Estimated Cost		\$169,565.00		\$205,490.00
	Annualized Cost		-		-
	TRIA Premium		Included		Included
Automobile Liability ONLY	Premium	Travelers Indemnity Company (The Travelers Companies, Inc.)	-	Travelers Indemnity Company (The Travelers Companies, Inc.)	\$102,345.00
	Estimated Cost		\$93,822.00		\$102,345.00
	Annualized Cost		-		-
	TRIA Premium		Included		Included
Umbrella	Premium	Travelers Indemnity Company (The Travelers Companies, Inc.)	-	Travelers Property Casualty Co of America (The Travelers Companies, Inc.)	\$185,854.00
	Estimated Cost		\$185,849.00		\$185,854.00
	Annualized Cost		-		-
	TRIA Premium		Included		Included
Crime	Premium	Massachusetts Bay Insurance Company (Hanover Insurance Companies)	-	Massachusetts Bay Insurance Company (Hanover Insurance Companies)	\$6,933.00
	Estimated Cost		\$6,933.00		\$6,933.00
	Annualized Cost		-		-
	TRIA Premium		-		-

LINE OF COVERAGE		EXPIRING PROGRAM ESTIMATED COST		PROPOSED PROGRAM PROGRAM	
Professional Liability (Health Department Only)	Premium	Columbia Casualty Company (CNA Insurance Companies)	-	Columbia Casualty Company (CNA Insurance Companies)	\$15,584.00
	Estimated Cost		\$15,070.00		\$15,584.00
	Annualized Cost		-		-
	TRIA Premium		-		-
Cyber Liability	Premium	ACE American Insurance Company (ACE Group)	-	Underwriters at Lloyd's London (Underwriters at Lloyd's London)	\$27,045
	Taxes		-		\$967.00
	Srchrg & Asmnt		-		-
	Total Fees		-	(at \$5M Limit option)	\$500.00
	Estimated Cost		\$30,985.00		\$28,512.00
	Annualized Cost		-		-
Excess Workers' Compensation	TRIA Premium		Included		\$0.00
	Premium	Safety National Casualty Corporation (Tokio Marine Holdings, Inc.)	-	Safety National Casualty Corporation (Tokio Marine Holdings, Inc.)	\$104,049.00
	Estimated Cost		\$101,463.00		\$104,049.00
	Annualized Cost		-		-
Broker Fee - Arthur J. Gallagher & Co.	TRIA Premium		Included		Included
			\$63,750.00		\$65,025.00
Total Estimated Program Cost without Crisis Protect			\$946,572.00		\$994,822.00

Quote from **Travelers Indemnity Company (The Travelers Companies, Inc.)** is valid until **12/1/2019**

Quote from **Travelers Property Casualty Co of America (The Travelers Companies, Inc.)** is valid until **12/1/2019**

Quote from **Safety National Casualty Corporation (Tokio Marine Holdings, Inc.)** is valid until **12/2/2019**

Quote from **Travelers Indemnity Company (The Travelers Companies, Inc.)** is valid until **12/1/2019**

Quote from **Massachusetts Bay Insurance Company (Hanover Insurance Companies)** is valid until **12/1/2019**

Quote from **Columbia Casualty Company (CNA Insurance Companies)** is valid until **12/21/2019**

Quote from **Travelers Indemnity Company (The Travelers Companies, Inc.)** is valid until **12/1/2019**

Quote from **Underwriters at Lloyd's London (Underwriters at Lloyd's London)** is valid until **12/1/2019**

Quote from **Underwriters at Lloyd's London (Underwriters at Lloyd's London)** is valid until **12/7/2019**

Gallagher is responsible for the placement of the following lines of coverage:

Package

Property

Automobile

Umbrella

Crime

Professional Liability (Health Department Only)

Cyber Liability

Crisis Protect

Excess Workers' Compensation

It is understood that any other type of exposure/coverage is either self-insured or placed by another brokerage firm other than Gallagher. If you need help in placing other lines of coverage or covering other types of exposures, please contact your Gallagher representative.

UNFINISHED BUSINESS



Executive Summary

Date: October 21, 2019

From: County Board Chairman Frank Haney

Topic: **Board Appointment**

State of Illinois Public Act 099-0634 requires disclosure of appointments to local public entities.

County Code Chapter 2, Article II, Division 4, Section 2-88 states, "The chairman shall make all appointments to commissions, boards, authorities, or special districts with the advice and consent of the county *board*, or as otherwise provided by law."

Recommendation: County Board Chairman Frank Haney recommends the following person(s) to serve as County appointees.

.....

Edwin Herrman of Rockford, Illinois, to serve a 5-year term from October 2019-October 2024 on the Otter Creek Lake Utility District Board.

About the Otter Creek Lake Utility District	
Location:	1284 Lake Summerset Road, Davis, IL 61019
Service Description:	Multi County water and sewer utility that serves the Lake Summerset subdivision in Winnebago and Stephenson County
Board Composition:	Three trustees, appointed by the Winnebago County Board Chairman with advice and consent of the County Board
Origin of Entity:	Public corporation existing pursuant to the Illinois Public Water District Act 70 ILCS 3705/0.01
Property Tax/Funding:	Charges for services for water and sewer
Consolidation/ Dissolution Plan:	<i>If applicable</i>
Compensation:	None

G. MICHAEL SCHEURICH
JAMES E. TUNEBERG
EDWARD M. MAHER
JOHN D. LANPHER
LORI E. MCGIRK
JAMES A. RODRIGUEZ

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Facsimile: 815-636-9666

STANLEY H. GUYER (1903-1986)
EDWARD J. ENICHEN (1929-2009)
ANN M. DITTMAR, Of Counsel
ADRIAN C. CROW, Of Counsel

scheurich@guyerlaw.com

COPY

June 4, 2019

Mr. Frank Haney
Winnebago County Board Chairman
Winnebago County Board Office
404 Elm Street, Room 533
Rockford, IL 61101

Re: Otter Creek Lake Utility District

Dear Mr. Haney:

Mr. Edwin L. Herrman became a trustee for the Otter Creek Lake Utility District in November, 2014. He has served in a responsible, intelligent manner, and has expressed a willingness to be appointed for another five year term as a trustee. The Otter Creek Board of Trustees has approved his nomination. A copy of his resume from the 2014 application is enclosed.

We request that the Winnebago County Board re-appoint Mr. Herrman. Please advise the undersigned, as Secretary of the Board, of his re-appointment at your earliest convenience. If you need anything further on his behalf, please contact me immediately.

Very truly yours,

G. MICHAEL SCHEURICH

GMS/arr
Enclosure

5/4
7/8/19

Edwin L. Herrman

1355 Chadwick Court
Davis, IL 61019

herrmanev@gmail.com

Home Phone: 815/248-9170
Work Phone: 608/329-8300
Cell Phone 815/266-2470

OBJECTIVE

Seeking a business culture that recognizes the contribution of the human resources function to the organization and which would utilize my abilities as part of the senior management team.

EXPERIENCE SUMMARY

Human Resources generalist with both union and non-union experience; with multi-facility responsibility, including international experience. Continued career development has provided broad experience in such areas as:

- Employee Relations
- Union Avoidance/Campaign Experience
- Union Experience
- Safety
- Training & Development
- Compensation/Benefits Development Administration
- Policy Development
- Staffing/Recruitment
- Government Compliance/Litigation

EMPLOYMENT

Monroe Truck Equipment
Monroe, Wisconsin

Director, Human Resources, 1995 - Present

Accepted newly-created position as HR Director reporting to the President of a privately owned non-union manufacturing and distribution corporation with 6 Midwest operations. Responsibilities include all generalist duties. Work closely with the owners, upper management and site managers. Through the development of proactive staff, have established human resources as an integral part of the organization. Department focus on (1) providing prompt, courteous response to internal/external issues; (2) continuous review of company practices and procedures to comply with ever-changing requirements; and (3) serve as an information resource to aid in the ongoing development of our workforce.

DFT Lighting
Elgin, Illinois

Director, Human Resources 1993 - 1995

Recruited by East Coast Corporation to direct all H.R. activities in a relocation of their lighting fixture manufacturing and distribution division from Cleveland, Ohio. Directive was to create a team-oriented culture/operation from the ground floor. This required the development and implementation of all H.R. functions, i.e., wage/salary structure, staffing/recruitment at all levels, policy and benefit development, training, safety, etc. Additional responsibilities included managing the H.R. activities for a satellite manufacturing facility located in Tijuana, Mexico.

EMPLOYMENT, Continued

Edwin L. Herrman

CTS Corporation, Frequency Controls Sandwich, Illinois

Director, Human Resources 1985 - 1993

Responsibility for multi-facility (2 domestic, 1 foreign) international electronics components manufacturer. Human Resources generalist functions including staffing/recruitment, wage/salary administration, safety/OSHA, benefits, OFCC/AAP, policy/procedure development, employee relations/involvement programs and training/development in a TQM environment. Served on Corporate H. R. Task Force charged with evaluating Human Resource programs for all divisions. In this capacity, set policy and recommended benefit structures, i.e., implemented 401K plan, changed insurance administration from self to 3rd party, set policy to comply with ADA and Family Leave.

Central Soya / Seaboard Corporation, Inc. Canton, Georgia / Athens, Georgia

Personnel Manager 1979 - 1985

Initial assignment as Generalist for 500+ employee non-union food processor, encompassing wage, salary and benefits administration, training (emphasis on first line supervision), safety, recruitment (all levels), management practices development, AAP, emphasis on maintaining non-union status (defeated Teamsters September 1980, 1981, and 1982). Duties expanded to include 950 employee unionized facility in Athens, Georgia and 500 employee unionized facility in Chattanooga, Tennessee. In addition to all generalist functions, was chief spokesman for grievance matters to arbitration level. Management representative for two contract negotiations. Task force team member charged with evaluating appropriateness of major acquisition.

CTS Corporation Berne, Indiana / Elkhart, Indiana

Assistant Corporate Personnel Director, Elkhart, Indiana 1975 - 1979

As Personnel Generalist assisted subsidiary locations, both union and non-union, with their personnel issues, monitored subsidiary compliance with state and federal regulations, internal corporate procedures and union contracts.

Assistant Personnel Manager, Berne, Indiana 1973 - 1975

Personnel Generalist for 1,000+ employee electronic component manufacturer.

EDUCATION

B.S., Business Administration, Indiana University (Bloomington, Indiana), Personnel and Industrial Relations Concentration). Throughout career have served on higher education boards/committees as industry representative.

NEW BUSINESS

INTERGOVERNMENTAL AGREEMENT

Between the Northern Illinois Land Bank Authority and Winnebago County, Illinois for the Acquisition of Certain Properties Through Abandonment Proceedings

THIS INTERGOVERNMENTAL AGREEMENT (“IGA”) is entered into between the Northern Illinois Land Bank Authority (“NILBA”) and Winnebago County, Illinois (“County”) (collectively, “Parties”), and shall commence on the date that the last signatory executes this IGA (“Effective Date”).

Recitals

WHEREAS, Article VII, Section 10 of the Constitution of the State of Illinois authorizes and encourages units of local government to contract or otherwise associate among themselves to obtain or share services and to exercise, combine, or transfer any power or function; and

WHEREAS, the Intergovernmental Cooperation Act, 5 ILCS 220/1 *et seq.*, authorizes cooperative arrangements between public agencies of the State of Illinois; and

WHEREAS, NILBA is an intergovernmental agency formed by numerous Winnebago and Boone County units of government, including the County, to assist in the redevelopment and neighborhood stabilization efforts of its members; and

WHEREAS, NILBA, through its counsel, works to acquire, manage, and repurpose vacant, abandoned, and tax delinquent properties within the County and surrounding municipalities;

WHEREAS, the County is an Illinois county authorized to acquire, manage, and convey real property in order to facilitate the redevelopment and rehabilitation of vacant, abandoned, and tax delinquent properties; and

WHEREAS, Section 5-1121(c) of the Illinois Counties Code, 55 ILCS 5/1-1001 *et seq.*, authorizes the County to petition the circuit court to have property that is within the territory of the county, but outside the territory of any municipality, declared abandoned, and may thereafter petition for a judicial deed to property so declared (collectively “Abandonment Proceedings”), provided that the property is delinquent in real estate taxes or water bills for two or more years, is unoccupied by persons legally in possession, and contains a dangerous or unsafe building; and

WHEREAS, NILBA is authorized to exercise the statutory authority of its member communities to take removal action, lien property, foreclose on liens, and petition a circuit court for a declaration of abandonment, as an agent of an individual member community; and

WHEREAS, the County and NILBA seek to enter into this IGA to use Abandonment Proceedings to encourage economic redevelopment and rehabilitation of vacant, abandoned, and tax delinquent properties; and

WHEREAS, the County and NILBA are authorized to execute this IGA by act(s) of their respective duly constituted governing bodies.

NOW, THEREFORE, the parties set forth their mutual understandings as follows:

1. Incorporation of Recitals: The foregoing recitals are made a part of and incorporated into this IGA.

2. Authority to File and Prosecute Abandonment Petitions: The County authorizes and engages NILBA and its counsel to file and prosecute, on its behalf, petition(s) for a declaration of abandonment (pursuant to 55 ILCS 5/5-1121(c), or in the alternative, demolition or repair authority (pursuant to 55 ILCS 5/5-1121(a)) ("Petition") for all parcels identified in **Exhibit A** ("Parcels"). Exhibit A may be amended from time to time by written agreement of the Parties' Contacts, as defined herein.

3. Costs: So long as a Parcel is eligible for a declaration of abandonment, NILBA shall pay for all fees, including attorneys' fees and court costs, required to file and prosecute the Petition filed under this Agreement.

4. Title to Abandoned Parcels: If the County obtains a judicial deed to a Parcel as a result of a declaration of abandonment under this Agreement, the County agrees to immediately convey fee simple title to the Parcel to NILBA.

5. Management of Abandoned Parcel: NILBA shall manage and dispose of the Parcel in accordance with the NILBA by-laws and policies and in consultation with the County Contact, as defined herein.

6. Proceeds of Future Sale: NILBA shall be entitled to all proceeds from any future sale of any Parcel acquired by the County and conveyed by the County to NILBA under this Agreement. NILBA shall use any proceeds to further its mission.

7. Properties Ineligible for Abandonment: In the event that NILBA, or its counsel, notifies the County Contact, in writing, that a Parcel is ineligible for a declaration of abandonment, the County may elect to:

- a. Dismiss the Petition; or
- b. Proceed with the Petition and seek demolition or repair authority for the County pursuant to 55 ILCS 5/5-1121(a). If the County elects to proceed with the Petition, the County shall either:

- i. Engage its own counsel and pay all future costs associated with the Petition;
or
- ii. Enter into a separate agreement with NILBA and its counsel regarding the future costs associated with the Petition.

8. Contacts: The Parties' contacts for implementation of this Agreement are as follows ("Contacts"):

For the County:

Contact (County Official): _____

Email Address _____

Phone Number: _____

Contact (County Attorney): _____

Email Address _____

Phone Number: _____

For NILBA:

With a copy to:

Brent Denzin, Partner
Denzin Soltanzadeh LLC
190 S. LaSalle, Suite 2160
Chicago, Illinois 60603
bdenzin@denzinlaw.com
(312) 380-7260

9. Incorporation/Survival: This IGA sets forth the entire understanding of the parties relative to the subject hereof and supersedes any and all prior agreements, expressed or implied, oral or written, with respect to the subject hereof. Changes, extensions or modifications to this IGA shall only be made by mutual agreement between the parties and shall be in writing. No term of this IGA may be waived or discharged orally or by any course of dealing, but only by an instrument in writing signed by the party benefited by such term. Any terms and conditions contained in this IGA that by their express terms, sense or context are intended to survive the termination or expiration of this IGA shall so survive.

10. Complete Agreement. All prior understandings and agreements between the Parties are merged into this Agreement which alone fully and completely expresses the Parties' agreement.

11. No Third-Party Beneficiaries. The covenants and agreements contained herein shall be binding upon and inure to the sole benefit of the Parties hereto, and their successors and assigns. Nothing herein, express or implied, is intended to or shall confer upon any other person, entity, company, or organization, any legal or equitable right, benefit or remedy of any nature whatsoever under or by reason of this IGA.

12. Counterparts. This IGA may be executed in any number of counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument, and any signatures to counterparts may be delivered by facsimile or other electronic transmission and shall have the same force and effect as original signatures.

13. Force and Effect; Termination. This Agreement shall be in force and effect as of the Effective Date and shall remain in effect thereafter until terminated by either Party. Either Party may terminate this IGA, for any reason, by the Contact providing thirty (30) days written notice of its intent to terminate to the other Contact. However, in the event Petitions are pending at the time notice of the termination is sent, the termination shall not be effective until the Parties agree, in writing, to a resolution for each pending Petition, including the costs associated with each pending Petition. A Petition is pending so long as a final order has not been entered in the circuit court and so long as the conveyance described in Paragraph 4, above, has not been completed.

[Remainder Left Blank]

IN WITNESS WHEREOF, this IGA is hereby executed on behalf of the parties through their authorized representatives as set forth below.

WINNEBAGO COUNTY

NORTHERN ILLINOIS LAND BANK
AUTHORITY

By: _____

By: _____

Name: _____

Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

EXHIBIT A

PARCEL(S) APPROVED FOR ABANDONMENT PETITIONS

1. 6145 Parish, Cherry Valley – PIN 16-10-304-018