

COUNTY BOARD AGENDA

County of Champaign, Urbana, Illinois

Thursday, September 23, 2010 – 7:00 p.m.

Lyle Shields Meeting Room, Brookens Administrative Center

1776 East Washington Street, Urbana, Illinois

Page Number

I. Call To Order

II. Roll Call

III. Prayer & Pledge of Allegiance

IV. Read Notice of Meeting

V. Approval of Agenda/Addenda

VI. Date/Time of Next Regular Meetings

A. Tuesday, October 5, 2010 @ 6:00 p.m. – Committee of the Whole
(Highway & Transportation; County Facilities; Environment & Land Use)

B. Tuesday, October 12, 2010 @ 6:00 p.m. – Committee of the Whole
(Finance; Policy, Personnel, & Appointments; Justice & Social Services)

C. Thursday, October 21, 2010 @ 7:00 p.m. – Regular County Board Meeting

VII. *Consent Agenda – Goldenrod Attachment

VIII. Public Participation

IX. Communications

X. Approval of Minutes

A. August 19, 2010

*1-8

XI. Standing Committee Reports

Summary of Action Taken at September 7, 2010 Committee of the Whole Meeting:
(Highway & Transportation; County Facilities; Environment & Land Use)

*9-12

A. Highway & Transportation

1. Adoption of Resolution No. 7479 Appropriating \$25,032.00 from County Motor Fuel Tax Funds for Champaign County's Share of the Champaign-Urbana Urbanized Area Transportation Study

*13-14
Y29-30

Summary of Action Taken at September 14, 2010 Committee of the Whole Meeting:
(Finance; Policy, Personnel, & Appointments; Justice & Social Services)

*15-19

B. Environment & Land Use

1. Adoption of Resolution No. 7482 Approving the FY2011 County Planning Contract Work Plan *20-32
B24-36

C. Justice & Social Services

1. Adoption of Ordinance No. 871 Revised Champaign County Animal Control Ordinance *33-50
B37-59
2. Adoption of Resolution No. 7483 Authorizing an Intergovernmental Agreement for Animal Impound Services with the City of Champaign *51
B60-65

D. Finance

1. Adoption of Resolution No. 7488 – Purchases Not Following Purchasing Policy *52-53
2. Adoption of Resolution No. 7489 – Payment of Claims Authorization *54
3. **Adoption of Resolution No. 7490 – Budget Amendment #10-00081 Fund/Dept: 108 Developmental Disability Fund - 050 Developmental Disability Board *55
Add. B4
Increased Appropriations: \$36,000
Increased Revenue: \$0
Reason: To cover grant expenditures for 2010 fiscal year.
4. Adoption of Resolution No. 7491 Approving the Addition of a Position to the Champaign County Mental Health Board *56
B88-89
5. Adoption of Resolution No. 7492 Approving IT Staffing Change *57
B90-91
6. Adoption of Resolution No. 7493 Approving Agreement with William Blair to Provide Underwriting Services in the Issuance of Appropriate Financing for the Champaign County East Campus Office/Storage Facility Construction Project *58

E. Policy, Personnel, & Appointments

1. Adoption of Resolution No. 7484 Establishing the Olympian-Lincoln Special Committee *59
2. Adoption of Resolution No. 7485 Approving Award of Contract to Clifton Gunderson, LLP for Financial Auditing Services for Champaign County *60

3. Adoption of Resolution No. 7487 Placing the Question of Elimination of the Elected Office of County Auditor in Champaign County on the April 2011 Election Ballot *61
B78

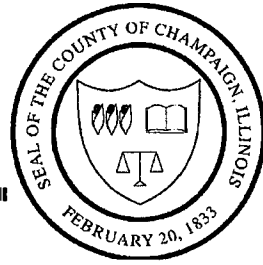
XII. Other Business

- A. *Adoption of Resolution No. 7502 Requesting Consent of the Department of Transportation to the Reappointment of Jeff Blue as County Engineer *62
- B. *Adoption of Resolution No. 7503 Appointing Jeff Blue as County Engineer of Champaign County, Illinois *63-70
- C. *Adoption of Resolution No. 7504 of Agreement for County Engineer's Salary *71-72
- D. Semi-Annual Review of Closed Session Minutes *73-78
- E. *Closed Session Pursuant to 5 ILCS 120/2(c)2 to Consider Collective Negotiating Matters Between Champaign County & Its Employees or Their Representatives

XIII. New Business

XIV. Recess

*Roll Call
**Roll call and 18 votes
***Roll call and 21 votes
****Roll call and 14 votes
Except as otherwise stated, approval requires the vote of a majority of those County Board members present.



COUNTY BOARD CONSENT AGENDA

County of Champaign, Urbana, Illinois

Thursday, September 23, 2010 - 7:00 p.m.

Lyle Shields Meeting Room, Brookens Administrative Center
1776 East Washington Street, Urbana, Illinois

Page Number

A. County Facilities

1. Adoption of Resolution No. 7480 Approving the Niemann Foods Parking Lease Agreement *79
Y19-22
2. Adoption of Resolution No. 7481 Approving the Abraham Lincoln Presidential Library & Museum Outgoing Loan Agreement for a Traveling Exhibit *80
Y23-25

B. Highway & Transportation

1. Adoption of Ordinance No. 869 for the Establishment of a Speed Zone on County Highway 18 (Monroe Street near Philo) *81

C. Environment & Land Use

1. Adoption of Ordinance No. 870 Amending Zoning Ordinance, Case No. 668-AT-10 *82-84
Y31-33

D. Finance

1. Adoption of Resolution No. 7495 - Budget Amendment #10-00076 *85
Fund/Dept: 075 Regional Planning Commission - 865 LIHEAP-Percentage of B79
Income Payment Plan
Increased Appropriations: \$175,000
Increased Revenue: \$175,000
Reason: Receipt of new grant from Illinois Department of Commerce & Economic Opportunity for Percentage of Income Payment Program. This program provides assistance to low income utility customers, who meet the requirements for a percentage of income payment toward utility bills.
2. Adoption of Resolution No. 7496 - Budget Amendment #10-00077 *86
Fund/Dept: 075 Regional Planning Commission - 866 Weatherization- B80
NICOR/IACAA
Increased Appropriations: \$70,000
Increased Revenue: \$70,000
Reason: To accommodate new contract with Illinois Association of Community Action Agencies to weatherize ten homes in the NICOR utility service area. The Weatherization Program provides weatherization services to low income residents, which helps them save fuel and money while increasing the comfort of their homes.

3. Adoption of Resolution No. 7497 - Budget Amendment #10-00080 *87-88
Fund/Dept: 075 Regional Planning Commission - 682 Economic Development Add. B2-3
District-Even Years
Increased Appropriations: \$25,000
Increased Revenue: \$0
Reason: Original expenditure budget estimates for County FY10 were insufficient.
Budgeted contract revenue is sufficient.
4. Adoption of Resolution No. 7498 Authorizing the Regional Planning Commission *89
to Participate in the USDA Intermediary Relending Program B81
5. Adoption of Resolution No. 7499 Authorizing the Acceptance of a Grant to *90
Purchase Voting Equipment B82
6. Adoption of Resolution No. 7500 - Budget Amendment #10-00079 *91
Fund/Dept: 628 Election Assist/Accessibility - 022 County Clerk B83
Increased Appropriations: \$72,000
Increased Revenue: \$72,000
Reason: To cover expenses for the early voting station on campus.
7. Adoption of Resolution No. 7501 for the Approval and, if Awarded, Acceptance *92
of the Illinois Criminal Justice Information Authority – Juvenile Information B84-87
Sharing Grant for the Court Services/Probation Department

E. Policy, Personnel, & Appointments

1. Adoption of Resolution No. 7486 Amending the County Board Rules to Document *93-107
the Change in Structure to Committee of the Whole from Standing Committees
2. Adoption of Resolution No. 7494 Authorizing an Acceptance Agreement for the *108
Illinois State Board of Elections Phase III Grant B75-77

RESUME OF MINUTES OF A REGULAR MEETING OF THE
COUNTY BOARD, CHAMPAIGN COUNTY, ILLINOIS
August 19, 2010

The County Board of Champaign County, Illinois met at a Regular Meeting, Thursday, August 19, 2010 at 7:02 P.M. in the Lyle Shields Meeting Room, Brookens Administrative Center, 1776 East Washington Street, Urbana, Illinois, with C. Pius Weibel presiding and Sasha Green as Secretary of the Meeting.

ROLL CALL

Roll call showed the following Board Members Present: Sapp, Schroeder, Smucker, Wysocki, Ammons, Anderson, Beckett, Bensyl, Betz, Doenitz, Gladney, James, Jay, Jones, Knott, Kurtz, Langenheim, McGinty, Michaels, Moser, Nudo, O'Connor, Richards, Rosales and Weibel – 25; Absent: Carter and Cowart – 2. Thereupon, the Chair declared a quorum present and the Board competent to conduct business.

PRAYER & PLEDGE OF ALLEGIANCE

A prayer was given by Chair Weibel. The Pledge of Allegiance to the Flag was recited.

READ NOTICE OF MEETING

The Clerk read the Notice of the Meeting, said Notice having been published in the *The County Star* on July 29, August 5 and 12, 2010. Board Member Betz offered a motion to approve the notice; seconded by Board Member Wysocki. Approved by voice vote.

APPROVAL OF AGENDA/ADDENDA

Board Member Betz offered the motion to approve the Agenda/Addendum; seconded by Board Member Rosales. Approved by voice vote.

DATE/TIME OF NEXT REGULAR MEETING

Chair Weibel announced that Legislative Budget Hearings will be held Tuesday September 7, 2010 at 5:30 P.M., and the Committee of the Whole for Highway & Transportation, County Facilities, and Environment & Land Use will be held at 7:00 P.M. or following the Legislative Budget Hearings if the Hearings last past 7:00 P.M.; Chair Weibel announced that Legislative Budget Hearings will be held Tuesday September 14, 2010 at 5:30 P.M., and the Committee of the Whole for Finance, Policy, Personnel, & Appointments, and Justice & Social Services will be held at 7:00 P.M. or following the Legislative Budget Hearings if the Hearings last past 7:00 P.M.; and the Regular Meeting of the County Board will be held on Thursday, September 23, 2010 at 7:00 P.M.

CONSIDERATION OF CONSENT AGENDA ITEMS BY OMNIBUS VOTE

Board Member Wysocki pointed out a typographical error on page 1, the pages relating to Ordinance 868, are 26 – 29, pages 30 – 33 are part of the Ordinance 867 which is not a part of the Consent Agenda.

Environment & Land Use

Adoption of **Ordinance No. 868** Amending the Public Nuisance Ordinance of Champaign County.

Finance

Adoption of **Resolution No. 7436** Budget Amendment #10-00064:

Fund/Dept: 105 Capital Asset Replacement Fund - 059 Facilities Planning

Increased Appropriations: \$264,000.00

Increased Revenue: \$0.00

Reason: To pay for roof replacement of ILEAS building.

Adoption of **Resolution No. 7437** Budget Amendment #10-00065:

Fund/Dept: 071 1995 Jail Bond Debt Services - 010 County Board

Increased Appropriations: \$7,500.00

Increased Revenue: \$0.00

Reason: To transfer all remaining monies in the Jail Bond Debt Service Fund to the Public Safety Sales Tax Fund as all Jail Bond payments have been completed.

Adoption of **Resolution No. 7438** Budget Amendment #10-00067:

Fund/Dept: 075 Regional Planning Commission - 818 Homeless
Prevention/Rapid Re-Housing

Increased Appropriations: \$90,000.00

Increased Revenue: \$90,000.00

Reason: To accommodate increased emergency shelter expenditures for the ARRA Homeless Prevention/Rapid Re-Housing Grant. This program provides financial and other assistance to prevent individuals and families from becoming homeless and helps those who are experiencing homelessness to be quickly re-housed and stabilized.

Adoption of **Resolution No. 7439** Budget Amendment #10-00068:

Fund/Dept: 075 Regional Planning Commission - 862 Weatherization-
Recovery and Reinvestment Act

Increased Appropriations: \$500,000.00

Increased Revenue: \$500,000.00

Reason: Receipt of additional funding from the U.S. Department of Energy and extension of grant through June 30, 2011 for the Weatherization Program. This program provides weatherization services to low-income residents which helps them save fuel and money while increasing the comfort of their homes.

Adoption of Resolution No. 7440 .Budget Amendment #10-00070:
Fund/Dept: 630 Circuit Clerk Operations and Administration - 030 Circuit Clerk
Increased Appropriations: \$50,000.00
Increased Revenue: \$75,000.00
Reason: To create budget line to pay court case files formerly paid by General Corporate to achieve required budget cuts and to establish revenue line for this new fund.

Adoption of Resolution No. 7441 .Budget Amendment #10-00071:
Fund/Dept: 617 Child Support Service Fund - 030 Circuit Clerk
Increased Appropriations: \$14,900.00
Increased Revenue: \$0.00
Reason: To pay for employee formerly paid out of General Corporate to achieve required budget cuts in FY2010.

Adoption of Resolution No. 7442 .Budget Amendment #10-00072:
Fund/Dept: 613 Court's Automation Fund - 030 Circuit Clerk
Increased Appropriations: \$30,000.00
Increased Revenue: \$0.00
Reason: To restore money inadvertently omitted in the creation of FY2010 budget. This correction leaves revenues budgeted at \$324,200.00 and expenditures budgeted at \$268,289.00.

Adoption of Resolution No. 7443 .Budget Amendment #10-00073:
Fund/Dept: 104 Early Childhood Fund - 610 Early Head Start Expansion-ARRA-Odd Year
Increased Appropriations: \$140,500.00
Increased Revenue: \$179,000.00
Reason: Receipt of American Recovery & Reinvestment Act funds to continue expanded Early Head Start services to 56 infants, toddlers, and pregnant women. This action is for prorated continuation of operations.

Adoption of Resolution No. 7444 .Budget Amendment #10-00074:
Fund/Dept: 104 Early Childhood Fund .610 Early Head Start Expansion-ARRA-Odd Year
Increased Appropriations: \$38,365.00
Increased Revenue: \$0.00
Reason: Additional appropriations for Dept. 610.

Policy, Personnel, & Appointments

Adoption of Resolution No. 7445 Appointing Joseph L. Irlle to the Beaver Lake Drainage District.

Adoption of Resolution No. 7446 Appointing Valerie Rogers to the Blackford Slough Drainage District.

Adoption of Resolution No. 7447 Appointing Richard Rayburn to the Conrad & Fisher Drainage District.

Adoption of Resolution No. 7448 Appointing Leon Bluhm to the Drainage District #10 Town of Ogden.

Adoption of Resolution No. 7449 Appointing Marc Shaw to the Fountain Head Drainage District.

Adoption of Resolution No. 7450 Appointing James Boland to the Kankakee Drainage District.

Adoption of Resolution No. 7451 Appointing John Park to the Kerr & Compromise Drainage District.

Adoption of Resolution No. 7452 Appointing Dave Mennenga to the Longbranch Mutual Drainage District.

Adoption of Resolution No. 7453 Appointing Frank Ehler to the Lower Big Slough Drainage District.

Adoption of Resolution No. 7454 Appointing David Bright to the Nelson-Moore-Fairfield Drainage District.

Adoption of Resolution No. 7455 Appointing Steve Stierwalt to the Okaw Drainage District.

Adoption of Resolution No. 7456 Appointing John Nelson to the Owl Creek Drainage District.

Adoption of Resolution No. 7457 Appointing Dennis Butler to the Pesotum Slough Special Drainage District.

Adoption of Resolution No. 7458 Appointing Arlen Buhr to the Prairie Creek Drainage District.

Adoption of Resolution No. 7459 Appointing Ray Ideus to the Raup Drainage District.

Adoption of Resolution No. 7460 Appointing James Kirk to the Salt Fork Drainage District.

Adoption of Resolution No. 7461 Appointing William Siegfried to the Sangamon & Drummer Drainage District.

Adoption of Resolution No. 7462 Appointing Brian Buss to the Somer #1 Drainage District.

Adoption of Resolution No. 7463 Appointing Kenneth Decker to the South Fork Drainage District.

Adoption of Resolution No. 7464 Appointing Michael Hastings to the St. Joseph #3 Drainage District.

Adoption of Resolution No. 7465 Appointing Francis Osterbur to the St. Joseph #4 Drainage District.

Adoption of Resolution No. 7466 Appointing Garry Gannon to the St. Joseph #5 & St. Joseph #6 Drainage Districts.

Adoption of Resolution No. 7467 Appointing Cody Cundiff to the Triple Fork Drainage District.

Adoption of Resolution No. 7468 Appointing Jerry Heinz to the Two Mile Slough Drainage District.

Adoption of Resolution No. 7469 Appointing Ray Aden to the Union Drainage District of Stanton & Ogden Townships.

Adoption of Resolution No. 7470 Appointing Jerry Thinnes to the Union Drainage District #1 of Philo & Crittenden.

Adoption of Resolution No. 7471 Appointing Donald Rice to the Union Drainage District #1 of Philo & Urbana.

Adoption of Resolution No. 7472 Appointing William Wilson to the Union Drainage District #2 of St. Joseph & Ogden.

Adoption of Resolution No. 7473 Appointing H. Paul Dohme to the Union Drainage District #3 of South Homer & Sidney.

Adoption of Resolution No. 7474 Appointing Dudley Carroll to the Upper Embarras River Basin Drainage District.

Adoption of Resolution No. 7475 Appointing Marion Wagner to the Willow Branch Drainage District.

Adoption of Resolution No. 7476 Amending the County Board Rules Regarding Motions Forwarded to the County Board Meetings.

Board Member Beckett offered the motion to approve the Consent Agenda; seconded by Board Member McGinty. Chair Weibel asked the Clerk to call the roll.

Consent Agenda approved by roll call vote.

Yeas: Sapp, Schroeder, Smucker, Wysocki, Ammons, Anderson, Beckett, Bensyl, Betz, Doenitz, Gladney, James, Jay, Jones, Knott, Kurtz, Langenheim, McGinty, Michaels, Moser, Nudo, O'Connor, Richards, Rosales and Weibel – 25;

Nays: None.

PUBLIC PARTICIPATION

Marilyn Lindholm spoke regarding the Olympian Drive Extension. Eric Thorsland spoke regarding the Olympian Drive Extension. Lara Huth spoke regarding the Olympian Drive Extension.

COMMUNICATIONS

Board Member Kurtz spoke regarding the FutureGen project, asking if the County Board could send a letter of interest; Chair Weibel stated he would research it. Board Member Langenheim stated a new book about mining, History of the Town of Herrin, written by a University of Illinois professor is available.

APPROVAL OF MINUTES

Board Member Ammons offered a motion to approve the County Board Regular Meeting Minutes of July 22, 2010; seconded by Board Member James. Approved by voice vote.

STANDING COMMITTEE REPORTS

Environment & Land Use

Board Member Wysocki, Chair, recommended adoption of Ordinance No. 867 Adopting the Rental Habitability Ordinance of Champaign County; seconded by Board Member Betz. Discussion followed. Board Member James offered the motion to send the Ordinance back to Committee; seconded by Board Member Nudo. Discussion followed. A roll call was requested.

Sent back to Committee by roll call vote.

Yeas: Sapp, Schroeder, Beckett, Bensyl, Doenitz, James, Jay, Jones, Knott, McGinty, Michaels, Moser, Nudo, O'Connor, Richards, Rosales and Weibel – 17;

Nays: Smucker, Wysocki, Ammons, Anderson, Betz, Gladney, Kurtz and Langenheim – 8.

Highway & Transportation

Board Member Beckett recommended approval of a Letter of Support for Village of Mahomet/Champaign County Forest Preserve Lake of the Woods Transportation Enhancement Grant; seconded by Board Member Knott. (The letter was not distributed.) Discussion followed. Adopted by voice vote.

Jeff Blue, County Engineer, gave an Olympian Drive Project Update and answered Board Members questions.

Chair Weibel announced a three minute break.

Finance

Board Member McGinty, Chair, recommended adoption of **Resolution No. 7431** - Purchases Not Following Purchasing Policy; seconded by Board Member Beckett. Adopted by voice vote.

Board Member McGinty recommended adoption of Resolution No. 7432 - Payment of Claims Authorization; seconded by Board Member Beckett. Adopted by voice vote.

Board Member McGinty recommended adoption of Resolution No. 7433 - Budget Amendment #10-00066:

Fund/Dept: 075 Regional Planning Commission - 700 Home Energy Assistance-HHS-Even Year

Increased Appropriations: \$950,000.00

Increased Revenue: \$950,000.00

Reason: Insurance Receipt of additional funding from the U.S. Department of Health and Human Services for expansion of energy assistance to low-income individuals and families and extension of grant through 12/31/10; seconded by Board Member Betz.

Adopted by 1/3 required roll call vote.

Yeas: Sapp, Schroeder, Smucker, Wysocki, Anderson, Beckett, Bensyl, Betz, Doenitz, Gladney, James, Jay, Knott, Kurtz, McGinty, Michaels, Nudo, O'Connor, Richards, Rosales and Weibel – 21;

Nays: None,

Absent: Ammons, Jones, Langenheim and Moser – 4.

Board Member McGinty recommended adoption of Resolution No. 7477 – Budget Amendment #10-00075:

Fund/Dept: 303 Court Complex Construction Fund - 010 County Board

Increased Appropriations: \$166,631.00

Increased Revenue: \$0.00

Reason: To offset the difference between the original FY2010 budget of \$392,000.00 for courts construction and the actual cost to complete the project in FY2010 of \$558,631.00. The Courthouse Construction Fund will retain a balance of approximately \$1 million, after this appropriation is made; seconded by Board Member Rosales. Discussion followed.

Adopted by 1/3 required roll call vote.

Yeas: Sapp, Schroeder, Smucker, Wysocki, Anderson, Beckett, Bensyl, Betz, Doenitz, Gladney, James, Jay, Knott, Kurtz, Langenheim, McGinty, Michaels, Moser, Nudo, O'Connor, Richards, Rosales and Weibel – 23;

Nays: None;

Absent: Ammons and Jones – 2.

Policy, Personnel, & Appointments

Board Member Betz, Chair, recommended adoption of Resolution No. 7434 Approving Revisions to the MLK Celebration Awards Process; seconded by Board Member Rosales. There was a friendly amendment to substitute the Resolution with a Resolution found in "Revised Items & Additional Information for County Board Meeting August 19, 2010"; seconded by Board Member Betz. Discussion followed. Adopted by voice vote.

Board Member Betz recommended adoption of **Resolution No. 7435** Approving the Continuation of the Committee of the Whole Structure; seconded by Board Member Moser. Discussion followed. Adopted by voice vote.

Board Member Betz recommended adoption of **Resolution No. 7478** Designating the Month of September as Constitution Month in Champaign County; seconded by Board Member Schroeder. Discussion followed. Adopted by voice vote.

OTHER BUSINESS

Board Member Beckett recommended the Board enter into Closed Session Pursuant to 5 ILCS 120/2 (c) 1 to Consider the Employment, Compensation, Discipline, Performance, or Dismissal of Specific Employees of Champaign County, further moving the following individuals remain present: County Administrator, County's Legal Counsel, County Engineer and Recording Secretary ; seconded by Board Member McGinty.

Approved by roll call vote.

Yeas: Sapp, Schroeder, Smucker, Wysocki, Anderson, Beckett, Bensyl, Betz, Doenitz, Gladney, James, Jay, Knott, Kurtz, Langenheim, McGinty, Michaels, Moser, Richards, Rosales and Weibel – 21;

Nays: O'Connor – 1;

Absent: Ammons, Jones and Nudo – 2.

The Board entered into Closed Session at 9:32 P.M. The Board re-entered in Open Session at 10:13 P.M.

NEW BUSINESS

There was no New Business.

ADJOURNMENT

Chair Weibel adjourned the meeting at 10:14 P.M.

Mark Shelden

Mark Shelden, Champaign County Clerk
and ex-Officio Clerk of the Champaign County Board

COMMITTEE OF THE WHOLE – HIGHWAY, FACILITIES, & ELUC
Summary of Action Taken at 9/7/2010 Meeting

AGENDA ITEM

ACTION TAKEN

- | | |
|--|---|
| <p>1. <u>Call to Order</u></p> | Meeting called to order at 7:02 p.m. |
| <p>2. <u>Roll Call</u></p> | 22 Board members were present at the meeting. |
| <p>3. <u>Approval of County Board Resolution to Meet as Committee of the Whole</u></p> | Approved. |
| <p>4. <u>Approval of Minutes</u>
A. Committee of the Whole Minutes – August 3, 2010</p> | Approved as presented. |
| <p>5. <u>Approval of Agenda/Addendum</u></p> | Agenda and addendum were approved as presented. |
| <p>6. <u>Public Participation</u></p> | John Dimit, George Boyd, Laura Huth, Patti Petrie, Craig Rost, & Mark Dixon spoke about the proposed Olympian Drive project.

Carl Webber spoke about the proposed Zoning Ordinance amendment allowing a residential recovery center. |
| <p>7. <u>Communications</u></p> | Weibel spoke about the new FutureGen proposal. McGinty recommended Board members arrive on time for the legislative budget hearings next week. Kurtz suggested the County charge a fee for using the Courthouse helpdesk. |
| <p>8. <u>County Facilities</u>
A. <u>Courthouse Exterior/Clock & Bell Tower Renovation Project</u>
1. Project Update</p> | Received & placed on file. |
| <p>B. <u>Facilities Director</u>
1. Physical Plant Monthly Reports</p> | Received & placed on file. |
| <p>2. Approval of Release of RFP 2010-005 for Design Build of Coroner/Physical Plant Maintenance/County Storage Facility</p> | Motion approved to release RFP 2010-005. |
| <p>3. Approval of Lease with Niemann Foods for Downtown Employee Parking</p> | <i>*RECOMMEND TO THE COUNTY BOARD APPROVAL of Lease with Niemann Foods for Downtown Employee Parking</i> |

C. Chair's Report

1. Approval of RFP 2010-005 Selection Committee

Motion approved to appoint Steve Beckett, Deb Busey, Riley Glerum, Duane Northrup, Alan Nudo, Alan Reinhart, Mark Shelden, & C. Pius Weibel to the RFP 2010-005 Selection Committee.

2. Courthouse News Stands

No action taken.

3. Approval of Hosting a Traveling Lincoln Exhibit & Outgoing Loan Agreement with the Abraham Lincoln Presidential Library & Museum

***RECOMMEND TO THE COUNTY BOARD APPROVAL of Outgoing Loan Agreement with the Abraham Lincoln Presidential Library & Museum to host a traveling Lincoln exhibit**

D. County Administrator

1. Closed Session Pursuant to 5 ILCS 120/2(c)6 to Discuss the Setting of Price for Sale or Lease of Property Owned by Champaign County

Deferred to September 14th meeting.

E. Other Business

None

F. Designation of Items to be Placed on County Board Consent Agenda

Agenda items 8.B.3 & 8.C.3 were designated for the consent agenda.

9. Highway & Transportation

A. Monthly Reports

1. County & Township Motor Fuel Tax Claims – June 2010, July 2010, & August 2010

Received & placed on file.

B. County Engineer

1. Resolution Appropriating \$25,032.00 from County Motor Fuel Tax Funds for Champaign County's Share of the Champaign-Urbana Urban Area Transportation System

***RECOMMEND TO THE COUNTY BOARD APPROVAL of Resolution Appropriating \$25,032.00 from County Motor Fuel Tax Funds for Champaign County's Share of the Champaign-Urbana Urban Area Transportation System**

2. Ordinance for the Establishment of an Altered Speed Zone in Philo Township

***RECOMMEND TO THE COUNTY BOARD APPROVAL of Ordinance for the Establishment of an Altered Speed Zone in Philo Township**

3. Olympian Drive Project: Discussion and Direction

Motion failed to take a straw poll. Weibel agreed to place the appointment of an Olympian Drive Special Committee on the Sept. 14th agenda.

**Denotes Consent Agenda Item.*

C. Other Business None

D. Chair's Report None

E. Designation of Items to be Placed on County Board Consent Agenda Agenda item 9.B.2 was designated for the consent agenda.

10. Environment & Land Use

A. Zoning Ordinance Amendment

1. Final Recommendation to Amend Champaign County Zoning Ordinance Zoning Case 668-AT-10 Petitioner: Champaign County Zoning Administrator

****RECOMMEND TO THE COUNTY BOARD APPROVAL of Amending Champaign County Zoning Ordinance Zoning Case 668-AT-10***

B. Draft Habitability Ordinance

Deferred to October 5th meeting.

C. Zoning Case 671-AM-10

Deferred to October 5th meeting.

D. Changing the Zoning Ordinance Requirements for Coal Mining

Deferred to October 5th meeting.

E. Direction to Zoning Administrator Regarding Proposed Zoning Ordinance Text Amendments

1. Amend the Champaign County Zoning Ordinance Requirements for Dwellings That Are Nonconforming Uses by (1) Removing the Limit on Annual Maintenance and (2) Authorizing Reconstruction

Motion approved to conduct a Zoning Ordinance text amendment for dwellings that are nonconforming uses by (1) removing the limit on annual maintenance and (2) authorizing reconstruction.

2. Request to Amend the Champaign County Zoning Ordinance to Implement Land Resource Management Policies 4.1.5, 4.1.7, and 4.1.9 as part of the FY2010 RPC Planning Contract

Deferred to October 5th meeting.

3. Request to Amend the Champaign County Zoning Ordinance to Implement Land Resource Management Policies 4.1.6 and 4.3.1-4.3.4 as part of the FY2010 RPC Planning Contract

Deferred to October 5th meeting.

4. Request to Amend the Champaign County Zoning Ordinance to Implement Land Resource Management Objective 4.4 as Part of the FY2010 RPC Planning Contract

Deferred to October 5th meeting.

****Denotes Consent Agenda Item.***

- | | |
|--|---|
| F. <u>RPC FY2011 County Planning Contract Work Plan</u> | Deferred to September 14 th meeting. |
| G. <u>Monthly Report</u> | No action taken. |
| H. <u>Other Business</u> | None |
| I. <u>Chair's Report</u> | None |
| J. <u>Designation of Items to be Placed on County Board Consent Agenda</u> | Agenda item 10.A.1 was designated for the consent agenda. |
| 11. <u>Other Business - Addendum</u> | |
| A. Closed Session Pursuant to 5 ILCS 120/2 (c) 1 to Consider the Employment, Compensation, Discipline, Performance, or Dismissal of Specific Employees of Champaign County | Deferred to September 14 th meeting. |
| 11. <u>Closed Session Minutes</u> | |
| A. Approval of August 3, 2010 Closed Session Minutes | Approved as presented. |
| B. Semi-Annual Review of Closed Session Minutes | Deferred to October 5 th meeting. |
| 12. <u>Adjournment</u> | Meeting adjourned at 10:27 p.m. |

**Denotes Consent Agenda Item.*

RESOLUTION NO. 7479

RESOLUTION APPROPRIATING \$25,032.00 FROM
COUNTY MOTOR FUEL TAX FUNDS FOR
CHAMPAIGN COUNTY'S SHARE OF THE
CHAMPAIGN-URBANA URBANIZED AREA TRANSPORTATION STUDY
SECTION #10-00000-00-ES

WHEREAS, The County Board of Champaign County is desirous of entering into a contract to have the following study performed under the Illinois Highway Code, designated at Section #10-00000-00-ES:

CHAMPAIGN-URBANA URBANIZED AREA TRANSPORTATION
STUDY; and

WHEREAS, the proposed study consists of the County of Champaign's annual contribution to the Champaign County Regional Planning Commission and its share of funding the above mentioned study;

NOW, THEREFORE, BE IT RESOLVED, That there is hereby appropriated the sum of Twenty-five Thousand Thirty-two Dollars (\$25,032.00) from County Motor Fuel Tax Funds for the County's share; and

BE IT FURTHER RESOLVED, That the County Clerk is hereby directed to transmit two (2) certified copies of this resolution to Mr. Joseph E. Crowe, District Engineer, Illinois Department of Transportation, Paris, Illinois.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September A.D., 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk and
ex-Officio Clerk of the County Board

Prepared by: Jeff Blue
County Engineer

I, Mark Shelden, County Clerk in and for said County, in the State aforesaid, and keeper of the records and files thereof as provided by statute, do hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the County Board of Champaign county, at its County Board meeting held at Urbana, Illinois on September 23, 2010.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County at my office in Urbana in said County, this _____ day of _____ A.D. 2010.

(SEAL)

County Clerk

APPROVED

Date

Department of Transportation

District Engineer

COMMITTEE OF THE WHOLE – FINANCE, POLICY, & JUSTICE
Summary of Action Taken at 9/14/2010 Meeting

AGENDA ITEM

ACTION TAKEN

- | | |
|--|--|
| <p>1. <u>Call to Order</u></p> | Meeting called to order at 7:04 p.m. |
| <p>2. <u>Roll Call</u></p> | 26 Board members were present at the meeting. |
| <p>3. <u>Approval of County Board Resolution to Meet as Committee of the Whole</u></p> | Approved. |
| <p>4. <u>Approval of Minutes</u>
A. Committee of the Whole Minutes – August 10, 2010</p> <p>B. Administrative Structure Special Committee – April 15, 2009 & April 22, 2009</p> | Approved as presented.

Approved as presented. |
| <p>5. <u>Approval of Agenda/Addendum</u></p> | Agenda and addendum were approved. |
| <p>6. <u>Public Participation</u></p> | Tanner Israel, David Wall, Nolan Drea, Jonathan Earnest, Devin Mapes, Shana Harrison, & Eric Thorsland spoke in support of housing the campus early voting location at the Illini Union. Laura Huth spoke about Olympian Drive on behalf of her clients. Tony Fabri spoke against placing the elected Auditor question on the April 2010 ballot. |
| <p>7. <u>Communications</u></p> | None |
| <p>8. <u>Environment & Land Use</u>
A. <u>RPC FY2011 County Planning Contract Work Plan</u></p> | *RECOMMEND TO THE COUNTY BOARD APPROVAL of amended FY2011 County Planning Contract Work Plan |
| <p>9. <u>Justice & Social Services</u>
A. <u>Monthly Reports</u></p> <p>B. <u>Animal Control</u>
1. Approval of Revised Animal Control Ordinance</p> <p>2. Approval of Intergovernmental Agreement for Animal Impound Services with the City of Champaign</p> | Received & placed on file.

*RECOMMEND TO THE COUNTY BOARD APPROVAL of revised Animal Control Ordinance

*RECOMMEND TO THE COUNTY BOARD APPROVAL of Intergovernmental Agreement for Animal Impound Services with the City of Champaign |

3. Animal Control Annual Report 2009

Received & placed on file.

C. Other Business

None

D. Chair's Report

None

E. Designation of Items to be Placed on County Board Consent Agenda

No agenda items were designated for the consent agenda.

10. Policy, Personnel, & Appointments

A. Appointments/Reappointments

1. Approval of RFP 2010-005 Selection Committee

Motion approved to appoint Steve Beckett, Deb Busey, Riley Glerum, Duane Northrup, Alan Nudo, Alan Reinhart, Mark Shelden, & C. Pius Weibel to the RFP 2010-005 Selection Committee.

2. Approval of Olympian Drive Special Committee

***RECOMMEND TO THE COUNTY BOARD APPROVAL of appointing Matt Gladney, Greg Knott, Ralph Langenheim, Alan Nudo, & C. Pius Weibel to the Olympian-Lincoln Special Committee**

B. Administrator's Report

1. Vacant Positions Listing

Provided for information only.

2. Request Approval of Job Content Evaluation Committee Recommendation for Mental Health Board Staffing Request

Motion approved to forward the recommendation of assignment of the Developmental Disabilities Contract Coordinator position to Finance.

3. Request Approval of Award of Contract for Financial Auditing Services for Champaign County

***RECOMMEND TO THE COUNTY BOARD APPROVAL to award Financial Auditing Services for Champaign County contract to Clifton Gunderson LLP**

4. Request for Release of Bid for Emergency Operation Center Technology Upgrade

Motion approved to release Bid 2010-006 for the Champaign County Emergency Operation Center Technology Upgrade.

C. County Clerk

1. Monthly Fees Report – July 2010

Received & placed on file.

2. Approval to Accept Illinois State Board of Elections Phase III Grant Award

***RECOMMEND TO THE COUNTY BOARD APPROVAL of acceptance of Illinois State Board of Elections Phase III Grant Award**

**Denotes Consent Agenda Item.*

D. Recommendations for Changes to County Board Rules

***RECOMMEND TO THE COUNTY BOARD APPROVAL of all recommended changes to the County Board Rules as amended**

E. Other Business

1. Resolution Placing the Question of Elimination of the Elected Office of County Auditor in Champaign County on the April 2011 Election Ballot

***RECOMMEND TO THE COUNTY BOARD APPROVAL of Resolution Placing the Question of Elimination of the Elected Office of County Auditor in Champaign County on the April 2011 Election Ballot**

2. Regional Planning Commission Request for Exception to the Travel Policy

Motion approved to grant the exception to the Travel Policy as requested by RPC.

F. Chair's Report

None

G. Designation of Items to be Placed on County Board Consent Agenda

Agenda items 10.C.2 & D were designated for the consent agenda.

11. Finance

A. Budget Amendments & Transfers

***RECOMMEND TO THE COUNTY BOARD APPROVAL of Budget Amendments #10-00076, #10-00077, & #10-00080.**

***RECOMMEND TO THE COUNTY BOARD APPROVAL of Budget Amendment #10-00081**

B. Regional Planning Commission

1. Approval of Champaign County Participation in USDA Intermediary Re-Lending Program

***RECOMMEND TO THE COUNTY BOARD APPROVAL of Champaign County Participation in USDA Intermediary Re-Lending Program**

C. County Clerk

1. Request Approval of Resolution Authority the Acceptance of a Grant to Purchase Voting Equipment

***RECOMMEND TO THE COUNTY BOARD APPROVAL of Resolution Authority the Acceptance of a Grant to Purchase Voting Equipment**

2. Budget Amendment #10-00079

***RECOMMEND TO THE COUNTY BOARD APPROVAL of Budget Amendment #10-00079**

County Board directed a resolution designating the early voting campus location be placed on County Board agenda.

**Denotes Consent Agenda Item.*

D. Court Services/Probation

1. Request Approval of Application and, if Awarded, Acceptance of Information & Record Sharing Program/Enhanced Formal Station Adjustment Program Grant

***RECOMMEND TO THE COUNTY BOARD APPROVAL of application and, if awarded, acceptance of Information & Record Sharing Program/Enhanced Formal Station Adjustment Program Grant**

E. County Administrator

1. General Corporate Fund FY2010 Revenue/Expenditure Projection Report

Received & placed on file.

2. General Corporate Fund Budget Change Report

Received & placed on file.

3. Harris & Harris Monthly Collections Report

No report was presented.

4. Request Approval of Mental Health Board Staffing Request

***RECOMMEND TO THE COUNTY BOARD APPROVAL of addition of the Developmental Disabilities Contract Coordinator position assigned to Grade Range F to the staffing for the Mental Health Board**

5. Request Approval of IT Staffing Change

***RECOMMEND TO THE COUNTY BOARD APPROVAL of elimination of the Security Analyst position & creation of an additional Desktop Support Technician position, effective on 12/1/2010. The Desktop Support Technician position is authorized to be filled on 12/1/2010.**

6. Request Approval to Release RFP for Underwriting/Financial Advisor Services for \$2.2 Million Bond Issue

***RECOMMEND TO THE COUNTY BOARD APPROVAL of County Administrator recommendation to contract with William Blair for Underwriting/Financial Advisor Services on bond issues**

7. Discussion & Direction Regarding FY2011 Budget

No direction was given to make any changes to the recommendations presented for the FY2011 GCF budget during the Legislative Budget Hearings.

F. Treasurer

1. Monthly Report

Received & placed on file.

G. Auditor

1. Purchases Not Following Purchasing Policy

Provided for information only.

**Denotes Consent Agenda Item.*

2. Monthly Reports – July 2010 & August 2010	Received & placed on file.
H. <u>Other Business</u>	None
I. <u>Chair’s Report</u>	None
J. <u>Designation of Items to be Placed on County Board Consent Agenda</u>	Agenda items 11.A.1-3, B.1, C.1-2, & D.1 were designated for the consent agenda.
12. <u>Other Business</u>	
A. <u>Semi-Annual Review of Closed Session Minutes</u>	Motion approved for all closed session minutes to remain closed.
B. <u>Closed Session Pursuant to 5 ILCS 120/2(c)6 to Discuss the Setting of Price for Sale or Lease of Property Owned by Champaign County</u>	Closed session was deferred to October 5 th meeting.
C. <u>Closed Session Pursuant to 5 ILCS 120/2 (c) 1 to Consider the Employment, Compensation, Discipline, Performance, or Dismissal of Specific Employees of Champaign County</u>	Closed session was held.
13. <u>Recess</u>	Meeting was recessed at 10:21 p.m.

**Denotes Consent Agenda Item.*

RESOLUTION NO. 7482

RESOLUTION APPROVING THE FY2011 COUNTY PLANNING CONTRACT WORK PLAN

WHEREAS, The Champaign County Board has an annual contract with the Champaign County Regional Planning Commission (hereinafter "RPC) for planning and technical services; and

WHEREAS, The Champaign County Board has been asked to approve a Work Plan for the FY2011 Planning Contract with RPC; and

WHEREAS, The Planning Contract's focus in FY2011 will include implementation of the Champaign County Land Resource Management Plan and other tasks such as sustainability, continued recycling coordination, granting writing and research, and miscellaneous requests; and

WHEREAS, RPC was directed to prepare the FY2011 Planning Contract with a 10% reduction from the FY2010 funding level; and

WHEREAS, the Environment & Land Use Committee recommends to the County Board approval of the proposed FY2011 County Planning Contract Work Plan, as documented in Attachment A and Attachment B attached to this resolution;

NOW, THEREFORE, BE IT RESOLVED By the County Board of Champaign County that the FY2011 County Planning Contract Work Plan with the Regional Planning Commission is hereby approved.

PRESENTED, PASSED, APPROVED, AND RECORDED this 23rd day of September, A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST:

Mark Shelden, County Clerk and
Ex-officio Clerk of the County Board



COUNTY PLANNING CONTRACT FOR FY11 - AMENDED

December 1, 2010 through November 30, 2011

	Hours	Cost	
LRMP Implementation	<u>800</u>	<u>\$40,000</u>	Reduced from 875/\$43,750 for 10% reduction
Working with ELUC and county staff, priority implementation items will be identified that CCRPC planners can implement given time and resources. <i>Typical activities: See Attachment B</i>			
County Sustainability Initiative	<u>125</u>	<u>\$6,250</u>	Reduced from 200/\$9,000 for 10% reduction
County staff members have expressed interest in making our facilities more sustainable. CCRPC's sustainability coordinator can help implement the County's sustainability plan. <i>Typical activities: monitoring sustainability efforts and helping county departments achieve their sustainability goals as established in the County Sustainability Plan that is currently in progress</i>			
General Planning Support	<u>70</u>	<u>\$3,500</u>	Reduced from 150/\$7,500 for 10% reduction; reduced by another 55 hours for EECBG grant
CCRPC staff members provide general planning support for tasks identified by County committees or County Departments that CCRPC planners can research or implement. <i>Typical activities: annual update of the County's Multi-jurisdictional Natural Hazard Mitigation Plan, research on topics of importance to the County Board and/or Departments, Solid Waste Plan</i>			
Recycling Events Coordination	<u>150</u>	<u>\$7,500</u>	
Countywide recycling collection initiatives with growing support of municipalities and partnerships with local entities have been spearheaded through the County contract for the last couple of years. Current challenges include seeking means to accommodate the ongoing need for household hazardous waste collections. <i>Typical activities: In 2010, quarterly recycling events coordination and working with other municipalities</i>			
Funding Sources Research	<u>100</u>	<u>\$5,000</u>	
County Board and/or County departments may solicit research for funding sources. CCRPC staff can research and in many cases write grant applications to remove some burden from County staff. <i>Typical activities: 2007 Hazard Mitigation Plan grant application, searching for county facilities improvement funding</i>			
EECBG Grant: Building Code with Sustainability Design Standards	<u>217</u>	<u>\$11,100</u>	Includes 55 hours removed from General Planning Support above and the EECBG grant of \$8,325
<u>This will fund an Implementation Strategy and Feasibility Study for creating a Building Code for the County that includes energy efficient building design standards.</u>			
Administration (budgeting, work plan)	<u>25</u>	<u>\$1,552</u>	
Non-staff expenses (Supplies, Services, Capital Outlay)		<u>\$2,000</u>	
<i>Typical expenses: printing finished documents such as the LRMP, purchasing research materials, office supplies, yearly subscriptions/memberships, etc.</i>			
TOTAL	<u>1488</u>	<u>\$76,877</u>	Reduced from 1500/\$76,169 for 10% reduction, then increased to 1488/\$76,877 due to receipt of EECBG funding
Under the proposed work plan, the county would not be limited to working with one planner; rather, it will have the varied experience of several RPC planners to complete tasks. For FY11, the work plan proposes providing approximately <u>1,325</u> hours in planning services for the County. <u>This assumes a 10% decrease in the contract from last year.</u> Estimated costs include fringe and indirect expenses. County Board members may direct staff toward other tasks by reducing hours or removing tasks from above at the time of approval, or by adding tasks during the year under the "Miscellaneous County Requests" item to which 150 hours are proposed. Other tasks which Board members may like to consider, but are not limited to, include:			

- Formulating a scope of services for a countywide transportation plan (40 hours, \$2,366)
- Completing research on topics of interest to the County Board and/or County departments (\$50/hour)

Recommended priorities from LRMP for FY11 - AMENDED

Yearly reports/updates – *These are items which will be included in all future work plans for implementing LRMP.*

1. Update Champaign County webpage to achieve provisions of Objective 9.4: *Champaign County will promote efficient resource use and re-use and recycling of potentially recyclable materials.*

Estimated planner hours to implement: **5**
 Estimated cost to implement: **\$250 plus \$250 for IT Department work = \$500**
 Resources needed to implement:
County planner will update content about recycling events and new relevant information; IT department will update pages and finalize content with planner and County administration

Estimated hours to administer once implemented: **5 per year plus 5 County IT hours**
 Estimated cost to administer: **\$250 plus \$250 = \$500**
 Resources needed to administer:
Changes will be made as new information becomes available. This is a permanent item in the County planner work plan as long as the County prioritizes recycling events.

2. Develop information package for public dissemination regarding Objective 9.4 – *“Champaign County will promote efficient resource use and re-use and recycling of potentially recyclable materials”.*

Estimated planner hours to implement: **45**
 Estimated cost to implement: **\$2,250 plus printing and postage**
 Resources needed to implement: **printing costs, postage costs (if on paper media)**

Estimated hours to administer once implemented: **none**
 Estimated cost to administer: **none**
 Resources needed to administer: **none**

3. Monitor and pursue potential funding opportunities to achieve provisions of GOPs.

Estimated planner hours to implement: **75**
 Estimated cost to implement: **\$3,750**
 Resources needed to implement:
Cost assumes researching funding sources and responding to one average grant opportunity. If more funding applications become available, each is unique and will consume a unique amount of time by the county planner; grant applications will require approval of County Committee of the Whole and full County Board.

Estimated hours to administer once implemented: **If a grant is received, assume 30 hours to administer grant**
 Estimated cost to administer: **\$1,500**
 Resources needed to administer:
Potential budget amendment and setting up account. This is a permanent item in the County Planner work plan.

4. Priority Item 7.2.4b - Participate in the Greenways and Trails Committees that are coordinated by CCRPC.

Estimated planner hours to implement: **15**
 Estimated cost to implement: **\$750**
 Resources needed to implement: **Cost assumes quarterly meetings.**

Estimated hours to administer once implemented: **none**
 Estimated cost to administer: **none**
 Resources needed to administer: **none**

5. Priority Item 8.4.1b - Maintain an inventory of local and regional watershed plans to provide to the CCDPZ for review of applicable recommendations of local and regional watershed plans in *discretionary review* of new development.

Estimated planner hours to implement: **5**
 Estimated cost to implement: **\$250**
 Resources needed to implement: **none**

Estimated hours to administer once implemented: **none**
 Estimated cost to administer: **none**
 Resources needed to administer: **This is a permanent item in the County Planner work plan.**

6. Priority Item 1.2.1 - Prepare a report that informs County Board members of trends or new development with regard to land resource management conditions within the County each year.
7. Priority Item 1.3.1 - Based on the annually prepared report of trends and new developments (refer to Priority Item 1.2.1), provide a recommendation to ELUC regarding minor LRMP map changes each year. Provide public notice of LRMP changes and invite public input regarding proposed changes.
8. Priority Item 2.1.1 - Review municipal limits and contiguous urban growth area boundaries with municipal representatives on a regular basis in order to update LRMP Future Land Use Map and Land Management Area Map boundaries. Complete review and revisions to LRMP maps in time for preparation of the annual report to be provided to the County Board each January.

Items 6, 7 and 8 can be grouped as permanent annual updates to the LRMP.

Estimated planner hours to implement: **40 + 30 + 30 = 100**
 Estimated cost to implement: **\$2,000 + \$1,500 + \$1,500 = \$5,000**
 Resources needed to implement: **none**

Estimated hours to administer once implemented: **none**
 Estimated cost to administer: **none**
 Resources needed to administer: **none**

New tasks for County Planner – *These are items that have not been a part of the County Planner's work to date but are now recommended as part of the LRMP implementation.*

9. Priority Item 4.5b - Prepare changes to the Site Assessment portion of LESA and submit changes for public review and approval by ELUC and County Board.

Estimated planner hours to implement: **220**
 Estimated cost to implement: **\$11,000**
 Resources needed to implement: **none**

Estimated hours to administer once implemented: **none**
 Estimated cost to administer: **none**
 Resources needed to administer: **This is a permanent item in the County Planner work plan.**

10. Priority Item 5.1.8 - Monitor and bring to the attention of ELUC relevant legislation for any necessary action by the County regarding Policy 5.1.8, which states "*The County will support legislative initiatives or intergovernmental agreements which specify that property subject to annexation agreements will continue to be under the ordinances, control, and jurisdiction of the County until such time that the property is actually annexed, except that within 1-1/2 miles of the corporate limit of a municipality with an adopted comprehensive land use plan, the subdivision ordinance of the municipality shall apply.*"

Estimated planner hours to implement: **5**
 Estimated cost to implement: **\$250**
 Resources needed to implement: **none**

Estimated hours to administer once implemented: **none**
 Estimated cost to administer: **none**
 Resources needed to administer: **This is a permanent item in the County Planner work plan.**

11. Priority Item 5.1.8b - Assess and report to ELUC the feasibility of developing an intergovernmental agreement with each municipality that has adopted a municipal comprehensive land use plan that includes Policy 5.1.8: *The County will support legislative initiatives or intergovernmental agreements which specify that property subject to annexation agreements will continue to be under the ordinances, control, and jurisdiction of the County until such time that the property is actually annexed, except that within 1-1/2 miles of the corporate limit of a municipality with an adopted comprehensive land use plan, the subdivision ordinance of the municipality shall apply.*

Estimated planner hours to implement: **40**
 Estimated cost to implement: **\$2,000**
 Resources needed to implement: **Meetings with each municipality with a comprehensive plan will require travel expenses in some cases.**

Estimated hours to administer once implemented: **none**
 Estimated cost to administer: **none**
 Resources needed to administer: **none**

12. Amend *Champaign County Zoning Ordinance* to include provisions of Policy 4.1.1 – *Commercial agriculture is the highest and best use of land in the areas of Champaign*

County that are by virtue of topography, soil and drainage, suited to its pursuit. The County will not accommodate other land uses except under very restricted conditions or in areas of less productive soils.

13. Amend Champaign County Zoning Ordinance to include provisions of Policy 4.2.1 - *The County may authorize a proposed business or other non-residential discretionary review development in a rural area if the proposed development supports agriculture or involves a product or service that is provided better in a rural area than in an urban area.*
14. Amend Champaign County Zoning Ordinance to include provisions of Policy 4.2.2 - *The County may authorize discretionary review development in a rural area if the proposed development:*
 - a. is a type that does not negatively affect agricultural activities; or*
 - b. is located and designed to minimize exposure to any negative affect caused by agricultural activities; and*
 - c. will not interfere with agricultural activities or damage or negatively affect the operation of agricultural drainage systems, rural roads, or other agriculture-related infrastructure.*
15. Amend Champaign County Zoning Ordinance to include provisions of Policy 4.2.3 - *The County will require that each proposed discretionary development explicitly recognize and provide for the right of agricultural activities to continue on adjacent land.*
16. Amend Champaign County Zoning Ordinance to include provisions of Policy 4.2.4 - *To reduce the occurrence of agricultural land use and non-agricultural land use nuisance conflicts, the County will require that all discretionary review consider whether a buffer between existing agricultural operations and the proposed development is necessary.*
17. Amend Champaign County Zoning Ordinance to include provisions of Policy 4.3.5 - *On best prime farmland, the County will authorize a business or other non-residential use only if:*
 - a. it also serves surrounding agricultural uses or an important public need; and cannot be located in an urban area or on a less productive site; or*
 - b. the use is otherwise appropriate in a rural area and the site is very well suited to it.*

Items 12-17 can be combined into one comprehensive change process.

Estimated planner hours to implement: **120**
Estimated cost to implement: **\$6,000**
Resources needed to implement: **All zoning ordinance amendments must go through Committee of the Whole, full County Board, and Zoning Board of Appeals. This particular proposed amendment is anticipated to be controversial, so proposed costs are higher than an average zoning ordinance amendment.**

The County Zoning Department will direct this proposed task. Administrative Assistant time will be necessary for meetings, publicizing advertisements, and mailings.

Estimated hours to administer once implemented: **More in-depth consideration by Zoning staff of some discretionary development reviews will be necessary.**
Estimated cost to administer: **none**
Resources needed to administer: **none**

18. Amend *Champaign County Zoning Ordinance* to include provisions of Policy 6.2.1 - *The County will require public assembly, dependent population, and multifamily premises built, significantly renovated, or established after 2010 to comply with the Office of State Fire Marshal life safety regulations or equivalent.*

Estimated planner hours to implement: **80**
 Estimated cost to implement: **\$4,000**
 Resources needed to implement: **All zoning ordinance amendments must go through Committee of the Whole, full County Board, and Zoning Board of Appeals. This particular proposed amendment is not anticipated to be controversial, so proposed costs are for an average zoning ordinance amendment.**

The County Zoning Department will direct this proposed task. Administrative Assistant time will be necessary for meetings, publicizing advertisements, and mailings.

Estimated hours to administer once implemented: **none**
 Estimated cost to administer: **none**
 Resources needed to administer: **none**

19. Amend *Champaign County Zoning Ordinance* to include provisions of GOPs for Policy 8.6.3 and 8.6.4. **RECOMMEND POSTPONING DUE TO 10% BUDGET REDUCTION**

- o Policy 8.6.3 - *For discretionary development, the County will use the Illinois Natural Areas Inventory and other scientific sources of information to identify priority areas for protection or which offer the potential for restoration, preservation, or enhancement.*
- o Policy 8.6.4 - *The County will require implementation of IDNR recommendations for discretionary development sites that contain endangered or threatened species, and will seek to ensure that recommended management practices are maintained on such sites.*

Estimated planner hours to implement: **80**
 Estimated cost to implement: **\$4,000**
 Resources needed to implement: **All zoning ordinance amendments must go through Committee of the Whole, full County Board, and Zoning Board of Appeals. This particular proposed amendment is not anticipated to be controversial, so proposed costs are for an average zoning ordinance amendment.**

The County Zoning Department will direct this proposed task. Administrative Assistant time will be necessary for meetings, publicizing advertisements, and mailings.

Estimated hours to administer once implemented: **none**
 Estimated cost to administer: **none**
 Resources needed to administer: **none**

New Items to Monitor – *These are items for staff to monitor and implement if the County Board prioritizes them; measures will become perpetual annual work plan items once they begin.*

20. Priority Item 4.6.2 - Monitor and bring to the attention of ELUC and County Board any relevant legislation for any necessary action by the County regarding Policy 4.6.2: *The County will support legislation that promotes the conservation of agricultural land and*

related natural resources in Champaign County provided that legislation proposed is consistent with County policies and Ordinance, including those with regard to landowners' interests. **RECOMMEND POSTPONING TO PRIORITIZE EECBG GRANT PROJECT**

Estimated planner hours to implement: **5**
 Estimated cost to implement: **\$250**
 Resources needed to implement: **none**

Estimated hours to administer once implemented: **none**
 Estimated cost to administer: **none**
 Resources needed to administer: **This will become a permanent work plan item.**

21. Priority Item 7.2.2a - Establish and maintain contact with railroad systems with lines and services in Champaign County. Request to be notified regarding proposed grade crossing improvements at locations throughout Champaign County. Notify ELUC regarding proposed grade crossing improvements. Request County Board written support in the form of a letter be provided on a timely basis.

Estimated planner hours to implement: **30**
 Estimated cost to implement: **\$1,500**
 Resources needed to implement: **none**

Estimated hours to administer once implemented: **none**
 Estimated cost to administer: **none**
 Resources needed to administer: **This will become a permanent work plan item.**

22. Priority Item 7.2.2b - Monitor Transportation Service Board petitions for abandonments, mergers throughout Champaign County. Notify ELUC regarding such petitions. Request that County Board written comment in the form of a letter or resolution be provided on a timely basis. **RECOMMEND POSTPONING TO PRIORITIZE EECBG GRANT PROJECT**

Estimated planner hours to implement: **10**
 Estimated cost to implement: **\$500**
 Resources needed to implement: **none**

Estimated hours to administer once implemented: **none**
 Estimated cost to administer: **none**
 Resources needed to administer: **This will become a permanent work plan item.**

23. Priority Item 8.1.9 - Monitor IEPA annual reports and available data from IEPA and the MAC to identify contaminated land or groundwater areas requiring remediation in Champaign County. Submit proposal regarding Champaign County action or response for ELUC review and County Board adoption. **RECOMMEND POSTPONING TO PRIORITIZE EECBG GRANT PROJECT**

Estimated planner hours to implement: **40**
 Estimated cost to implement: **\$2,000**
 Resources needed to implement: **none**

Estimated hours to administer once implemented: **none**
 Estimated cost to administer: **none**
 Resources needed to administer: **This will become a permanent work plan item.**

FY 2011 SUMMARY

<u>Item</u>	<u>Estimated Hours</u>	<u>Estimated Up-Front Cost</u>
1	5	\$500
2	45	\$2,250
3	75	\$3,750
4	15	\$750
5	5	\$250
6	40	\$2,000
7	30	\$1,500
8	30	\$1,500
9	220	\$11,000
10	5	\$250
11	40	\$2,000
12-17	120	\$6,000
18	80	\$4,000
19	80	\$4,000
20	5	\$250
21	30	\$1,500
22	10	\$500
23	40	\$2,000
Total	875	\$44,000

The following are the remainder of items that staff recommends implementing within the first three years or as funding and staff resources allow. If the County Board desires, items from above can be replaced with items in this list or from longer-term Priority Items listed in the LRMP.

- Priority Item 6.2.2 - Amend County Liquor Ordinance to reflect Policy 6.2.2: *The County will require CC Liquor Licensee premises to comply with the Office of State Fire Marshal life safety regulations or equivalent by 2015.*
- Priority Item 6.2.3 - Amend County Recreation and Entertainment Ordinance to reflect Policy 6.2.3: *The County will require Champaign County Recreation and Entertainment Licensee premises to comply with the Office of State Fire Marshal life safety regulations or equivalent by 2015.*
- Priority Item 8.1.2a - Submit proposal CCRPC Commissioners to review CCRPC capability of providing funds or other support to MAC as it seeks to implement a regional water supply plan.
- Priority Item 8.1.2b - Submit proposal to ELUC, Champaign County Finance Committee and County Board to review Champaign County capability to contribute funds to MAC to implement a regional water supply plan.
- Priority Item 8.1.3 - As they become available, review MAC recommendations regarding measures to ensure that withdrawals from the Mahomet Aquifer and other aquifers in Champaign County do not exceed the long-term sustainable yield, as described in Policy 8.1.3. Amend relevant Champaign County ordinances (e.g., Zoning, Subdivision, etc.).
- Priority Item 8.1.4 - Monitor progress toward identification and mapping of distinct recharge areas in and adjacent to Champaign County. In the event that such areas are identified, amend relevant Champaign County ordinances (e.g., Zoning, Subdivision, etc.).
- Priority Item 8.7.4 - As a cooperative and adjunct effort to any similar action of the Champaign County Forest Preserve District or the Champaign County Soil and Water Conservation District, develop an information package regarding voluntary establishment of public-private partnerships to conserve woodlands and other significant areas of natural environmental quality in Champaign County.
- Priority Item 8.4.5a - Complete required revisions to Phase II National Pollutant Discharge Elimination System (NPDES) Storm Water Management Program.
- Priority Item 8.7.6 - As a cooperative and adjunct effort to any similar action of the Champaign County Forest Preserve District or the Champaign County Soil and Water Conservation District, develop an information package regarding site-specific natural resource management guidelines that landowners in CC may voluntarily adopt.
- Priority Item 9.1.1b - Develop proposal to identify historic structures, places and landscapes in the County. Submit proposal to ELUC, County Facilities Committee and County Board for review and approval.

- Develop information package for public dissemination regarding Policy 9.1.2 – *The County will promote energy efficient building design standards.*
- Multiple Priority Items – Amend *Champaign County Zoning Ordinance* to include provisions of GOPs.
 - Objective 1.1 - *Champaign County will consult the LRMP that formally establishes County land resource management policies and serves as an important source of guidance for the making of County land resource management decisions.*
 - Policy 5.1.1 - *The County will encourage new urban development to occur within the boundaries of incorporated municipalities.*
 - Policy 5.1.2 –
 - a. *The County will encourage that only compact and contiguous discretionary development occur within or adjacent to existing villages that have not yet adopted a municipal comprehensive land use plan.*
 - b. *The County will require that only compact and contiguous discretionary development occur within or adjacent to existing unincorporated settlements.*
 - Policy 5.1.3 - *The County will consider municipal extra-territorial jurisdiction areas that are currently served by or that are planned to be served by an available public sanitary sewer service plan as contiguous urban growth areas which should develop in conformance with the relevant municipal comprehensive plans. Such areas are identified on the 2030 Future Land Use Map.*
 - Policy 5.1.4 - *The County may approve discretionary development outside contiguous urban growth areas, but within municipal extra-territorial jurisdiction areas only if:*
 - a. *the development is consistent with the municipal comprehensive plan and relevant municipal requirements;*
 - b. *the site is determined to be well-suited overall for the development if on best prime farmland or the site is suited overall, otherwise; and*
 - c. *the development is generally consistent with all relevant LRMP objectives and policies.*
 - Policy 5.1.5 - *The County will encourage urban development to explicitly recognize and provide for the right of agricultural activities to continue on adjacent land.*
 - Policy 5.1.6 - *To reduce the occurrence of agricultural land use and non-agricultural land use nuisance conflicts, the County will encourage and, when deemed necessary, will require discretionary development to create a sufficient buffer between existing agricultural operations and the proposed urban development.*
 - Policy 5.1.7 - *The County will oppose new urban development or development authorized pursuant to a municipal annexation agreement that is located more than one and one half miles from a municipality's corporate limit unless the Champaign County Board determines that the development is otherwise consistent with the LRMP, and that such extraordinary exercise of extra-territorial jurisdiction is in the interest of the County as a whole.*
 - Policy 5.2.1 - *The County will encourage the reuse and redevelopment of older and vacant properties within urban land when feasible.*

- Policy 5.2.2 – *The County will:*
 - a. *ensure that urban development proposed on best prime farmland is efficiently designed in order to avoid unnecessary conversion of such farmland; and*
 - b. *encourage, when possible, other jurisdictions to ensure that urban development proposed on best prime farmland is efficiently designed in order to avoid unnecessary conversion of such farmland.*
- Policy 5.2.3 - *The County will:*
 - a. *require that proposed new urban development results in no more than minimal disturbance to areas with significant natural environmental quality; and*
 - b. *encourage, when possible, other jurisdictions to require that proposed new urban development results in no more than minimal disturbance to areas with significant natural environmental quality.*
- Policy 5.3.1 - *The County will:*
 - a. *require that proposed new urban development in unincorporated areas is sufficiently served by available public services and without undue public expense; and*
 - b. *encourage, when possible, other jurisdictions to require that proposed new urban development is sufficiently served by available public services and without undue public expense.*
- Policy 5.3.2 - *The County will:*
 - a. *require that proposed new urban development, with proposed improvements, will be adequately served by public infrastructure, and that related needed improvements to public infrastructure are made without undue public expense; and*
 - b. *encourage, when possible, other jurisdictions to require that proposed new urban development, with proposed improvements, will be adequately served by public infrastructure, and that related needed improvements to public infrastructure are made without undue public expense.*
- Policy 6.1.1 – *The County will establish minimum lot location and dimension requirements for all new rural residential development that provide ample and appropriate areas for onsite wastewater and septic systems. (Note: The priority item C for this policy seeks to amend the Champaign County Zoning Ordinance to reflect the requirements of the Champaign County Health Ordinance, and vice versa.)*
- Policy 6.1.3 - *The County will seek to prevent nuisances created by light and glare and will endeavor to limit excessive night lighting, and to preserve clear views of the night sky throughout as much of the County as possible.*
- Policy 8.1.1 - *The County will not approve discretionary development using on-site water wells unless it can be reasonably assured that an adequate supply of water for the proposed use is available without impairing the supply to any existing well user.*
- Policy 8.3.1 - *The County will allow expansion or establishment of underground mineral and energy resource extraction operations only if:*
 - a) *the operation poses no significant adverse impact to existing land uses;*

- b) the operation creates no significant adverse impact to surface water quality or other natural resources; and*
 - c) provisions are made to fully reclaim the site for a beneficial use.*
- *Policy 8.4.2 - The County will require stormwater management designs and practices that provide effective site drainage, protect downstream drainage patterns, minimize impacts on adjacent properties and provide for stream flows that support healthy aquatic ecosystems.*
- *Policy 8.4.3 - The County will encourage the implementation of agricultural practices and land management that promotes good drainage while maximizing stormwater infiltration and aquifer recharge.*
- *Policy 8.5.1 - For discretionary development, the County will require land use patterns, site design standards and land management practices that, wherever possible, preserve existing habitat, enhance degraded habitat and restore habitat.*
- *Policy 8.5.2 - The County will require in its discretionary review that new development cause no more than minimal disturbance to the stream corridor environment.*
- *Policy 8.6.2 –*
 - a. For new development, the County will require land use patterns, site design standards and land management practices to minimize the disturbance of existing areas that provide habitat for native and game species, or to mitigate the impacts of unavoidable disturbance to such areas.*
 - b. With regard to by-right development on good zoning lots, or the expansion thereof, the County will not require new zoning regulations to preserve or maintain existing onsite areas that provide habitat for native and game species, or new zoning regulations that require mitigation of impacts of disturbance to such onsite areas.*
- *Policy 8.7.1 - The County will require that the location, site design and land management of discretionary development minimize disturbance of the natural quality, habitat value and aesthetic character of existing public and private parks and preserves.*
- *Policy 8.7.3 - The County will require that discretionary development provide a reasonable contribution to support development of parks and preserves.*
- *Policy 8.7.5 - The County will implement, where possible, incentives to encourage land development and management practices that preserve, enhance natural areas, wildlife habitat and/or opportunities for hunting and other recreational uses on private land.*
- *Policy 8.8.1 - The County will require compliance with all applicable Illinois Environmental Protection Agency and Illinois Pollution Control Board standards for air quality when relevant in discretionary review development.*
- *Policy 9.1.1 - The County will promote land use patterns, site design standards and land management practices that minimize the discharge of greenhouse gases.*
- *Policy 9.2.1 - The County will enforce the Illinois Energy Efficient Commercial Building Act (20 ILCS 3125/1).*
- *Objective 9.3 - Champaign County will encourage land use and transportation planning policies that maximize energy conservation and efficiency.*

ORDINANCE NO. 871

CHAMPAIGN COUNTY ANIMAL CONTROL ORDINANCE

Definitions

As used in this article, the following terms shall mean as indicated below:

Act: The Animal Control Act, 510 ILCS 5/1 through 5/27, as amended

Administrator: “Administrator” means a veterinarian licensed by the State of Illinois and appointed pursuant to this Ordinance or in the event a veterinarian cannot be found and appointed pursuant to this Ordinance, a non-veterinarian may serve as Administrator under this Ordinance. In the event the Administrator is not a veterinarian, the Administrator shall defer to the Deputy Administrator regarding all medical decisions. 510 ILCS 5/2.01.

Animal: “Animal” means every living creature, other than a human, which may be affected by rabies. 510 ILCS 5/2.02.

Animal control warden: “Animal Control Warden” means any person appointed by the Administrator to perform the duties set forth in this Ordinance. 510 ILCS 5/2.03.

At large: Any dog shall be deemed to be at large when it is off the premises of its owner’s real property and not restrained by a competent person.

Business day: “Business day” means any day including holidays that the animal control facility is open to the public for animal reclaims. 510 ILCS 5/2.03a.

Cat: “Cat” means all members of the family Felidae. 510 ILCS 5/2.04a.

Companion animal: An animal that is commonly considered to be, or is considered by the owner to be a pet. “Companion animal” includes, but is not limited to, canines, felines, and equines. 510 ILCS 70/2.01a.

Companion animal hoarder: “Companion animal hoarder” means a person who (i) possesses a large number of companion animals; (ii) fails to or is unable to provide what her or she is required to provide under Section 44 of this Ordinance; (iii) keeps the companion animals in a severely overcrowded environment; and (iv) displays an inability to recognize or understand the nature of or has a reckless disregard for the conditions under which the companion animals are living and the deleterious impact they have on the companion animals’ and owners’ health and well being. 510 ILCS 70/2.10

Competent person: A human being over the age of eighteen years that is capable of controlling and governing the dog in question, and to whose command the dog is obedient.

Confined: “Confined” means restrictions of an animal at all times by the owner, or his agent, to an escape-proof building, house, or other enclosure away from other animals and the public. 510 ILCS 5/2.05.

Dangerous Dog: (i) Any individual dog anywhere other than upon the property of the owner or custodian of the dog and unmuzzled, unleashed, or unattended by its owner, or custodian that behaves in a manner that a reasonable person would believe poses a serious and unjustified imminent threat of serious physical injury or death to a person or a companion animal or

(ii) A dog that without justification bites a person and does not cause serious physical injury. Id. 510 ILCS 5/2.05a.

Department: “Department” means The Department of Agriculture of the State of Illinois. 510 ILCS 5/2.06.

Department Investigator-Approved Humane Investigator “Department investigator” or “approved humane investigator” means a person employed by or approved by the Department to determine whether there has been a violation of the Illinois Humane Care for Animals Act or an animal control warden or animal control administrator appointed under the Animal Control Act. 510 ILCS 70/2.03

Deputy Administrator: “Deputy Administrator” means a veterinarian licensed by the State of Illinois, appointed by the Administrator. 510 ILCS 5/2.07.

Director: “Director” means The Director of the Department of Agriculture of the State of Illinois, or his duly appointed representative. 510 ILCS 5/2.08.

Dog: All members of the family Canidae. 510 ILCS 5/2.11.

Enclosure: “Enclosure” means a fence or structure of at least 6 feet in height, forming or causing an enclosure suitable to prevent the entry of young children, and suitable to confine a vicious dog in conjunction with other measures that may be taken by the owner or keeper, such as tethering of the vicious dog within the enclosure. The enclosure shall be securely enclosed and locked and designed with secure sides, top and bottom and shall be designed to prevent the animal from escaping from the enclosure. If the enclosure is a room within a residence, it cannot have direct ingress from or egress to the outdoors unless it leads directly to an enclosed pen and the door must be locked. A vicious dog may be allowed to move about freely within the entire residence if it is muzzled at all times. 510 ILCS 5/2.11a.

Feral cat: “Feral cat” means a cat that (i) is born in the wild or is offspring of an owned or feral cat and is not socialized, or (ii) is a formerly owned cat that has been abandoned and is no longer socialized or a cat not socialized living on a farm. 510 ILCS 5/2.11b.

Has been bitten: Has been seized with the teeth or jaws so that the person or animal seized has been nipped, gripped, wounded or pierced; the phrase further includes contact of saliva with any break or abrasion of the skin. 510 ILCS 5/2.12.

Humanely euthanized: “Humanely euthanized” means the painless administration of a lethal dose of an agent or method of euthanasia as prescribed in the Report of the American Veterinary Medical Association Panel on Euthanasia published in the Journal of the American Veterinary Medical Association, March 1, 2001 (or any successor version of that Report) that causes the painless death of an animal. 510 ILCS 70/2.09.

Impounded: “Impounded” means taken into custody of the public animal control facility in the city, town, or county where the animal is found. 510 ILCS 5/2.12a.

Inoculated against rabies: The injection of an antirabies vaccine approved by the department. 510 ILCS 5/2.13.

Leash: A cord, rope, strap or chain which shall be securely fastened to the collar or harness of a dog or other animal and shall be of sufficient strength to keep such dog or other animal under control. 510 ILCS 5/2.14.

Licensed veterinarian: A veterinarian licensed by the State in which he engages in the practice of veterinary medicine. 510 ILCS 5/2.15.

Owner: Owner means any person having a right of property in an animal, or who keeps or harbors an animal, or who has it in his care, or acts as its custodian, or who knowingly permits a dog to remain on any premises occupied by him or her. “Owner” does not include a feral cat caretaker participating in a trap, spay/neuter, return or release program. 510 ILCS 5/2.16

Person: “Person” means any individual, firm, corporation, partnership, society, association, or other legal entity, any public or private institution, the State of Illinois, municipal corporation or political subdivision of the State, or any other business unit. 510 ILCS 5/2.17.

Peace Officer: “Peace officer” has the meaning ascribed to it in Section 2-13 of the Criminal Code of 1961. 510 ILCS 5/2.17a.

Physical injury: “Physical injury” means The impairment of physical condition. 510ILCS 5/2.18a.

Police animal: “Police animal” means an animal owned or used by law enforcement department or agency in the course of the department or agency’s work. 510 ILCS 5/2.17b.

Pound or animal control facility: “Pound or animal control facility” may be used interchangeably and mean any facility approved by the Administrator for the purpose of enforcing this Ordinance and used as a shelter for seized, stray, homeless, abandoned, or unwanted dogs or other animals. 510 ILCS 5/2.18.

Puppy: all members of the canine family, whether male or female, under four months of age.

Rabies certificate: A printed form prescribed by the department for the purpose of recording pertinent information as required by the department under the act. 510 ILCS 5/2.19.

Restraint: A dog, off premises of its real property, is under restraint within the meaning of this chapter:

- (1) If it is controlled by a line or leash not more than six feet in length when said line or leash is held by a competent person;
- (2) When at heel of a competent person;
- (3) When within a vehicle being driven, parked or stopped; or
- (4) When utilized in the sport of hunting.

Rural: The unincorporated area of the county which has not been subdivided for residential purposes.

Service animal: “Service animal” means an animal trained in obedience and task skills to meet the needs of a disabled person. 510 ILCS 70/2.01c

Serious physical injury: “Serious physical injury” means a physical injury that creates a substantial risk of death or that causes death, serious disfigurement, protracted impairment of health, impairment of health, impairment of the function of any bodily organ, or plastic surgery. 510 ILCS 5/2.19a.

Rabies inoculation tag Tag: A serially numbered medallion approved by the department to be issued, as evidence of inoculation against rabies.

Vicious dog: “Vicious dog” means a dog that, without justification attacks a person and causes serious physical injury or death or any individual dog that has been found to be a “dangerous dog” upon three separate occasions. 510 ILCS 5/2.19b.

Article 1 - Animal Control

Section 2. Administrator

The County Board shall appoint a licensed veterinarian as administrator or in the event that a veterinarian cannot be found and appointed pursuant to this ordinance, a non-veterinarian may serve as Administrator under this ordinance. In the event the Administrator is not a veterinarian, the Administrator shall defer to the Deputy Administrator regarding all medical decisions. The Administrator shall appoint as many Deputy Administrators and animal control wardens to aid him or her as may be authorized and appointed by the board. 510 ILCS 5/2.01.

Section 3. Enforcement

It is the duty of the Administrator, subject to the general supervision and regulations of the department, to enforce the provisions of this article and to inoculate dogs or have the work done by his deputies. Animal control wardens are, in accordance with the Ordinance and for the purpose of enforcing it, clothed with the power of police officers in the county and within such county are peace officers in the enforcement of the provisions of this Ordinance, including issuance and service of citations and orders, and as peace officers have the power to make

arrests on view or on warrants for violation of the Ordinance and to execute and serve all warrants and processes issued by any circuit court. However, such peace officers are prohibited from carrying concealed weapons. The Sheriff and his or her deputies and municipal police officers shall cooperate with the Administrator in carrying out the provisions of the Ordinance. The Administrator and animal control wardens shall aid in the enforcement of the Humane Care for Animals Act and have the ability to impound animals and petition the Court to apply for security posting for any violation of that Act. 510 ILCS 5/5.

Section 4. Dogs running at large.

a) Every owner of a dog shall prevent said dog from running at large in any unincorporated areas of the County. Any dog found to be running at large in such an area shall be deemed a nuisance and impounded.

b) This provision does not apply to:

1. Dogs being used in hunting or field trials.
2. Dogs participating in dog shows while on public lands set aside for those purposes.
3. Dogs on private property with the actual, implied, customary, or constructive consent of the owner of such private property.
4. Dogs owned by any police force or other law enforcement agency while those dogs are being used to conduct official business or being used for official purposes.

c) Any person found to be in violation of this Section shall be fined \$50.00 for the first offense and \$100 for the second offense and \$200 for each subsequent offense. If an owner owns more than one dog found to be in violation of this Section, it shall constitute as a separate offense. On the second offense the owner shall be required to pay the fine and also pay to Animal Control the cost of the spay or neuter surgery if the animal is not already spayed or neutered or pay the veterinarian of the owner's choice and the animal shall be delivered to the veterinarian's office by the animal control department. The owner of said animal shall return on the scheduled date for the spay or neuter surgery. If the owner fails to comply with the requirements of this section, said animal will be impounded. All costs incurred as a result of this violation shall be the owner's responsibility. 510 ILCS 5/5.

Section 5. Cats running at large

a) Owners of cats shall prohibit such animal from running at large within a subdivided section of the county. Any cat found to be running at large in such an area shall be deemed a nuisance and impounded. 510 ILCS 5/5.

b) Any person found to be in violation of this Section shall be fined \$50.00 for the first offense and \$100 for the second offense and \$200 for each subsequent offense. If an owner owns more than one cat found to be in violation of this Section, it shall constitute as a separate offense. On the second offense the owner shall be required to pay the fine and also pay to Animal Control the cost of the spay or neuter surgery if the animal is not already spayed or neutered or pay the

veterinarian of the owner's choice and the animal shall be delivered to the veterinarian's office by the animal control department. The owner of said animal shall return on the scheduled date for the spay or neuter surgery. If the owner fails to comply with the requirements of this section, said animal will be impounded. All costs incurred as a result of this violation shall be the owner's responsibility. 510 ILCS 5/5.

Section 6. Female dogs and cats in heat

Every owner of a female cat or dog shall cause such animal to be securely confined in an area that is inaccessible to other cats or dogs while in heat. Violation of this Section two times in a twelve month period shall result in a fine and a requirement that the dog or cat be spayed. 510 ILCS 5/5.

Section 7. Impoundment and redemption

When dogs or cats are apprehended and impounded by the Administrator or Animal Control Warden, they must be scanned for the presence of a microchip. The Administrator or Animal Control Warden shall make every reasonable attempt to contact the owner as soon as possible. The Administrator or Animal Control Warden shall give notice of not less than 7 business days to the owner prior to the disposal of the animal. Such notice shall be mailed or delivered to the last known address of the owner. Testimony of the Administrator, or his or her authorized agent, who mails such notice shall be evidence of the receipt of such notice by the owner of the animal. In case the owner of any impounded dog or cat desires to make redemption thereof, he or she may do so on the following conditions:

1. Present proof of current rabies inoculation, and registration if applicable, or
 2. Pay for the rabies inoculation of the dog or cat, and registration, if applicable, and
 3. Pay the animal services facility for the board of the animal for the period it was impounded,
 4. Pay into the Animal Control Fund an additional impoundment fee.
 5. Pay for microchipping and registration if not already done.
- 510 ILCS 5/10.

Section 8. Impoundment and Fees

Any owner of an animal impounded in the Champaign County Animal Services Facility for violation of this Ordinance shall be subject to a \$15.00 per day or any part of a day boarding fee. All boarding costs incurred must be paid in full upon the redemption of said animal.

Dogs and cats impounded by an animal control officer or brought to the Animal Services Facility by a citizen of Champaign County with a current rabies registration tag attached to the collar of the animal and/or a microchip shall have an impoundment fee of \$35.00 for the first offense, \$50.00 for the second offense and \$75.00 for each subsequent offense within a twelve month period.

Dogs and cats impounded by an animal control officer or brought to the Animal Services Facility by a citizen of Champaign County without a current rabies registration tag attached to the collar of the animal or microchip shall have an

impoundment fee of \$50.00 for the first offense, \$75.00 for the second offense and \$100.00 for each subsequent offense within a twelve month period.

Any owner of an animal impounded into the Champaign County Animal Services Facility for the purposes of bite quarantine must pay a quarantine observation fee of \$125.00 and any additional medical costs or fees incurred during the rabies quarantine period

Section 9. Right of entry; inspections; refusal to deliver dog or other animal

For the purpose of making inspections hereunder, the Administrator, or his or her authorized representative, or any law enforcement officer may enter upon private premises, provided that the entry shall not be made into any building that is a person's residence, to apprehend a straying dog or other animal, a dangerous or vicious dog or other animal, or an animal thought to be infected with rabies. If, after request therefore, the owner of the dog or other animal shall refuse to deliver the dog or other animal to the officer, the owner shall be in violation of this Ordinance. 510 ILCS 5/17.

Section 10. Abandonment of animals

The owner of any animal subject to rabies is prohibited from abandoning such animal in the county. 510 ILCS 5/5.

Section 11. Diseased or injured animals.

Any animal which does not exhibit a valid vaccination or registration tag and which reveals the symptoms of an injury or disease, clearly not those of rabies, as determined by administrator or his or her designated agent, may be subjected to disposal as provided in Section 6 of this Ordinance at the earliest possible time by the animal control facility or pound employee.

Section 12. Enforcement officers not responsible for accident or disease.

The administrator, manager, deputy administrators, animal control wardens or anyone enforcing the provisions of this article shall not be held responsible for any accident or disease that may happen to any animal.

Section 13. Annual report

The County Board shall make an annual report to the department showing the number of dogs inoculated, fees and penalties collected and the number of cases of rabies occurring in the county.

Section 14. Violations and penalties

Any person violating or aiding the violation of this Article, except Section 4, or counterfeiting or forging any certificate, permit or tag, or making any misrepresentation in regard to any matter prescribed by the Ordinance, or refusing to produce for inoculation any dog in his possession, or who removes a tag from a dog for the purposes of destroying or concealing its identity, shall pay a penalty of \$100.00 dollars for each offense. 510 ILCS 5/26; 55 ILCS 5/5-1113.

Section 15. Collection of monies.

The manager of the animal control facility or pound shall have and perform the following duties enumerated in this section, in cases involving violations of the sections of this article:

1. Accept payment of designated fines, penalties and fees and issue receipts for the said payments.
2. Maintain records of all violations of the provisions of this chapter of which each person has been guilty during the preceding twenty four months whether such guilt was established in court or by payment of a fine into the Animal Control Fund.

Whenever any person charged with an offense which is payable at the animal control facility or pound shall fail to appear and pay his fine in the time prescribed, the administrator or manager may cause a complaint to be filed against such person for such violation.

Section 16. Fines and fees paid into Animal Control Fund

All fines, forfeitures, penalties and fees collected as result of the enforcement of this Ordinance shall be paid into the Animal Control Fund.

Section 17. Reimbursement schedule

The following is the schedule of damages to be paid to owners of animals which are destroyed or injured by dogs within the county:

1. For goats killed or injured, \$30.00 per head.
2. For cattle killed or injured, \$300.00 per head.
3. For horses or mules, killed or injured, \$200.00 per head.
4. For swine killed or injured, \$50.00 per head.
5. For turkeys killed or injured, \$5.00 per head.
6. For sheep killed or injured, \$30.00 per head.
7. For all poultry, other than turkey, \$1.00 per head.

Section 18. Dangerous animals

Any dog running at large within the county whose capture endangers or threatens the safety of an animal control officer, police officer, sheriff or deputy sheriff, or endangers the safety of any person within the county, may be destroyed by an animal control officer, police officer, sheriff, or deputy sheriff.

Article 2 - Rabies Control

Section 21. Inoculation of dogs and cats

Every owner of a dog or cat four or more months of age shall cause such dog or cat to be inoculated against rabies by a licensed veterinarian annually or at such intervals as hereafter may be promulgated by the department and register said dog or cat with the County Animal Control Department. Evidence of such

inoculation shall be entered upon a certificate, the form of which shall be approved by the County Board, and the certificate shall be signed by the licensed veterinarian administering the vaccine. Veterinarians who inoculate a dog or cat shall procure from the County Animal Control serially numbered tags, one to be issued with each inoculation certificate. One dog or cat shall be included on each certificate. The veterinarian immunizing or microchipping an animal shall provide the Administrator with a certificate of immunization and microchip number. The Board shall cause the veterinarian issuing the tag to be paid 50 cents for each tag issued, to be paid semi-annually. The Board shall cause a rabies inoculation tag to be issued, at a fee established by the Board for each dog or cat inoculated against rabies.

- a) The veterinarian administering the vaccine shall cause the certificate of inoculation to be distributed as follows:
 1. One copy shall be given to the owner at the time of the inoculation;
 2. One copy shall be filed with the office of the administrator, or such place as the County Board shall designate within 20 days after the date of the inoculation;
 3. One copy shall be retained by the veterinarian administering the inoculation for a period as set by the department or the County Board.
- b) The type and brand of rabies vaccine used shall be licensed by the U.S. Department of Agriculture and approved by the department.
- c) This Section shall not apply to cats defined as feral in definition. 510 ILCS 5/2.11b.
- d) If a licensed veterinarian determines in writing that a rabies inoculation would compromise an animal's health, then the animal shall be exempt from the rabies shot requirement, but the owner must still be responsible for purchasing the rabies inoculation tag from the county.
- e) Every owner shall comply with the provisions of Section 21 of this Article. Any person who violates these sections shall pay a penalty of \$100.00 for each violation. The owner of the dog or cat shall have 3 business days from the notice of violation to vaccinate and register the dog or cat. If the owner has complied within 3 business days the penalty shall be \$35.00. If an animal is not inoculated and registered after its owner has been found to be in violation of this section, two times within a twelve month period, said animal shall be impounded by the animal control warden and may be redeemed or disposed of in accordance with the provisions of this Ordinance. 510 ILCS 5/8.

Section 22. Inoculation tags

- a) All owners of dogs and cats residing within Champaign County shall purchase a rabies inoculation registration tag from the county. Any person failing to purchase the inoculation registration tag within 20 days of the vaccination shall be subject to a fine of \$100.
- b) All dogs and cats residing within Champaign County shall wear upon a collar

at all times a current inoculation registration tag. Failure to comply with this subsection shall result in a fine \$50.00 510ILCS 5/5;8 IL. Admin. Code § 30.10

Section 23. Registration fees

- a) The registration fee shall be set by the County Board.
- b) The fee charged to owners of dogs and cats registered within 20 days of the vaccination shall be \$10.00 for a one-year registration, for a spayed or neutered dog or cat; \$20.00 for a one-year registration, for an unspayed or unneutered dog or cat; \$18.00 for a three-year registration, for a spayed or neutered dog or cat; \$30.00 for a three-year registration, for an unspayed or unneutered dog or cat. The registration fee for dogs and cats under the age of six months shall be \$10.00 whether altered or unaltered through December 31, 2011. Starting January 1, 2012 the rabies inoculation tag fee will be as follows:

	1 year-altered	3year-altered	1 year-unaltered	3 year-unaltered
1/1/12-12/31/13	12.00	20.00	23.00	33.00
1/1/14	15.00	23.00	26.00	36.00

- c) A five dollar late fee shall be added to the rabies inoculation tag fee when a registration is presented more that twenty days past the date of the vaccination.
- d) The annual registration fee for up to two dogs or cats that are spayed or neutered and owned by an owner 65 years of age or older is waived, upon proof of identification presented to the Animal Control Department.
- e) The annual registration fee for service animals is waived. 510 ILCS 5/8; 510 ILCS 5/5.

Section 23 Animals exhibiting signs of rabies-Notice to Administrator-Confinement of dog-Animals exposed-Confinement

The owner of any animal which exhibits clinical signs of rabies, whether or not the animal has been inoculated against rabies, shall immediately notify the Administrator or, if the Administrator is not a veterinarian, the Deputy Administrator, and shall promptly confine the animal, or have it confined, under suitable observation, for a period of at least 10 days, unless officially authorized by the Administrator, or if the Administrator is not a veterinarian, the Deputy Administrator, in writing, to release it sooner. Any animal that has had direct contact with the animal and that has not been inoculated against rabies shall be confined as recommended by the Administrator or, if the Administrator is not a veterinarian, the Deputy Administrator. 510 ILCS 5/12.

Section 24 Dog or other animal bites; observation

- a) Except as otherwise provided in subsection (c) of this Section, when the Administrator or, if the Administrator is not a veterinarian, the Deputy Administrator receives information that any person has been bitten by an animal, the Administrator or, if the Administrator is not a veterinarian, the Deputy Administrator, or his or her authorized representative, shall have such dog or other animal confined under the observation of a licensed veterinarian for a

period of 10 days. The Department may permit such confinement to be reduced to period of less than 10 days. A veterinarian shall report the clinical condition of the animal immediately, with confirmation in writing to the Administrator or, if the Administrator is not a veterinarian, the Deputy Administrator within 24 hours after the animal is presented for examination, giving the owner's name, address, the date of confinement, the breed, description, age, and sex of the animal, and whether the animal has been spayed or neutered, on appropriate forms approved by the Department. The Administrator or, if the Administrator is not a veterinarian, the Deputy Administrator shall notify the attending physician or responsible health agency. At the end of the confinement period, the veterinarian shall submit a written report to the Administrator or, if the Administrator is not a veterinarian, the Deputy Administrator advising him or her of the final disposition of the animal on appropriate forms approved by the Department. When evidence is present that the animal was inoculated against rabies within the time prescribed by law, it shall be confined in a house, or in a manner which will prohibit it from biting any person for a period of 10 days, if the Administrator, or if the Administrator is not a veterinarian, the Deputy Administrator, adjudges such confinement satisfactory. The Department may permit such confinement to be reduced to a period of less than 10 days. At the end of the confinement period, the animal shall be examined by a licensed veterinarian.

b) Any person having knowledge that any person has been bitten by an animal shall notify the Administrator or, if the Administrator is not a veterinarian, the Deputy Administrator promptly. It is unlawful for the owner of the animal to euthanize, sell, give away, or otherwise dispose of any animal known to have bitten a person, until it is released by the Administrator or, if the Administrator is not a veterinarian, the Deputy Administrator, or his or her authorized representative. It is unlawful for the owner of the animal to refuse or fail to comply with the reasonable written or printed instructions made by the Administrator or, if the Administrator is not a veterinarian, the Deputy Administrator, or his or her authorized representative. If such instructions cannot be delivered in person, they shall be mailed to the owner of the animal by the U.S. Postal Service. Any expense incurred in the handling of the animal under this Section and Section 23 shall be borne by the owner.

c) A police dog that has bitten any person may continue to perform its official duties but shall remain under the strict supervision of its police handler for a period of observation, during which period it shall be securely confined to a kennel when not performing work for a peace officer or law enforcement agency. 510 ILCS 5/13.

Section 25. Reimbursement to animal victims

The County is not obligated to pay to any person or resident of the county from the Animal Control Fund any amount for the purchase of human rabies antiserum, the purchase of human vaccine, any costs for the administration of the serum or vaccine or any amount for medical care which may have been provided to human bite victims.

Article 3 - Vicious and Dangerous Dogs

Section 36. Deeming dogs vicious

a) In order to have a dog deemed “vicious”, the Administrator, Deputy Administrator, animal control warden, or law enforcement officer must give notice of the infraction that is the basis of the investigation to the owner, conduct a thorough investigation, interview any witnesses, including the owner, gather any existing medical records, veterinary medical records or behavioral evidence, and make a detailed report recommending a finding that the dog is a vicious dog and give the report to the State’s Attorney’s office and the owner. The Administrator, State’s Attorney, Director or any citizen of the county in which the dog exists may file a complaint in the Circuit Court in the name of the People of the State of Illinois to deem a dog a vicious dog. Testimony of a certified applied behaviorist or another recognized expert may be relevant to the court’s determination of whether the dog’s behavior was justified. The petitioner must prove the dog is a vicious dog by clear and convincing evidence. The Administrator shall determine where the animal shall be confined during the pendency of the case.

A dog shall not be declared vicious if the court determines the conduct of the dog was justified because:

1. The threat, injury, or death was sustained by a person who at the time was committing a crime or offense upon the owner or custodian of the dog, or upon the property of the owner or custodian of the dog;
2. The injured, threatened, or killed person was tormenting, abusing, assaulting, or physically threatening the dog or its offspring, or has in the past tormented, abused, assaulted, or physically threatened the dog or its offspring; or
3. The dog was responding to pain or injury, or was protecting itself, its owner, custodian, or member of its household, kennel, or offspring.

No dog shall be deemed “vicious” if it is a professionally trained dog for law enforcement or guard duties. Vicious dogs shall not be classified in a manner that is specific to breed. If the burden of proof has been met, the court shall deem the dog to be a vicious dog. If a dog is found to be a vicious dog, the dog shall be spayed or neutered within 10 days of the finding at the expense of its owner and microchipped, if not already, and is subject to enclosure and pay into the animal control fund \$500 plus impoundment fees. The judge has the discretion to order a vicious dog euthanized. A dog found to be a vicious dog shall not be released to the owner until the Administrator, an Animal Control warden, or the Director approves the enclosure. No owner or keeper of a vicious dog shall sell or give away the dog without Court approval. Whenever an owner of a vicious dog relocates, he or she shall notify both the Administrator of the County Animal Control where he or she has relocated and the Administrator of the county Animal Control where he or she formerly resided.

b) It shall be unlawful for any person to keep or maintain any dog which has been found to be a vicious dog unless the dog is kept in an enclosure. The only times that a vicious dog may be allowed out of the enclosure are (1) if it is

necessary for the owner or keeper to obtain veterinary care for the dog, (2) in the case of an emergency or natural disaster where the dog's life is threatened, or (3) to comply with the order of a court of competent jurisdiction, provided that the dog is securely muzzled and restrained with a leash not exceeding 6 feet in length and is under the direct control and supervision of the owner or keeper of the dog or is muzzled in its residence.

Any dog which has been found to be a vicious dog and which is not confined to an enclosure shall be impounded by the Administrator, an Animal Control Warden or law enforcement authority having jurisdiction in such area.

If the owner of the dog has not appealed the impoundment order to the circuit court in the county in which the animal was impounded within 15 business days, the dog may be euthanized.

Upon filing a notice of appeal, the order of euthanasia shall be automatically stayed pending the outcome of the appeal. The owner shall bear the burden of timely notification to animal control in writing.

Guide dogs for the blind or hearing impaired; support dogs for the physically handicapped; and sentry, guard, or police-owned dogs are exempt from this Section, provided, an attack or injury to a person occurs while the dog is performing duties as expected. To qualify for exemption under this Section, each such dog shall be currently inoculated against rabies in accordance with Section 8 of this Ordinance. It shall be the duty of the owner of such exempted dog to notify the Administrator of changes of address. In the case of a sentry dog or guard dog, the owner shall keep the Administrator advised of the location where such dog will be stationed. The Administrator shall provide police and fire departments with a categorized list of such exempted dogs, and shall promptly notify such departments of any address changes reported to him.

c) If the animal control agency has custody of the dog, the agency may file a petition with the court requesting that the owner be ordered to post security. The security must be in an amount sufficient to secure payment of all reasonable expenses expected to be incurred by the animal control agency or animal shelter in caring for and providing for the dog pending the determination. Reasonable expenses include, but are not limited to, estimated medical care and boarding of the animal for 30 days. If security has been posted in accordance with this section, the animal control agency may draw from the security the actual costs incurred by the agency in caring for the dog. 510 ILCS 5/15.

Section 37. Dangerous dog determination

a) After a thorough investigation including: sending, within 3 days of the Administrator or Director becoming aware of the alleged infraction, notifications to the owner of the alleged infractions, the fact of the initiation of an investigation, and affording the owner an opportunity to meet with the Administrator or Director prior to the making of a determination; gathering of any medical or veterinary evidence; interviewing witnesses; and making a detailed written report, an animal control warden, deputy administrator, or law enforcement agent may ask the Administrator, or his designee, or the Director, to deem a dog "dangerous." No dog shall be deemed a "dangerous dog" without clear

and convincing evidence. The owner shall be sent immediate notification of the determination by registered or certified mail that includes a complete description of appeal process.

b) A dog shall not be declared dangerous if the Administrator, or his designee, or the Director determines the conduct of the dog was justified because:

1. The threat was sustained by a person who at the time was committing a crime or offense upon the owner or custodian of the dog;
2. The threatened person was tormenting, abusing, assaulting, or physically threatening the dog or its offspring;
3. The injured, threatened, or killed companion animal was attacking or threatening to attack the dog or its offspring;
4. The dog was responding to pain or injury or was protecting itself, its owner, custodian, or member of its household, kennel, or offspring.

c) testimony of a certified applied behaviorist, a board certified veterinary behaviorist, or another recognized expert may be relevant to the determination of whether the dog's behavior was justified pursuant to the provisions of this Section.

d) If deemed dangerous, the Administrator, or his or her designee, or the Director shall order the dog to be spayed or neutered within 14 days at the owner's expense and microchipped, if not already, and one or more of the following as deemed appropriate under the circumstances and necessary for the protection of the public:

1. The dog's owner to pay a \$50 public safety fine to be deposited into the Pet Population Control Fund
2. Evaluation of the dog by a certified applied behaviorist, a board certified veterinary behaviorist, or another recognized expert in the field and completion of training or other treatment as deemed appropriate by the expert. The owner of the dog shall be responsible for all costs associated with evaluations and training ordered under this subsection; or
3. Direct supervision by an adult 18 years of age or older whenever the animal is on public premises.

e) The Administrator may order a dangerous dog to be muzzled whenever it is on public premises in a manner that will prevent it from biting any person or animal, but that shall not injure the dog or interfere with its vision or respiration.

f) Any dog deemed dangerous shall not be given away, sold, or traded without permission of the Administrator.

g) Guide dogs for the blind or hearing impaired, support dogs for the physically handicapped, and sentry, guard, or police-owned dogs are exempt from this Section; provided, an attack or injury to a person occurs while the dog is performing duties as expected. To qualify for exemption under this Section, each dog shall be currently inoculated against rabies in accordance with Section 21 of this Ordinance and performing duties as expected. It shall be the duty of the

owner of the exempted dog to notify the Administrator of changes of address. In case of a sentry or guard dog, the owner shall keep the Administrator advised of the location where such dog will be stationed. The Administrator shall provide police and fire departments of any address changes reported to him or her.

h) An animal control agency has the right to impound a dangerous dog if the owner fails to comply with the requirements of this Act. 510 ILCS 5/15.1.

Section 38. Violations; penalties

Any person found guilty of a violation of Article 3 of this Ordinance shall be ordered to pay a fine of \$50.00 per offense and each subsequent offense. Every day of non-compliance shall be a separate offense. 55 ILCS 5/5-1071.1; 55 ILCS 5/5-1113.

Section 39. Dangerous dogs; leash

It is unlawful for any person to knowingly or recklessly permit any dangerous dog to leave the premises of its owner when not under the control by leash or other recognized control methods. 510 ILCS 5/15.2

Section 40. Dangerous dog; appeal.

a) The owner of a dog found to be a dangerous dog pursuant to this Ordinance by an Administrator may file a complaint against the Administrator in the circuit court within 35 days of receipt of notification, for *de novo* hearing on the determination. The proceedings shall be conducted as a civil hearing pursuant to the Illinois Rules of Evidence and the Code of Civil Procedure, including the discovery provisions. After hearing both parties' evidence, the court may make a determination of dangerous dog if the Administrator meets his or her burden of proof of clear and convincing evidence. The final order of the circuit court may be appealed pursuant to the civil appeals provisions of the Illinois Supreme Court Rules.

b) The owner of a dog found to be a dangerous dog pursuant to this Ordinance by the Director may, within 14 days of receipt of notification of the determination, request an administrative hearing to appeal the determination. The administrative hearing shall be conducted pursuant to the Department of Agriculture's rules applicable to formal administrative proceedings, 8 Ill. Admin.Code Part 1, SubParts A and B. An owner desiring a hearing shall make his or her request for a hearing to the Illinois Department of Agriculture. The final administrative decision of the Department may be reviewed judicially by the Circuit Court of the County wherein the person resides or in the case of a corporation, the County where its registered office is located. If the plaintiff in a review proceeding is not a resident of Illinois, the venue shall be in Sangamon County. The Administrative Review Law and all amendments and modifications thereof, and the rules adopted thereto, apply to govern all proceedings for the judicial review of final administrative decisions of the Department hereunder.

c) Until the order has been reviewed and at all times during the appeal process, the owner shall comply with the requirements set forth by the Administrator, the Court, or the Director.

- d) At any time after the final order has been entered, the owner may petition the Circuit Court to reverse the designation of dangerous dog. 510 ILCS 5/15.3.

Article 4 – Humane Care of Animals

Section 41. Humane Care for Animals

Owner's duties. Each owner shall provide for each of his animals:

- a) Sufficient quantity of good quality, wholesome food and clean fresh water.
- b) A shelter which has four sides, a roof, floor and bedding. The shelter shall be of sufficient size to permit such animal to stand up and turn around inside when fully grown and allow retention of body heat. The shelter shall be placed to provide shade from the sun and protection from the weather.
- c) Regular and sufficient veterinary care to prevent suffering and maintain health.
- d) Humane care and treatment. 510ILCS 70/3

Section 42 Cruel Treatment

- a) No person or owner may beat, cruelly treat, torment, starve, overwork or otherwise abuse an animal.
- b) No owner may abandon any animal where it may become a public charge or may suffer injury, hunger or exposure. 510ILCS 70/3.01

Section 43 Confinement in a Motor Vehicle

No owner or person shall confine any animal in a motor vehicle in such a manner that places it in a life or health threatening situation by exposure to a prolonged period of extreme heat or cold, without proper ventilation or other protection from such heat or cold. In order to protect the health and safety of an animal, an animal control officer, law enforcement officer or Department investigator who has probable cause to believe that this Section is being violated shall have authority to enter such vehicle by reasonable means under the circumstances after making a reasonable effort to locate the owner or person responsible. 510ILCS 70/7.1

Section 44 Notification to Violator-Impoundment upon refusal or failure to take corrective action

- a) If an investigation discloses a violation of this Article has been committed, the animal control warden or, law enforcement officer shall furnish the violator, if known, with notice of violation, and state what action is necessary to come into compliance with this article and that a maximum of 48 hours may be granted in which to take corrective action.
- b) If the violator fails or refuses to take corrective action necessary for

compliance or if the violator is still unknown after an attempt to identify ownership, the animal control warden or law enforcement officer shall have the authority to impound all animals involved in the complaint or issue a citation for each offense.

c) When an animal control warden, law enforcement officer or humane investigator finds a violation of this Article has rendered an animal in such condition that no remedy or corrective action by the owner is possible, the animal control warden, law enforcement officer or humane investigator must impound or order the impoundment of the animal. If the violator fails or refuses to take corrective action necessary for compliance, the animal shall be impounded. If the animal is impounded for violation of this Article, it shall be taken to a facility where the elements of good care as set forth in Section 41 of this Article can be provided, and where such animals shall be examined and treated by a licensed veterinarian or, if the animal is severely injured, diseased, or suffering, humanely euthanized. Any expense incurred in the impoundment shall become a lien on the animals.

d) Emergency impoundment may be exercised in a life threatening situation and the subject animals shall be conveyed directly to a licensed veterinarian for medical services necessary to sustain life or to be humanely euthanized as determined by a licensed veterinarian.

e) A notice of impoundment shall be given to the violator if the violator is known in person or sent by certified or registered mail. The impoundment notice shall include the following:

1. A listing of deficiencies noted
2. An accurate description of the animal or animals involved.
3. Date on which the animal or animals were impounded.
4. Signature of the animal control warden.
5. A statement that: "The violator may request an appeal of the impoundment with the Administrator within 5 business days of impoundment."
6. When the impoundment is not appealed, the animal or animals are forfeited and the animal control or animal shelter in charge of the animal or animals may lawfully and without liability provide for adoption of the animals or animals by a person other than the person who forfeited the animal or animals, or any person or persons dwelling in the same household as the person who forfeited the animal or animals, or it may humanely euthanize the animal or animals.
7. If the Administrator denies the appeal of impoundment, the owner has the right to file a complaint with the circuit court within 30 days. Notice of intent to appeal must be presented to the animal control administrator within 5 business days of the appeal hearing. All costs associated with the housing, fees and medical costs of the impounded animals shall be the responsibility of the owner of the said animals. 510ILCS 70/12

Article 5. MISCELLANEOUS

Section 50: This Ordinance shall go into full force and effect upon its passage and approval.

Section 51: In the event that any provision of this Ordinance or any part or application thereof to any person or circumstance, is for any reason held to be unconstitutional or otherwise invalid or ineffective by any court of competent jurisdiction on its face or as applied, such holding shall not affect the validity or effectiveness of any of the remaining provisions of this Ordinance or any part or application thereof to any person or circumstance of said provision as applied to any other person or circumstance. It is hereby declared to be the legislative intent of the County Board that this Ordinance would have been adopted had such unconstitutional, invalid, or ineffective provisions not been included herein.

Section 52: All previous Resolutions, Ordinances, or parts thereof in conflict with this Ordinance are hereby repealed upon the effective date of this Ordinance.

PRESENTED, PASSED, APPROVED, AND RECORDED this 23rd day of September, A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and *Ex-Officio* Clerk of the
Champaign County Board

RESOLUTION NO. 7483

RESOLUTION AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT FOR ANIMAL
IMPOUND SERVICES WITH THE CITY OF CHAMPAIGN

WHEREAS, Section 10 of Article VII of the Illinois Constitution of 1970 and the Illinois Intergovernmental Cooperation Act, 5 ILCS 220/1 et. seq. enables units of local government to enter into agreements among themselves and provide authority for intergovernmental cooperation; and

WHEREAS, The County of Champaign (hereinafter "County") provides an Animal Service Facility primarily for the impounding of animals for the use of local law enforcement agencies; and

WHEREAS, The County and the City of Champaign (hereinafter "City") desire to cooperate for the best interests of the County and the City; and

WHEREAS, An Intergovernmental Agreement for Animal Impound Services outlining the financial participation, the facilities, and the service responsibilities of the parties has been prepared between the County and the City;

NOW, THEREFORE, BE IT RESOLVED that the County Board of Champaign County authorizes the County Board Chair to enter into the Intergovernmental Agreement for Animal Impound Services with the City of Champaign.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September, A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7488

PURCHASES NOT FOLLOWING PURCHASING POLICY

September 2010

FY2010

WHEREAS, Purchases by Champaign County offices and departments sometimes occur that are not in compliance with the Champaign County Purchasing Policy; and

WHEREAS, The Champaign County Auditor must present those purchases to the Champaign County Board for approval of payment;

NOW, THEREFORE, BE IT RESOLVED By the Champaign County Board that the purchases not following purchasing policy as presented by the Champaign County Auditor on September 23, 2010 are hereby approved for payment.

PRESENTED, ADOPTED, APPROVED, AND RECORDED This 23rd day of September, A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board

FOR COUNTY BOARD APPROVAL

9/23/10

PURCHASES NOT FOLLOWING THE PURCHASING POLICY, AND EMERGENCY PURCHASES

DEPARTMENT	APPROPRIATION #	VR#/PO#	VR/PO DATE	DESCRIPTION	VENDOR	AMOUNT
NO PURCHASE ORDER ISSUED						
Self-Funded Insurance	476-118-533.26	VR#118-088	08/27/10	Painting Hwy Garage 8/24	Roessler Construction	\$ 17,850.00
CREDIT CARD CHARGES PAID WITHOUT RECEIPT						
** Access Initiative Grant	641-053-533.18	VR#641-090	08/16/10	I-Hotel charge 7/8/10	Visa Cardmember Services	\$ 129.87
FY09 EXPENDITURES PAID IN FY10						
** Circuit Court	080-031-533.03	VR#031-363	08/31/10	Atty service Oct'08-Nov'09	John Hensley	\$ 1,510.00
** General County	080-075-533.03	VR#075-006	12/28/09	NH arbitration advance 1/22	CCT-Gen Corp Advance	\$ 7,227.50
** Probation Services	618-052-533.07	VR#618-251	09/07/10	Group therapy 9/28-11/30/09	Kleppin & Associates	\$ 135.00

*****According to Illinois Attorney General and Champaign County State's Attorney,
the Purchasing Policy does not apply to the office of elected officials.*****

** Paid- For Information Only

RESOLUTION NO. 7489

PAYMENT OF CLAIMS AUTHORIZATION

September 2010

FY2010

WHEREAS, The County Auditor has examined the Expenditure Approval List of Claims against the County of Champaign totaling \$8,665,796.43 including warrants 440067 through 441524; and

WHEREAS, The claims included on the list were paid in accordance with Resolution No. 1743; and

WHEREAS, Claims against the Mental Health Fund do not require County Board approval and are presented for information only; and

WHEREAS, The County Auditor has recommended the payment of all claims on the Expenditure Approval List; and

WHEREAS, The County Board finds all claims on the Expenditure Approval List to be due and payable;

NOW, THEREFORE, BE IT RESOLVED by the Champaign County Board that payment of the claims totaling \$8,665,796.43 including warrants 440067 through 441524 is approved.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Sheldon, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7490

BUDGET AMENDMENT

September 2010

FY 2010

WHEREAS, The Finance Committee has approved the following amendment to the FY2010 budget;

NOW, THEREFORE, BE IT RESOLVED That the Champaign County Board approves the following amendment to the FY2010 budget; and

BE IT FURTHER RESOLVED That the County Auditor be authorized and is hereby requested to make the following amendment to the FY2010 budget.

Budget Amendment #10-00081

Fund 108 Developmental Disability Fund
Dept. 050 Developmental Disability Board

ACCOUNT DESCRIPTION

AMOUNT

Increased Appropriations:

533.92 Contributions and Grants

\$36,000

Total

\$36,000

Increased Revenue:

None: from Fund Balance

\$0

Total

\$0

REASON: To cover grant expenditures for 2010 fiscal year.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7491

RESOLUTION APPROVING THE ADDITION OF A POSITION TO THE CHAMPAIGN COUNTY MENTAL HEALTH BOARD

WHEREAS, The Mental Health Board Executive Director has requested the addition of a new Developmental Disabilities Contract Coordinator position to the Mental Health Board; and

WHEREAS, The Job Content Evaluation Committee has reviewed the proposed new position of Developmental Disabilities Contract Coordinator and recommended the position be assigned to Grade Range F in Champaign County's salary schedule; and

WHEREAS, The Policy, Personnel, and Appointments Committee approved the recommendation of the Job Content Evaluation Committee, and forwarded that recommendation to establish the Developmental Disabilities Contract Coordinator position and assign it to Grade Range F to the Finance Committee; and

WHEREAS, The Finance Committee recommends approval to the Champaign County Board of the request for establishment of the Developmental Disabilities Contract Coordinator position and assignment of the position to Grade Range F in Champaign County's salary schedule;

NOW, THEREFORE, BE IT RESOLVED by the Champaign County Board, that a Developmental Disabilities Contract Coordinator position is established for the Mental Health Board and the position is assigned to Grade Range F in Champaign County's salary schedule.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September, A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7492

RESOLUTION APPROVING IT STAFFING CHANGE

WHEREAS, The County Administrator and IT Director have requested a change to the designation of positions for the Information Technology Division of the Champaign County Administrative Services Department: the elimination of the Security Analyst position and the creation of an additional Desktop Support Technician position; and

WHEREAS, The additional Desktop Support Technician position will be classified in Grade Range G of Champaign County's salary schedule and is authorized to be filled on December 1, 2010; and

WHEREAS, the Finance Committee recommends approval to the Champaign County Board of the request to eliminate the Security Analyst position and to create an additional Desktop Support Technician position in the Information Technology Division of the Champaign County Administrative Services Department, effective December 1, 2010;

NOW, THEREFORE, BE IT RESOLVED by the Champaign County Board that the Security Analyst position is eliminated and a Desktop Support Technician position is added to the Information Technology Division of the Champaign County Administrative Services Department, effective December 1, 2010.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September, A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7493

RESOLUTION APPROVING AGREEMENT WITH WILLIAM BLAIR & COMPANY TO
PROVIDE UNDERWRITING SERVICES

WHEREAS, Champaign County seeks to engage underwriting services for the issuance of appropriate financing for the Champaign County East Campus Office/Storage Facility construction project; and

WHEREAS, William Blair & Company is able to provide underwriting services to assist in the development and determination of the appropriate financing alternatives for the East Campus Office/Storage Facility construction project and has worked with Champaign County on similar projects;

NOW, THEREFORE, BE IT RESOLVED by the Champaign County Board that the County Board Chair is hereby authorized and directed to execute an agreement with William Blair & Company to provide underwriting services in the issuance of appropriate financing for the Champaign County East Campus/Storage Facility construction project.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September, A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7484

RESOLUTION ESTABLISHING THE OLYMPIAN-LINCOLN SPECIAL COMMITTEE

WHEREAS, The Champaign County Board wishes to establish the Olympian-Lincoln Special Committee with the mission to explore and seek avenues that lead to consensus on Lincoln Avenue connecting to Olympian Drive; and

WHEREAS, The Olympian-Lincoln Special Committee will bring a resolution to the County Board that will direct Champaign County staff towards an acceptable intergovernmental agreement with Champaign and Urbana; and

WHEREAS, The County Board Chair has nominated Matt Gladney, Greg Knott, Ralph Langenheim, Alan Nudo, and C. Pius Weibel to serve on said committee;

NOW THEREFORE, BE IT RESOLVED, That the Champaign County Board establishes Olympian-Lincoln Special Committee, which shall consist of Matt Gladney, Greg Knott, Ralph Langenheim, Alan Nudo, and C. Pius Weibel.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September, A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7485

RESOLUTION APPROVING AWARD OF CONTRACT TO CLIFTON GUNDERSON,
LLP FOR FINANCIAL AUDITING SERVICES FOR CHAMPAIGN COUNTY

WHEREAS, Champaign County issued RFP 2010-004 for financial auditing services, in accordance with the Purchasing Policy; and

WHEREAS, Champaign County received two qualifying responses to RFP 2010-004; and

WHEREAS, The County Administrator has presented the recommendation of the Evaluation Team, who reviewed and evaluated the financial auditing services proposals, to award a contract to Clifton Gunderson, LLP to perform financial auditing services as defined in RFP 2010-004 for the County of Champaign at a value of \$380,000 over a five-year term;

NOW, THEREFORE, BE IT RESOLVED by the County Board of Champaign County that the County Board Chair is hereby authorized and directed to execute the contract with Clifton Gunderson, LLP to perform financial auditing services as defined in RFP 22010-004 for the County of Champaign.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September, A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Sheldon, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7487

RESOLUTION PLACING THE QUESTION OF ELIMINATION OF THE ELECTED OFFICE OF COUNTY AUDITOR IN CHAMPAIGN COUNTY ON THE APRIL 2011 ELECTION BALLOT

WHEREAS, The Illinois Constitution, Article VII, Section 4, states that the office of Auditor may be elected or appointed, and that the office of Auditor may be eliminated and the terms of office and manner of selection changed by law; and

WHEREAS, Pursuant to 10 ILCS 5/28-7 any question regarding the elimination of the office of Auditor may be initiated by the Champaign County Board by resolution requesting the proposal for such action to the voters of the governmental unit at a regular election; and

WHEREAS, The Champaign County Board recognizes the office of an elected Auditor exists only in a minority of Illinois Counties, primarily in 17 of the 19 largest counties in the state; and

WHEREAS, The Champaign County Board deems the question of whether the County Auditor functions shall be performed by an elected official is a question best answered through public deliberation and the ultimate determination of the electors of Champaign County;

NOW, THEREFORE, BE IT RESOLVED by the County Board of Champaign County that the following question be placed on the April 5, 2011 Consolidated Election ballot:

<i>Shall the elected Office of the Champaign County Auditor be eliminated, effective December 1, 2012, and the duties of said office transferred to an appointed officer?</i>	<i>Yes</i>	
	<i>No</i>	

PRESENTED, PASSED, APPROVED, AND RECORDED this 23rd day of September, A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST:

Mark Shelden, County Clerk and
Ex-officio Clerk of the County Board

RESOLUTION NO. 7502

**RESOLUTION REQUESTING CONSENT OF THE DEPARTMENT OF
TRANSPORTATION TO THE REAPPOINTMENT OF JEFF BLUE AS COUNTY
ENGINEER**

WHEREAS, a vacancy will exist on October 12, 2010, in the office of County Engineer in Champaign County, Illinois due to the expiration of the six-year term of the incumbent County Engineer Jeff Blue; and

WHEREAS, in accordance with 605 ILCS 5/5-201, the County Board must request and receive the consent of the Department of Transportation before the reappointment of the incumbent can be made;

NOW, THEREFORE, BE IT RESOLVED that the County Board of Champaign County, Illinois does hereby request the consent of the Department of Transportation to the reappointment of Jeff Blue as County Engineer; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby directed to transmit two (2) certified originals of this Resolution to the Department of Transportation, through its Regional Engineer's office at Paris, Illinois.

C. Pius Weibel, Chair
Champaign County Board

STATE OF ILLINOIS)
) SS
COUNTY OF CHAMPAIGN)

I, Mark Shelden, County Clerk in and for said County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the Champaign County Board at its regular meeting held at Brookens Administrative Center, Urbana, Illinois on September 23, 2010.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the County at my office in Urbana in said County, this _____ day of September, 2010.

(SEAL)

County Clerk

RESOLUTION NO. 7503

RESOLUTION APPOINTING JEFF BLUE AS COUNTY ENGINEER OF CHAMPAIGN COUNTY, ILLINOIS

WHEREAS, The current term of office for Jeff Blue, County Engineer, expires on October 11, 2010; and

WHEREAS, The Champaign County Board by Resolution No. 7502, dated September 23, 2010, certified the name of Jeff Blue to the Illinois Department of Transportation of the State of Illinois, for re-appointment to the office of County Engineer of Champaign County; and

WHEREAS, The Illinois Department of Transportation has certified its consent to the reappointment of Jeff Blue as County Engineer for Champaign County; and

WHEREAS, Through an agreement with the Illinois Department of Transportation, federal funds may be exchanged for an equal amount of State funds to pay for one-half of the salary paid to the County Engineer;

NOW, THEREFORE, BE IT RESOLVED by the County Board of Champaign County, Illinois ("County Board"), pursuant to 605 ILCS 5/5-201(2), that, effective October 12, 2010, Jeff Blue be appointed County Engineer for Champaign County for a term of six (6) years, and thereafter until his successor is appointed and qualified; and

BE IT FURTHER RESOLVED by the County Board, that the salary of the County Engineer shall be as follows:

October 12, 2010 – November 30, 2010– Salary based upon a prorated annual salary of \$123,286.66
December 1, 2010 – November 30, 2011 - \$123,286.66
December 1, 2011 – November 30, 2012 --\$125,752.39
December 1, 2012 – November 30, 2013 --\$128,267.44
December 1, 2013 – November 30, 2014 -- \$132,115.46
December 1, 2014 – November 30, 2015 -- \$136,078.93
December 1, 2015 – November 30, 2016 -- \$141,522.09; and

BE IT FURTHER RESOLVED by the County Board that the above salaries are greater than ninety-five (95%) percent of the recommended salary for the County Engineer as currently determined by the Department of Transportation, State of Illinois, for each year of the six year term of office; and

BE IT FURTHER RESOLVED by the County Board that, in any year in which Champaign County is to receive funds from the Department of Transportation pursuant to the attached Agreement for County Engineer's Salary, the above salaries shall be increased, if necessary, so as to be greater than ninety-five (95%) percent of the recommended salary for the County Engineer as determined annually by the Department of Transportation for that year;

BE IT FURTHER RESOLVED by the County Board that, when it adopts its budget for fiscal year 2011, the County Board shall appropriate the sum of One Hundred Twenty-Three Thousand Two-Hundred Eighty-Six Dollars and Sixty-Six Cents (\$123,286.66) for the period from December 1, 2010, through November 30, 2011, from the County's allotment of Motor Fuel Tax Funds for the purpose of paying the County Engineer's salary from December 1, 2010, to November 30, 2011; and

BE IT FURTHER RESOLVED, that the County Board hereby authorizes the Department of Transportation, State of Illinois, to transfer Sixty-One Thousand Six Hundred Forty-Three Dollars and Thirty-Three Cents (\$61,643.33) of Federal Surface Transportation Program Funds allocated to Champaign County to the Department of Transportation in return for an equal amount of State Funds; and

BE IT FURTHER RESOLVED by the County Board that the Sixty-One Thousand Six Hundred Forty-Three Dollars and Thirty-Three Cents (\$61,643.33) reimbursement of the County Engineer's annual salary in State Funds received pursuant to the exchange described in the previous paragraph shall be deposited in the County's Motor Fuel Tax Fund;

BE IT FURTHER RESOLVED by the County Board that Ten Thousand Nine Hundred Fifty-Two Dollars is allocated from the Motor Fuel Tax Fund, and when it adopts its budget for fiscal year 2011, shall be budgeted to pay for Jeff Blue's expenses as County Engineer for the period from December 1, 2010, through November 30, 2011, in accordance with the Champaign County Personnel Policy and the attached Agreement for Employment of the Champaign County Engineer; and

BE IT FURTHER RESOLVED by the County Board that the Chair of the Champaign County Board be and is hereby authorized to execute the attached Agreement for County Engineer's Salary; and

BE IT FURTHER RESOLVED by the County Board that the Chair of the Champaign County Board be and is hereby authorized to execute the attached Agreement for Employment of the Champaign County Engineer; and

BE IT FURTHER RESOLVED by the County Board that the Department of Transportation, Division of Highways of the State of Illinois, be and is hereby requested to forward a certification, covering the above appropriations, as soon as possible; and

BE IT FURTHER RESOLVED by the County Board that the County Clerk be and is hereby directed to transmit two (2) certified copies of this resolution to Mr. Joseph E. Crowe, District Engineer, Illinois Department of Transportation, Paris, Illinois, for approval.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of
September, 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST:

Mark Shelden, County Clerk and
ex officio Clerk of the Champaign County Board

**AGREEMENT FOR EMPLOYEMENT
OF THE CHAMPAIGN COUNTY ENGINEER**

This Agreement, made this 23rd day of September, 2010, by and between the County of Champaign, a body corporate and politic (hereinafter, "COUNTY"), and Jeff Blue (hereinafter, "COUNTY ENGINEER").

In consideration of the mutual promises and covenants hereinafter set forth, it is agreed by and between the COUNTY and COUNTY ENGINEER as follows:

1. The COUNTY ENGINEER shall perform the duties and responsibilities of the County Engineer of Champaign County, as defined by Illinois Statutes (including, but not limited to 605 ILCS 5/5-205, et seq.), and the rules and regulations of the Department of Transportation, and as assigned by the Champaign County Board. He shall report to the Highway and Transportation Committee, and the Finance Committee and the Champaign County Board as may be required by the direction or rules of those committees or the Champaign County Board.

2. The COUNTY will compensate the COUNTY ENGINEER as follows:
 - October 12, 2010 – November 30, 2010– Salary based upon a prorated annual salary of \$123,286.66
 - December 1, 2010 – November 30, 2011 - \$123,286.66
 - December 1, 2011 – November 30, 2012 --\$125,752.39
 - December 1, 2012 – November 30, 2013 --\$128,267.44
 - December 1, 2013 – November 30, 2014 -- \$132,115.46
 - December 1, 2014 – November 30, 2015 -- \$136,078.93
 - December 1, 2015 – November 30, 2016 -- \$141,522.09; and
 - a. The above salaries shall be divided into equal monthly installments, and the right to payment shall accrue on a monthly basis.

 - b. Salary payments are contingent upon the existence of an actual employment relationship between the COUNTY ENGINEER and the COUNTY.

 - c. In the event the COUNTY ENGINEER resigns or the employment relationship is otherwise terminated, neither the COUNTY ENGINEER, the COUNTY ENGINEER'S estate, nor the COUNTY ENGINEER'S heirs shall thereafter have any claim for any additional salary except for such salary installments as have accrued but are yet unpaid and such unpaid sick pay, holiday pay, vacation and other payments as are generally made to non-bargaining unit employees of the COUNTY upon severance of their employment relationship.

3. The COUNTY ENGINEER will be reimbursed his actual expenses incurred in the discharge of his duties, according to the terms of the Champaign County Personnel Policy, as now or hereafter amended. This shall exclude actual expenses relating to:
 - a. Use and maintenance of the COUNTY ENGINEER's vehicle, as set forth in Paragraph 4; and
 - b. Acquiring or maintaining any professional certifications or licenses, as set forth in Paragraph 7.
4. The COUNTY ENGINEER will be responsible for providing a vehicle for his use for emergency purposes, while "on call", and otherwise while performing his duties under this Agreement.
 - a. The COUNTY will pay the COUNTY ENGINEER a vehicle allowance in the amount of \$912.68 per month, payable in semi-monthly installments with the first two pay periods of each month.
 - b. The type of vehicle purchased will be at the discretion of the COUNTY ENGINEER, provided that the vehicle has four wheel drive and is suitable for travel through construction jobs.
 - c. The vehicle will be owned by the COUNTY ENGINEER, and considered a private vehicle.
 - d. The COUNTY ENGINEER shall provide full insurance coverage for this vehicle at all times while this Agreement is in effect.
 - e. The COUNTY ENGINEER will be responsible for all maintenance and fuel expenditures for the vehicle, and shall purchase the license plates and annual registration fees for the vehicle.
5. This AGREEMENT is effective October 12, 2010, and becomes binding on the COUNTY and COUNTY ENGINEER when signed by both parties, and will expire on October 11, 2016, except that:
 - a. The COUNTY may terminate the AGREEMENT pursuant to 605 ILCS 5/5-203; and
 - b. The COUNTY ENGINEER may terminate this Agreement upon good cause shown upon sixty (60) days written notice to the COUNTY. Should the COUNTY ENGINEER terminate this Agreement without good cause, or without timely notice, the COUNTY ENGINEER shall be responsible for the reasonable costs of selecting an interim or replacement county engineer.
6. The COUNTY ENGINEER shall maintain, at his expense, all professional licenses and certifications required of a county engineer by the laws of the State of Illinois.

7. The foregoing constitutes the entire AGREEMENT between the COUNTY OF CHAMPAIGN and the COUNTY ENGINEER and no verbal or other written statements shall supersede any of its provisions, provided:
- a. The COUNTY ENGINEER shall be subject to all COUNTY Travel, Purchasing, and Personnel Policies, as now enacted or hereafter amended, to the extent that they are not inconsistent with the terms of this AGREEMENT, and shall be entitled to all fringe benefits provided to non-bargaining employees under those policies (including, but not limited to, any benefits relating to sick leave, personal leave, vacation, health and life insurance, and pension), on the same terms as those benefits are provided to non-bargaining COUNTY employees; and
 - b. This AGREEMENT may be amended by a mutual agreement in writing, and approved by a majority vote of the Champaign County Board.

IN WITNESS WHEREOF, the parties hereto, have caused these presents to be executed, duly attested and their corporate seals, if any they have, to be hereunto affixed on the day and date first above written.

COUNTY ENGINEER

COUNTY OF CHAMPAIGN

Jeff Blue, County Engineer

C. Pius Weibel, Chair
Champaign County Board

ATTEST:

Witness

Mark Shelden, County Clerk and ex officio
Clerk of the County Board

AGREEMENT FOR COUNTY ENGINEER'S SALARY

This Agreement, by and between the DEPARTMENT OF TRANSPORTATION, State of Illinois, hereinafter called the DEPARTMENT, and the COUNTY OF CHAMPAIGN of the State of Illinois, hereinafter called the COUNTY.

WHEREAS, the COUNTY has elected to use the Illinois Association of County Engineer's/Illinois Department of Transportation's recommended salary schedule to determine the County Engineer's annual salary and has agreed that the minimum salary shall be at least ninety-five percent (95%) of the recommended salary; and

WHEREAS, the COUNTY desires to transfer Surface Transportation Program funds to the DEPARTMENT in return for State funds to be used by the COUNTY to pay a portion of the County Engineer's salary, an amount not to exceed fifty percent (50%) of the County Engineer's annual salary.

NOW, THEREFORE, for and in consideration of the covenants and agreements herein contained, the parties agree as follows:

THE COUNTY AGREES:

1. That it will provide the DEPARTMENT with a Resolution passed by the County Board authorizing the transfer of the COUNTY'S Surface Transportation Program funds to the State for an equal amount of State Funds.
2. That it will deposit the State Funds in the COUNTY'S Motor Fuel Tax Account.
3. An annual resolution appropriating funds for the payment of the County Engineer's annual salary shall be submitted to the DEPARTMENT along with the resolution authorizing the amount of Surface Transportation Program funds to be transferred.
4. To maintain, for a minimum of three (3) years after the completion of the contract, adequate books, records and supporting documents to verify the amounts, recipients, and uses of all disbursements of funds passing in conjunction with the contract; the contract and all books, records, and supporting documents related to the contract shall be available for review by the DEPARTMENT and/or Auditor General and to provide full access to all relevant materials. Failure to maintain the books, records, and supporting documents required by this section shall establish a presumption in favor of the State for the recovery of funds paid by the State under the contract for which adequate books, records, and supporting documentation are not available to support their purported disbursement.

THE DEPARTMENT AGREES:

1. To accept the COUNTY'S Surface Transportation Program funds and make an equal amount of State funds available to the COUNTY for deposit in the COUNTY'S Motor Fuel Tax Fund;
2. That payment of the State funds to the COUNTY will be made each year upon receipt of the COUNTY'S resolution transferring their Surface Transportation Program funds and

appropriating their Motor Fuel Tax or other funds for payment of their County Engineer's Salary.

IT IS MUTUALLY AGREED:

1. That this agreement shall remain in full force and effect for a period of six years from the date of execution unless terminated by either party upon thirty (30) days written notification by either party. The agreement shall be temporarily suspended during any period the COUNTY does not have sufficient Surface Transportation Program funds available to be transferred.
2. Obligations of the State shall cease immediately without penalty or further payment being required if, in any fiscal year, the Illinois General Assembly or applicable Federal Funding source fails to appropriate or otherwise make available funds for the purpose contemplated hereon.

Executed by the COUNTY this ____ day of _____, 2010.

Champaign County, State of Illinois
Acting by and through its County Board

By: _____
C. Pius Weibel, Chair of the Champaign County Board

Executed by the DEPARTMENT this ____ day of _____, 2010.

STATE OF ILLINOIS, DEPARTMENT OF TRANSPORTATION

By: _____
Director of Highways

RESOLUTION NO. 7504

RESOLUTION OF AGREEMENT FOR COUNTY ENGINEER'S SALARY

This agreement, by and between the DEPARTMENT OF TRANSPORTATION, State of Illinois, hereinafter called the DEPARTMENT, and the COUNTY OF CHAMPAIGN, of the State of Illinois, hereinafter called the COUNTY.

WHEREAS, the COUNTY has elected to use the Illinois Association of County Engineer's/Illinois Department of Transportation's recommended salary schedule to determine the COUNTY Engineer's annual salary and has agreed that the minimum salary shall be at least ninety-five percent (95%) of the recommended salary;

WHEREAS, the COUNTY desires to transfer Surface Transportation Program funds to the DEPARTMENT in return for State funds to be used by the COUNTY to pay a portion of the County Engineer's salary, an amount not to exceed fifty percent (50%) of the County Engineer's annual salary;

NOW, THEREFORE, BE IT RESOLVED for and in consideration of the covenants and agreements herein contained, the parties agree as follows:

THE COUNTY AGREES:

1. That it will provide the DEPARTMENT with a resolution passed by the County Board authorizing the transfer of the County's Surface Transportation Program Funds to the State for an equal amount of State Funds.
2. That it will deposit the State funds in the COUNTY's Motor Fuel Tax account.
3. An annual resolution appropriating funds for the payment of the County Engineer's annual salary shall be submitted to the DEPARTMENT along with the resolution authorizing the amount of Surface Transportation Program funds to be transferred.
4. To maintain, for a minimum of 3 years after the completion of the contract, adequate books, records and supporting documents to verify the amounts, recipients and uses of all disbursements of funds passing in conjunction with the contract; the contract and all books, records and supporting documents related to the contract shall be available for review by the DEPARTMENT and/or Auditor General and to provide full access to all relevant materials. Failure to maintain the books, records and supporting documents required by this section shall establish a presumption in favor of the State for the recovery of funds paid by the State under the contract for which adequate books, records and supporting documentation are not available to support their purported disbursement.

THE DEPARTMENT AGREES:

1. To accept the COUNTY's Surface Transportation Program funds and make an equal amount of State funds available to the COUNTY for deposit in the COUNTY's Motor Fuel Tax account.
2. That payment of the State funds to the COUNTY will be made each year upon receipt of the COUNTY's resolution transferring their Surface Transportation Program funds and appropriating their Motor Fuel Tax or other funds for payment of their County Engineer's salary.

IT IS MUTUALLY AGREED:

1. That this agreement shall remain in full force and effect for a period of six years from the date of execution unless terminated by either party upon 30 days written notification by either party. The agreement shall be temporarily suspended during any period the COUNTY does not have sufficient Surface Transportation Program funds available to be transferred.
2. Obligations of the State shall cease immediately without penalty or further payment being required if, in any fiscal year, the Illinois General Assembly or applicable Federal Funding source fails to appropriate or otherwise make available funds for the purpose contemplated herein.

Executed by the COUNTY this 23rd day of September, 2010.

CHAMPAIGN COUNTY, STATE OF ILLINOIS acting by and through its COUNTY Board.

By: _____
C. Pius Weibel, Chair
Champaign COUNTY Board

Executed by the DEPARTMENT this _____ day of _____, 2010.

STATE OF ILLINOIS, DEPARTMENT OF TRANSPORTATION

By: _____
Director of Highways

The above signature certifies the agency's TIN number is 37-6006910 conducting business as a Governmental Entity.

**Closed Meeting Minutes Review – County Board
September 2010**

Date of Minutes	Yes, Keep Confidential	No, Place in Open Files
May 18, 1993		
February 16, 1999		
July 20, 1999		
January 25, 2000		
March 22, 2000		
March 30, 2000		
August 22, 2000		
August 31, 2000		
September 11, 2000		
September 19, 2000		
December 19, 2000		
January 16, 2001		
March 20, 2001		
April 17, 2001 – 8:55 p.m.		
April 17, 2001 – 9:50 p.m.		
July 10, 2001		
August 21, 2001		
September 19, 2001		
October 16, 2001 – 7:53 p.m.		
October 16, 2001 – 9:18 p.m.		
January 23, 2002 – 8:01 p.m.		

January 23, 2002 – 8:25 p.m.		
June 5, 2003		
June 19, 2003		
August 21, 2003		
September 4, 2003		
January 22, 2004 – 10:30 p.m.		
January 22, 2004 – 10:42 p.m.		
May 6, 2004 – 10:06 p.m.		
May 6, 2004 – 10:14 p.m.		
May 20, 2004		
June 24, 2004		
July 8, 2004 – 7:56 p.m.		
July 8, 2004 – 8:08 p.m.		
July 8, 2004 – 8:46 p.m.		
August 5, 2004		
February 24, 2005		
March 31, 2005		
April 21, 2005		
July 21, 2005		
October 20, 2005		
November 17, 2005		
December 20, 2005		
January 26, 2006		

February 23, 2006 – 7:28 p.m.		
February 23, 2006 – 7:42 p.m.		
March 28, 2006		
April 11, 2006 – 8:10 p.m.		
April 11, 2006 – 9:09 p.m.		
April 20, 2006 – 9:10 p.m.		
April 20, 2006 – 9:31 p.m.		
May 18, 2006 – 8:57 p.m.		
May 18, 2006 – 9:11 p.m.		
June 6, 2006		
June 22, 2006 – 8:45 p.m.		
June 22, 2006 – 11:14 p.m.		
June 22, 2006 – 12:19 a.m.		
August 24, 2006		
September 21, 2006 – 9:35 p.m.		
September 21, 2006 – 9:45 p.m.		
October 19, 2006		
October 25, 2006		
November 21, 2006 – 10:53 p.m.		
November 21, 2006 – 11:15 p.m.		
February 22, 2007		
February, 26, 2007		
March 29, 2007		

May 9, 2007		
May 24, 2007 – 7:34 p.m.		
May 24, 2007 – 10:00 p.m.		
May 29, 2007		
June 4, 2007		
June 21, 2007 – 8:20 p.m.		
June 21, 2007 – 8:48 p.m.		
July 26, 2007 – 9:02 p.m.		
July 26, 2007 – 9:12 p.m.		
August 23, 2007 – 9:59 p.m.		
August 23, 2007 – 10:05 p.m.		
September 20, 2007 – 8:02 p.m.		
September 20, 2007 – 8:13 p.m.		
September 20, 2007 – 8:25 p.m.		
October 18, 2007		
November 20, 2007		
December 18, 2007 – 8:45 p.m.		
December 18, 2007 – 9:40 p.m.		
January 24, 2008		
February 21, 2008 – 8:14 p.m.		
February 21, 2008 – 8:39 p.m.		
April 24, 2008		
May 22, 2008 – 9:23 p.m.		

May 22, 2008 – 10:56 p.m.		
June 19, 2008		
October 21, 2008 – 8:45 p.m.		
October 21, 2008 – 9:03 p.m.		
October 21, 2008 – 9:35 p.m.		
November 20, 2008		
February 19, 2009		
March 19, 2009		
April 23, 2009 – 6:33 p.m.		
April 23, 2009 – 7:40 p.m.		
April 23, 2009 – 7:54 p.m.		
April 23, 2009 – 8:52 p.m.		
May 21, 2009		
July 23, 2009 – 6:18 p.m.		
July 23, 2009 – 8:36 p.m.		
*August 20, 2009		
*December 17, 2009 – 7:45 p.m.		
*December 17, 2009 – 8:35 p.m.		
*February 18, 2010 7:38 p.m.		
*February 18, 2010 7:47 p.m.		
*March 18, 2010 9:51 p.m.		
*March 18, 2010 10:05 p.m.		
*March 18, 2010 10:23 p.m.		

*May 11, 2010 – Study Session		
--------------------------------------	--	--

***Minutes not previously approved in semi-annual review.**

RESOLUTION NO. 7480

RESOLUTION APPROVING THE NIEMANN FOODS PARKING LEASE AGREEMENT

WHEREAS, Champaign County leases parking spaces from Niemann Foods, Inc. to be used by County employees; and

WHEREAS, A lease agreement Champaign County and Niemann Foods, Inc. outlining the financial participation and responsibilities of both parties has been prepared for the use of 50 parking spaces at 220 North Broadway, Urbana for the term from October 1, 2010 to September 30, 2012;

NOW, THEREFORE, BE IT RESOLVED that the County Board of Champaign County authorizes the County Board Chair to enter into a lease renewal agreement with Niemann Foods, Inc. for parking spaces.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September, A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7481

RESOLUTION APPROVING THE ABRAHAM LINCOLN PRESIDENTIAL LIBRARY & MUSEUM OUTGOING LOAN AGREEMENT FOR A TRAVELING EXHIBIT

WHEREAS, The Champaign County Board, in conjunction with the Lincoln Exhibits Committee, is proposing to host the traveling exhibit *Lincoln in Illinois*, at the Champaign County Courthouse from March 4, 2011 through May 31, 2011; and

WHEREAS, The exhibit will also celebrate the sesquicentennial of Lincoln's First Inaugural as President of the United States; and

WHEREAS, The exhibit will be on loan from the Abraham Lincoln Presidential Library & Museum via an Outgoing Loan Agreement;

NOW, THEREFORE, BE IT RESOLVED that the County Board of Champaign County authorizes the County Board Chair to enter into the Outgoing Loan Agreement with the Abraham Lincoln Presidential Library & Museum.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September, A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board

ORDINANCE NO. 869

**AN ORDINANCE FOR THE ESTABLISHMENT
OF A SPEED ZONE
ON COUNTY HIGHWAY 18 (Monroe Street near Philo)**

WHEREAS, it is hereby declared by the County Board of Champaign County, Illinois, that the section of County Highway 18 (Monroe Street) meets the statutory definition of an "Urban District" as defined in 5/1-214 of the Illinois Vehicle Code from 1600 feet west of Illinois Route 130 to the intersection with Illinois Route 130 a distance of 0.303 miles, for which Champaign County has maintenance responsibility;

NOW, THEREFORE, BE IT FURTHER DECLARED, that the County Engineer has performed an engineering investigation upon the highway listed and found it to meet the statutory definition of an "Urban District" as defined in 5/1-214 of the Illinois Vehicle Code, and

BE IT FURTHER DECLARED, that by virtue of Section 5/11-601 of the above Code, and according to the results of the engineering investigation on the above stated segment of County Highway 18 (Monroe Street), it was determined that the absolute maximum speed limit for the above stated section of roadway shall be 30 miles per hour; and

BE IT FURTHER DECLARED, that this ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limit.

PRESENTED, PASSED, APPROVED, AND RECORDED this 23rd day of September A.D., 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark. Shelden, County Clerk and
ex-Officio Clerk of the County Board

Prepared by: Jeff Blue
County Engineer

ORDINANCE NO. 870
ORDINANCE AMENDING ZONING ORDINANCE
668-AT-10

WHEREAS, the Champaign County Zoning Board of Appeals held a public hearing, made a formal recommendation for approval, and forwarded to this Board Case Number 668-AT-10;

WHEREAS, the Champaign County Board believes it is for the best interests of the County and for the public good and welfare to amend the Champaign County Zoning Ordinance in a manner hereinafter provided;

NOW, THEREFORE BE IT ORDAINED, by the Champaign County Board, Champaign County, Illinois, that Resolution No. 971, *The Zoning Ordinance of the County of Champaign, Illinois* be amended in the following manner:

1. In Section 3, add RESIDENTIAL RECOVERY CENTER as a defined term, as follows:

RESIDENTIAL RECOVERY CENTER: A living facility in which occupants live as a single, cooperative housekeeping unit while receiving support and training to assist them in recovering from the effects of chemical and alcohol dependency.

2. Amend Subparagraph 4.2.1 C., as follows:

C. It shall be unlawful to erect or establish more than one MAIN or PRINCIPAL STRUCTURE or BUILDING per LOT or more than one PRINCIPAL USE per LOT in the AG-1, Agriculture, AG-2, Agriculture, CR, Conservation-Recreation, R-1, Single Family Residence, R-2, Single Family Residence, and R-3, Two Family Residence DISTRICTS other than in PLANNED UNIT DEVELOPMENTS except as follows:

1. Mortuary or funeral home may be authorized as a Special Use Permit in the AG-2, Agriculture Zoning DISTRICT, when it is on a lot under common management with a cemetery.
2. RESIDENTIAL RECOVERY CENTER may be authorized as a Special Use Permit in the AG-2 Agriculture Zoning DISTRICT in accordance with Section 5.2.

3. In Section 5.2, add RESIDENTIAL RECOVERY CENTER to the Table of Authorized Principal Uses as a use allowed by Special Use Permit subject to standard conditions only in the AG-2 Agriculture Zoning District and indicate a new footnote.

4. In Section 5.2 add the new footnote, as follows:

19. RESIDENTIAL RECOVERY CENTER is only allowed as a Special Use in the AG-2 DISTRICT when:
- (a) Located within one and one-half miles of a home-rule municipality with an adopted comprehensive plan; and
 - (b) Operated by and located on the same property as a church or temple.

5. Add RESIDENTIAL RECOVERY CENTER to Section 6.1.3 with standard conditions of approval, as follows:

1. The proposed RESIDENTIAL RECOVERY CENTER must be located as follows:
 - a. The subject property must be served by public transportation; and
 - b. The associated church or temple must occupy a building which predominantly existed on October 10, 1973.
2. The maximum number of residents allowed at one time shall be the smaller of the following numbers:
 - a. 10% of the maximum occupancy of the main worship area of the associated church or temple; or
 - b. 30.
3. The minimum required lot area shall be:
 - a. 20,000 square feet if served by a connected PUBLIC SANITARY SEWER SYSTEM; or
 - b. 30,000 square feet plus 7,000 square feet per resident if not served by a connected PUBLIC SANITARY SEWER SYSTEM.
4. The proposed RESIDENTIAL RECOVERY CENTER shall be operated as follows:
 - a. A responsible and qualified staff person must be onsite to provide supervision 24 hours per day, seven days per week; and

- b. All onsite food service shall be compliant with the Champaign County Health Ordinance; and
 - c. The RESIDENTIAL RECOVERY CENTER must be operated in conformance with the Alcoholism and Other Drug Abuse and Dependency Act (20 ILCS 301/) including obtaining any required license.
5. No person may occupy a RESIDENTIAL RECOVERY CENTER until a qualified inspector (as defined in 20 ILCS 3105/10.09-1) files a certification that the building complies with the 2006 edition of the International Building Code.
6. Add new paragraph 7.4.1 C.3.i., as follows:
- i. Parking spaces for a RESIDENTIAL RECOVERY CENTER shall only be required for the number of vehicles proposed to be authorized in the Special Use Permit application.

PRESENTED, PASSED, APPROVED, AND RECORDED this 23rd day of September, A.D. 2010.

SIGNED:

ATTEST:

C. Pius Weibel, Chair
 Champaign County Board
 Champaign, Illinois

Mark Shelden, County Clerk and *Ex Officio*
 Clerk of the Champaign County Board

RESOLUTION NO. 7495

BUDGET AMENDMENT

September 2010

FY 2010

WHEREAS, The Finance Committee has approved the following amendment to the FY2010 budget;

NOW, THEREFORE, BE IT RESOLVED That the Champaign County Board approves the following amendment to the FY2010 budget; and

BE IT FURTHER RESOLVED That the County Auditor be authorized and is hereby requested to make the following amendment to the FY2010 budget.

Budget Amendment #10-00076

Fund 075 Regional Planning Commission
Dept. 865 LIHEAP-Percentage of Income Payment Plan

<u>ACCOUNT DESCRIPTION</u>	<u>AMOUNT</u>
Increased Appropriations:	
511.03 Regular Full-Time Employees	\$8,000
534.31 Energy Assistance	<u>\$167,000</u>
Total	\$175,000
Increased Revenue:	
334.86 Illinois DCEO-LIHEAP/Weatherization	<u>\$175,000</u>
Total	\$175,000

REASON: Receipt of new grant from Illinois Department of Commerce and Economic Opportunity for Percentage of Income Payment Program. This program provides assistance to low income utility customers, who meet the requirements for a percentage of income payment toward utility bills.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Sheldon, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7496

BUDGET AMENDMENT

September 2010

FY 2010

WHEREAS, The Finance Committee has approved the following amendment to the FY2010 budget;

NOW, THEREFORE, BE IT RESOLVED That the Champaign County Board approves the following amendment to the FY2010 budget; and

BE IT FURTHER RESOLVED That the County Auditor be authorized and is hereby requested to make the following amendment to the FY2010 budget.

Budget Amendment #10-00077

Fund 075 Regional Planning Commission
Dept. 866 Weatherization -NICOR/IACAA

<u>ACCOUNT DESCRIPTION</u>	<u>AMOUNT</u>
Increased Appropriations:	
511.03 Regular Full-Time Employees	\$7,000
534.30 Weatherization Labor	\$31,500
534.94 Weatherization Materials	<u>\$31,500</u>
Total	\$70,000
Increased Revenue:	
341.40 Technical Service Cont.	<u>\$70,000</u>
Total	\$70,000

REASON: To accommodate new contract with Illinois Association of Community Action Agencies to weatherize ten homes in the NICOR utility service area. The Weatherization Program provides weatherization services to low income residents, which helps them save fuel and money while increasing the comfort of their homes.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7497

BUDGET AMENDMENT

September 2010

FY 2010

WHEREAS, The Finance Committee has approved the following amendment to the FY2010 budget;

NOW, THEREFORE, BE IT RESOLVED That the Champaign County Board approves the following amendment to the FY2010 budget; and

BE IT FURTHER RESOLVED That the County Auditor be authorized and is hereby requested to make the following amendment to the FY2010 budget.

Budget Amendment #10-00080

Fund 075 Regional Planning Commission
Dept. 682 Economic Development District-Even Years

<u>ACCOUNT DESCRIPTION</u>	<u>AMOUNT</u>
Increased Appropriations:	
511.03 Regular Full-Time Employees	\$17,600
522.01 Stationary and Printing	\$650
522.02 Office Supplies	\$800
522.06 Postage, UPS, Federal Express	\$800
522.15 Gasoline & Oil	\$300
533.07 Professional Services	\$1,200
533.12 Job-Required Travel Expense	\$650
533.29 Computer Services	\$700
533.70 Legal Notices, Advertising	\$1,150
533.84 Business Meals/Expenses	\$150
533.85 Photocopy Services	<u>\$1,000</u>
Total	\$25,000
Increased Revenue:	
None: from Fund Balance	<u>\$0</u>
Total	\$0

REASON: Original expenditure budget estimates for County FY10 were insufficient. Budgeted contract revenue is sufficient.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7498

RESOLUTION AUTHORIZING THE REGIONAL PLANNING COMMISSION TO PARTICIPATE IN THE USDA INTERMEDIARY RELENDING PROGRAM

WHEREAS, The Champaign County Regional Planning Commission (hereinafter "RPC") seeks to add the United States Department of Agriculture Intermediary Relending Program to its family of loan programs to support the growth of existing and new businesses in the region; and

WHEREAS, The USDA Intermediary Relending Program is specifically targeted to rural communities and businesses in the six-county region served by the East Central Illinois Economic Development, which is also administered by RPC; and

WHEREAS, The USDA Intermediary Relending Program will enable RPC to make loans of between \$15,000 and \$250,000 to businesses located in rural areas and communities of less than 25,000, as well as to communities of less than 25,000, in the counties of Champaign, Douglas, Ford, Iroquois, Piatt, and Vermilion; and

WHEREAS, RPC has been approved by the USDA for a \$750,000 loan for 30 years at 1% interest and intends to match this amount with \$250,000 from an existing loan program to create a total rural loan pool of \$1 million; and

WHEREAS, The Finance Committee recommends the RPC be given authorization to execute the loan agreement with USDA and all other relevant documents necessary to establish the Intermediary Relending Program at RPC to serve the rural areas of the region;

NOW, THEREFORE, BE IT RESOLVED By the Champaign County Board that the Champaign County Regional Planning Commission is hereby authorized to execute the loan agreement with the United States Department of Agriculture and all other relevant documents necessary to establish the Intermediary Relending Program.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September, A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7499

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF
A GRANT TO PURCHASE VOTING EQUIPMENT

WHEREAS, Public Act 96-1008 requires the establishment of an early voting center on the campus of the University of Illinois; and

WHEREAS, An early voting center in Champaign County requires 12 ballot tabulators and ballot boxes; and

WHEREAS, The Illinois State Board of Elections has made available to Champaign County up to \$72,000 in grant funds to purchase needed equipment;

NOW THEREFORE BE IT RESOLVED by the Champaign County Board that the Champaign County Clerk be authorized to purchase with available grant funds ballot tabulators and ballot boxes for use at the early voting center on campus.

PRESENTED, ADOPTED, APPROVED, and RECORDED this 23rd day of September, 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7500

BUDGET AMENDMENT

September 2010

FY 2010

WHEREAS, The Finance Committee has approved the following amendment to the FY2010 budget;

NOW, THEREFORE, BE IT RESOLVED That the Champaign County Board approves the following amendment to the FY2010 budget; and

BE IT FURTHER RESOLVED That the County Auditor be authorized and is hereby requested to make the following amendment to the FY2010 budget.

Budget Amendment #10-00079

Fund 628 Election Assist/Accessibility
Dept. 022 County Clerk

ACCOUNT DESCRIPTION

AMOUNT

Increased Appropriations:

544.38 Election/Voter Registration Equipment

Total \$72,000
\$72,000

Increased Revenue:

331.11 Election Commission-Help America Vote

Total \$72,000
\$72,000

REASON: To cover expenses for the early voting station on campus.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7501

RESOLUTION FOR THE APPROVAL AND, IF AWARDED, ACCEPTANCE OF THE ILLINOIS CRIMINAL JUSTICE INFORMATION AUTHORITY - JUVENILE INFORMATION SHARING GRANT FOR THE COURT SERVICES/PROBATION DEPARTMENT

WHEREAS, The Champaign County Court Services/Probation Department has received notification from the Illinois Criminal Justice Information Authority that the next period of funding for the Juvenile Information Sharing Grant allocates the amount of \$10,125.00; and

WHEREAS, The grant award will be used to support referrals make by the departmental Juvenile Court Initiative Alternatives Program to the Parenting with Love and Limits Program offered through the Champaign County Mental Health Board; and

WHEREAS, The Court Services/Probation Department will be able to support 40 juvenile referrals to this program throughout the grant period; and

WHEREAS, The Court Services/Probation Department has received the grant from the Illinois Criminal Justice Information Authority for several years; and

WHEREAS, The funds, if awarded, must be expended no later than April 30, 2011; and

WHEREAS, The 10% match requirement for this grant is \$1,125.00, which will be provided from the Probation Services Fund;

NOW, THEREFORE, BE IT RESOLVED by the County Board of Champaign County that the application for the Illinois Criminal Justice Information Authority – Juvenile Information Sharing Grant is hereby approved and, if awarded, accepted for the Champaign County Court Services/Probation Department.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September, A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7486

RESOLUTION AMENDING THE COUNTY BOARD RULES TO DOCUMENT THE CHANGE IN STRUCTURE TO COMMITTEE OF THE WHOLE FROM STANDING COMMITTEES

WHEREAS, On October 20, 2009, the Champaign County Board adopted Resolution Number 7143 establishing the organization, duties, rules, policies, and procedures of the Champaign County Board; and

WHEREAS, It is desirable to amend these procedures so the rules fully document and reflect the change in structure to Committee of the Whole from Standing Committees;

NOW, THEREFORE, BE IT RESOLVED, That Champaign County Resolution Number 7143, is hereby amended by adding the bolded and italicized language as follows:

Organization and Duties of the County Board

1. **County Board**

The governing body of Champaign County, Illinois, as legally constituted, shall be known as the Champaign County Board (hereinafter "Board"). The number of members of the Board, number of County Board Districts and number of members representing each district shall be determined by the Board, effective on or before July 1, 2001 and every ten years thereafter, as required by statute. *Every member of the County Board shall be a member of the Committee of the Whole.*

2. **Biennial Organizational Meeting**

Unless otherwise required by law, the Board shall hold an organizational meeting on the first Monday in December of each even numbered year, being the first meeting in the month following the month in which Board members are elected. Said meeting shall be chaired by the Board Chair, if still a member of the Board, otherwise by the Board Vice-Chair, if still a member of the Board. If neither the Board Chair nor Vice-Chair are then members of the Board, the meeting shall be chaired by a temporary Board Chair, selected by majority vote of the members present. At that meeting, the Board, by majority vote of the members present, shall first select from among its members a Board Chair, who shall preside over the remainder of the meeting. The Board shall next select from among its members a Vice Chair, by majority vote of the members present. *The Board Chair shall then appoint, subject to the advice and consent of majority of the members present, Deputy and Assistant Chairs for each Area of Responsibility.* ~~The Board Chair shall then appoint, subject to the advice and consent of a majority of the members present, the Chairs, Vice Chairs, and members of the Standing Committees, which shall be composed of members of each of the political parties represented on the Board, in approximate proportion to those political parties' representation on the Board.~~

3. Chair

The Board shall be presided over by a Chair who shall be selected by the Board from among its members at the Organizational Meeting, for a term of two years. The term of the Chair shall commence upon selection by the Board and extend so long as the Chair remains a member of the Board or until a successor is selected by the Board at the next Organizational Meeting. In the event of the death, resignation, or extended disability of the Chair, the Board shall elect a successor as soon as practicable at a lawfully noticed and constituted meeting by a majority vote of the members present.

4. Vice-Chair

A Vice Chair, who shall be selected by the Board from amongst its *membership* at the Organizational Meeting, for a term of two years, shall assume the duties of the Board Chair in the event of the absence of the Chair. In the event of the death, resignation, or extended disability of the Chair, the Vice Chair shall serve as Chair until the election of a new Chair by the Board. In the event of the death, resignation or extended disability of the Vice Chair, the Board shall elect a successor as soon as practicable at a lawfully noticed and constituted meeting by a majority vote of the members present.

5. Duties of County Board Chair

- A. The County Board Chair shall preside at all meetings of the Board and meetings of Committee of the Whole.
- B. The County Board Chair shall appoint the *deputy and assistant deputies for each area of County Board responsibility* Chair, Vice Chair, and members of all Standing Committees, subject to the advice and consent of the Board, and after receiving the advice of the respective party caucuses. To the greatest extent possible, appointments made by the County Board Chair shall reflect the expressed will of the party caucuses.
- C. Subject to the advice and consent of the Board, and after receiving the advice of the respective party caucuses, the County Board Chair may establish special committees and appoint their members, Chair and Vice Chair and fix the duration of their existence. To the greatest extent possible, such appointments by the County Board Chair shall reflect the expressed will of the party caucuses. Such special committees shall be dissolved upon the completion of a session of the Board, unless reappointed by the Chair with the advice and consent of the Board.
- D. All ~~regular~~ and special committees *and subcommittees* shall be composed of members of each of the political parties represented on the Board, in approximate proportion to those parties' representation on the Board.
- E. The County Board Chair is an ex-officio member (*non-voting unless assigned to the relevant committee*) of all ~~Standing Committees~~, special committees and subcommittees, ~~in addition to those to which he is an appointed and voting member.~~
- ~~F. The County Board Chair, at the request of Standing Committee Chairs, shall call for Standing Committee meetings, as needed.~~
- G. The County Board Chair shall be responsible for the proper and timely implementation of the resolutions, ordinances, and policies of the Board, and shall act in concert with the

- County Administrators to enforce the ordinances, orders, resolutions, and policies of the Board relevant to the operations of the Champaign County government.
- H. The County Board Chair shall be the Board liaison with the County Administrators.
 - I. The County Board Chair shall timely perform all duties set forth herein or otherwise imposed by action of the Board or by law.
 - J. The County Board Chair, in accordance with statute, shall, whenever a vacancy occurs, give notice of the vacancy to the County Central Committee of each political party within the County within three (3) days of the occurrence of the vacancy, and appoint a successor to that office who shall be of the same political party as that to which the holder of that office belonged when elected. Such appointments shall be subject to the approval of the Board. To the extent practical, such appointments shall be made within sixty (60) calendar days, unless otherwise required by law.
 - K. The County Board Chair shall direct that a weekly calendar be prepared indicating the date and place of all meetings of the Board and *special* committees. This calendar shall be distributed weekly, in advance, to all Board members, all news media which have filed an annual request under the Illinois Open Meetings Act, and to any citizen of the County who provides a written request. This calendar shall also be posted, in advance, in the lobbies of the Champaign County Courthouse and the Brookens Administrative Center.
 - L. The County Board Chair, in cooperation with ~~Deputy Chairs~~ *Committee Chairs*, the County Administrators, and the Administrative Services Department, shall be responsible for developing the agenda for each meeting. The County Board Chair shall designate a portion of the *regular monthly County Board Meeting* agenda as the Consent Agenda. Items included in the Consent Agenda shall be items that the County Board Chair believes will be unanimously adopted without discussion. Motions to go into closed session may not be included in the Consent Agenda.

6. Rules

- A. The business of the Board, *Committee of the Whole*, and *special committees or subcommittees* ~~and its committees~~ shall be conducted in conformity with these Rules.
- B. Except otherwise required by these Rules or by statute, the conduct of all meetings of the Board, *Committee of the Whole*, and its *special committees or subcommittees* shall be governed by *Roberts Rules of Order Newly Revised*.
- C. For the purpose of these Rules, a Session of the Board shall be for the two year period commencing with the biennial organizational meeting.
- D. Every item listed on a ~~committee or~~ County Board, *Committee of the Whole*, or *special or subcommittee* agenda is considered to be an item subject to action unless it is listed as DISCUSSION or INFORMATION ONLY on the agenda.
- E. Whenever there is a tie vote on a main motion in *special* committee, *subcommittee* or Committee of the Whole, the matter is reported to the County Board for action as “without recommendation” out of *special* committee, *subcommittee* or Committee of the Whole. The ~~Committee~~ Chair, *Deputy Chair*, or upon a motion approved by *the body committee*, may request a straw poll (*conducted by a show of hands*) on an issue, without a binding vote, which will also be reported to the County Board for action “without recommendation” from the *special* committee or Committee of the Whole.

F. All meetings of the Board and *special* committees, *and subcommittees* shall be held in compliance with the terms of the Illinois Open Meetings Act.

7. **Parliamentarian**

- A. The County Board Chair may designate a Parliamentarian, who may be a member of the Board, or may rely on the advice of the State's Attorney's Office.
- B. The Parliamentarian, if any, shall advise the County Board Chair, or *Deputy Chair* ~~Committee Chair in the case of a committee meeting~~, on any Rule when called upon to do so by the Chair.

8. **Rule Changes**

Written notice of any proposed change(s) to these Rules *is* to be presented to the ~~Policy, Procedures & Appointments Committee~~ *of the Whole* ~~shall be presented to all Board members~~ at least fourteen (14) days prior to any consideration of such changes.

9. **Suspension of Rules**

Any Rule, except Rule 8 (Rule Changes), this Rule 9, ~~and Rule 15.L~~, herein, may be suspended for a specific question by a majority vote of the Board or ~~committee~~ *Committee of the Whole* members present, except as otherwise required by law.

10. **Quorum**

- A. A majority of the members of the Board, i.e. fourteen (14), shall constitute a quorum for the purpose of the transaction of business by the Board, or Committee of the Whole.
- B. ~~A majority of the members of each committee shall constitute a quorum for the transaction of business by the committee.~~ *A majority of the number of the members appointed to a special committee or subcommittee shall constitute a quorum of that committee.*
- C. No business shall be conducted in the absence of a quorum.
- D. If, at any time during any meeting of the Board, Committee of the Whole, or any ~~single~~ *special committee or subcommittee*, the number of members of the Board or *special or subcommittee* present falls below that constituting a quorum, that meeting shall cease and no further business be conducted until such time as a quorum is present. ~~If there is not a quorum present of a Standing Committee during a Committee of the Whole Meeting, those Standing Committee agenda items may still be considered, as long as there is a quorum of the Committee of the Whole.~~
- E. Any member of the Board or *special or subcommittee* then meeting may, at any time, suggest the Chair shall immediately order a roll call to determine the presence or absence of a quorum, unless it is obvious to the Chair that a quorum is present.

11. Appointive Position – Procedures

- A. The Board Chair shall designate appointees to public boards, commissions and committees as required by statute or by action of the Board, subject to review and recommendation of the ~~Policy, Personnel, & Appointments~~ *Committee of the Whole*, and further subject to the advice and consent of the Board.
- B. On or before February 1 of each year, the Chair shall direct the preparation and distribution of a list of appointments expiring during the next twelve (12) months. This list shall be distributed to all Board members, all affected public boards, commissions, and committees, and any news media which has filed an annual request to receive public notices under the Illinois Open Meetings Act. That list shall be made available for public inspection and copying.
- C. All persons desiring to be considered for appointment to any such appointive office shall make written application to the Board Chair. Forms for those applications shall be approved by the Board Chair, who shall direct that they be made available at a place of County business reasonably convenient to the public.
- D. All Board members, public officials, and members of the public are encouraged to make recommendations for appointive offices by encouraging the timely submission of the necessary application to the Board Chair.
- E. The Board Chair shall direct that a press release be issued as to any appointive position(s) to be filled, which shall state where application forms may be obtained and delivered when complete, the deadline by which applications must be received, and any special qualifications required of persons appointed to that office.
- F. To the extent practicable, the Board Chair shall personally interview all applicants for such offices.

12. County Board Meetings

- A. As required by statute, the Board shall meet during the months of June and September of each year. The Biennial Organizational Meeting shall take place on the first Monday of December of each even numbered year. Unless otherwise scheduled in accordance with these Rules, the Board shall hold regular meetings on the Thursday following the third Monday of each month, (which shall include the required June and September meetings).
- B. Regular meetings of the Board shall begin at 7:00 p.m. unless otherwise scheduled in accordance with these Rules. Committee of the Whole meetings of the Board shall begin at 6:00 p.m., unless otherwise scheduled in accordance with these Rules.
- C. A special meeting of the Board may be called, in accordance with 55 ILCS 5/2-1002, by written request of 1/3 of the membership of the Board, addressed to the Clerk of the Board (County Clerk) and specifying the time and place of the meeting. Upon receipt of such request, the Clerk shall immediately transmit written notice to each member of the Board and publish notice as required by law.
- D. Emergency meetings of the Board may be held only in accordance with Section 2.02 of the Illinois Open Meetings Act.

- E. Time for public participation shall be provided on the agenda for members of the public to be heard, on both the regular meeting of the County Board and Committee of the Whole meetings of the Board, as follows:
1. Any person wishing to address the Board shall be allotted not more than five (5) minutes to do so.
 2. Unless waived by majority vote of the Board members present, the total time allotted for public participation shall not exceed sixty (60) minutes.
 3. Members of the public wishing to speak at other times on the agenda may do so only if recognized by the Chair or by majority vote of the Board members present.
 4. No Board member shall be permitted to address the Board during the time reserved for public participation.
 5. ***Board members shall not engage in dialogue with members of the public during public participation.***
- F. The Board Chair shall prepare an agenda for each meeting of the Board, which shall be sufficiently itemized to inform the Board and the public of the business to be considered by the Board. The following requirements shall apply to items to be considered by the Chair for placement on the Agenda:
1. Items proposed for consideration by the Board shall be submitted to Administrative Services on or before Noon on the Tuesday preceding the Board meeting.
 2. Any resolution or ordinance submitted shall be accompanied by a summary of its contents, unless it is so brief in nature that a summary is unnecessary.
 3. Only items first presented to Committee of the Whole or a ***special*** committee of the Board shall be placed on the agenda of the Board for action with the exception of:
 - a) Matters relating to pending litigation;
 - b) Correction of the form of matters previously presented to the Board;
 - c) Matters which the Board has, as a body, directed to be returned directly to the Board at a previous meeting;
 - d) Matters presented to the Board at its Biennial Organizational Meeting;
 - e) Collective bargaining and employment matters;
 - f) Purely procedural matters, such as scheduling meetings;
 - g) Announcements, and matters for consideration and not formal action; and
 - h) Emergency budget amendments.
- G. All meetings of the Board, Committee of the Whole, ***Board special*** committees, subcommittees, and informal or incidental meetings of these bodies (including those which may occur during party caucuses) shall be held in compliance with the Illinois Open Meetings Act. All meetings of the Board that are subject to the Open Meetings Act (including those meetings which may occur during party caucuses), shall be preserved by a tape recording, which at the close of the meeting shall be placed in the custody of the County Clerk for the possibility of Further review, as may be required by

law. *County Board and Committee of the Whole meeting minutes and proceedings will also be posted on the County's website.*

H. To the extent possible, seating of Board members shall be by district.

13. Order of Business – County Board, Committee of the Whole, & Special Committee Meetings

- A. The Chair shall call the meeting to order at the time scheduled for the meeting or as soon thereafter as it shall appear that a quorum is present.
- B. Prior to the conduct of any other business, the Chair shall direct that the roll be called if a quorum is present and, if so, the meeting shall immediately proceed according to the designated order of business.
- C. The Order of Business for each regular meeting of the Board shall be as follows:

Call to Order

Roll Call

Prayer and Pledge of Allegiance

Read Notice of Meeting

Approval of Agenda and Addendum

Approval of the Consent Agenda

Public Participation

Communications

Approval of Minutes of Previous Meeting(s) (if not approved as part of the Consent Agenda)

~~Standing Committee Reports~~ *Areas of Responsibility Reports*

Other Business

New Business

Adjournment

- D. The order of business for meetings of Committee of the Whole shall include the following:

Call to Order

Roll Call

~~Approval of County Board Resolution to Meet as Committee of the Whole~~

Approval of Minutes of Previous Meeting(s)

Approval of Agenda/Addenda

Public Participation

Communications

~~Standing Committee~~ *Areas of Responsibility* Items:

New Business

Other Business

Chair's Reports

Adjournment

- E. The order of business for meetings of *special* committees *and subcommittees* shall include the following:

Call to Order
 Roll Call
 Approval of Minutes of Previous Meeting(s)
 Approval of Addendum
 Public Participation
 Communications
 Other Business
 New Business
 Adjournment

- F. All questions regarding the priority of business shall be decided by the Chair, subject to appeal to the Board or *special* committee *or subcommittee*.
 G. The Chair shall decide all questions of order and procedure, subject to appeal to the Board.
 H. Breaks or recesses shall be taken at the discretion and by declaration of the Chair.

14. **Recognition of Members of the Board, Committee of the Whole, or Committees and Others**

- A. Each member of the Board, ~~Committee of the Whole, or committee then meeting~~ shall have the privilege of the floor upon seeking and obtaining recognition by the Chair. In meetings of the Committee of the Whole, the County Board Chair shall *designate who shall preside* over all sections of the Agenda except for the *specified areas of Deputy Chair responsibilities Standing Committee Sections*, where the relevant ~~Committee Chair~~ *Deputy Chair* shall preside.
- B. No member of the Board, Committee of the Whole, or *special* committee *or subcommittee* may speak twice on the same question until all members wishing to be heard have spoken, unless otherwise recognized by the Chair.
- C. The Chair shall determine the order in which members shall be recognized, however, *special and subcommittee* chairs or designees of the *special or subcommittee* reporting to the Board on behalf of their committee shall be heard first on those matters.
- D. No member who has the floor shall be interrupted except for the following:
1. By a call to order by the Chair;
 2. By an objection to the introduction of the question;
 3. By a call for a point of order;
 4. A Question of Privilege;
 5. A Parliamentary inquiry.
- E. The appearance of elected and appointed officials of Champaign County and other persons requested to appear before the Board, Committee of the Whole, or *special* committee *or subcommittee* shall not be subject to the limitations regarding public participation and shall be recognized at the discretion of the Chair.

15. Motions, Resolutions, Ordinances, Voting and Roll Call – County Board Meetings

- A. Motions shall be stated by the mover. No motion shall be debated before it has received a second, except motions placed before the Board by vote or consensus of a committee.
- B. Except as herein specified or as required by Statute, all motions may be adopted by majority vote of the members present.
- C. Every member of the Board present shall be given the opportunity to vote on all questions. There shall be no “absentee” or “proxy” voting on any question.
- D. In a case where a member, except the County Board Chair, abstains, the member shall state the reason and the facts shall be noted in the minutes of the Board. ***If the County Board Chair abstains in a voice vote or to break a tie, the Chair must state the reason for the abstention.***
- E. The vote on all propositions to appropriate money, approve the annual budget and tax levy, issue bonds and fix salaries, shall be by roll call vote which shall be recorded in the minutes of the meeting.
- F. Transfers from one appropriation of any one fund to another of the same fund not affecting the total amount appropriated, and 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 (2/3) vote of ALL the members constituting such Board (i.e. 18); the vote to be taken by ayes and nays and entered on the record of the meeting, as required by 55 ILCS 5/6-1003.
- G. A roll call vote shall be called on any question upon the demand of any ~~three~~ ***two*** members. The Roll Call shall be in alphabetical order and shall be advanced one name each meeting, with the County Board Chair always voting last. This shall be recorded in the minutes.
- H. A motion before the Board may be withdrawn by the proposer with the consent of the second at any time prior to the adoption of an amendment to the motion or vote of the Board on the motion.
- I. Any Board member may request assistance ~~from the State’s Attorney’s Office~~ in drafting resolutions and may receive ~~typing assistance or photocopying service~~ ***in preparation*** through the ***County Administrator or*** Administrative Services Department.
- J. Prior to approval of the Consent Agenda and upon the request of any County Board member, any item(s) in the Consent Agenda shall be removed and returned to the appropriate ***Area of Responsibility***. ~~Standing Committee Report~~. Such a request does not require a reason, a second, or a vote. Items may not be added to the Consent Agenda during the meeting.
- K. The Consent Agenda shall be approved by roll call vote without debate or discussion.

16. ~~Standing Committees~~ Areas of County Board Responsibilities

A. ~~STRUCTURE OF COMMITTEES~~ AREAS OF RESPONSIBILITY

- 1. The following shall be the ~~Standing Committees~~ ***Areas of Responsibility*** of the Champaign County Board:

Finance Committee

County Facilities Committee
 Policy, Personnel, & Appointments Committee
 Environment & Land Use Committee
 Highway & Transportation Committee
 Justice & Social Services Committee

2. ~~Each Standing Committee of the Champaign County Board shall be composed of nine (9) members. Standing Committees shall be composed of members of each of the political parties represented on the Board, in approximate proportion to those parties' representation on the Board.~~

B. MEETINGS OF COMMITTEE OF THE WHOLE

1. ~~Regular, scheduled monthly meetings of the Standing Committees shall be held in Committee of the Whole meetings, wherein the actionable and reporting item for three Standing Committees are combined in one Committee of the Whole Meeting.~~ The schedule for regular monthly Committee of the Whole meetings during a two-year County Board session shall be approved by the County Board at its first meeting in December of each even-numbered year. Notices of all meetings shall be placed on the calendar of the Champaign County Board. Any changes of meeting dates and times must be submitted to the County Administrator in time to be placed on the weekly County Calendar, in strict compliance with the notice requirements of the Illinois Open Meetings Act.
2. All members present at a Committee of the Whole Meeting shall vote on all ~~committee~~-action items presented on that agenda.
3. The Committee of the Whole shall be scheduled as follows:
 - a) The first Committee of the Whole Meeting of each month shall be held on the Tuesday following *the* first Monday of the month ***and shall take up matters pertaining to County Facilities, Highway & Transportation, and Environment and Land Use. The chair of this meeting shall be determined by the County Board Chair, but shall be one of the Deputy Chairs with business before the Committee of the Whole that evening. The other Deputy Chairs will report out the business of their Area of Responsibility.***
~~, chaired by the Environment and Land Use Committee Chair for all portions of the agenda except the Standing Committee agenda items for the County Facilities Committee and Highway & Transportation Committee, and include agenda items for the following three Standing Committees:~~
 - i. ~~Environment and Land Use Committee~~
 - ii. ~~County Facilities Committee~~
 - iii. ~~Highway & Transportation Committee~~
 - b) The second Committee of the Whole Meeting of each month shall be held on the Tuesday following the second Monday of the month ***and shall take up matters pertaining to Finance, Policy, Personnel, & Appointments, Justice & Social Services. The chair of this meeting shall be determined by the County Board Chair, but shall be one of the Deputy Chairs with***

business before the Committee of the Whole that evening. The other Deputy Chairs will report out the business of their Area of Responsibility.

~~, chaired by the Policy, Personnel, & Appointments Committee Chair for all portions of the agenda except the Standing Committee agenda items for the Justice & Social Services Committee and Finance Committee, and include agenda items for the following three Standing Committees:~~

- ~~i. Justice & Social Services Committee~~
- ~~ii. Policy, Personnel, & Appointments Committee~~
- ~~iii. Finance Committee~~

4. Items acted on at the Committee of the Whole Meetings shall then be forwarded to the regularly scheduled monthly County Board Meeting, held on the Thursday following the third Monday of the month, for final County Board approval.
5. ~~Additional meetings of Standing Committees will be scheduled as needed and called by the County Board Chair.~~

C. DUTIES OF COMMITTEES

The following Rules shall apply to all Standing Committees, unless specifically noted to the contrary under a given committee's duties.

1. ~~Committee meetings may be canceled, or additional meetings scheduled:~~
 - a) ~~By order of the Committee Chair; or~~
 - b) ~~By written request of a majority of a quorum of the members of the committee, which request shall be delivered to the Committee Chair.~~
2. ~~For an individual Standing Committee meeting, a majority of committee members shall constitute a quorum.~~
3. ~~A majority of County Board Members shall constitute a quorum for the meetings of the Committee of the Whole.~~
4. ~~The committee assignment of any member shall be revoked by the County Board Chair due to the member's failure or refusal to attend four consecutive committee meetings, unless said absences are excused by the Committee Chair for good cause shown, and said member shall be replaced on the Committee by another member of the same political party.~~
5. ~~Minutes shall be kept of all Committee of the Whole and committee meetings with copies sent to the Administrative Services Department for distribution to committee members. A file of minutes for each committee shall be kept in the Administrative Services Department to be used by Board members and the public.~~
6. ~~Committees shall hold regular meetings on policy issues under their jurisdiction. A written report shall be submitted to the Board. A minority report may also be distributed.~~
7. ~~Time for public participation shall be provided on the agenda for members of the public to be heard as follows:~~

- ~~a) Any person wishing to address the committee on any questions shall be allotted not more than five (5) minutes.~~
 - ~~b) Members of the public wishing to speak at other times on the agenda may do so by majority vote of the committee members present, or by consent of the Chair.~~
- ~~8. The appearance of Board members (who are not members of the committee) and other public officials, or persons who were requested by the committee to appear, shall not be governed by Rule 16.C.7, above. Such persons shall be recognized at the discretion of the Committee Chair.~~
 - ~~9. Committees shall prepare and submit to the County Board resolutions, ordinances or motions that are necessary to carry out the recommendations of the committee.~~

D. DUTIES OF COMMITTEE DEPUTY CHAIR

1. The *Deputy* Chair may vote on all motions before the *Committee of the Whole* committee.
2. The *Deputy* Chair, in cooperation with the County Board Chair, the County Administrators, and the *appropriate department head* Administrative Services Department, shall be responsible for developing the agenda for each meeting.
3. The *Committee Deputy* Chair shall notify the Administrative Services Department of *any changes in* the time and date of all committee meetings.
4. The *Deputy* Chair of each committee shall notify the Administrative Services Department, in a timely manner, of any recommendations or committee actions requiring County Board action.
5. The *Deputy* Chair of any committee, with the approval of the majority of the *Board* members, of said committee, and subject to approval of the County Board, may designate a subcommittee of one or more members and a Subcommittee Chair to conduct specific duties for the committee.
6. In the absence of a *Deputy* Chair, the *Assistant Deputy* Chair of the committee shall serve in the *Deputy* Chair's stead.

E. AREAS OF RESPONSIBILITY: DUTIES AND ROLES OF STANDING COMMITTEES

1. Finance
 - a) Establishes process with County Administrator for annual budget preparation.
 - b) Plans overall county long-range needs, including consideration of the County's information technology systems and infrastructure.
 - c) Plans overall budget, in view of department proposal and County needs.
 - d) Convenes a public hearing on the preliminary budget in compliance with legal requirements.
 - e) Reviews departments' budgets and reports to the Board any recommendations necessary for the reasonable adherence to the budget.
 - f) Prepares and submits final budget to the Board.
 - g) Confers with the County Treasurer to determine the proper and legal investment and deposit of County funds.

- h) Approves transfer of funds on line item accounts as necessary.
 - i) Evaluates distribution of funds and appropriation of expenditures within the County with the goal to achieve maximum efficiency and economy within the government structure.
 - j) Receives periodic reports on status of employees' bargaining units: reviews collective bargaining contracts prior to expiration and recommends approval of negotiated tentative agreements to full County Board.
 - k) Receives, reviews, and considers recommendation to the County Board from the ~~Policy, Personnel & Appointments Committee and/or the Champaign County Salary Administrator~~ regarding position classification, evaluation, salary administration and County staffing.
 - l) Reviews and recommends Champaign County Financial Policies annually.
2. County Facilities
- a) Reviews and approves construction and remodeling, maintenance and operation of County buildings, property and recreational land, in compliance with all federal and state requirements.
 - b) Reviews topics involving acquisition, leasing and disposition of real property for the County.
 - c) Establishes, plans, and approves long-range goals and development of plans for County facilities.
 - d) Provides overall supervision of matters relating to County facilities.
3. Environment & Land Use
- a) Works with the Regional Planning Commission and other units of government to meet the need for regional planning and zoning.
 - b) Makes recommendations for guidance and control of the future economic development of the County.
 - c) Drafts rules and regulations for subdivisions.
 - d) Acts on approval of plats.
 - e) Issues various licenses as established by the Board.
 - f) Cable television oversights.
 - g) Solid Waste oversights.
 - h) ***Reviews and recommends policies and actions regarding all zoning and enforcement issues.***—~~Acts as the Board liaison for the Department of Planning & Zoning, Sanitary District and Drainage Districts.~~
4. Highway & Transportation
- a) Establishes and approves long range plans for County roads and highway construction.
 - b) Provides overall supervision of matters relating to County roads, bridges and rights-of-way.
 - c) Approves all highway construction plans.
 - d) Considers acquisition and disposition of County Highway equipment and materials.
 - e) ~~Acts as the Board liaison for the Highway Department.~~

5. Justice & Social Services

- a) Considers issues and receives reports from the Champaign County Mental Health Board, Cooperative Extension Services Board, RPC Head Start, RPC Senior Services, Regional Office of Education, Children's Advocacy Center and Community Services Board.
- b) Works with the County Sheriff on all matters pertaining to adult correctional programs and policies.
- c) Confers with Circuit Judges on operation of courts and court related offices and agencies.
- d) Considers programs and receives reports involving Courts, Circuit Clerk, State's Attorney, Public Defender, Court Services, Coroner, Animal Control and Emergency Services & Disaster **Management** Agency departments.

6. Policy, Personnel, & Appointments

- a) Reviews **and acts upon** all appointments recommended by the County Board Chair ~~and makes recommendations to the full Board.~~
- b) Develops, maintains and recommends County policies, ~~to full County Board,~~ in compliance with federal and state regulation.
- c) Accepts and reviews reports for County Administrators, County Board Chair and County Clerk.
- d) Receives bids and recommends award of contract for county-wide purchasing.
- e) Receives, reviews, and makes recommendations from subcommittees.
- f) Serves as final step for hearing process in grievance procedures as provided in Champaign County Personnel Policy.
- g) Responsible for reviewing and recommending positions on state and federal legislation impacting the County.
- h) Receives, reviews, and considers requests from department heads and recommendations from Champaign County Salary Administrator regarding position classification and evaluation, and forwards ~~committee's~~ recommendations to Finance **Committee of the Whole**, ~~Committee~~ and/or County Board, **pursuant to the terms of the Champaign County Personnel Policy.**

17. Per Diem

- A. Per diem payments shall be established by the County Board for each term of office and shall prevail throughout that term of office including any replacement Board members.
- B. Per diem shall be determined by the County Board biennially in advance of the election of new Board members.
- C. No more than one per diem shall apply on any given calendar day.
- D. The Chair of a **special committee or subcommittee**, by affixing his or her signature on the attendance sheet, certifies that those members signing the sheet were present and participating in at least the majority of such meeting.

- E. Board members shall be reimbursed for mileage for attendance at meetings and events approved on the basis of the rate established by the County Board. Mileage for a second meeting on any one day shall be chargeable.
- F. In the absence of a quorum at a duly called meeting, those members attending the called meeting shall be entitled to per diem and mileage ~~and shall attend to such business as is possible under the circumstances.~~
- G. Champaign County Board members are to receive per diems for subcommittee *or special committee* meetings of which they are members on the same basis as they receive per diems for ~~committee~~ County Board meetings ~~of which they are members.~~

18. Effective Date

This Resolution shall become effective ~~on~~ *upon approval*. ~~January 1, 2010.~~ The Committee of the Whole ~~meeting structure shall be reviewed and evaluated by the County Board under a Policy, Personnel, & Appointments Committee Agenda no later than July 2010, to determine whether the structure shall be recommended to continue after December 1, 2010.~~

PRESENTED, ADOPTED, APPROVED, AND RECORDED This 23rd day of September, A.D. 2010.

C. Pius, Weibel, Chair
Champaign County Board

ATTEST:

Mark Shelden, County Clerk and
Ex-Officio Clerk of the County Board

RESOLUTION NO. 7494

RESOLUTION AUTHORIZING AN ACCEPTANCE AGREEMENT FOR THE ILLINOIS
STATE BOARD OF ELECTIONS PHASE III GRANT

WHEREAS, The Champaign County Clerk's Office is receiving a grant from the Illinois State Board of Elections under the Help America Vote Act in the amount of \$233,170.00 to improve the administration of federal elections in Illinois; and

WHEREAS, The Illinois State Board of Elections and the Champaign County Clerk both have responsibilities under the Help America Vote Act as to proper procurement, spending, and tracking of grant expenditures in accordance with all applicable State and Federal regulations; and

WHEREAS, An Acceptance Agreement outlining the responsibilities of Champaign County has been presented to the County Board;

NOW, THEREFORE, BE IT RESOLVED that the County Board of Champaign County authorizes the County Board Chair to enter into the Illinois State Board of Elections Phase III Grant Acceptance Agreement.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 23rd day of September, A.D. 2010.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board