



COUNTY BOARD AGENDA

County of Champaign, Urbana, Illinois
Thursday, November 17, 2011 – 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, December 6, 2011 @ 6:00 p.m. – Committee of the Whole
(Highway & Transportation; County Facilities; Environment & Land Use)
 - B. Tuesday, December 13, 2011 @ 6:00 p.m. – Committee of the Whole
(Finance; Policy, Personnel, & Appointments; Justice & Social Services)
 - C. Tuesday, December 20, 2011 @ 7:00 p.m. – County Board Meeting
- VII. ***Consent Agenda** – Goldenrod Attachment
- VIII. **Public Participation**
- IX. **Communications**
- X. **Approval of Minutes**
 - A. October 20, 2011 *1-6
- XI. **Nursing Home Quarterly Report**
- XII. **Areas of Responsibility**
 - Summary of Action Taken November 1, 2011 Committee of the Whole Meeting: *7-8
(Highway & Transportation, Environment & Land Use, County Facilities)
 - A. **Environment & Land Use**
 - 1. *Adoption of Resolution No. 7966 County Board Special Use Permit: Case 696-S-11 – California Ridge Wind Farm *9-24
 - a) Memo from John Hall, Zoning Director on Proposed County Board Special Use Permit Case 696-S-11 *25-28

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2. *Adoption of Resolution No. 7965 Authorizing the County Board Chair to Sign Proposed Champaign County – California Ridge Wind Farm Roads Agreement *29

Summary of Action Taken at November 8, 2011 Committee of the Whole Meeting: *30-34
(Finance; Policy, Personnel, & Appointments; Justice & Social Services)

B. Finance

1. *Adoption of Resolution No. 7967 Approving the Issuance of Tax Anticipation Warrants for the Champaign County Nursing Home *35-52
2. *Adoption of Resolution No. 7968 Approving the Issuance of Revenue Anticipation Notes for the Champaign County Nursing Home *53-71
3. *Adoption of Resolution No. 7948 Approving the Renewal of a Loan from the General Corporate Fund to the Champaign County Nursing Home *72
B53
4. *Adoption of Ordinance No. 895 Approving the FY2012 Annual Budget & Appropriation *73-74
B54-55
5. *Adoption of Ordinance No. 894 Approving the FY2012 Annual Tax Levy *75-79
B56-60
6. Adoption of Resolution No. 7949 Approving an Amendment to the County Administrator Contract *80-82
B66-67
7. Adoption of Resolution No. 7964 Purchases Not Following the Purchasing Policy *83-84
8. Adoption of Resolution No. 7947 Payment of Claims Authorization *85

C. Policy, Personnel, & Appointments

1. Adoption of Resolution No. 7971 Supporting the Naming of the United States Federal Courthouse in Urbana in Honor of James R. Burgess, Jr. *86
B145

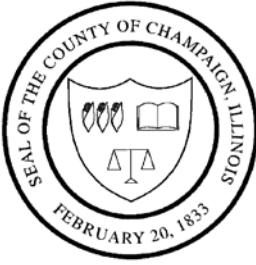
XIII. Other Business

- A. Approval of Collective Bargaining Agreement Between AFSCME and the Champaign County Nursing Home – General Unit & Nurses Unit

XIV. New Business

XV. Adjournment

*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, November 17, 2011 - 7:00 p.m.

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

	<u>Page Number</u>
A. <u>Highway & Transportation</u>	
1. Adoption of Resolution No. 7938 Approving Appropriation of Funds from the County Bridge Fund Pursuant to 605 ILCS 5/5-501 for the Somer Road District for Replacement of a Culvert in the Amount of \$36,000	*87-89 Y11-13
B. <u>Environment & Land Use</u>	
1. Adoption of Resolution No. 7939 Approving a Contract Extension to the Agreement Regarding Provision of Recycling and/or Refurbishing Services for the Countywide Residential Electronics Collection Events for 2012	*90 Y31-34
C. <u>Finance</u>	
1. **Adoption of Ordinance No. 893 Authorizing the Execution and Delivery of an Intergovernmental Cooperation Agreement for the Assist 2011 Homebuyer Assistance Program	*91-99 B13-40
2. **Adoption of Resolution No. 7941 - Budget Transfer #11-00014 Fund/Dept: 080 General Corporate – 071 Public Properties Total Amount of Transfer: \$5,350 Reason: To cover Remaining Fiscal Year Invoices – Funds from the Salary Line are Anticipated to be Unspent.	*100 B41
3. **Adoption of Resolution No. 7942 – Budget Transfer #11-000-15 Fund/Dept: 080 General Corporate – 075 General County 080 General Corporate – Board of Review Total Amount of Transfer: \$5,827 Reason: To Transfer Money to Board of Review Budget to Pay Out Benefits as of 11/30/11 Due to Change in Payment Process for Appointed Positions	*101 B42-49
4. **Adoption of Resolution No. 7943 – Budget Transfer #11-00016 Fund/Dept: 080 General Corporate – 075 General county 080 General Corporate – 010 County Board Total Amount of Transfer: \$7,000 Reason: To Move Money to Per Diem Line Item to Pay for Meetings Through November 30, 2011	*102 B50
5. **Adoption of Resolution No. 7940 – Budget Amendment #11-00057 Fund/Dept: 476 Self-Funded Insurance – 118 Property/Liability Insurance Increased Appropriations: \$9,083 Increased Revenue: \$9,083 Reason: Re-attachment of Spire to Courthouse-Reimbursement Received from Cincinnati Insurance Company	*103 B51

6. **Adoption of Resolution No. 7944 – Budget Transfer #11-00017 *104
Fund/Dept: 083 County Highway – 060 Highway B52
Total Amount of Transfer: \$14,400
Reason: to reimburse RPC for Personnel Hired for the 2011 Traffic Counts
7. Adoption of Resolution No. 7946 Approving Amendment to Schedule of Authorized *105
Positions B61-63
8. Adoption of Resolution No. 7945 Authorizing an Intergovernmental Agreement with *106
the Village of Ogden for Animal Control Services B64-65

A. Policy, Personnel, & Appointments

1. Adoption of Resolution No. 7956 Appointing Frank Howard to the Sangamon *107
Valley Water District B68-69
2. Adoption of Resolution No. 7950 Appointing Jason Zahnd to the Dewey 108
Community Public Water District B70-71
3. Adoption of Resolution No. 7955 Appointing Bernie Magsamen to the Public Aid *109
Appeals Committee B72-75
4. Adoption of Resolution No. 7954 Appointing Pamela Borowski to the Public Aid *110
Appeals Committee
5. Adoption of Resolution No. 7951 Appointing Peter Czajkowski to the Nursing *111
Home Board of Directors B76-81
6. Adoption of Resolution No. 7952 Appointing Catherine Emanuel to the Nursing *112
Home Board of Directors
7. Adoption of Resolution No. 7953 Appointing LaShunda Hambrick to the Nursing *113
Home Board of Directors
8. Adoption of Resolution No. 7957 Appointing Cynthia D. Bell to the Senior Services *114
Advisory Board B82-87
9. Adoption of Resolution No.7959 Appointing Jimmey Kaiser to the Senior Services *115
Advisory Board
10. Adoption of Resolution No. 7961 Appointing Jane Nathan to the Senior Services *116
Advisory Board
11. Adoption of Resolution No. 7958 Appointing Sherry Gordon to the Senior Services *117
Advisory Board
12. Adoption of Resolution No. 7960 Appointing Hal Loebach to the Senior Services *118
Advisory Board

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| 13. Adoption of Resolution No. 7962 Approving the County Board 2012 Calendar of Meetings | *119-122
B95-98 |
| 14. Adoption of Ordinance No.896 Approving Amendment to the Personnel Policy | *123
B100-107 |
| 15. Adoption of Resolution No.897 Approving Amendment to the Purchasing Policy | *124-135
B108-126 |
| 16. Adoption of Resolution No. 7963 Approving the FY2012 Property/Liability/Workers Compensation Insurance Policies and Premiums | *138-139
B127-142 |
| 17. Adoption of Resolution No.7969 Approving Procedural Policy for Semi-Annual Review of Closed Session Minutes | *140-141
B144 |
| 18. Adoption of Resolution No. 7970 Authorizing Intergovernmental Agreement Concerning the Provision and Administration of METCAD By and Between the City of Champaign, the City of Urbana, Champaign County, and the University of Illinois | *142-143
BAddII
1-13 |

RESUME OF MINUTES OF A REGULAR MEETING OF THE
COUNTY BOARD, CHAMPAIGN COUNTY, ILLINOIS
October 20, 2011

The County Board of Champaign County, Illinois met at a Regular Meeting, Thursday, October 20, 2011 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 John Farney as Clerk of the Meeting.

ROLL CALL

Roll call showed the following Board Members Present: Maxwell, McGinty, Michaels, Moser, Nudo, O'Connor, Petrie, Richards, Schroeder, Alix, Anderson, Berkson, Betz, Carter, Cowart, Esry, Holderfield, James, Jay, Jones, Kurtz and Weibel – 22; Absent: Langenheim, Quisenberry, Rosales, Ammons and Bensyl – 5. Thereupon, the Chair declared a quorum present and the Board competent to conduct business.

PRAYER & PLEDGE OF ALLEGIANCE

Chair Weibel read a prayer. 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 County Star* on September 29, October 6 and 13, 2011. Board Member Betz offered the motion to approve the notice; seconded by Board Member McGinty. Approved by voice vote.

APPROVAL OF AGENDA/ADDENDA

Board Member James offered the motion to approve the Agenda/Addenda; seconded by Board Member Carter. Approved by voice vote.

DATE/TIME OF NEXT REGULAR MEETING

Chair Weibel announced that the next meeting of the Committee of the Whole for Highway & Transportation, County Facilities, and Environment & Land Use will be held on Tuesday, November 1st at 6:00 P.M.; the next meeting of the Committee of the Whole for Finance, Policy, Personnel & Appointments, and Justice & Social Services will be held on Tuesday, November 8th at 6:00 P.M.; and the next regular meeting of the County Board would be held on Thursday, November 17th at 7:00 P.M.

CONSIDERATION OF CONSENT AGENDA ITEMS BY OMNIBUS VOTE

Finance

Adoption of **Resolution No. 7919** Authorizing the County Board Chair to

Assign A Mobile Home Tax Sale Certificate of Purchase, Permanent Parcel 30-059-0002.

Adoption of **Resolution No. 7920** Authorizing the County Board Chair to Assign A Mobile Home Tax Sale Certificate of Purchase, Permanent Parcel 14-019-0100.

Adoption of **Resolution No. 7921** Authorizing the County Board Chair to Assign A Mobile Home Tax Sale Certificate of Purchase, Permanent Parcel 20-032-0243.

Adoption of **Resolution No. 7922** Budget Amendment #11-00050

Increased Appropriations: \$120,000.00

Increased Revenue: None: from Fund Balance

Reason: Payment of Fiscal Year 2011 General Corporate Work Comp Payroll Premiums.

Adoption of **Resolution No. 7923** Budget Amendment #11-00051

Increased Appropriations: \$54,000.00

Increased Revenue: \$60,000.00

Reason: To Cover Additional RHSP Remittance for Recordings Exceeding the Expected Level.

Adoption of **Resolution No. 7924** Budget Amendment #11-00052

Increased Appropriations: \$3,900.00

Increased Revenue: \$3,900.00

Reason: State Paid Additional Salary Stipend to County Auditor Beyond what was Budgeted - Accounting Standards require us to Record both Expense and Revenue For Stipends Paid to County Officials by the State.

Adoption of **Resolution No. 7925** Budget Amendment #11-00053

Increased Appropriations: \$3,900.00

Increased Revenue: \$3,900.00

Reason: To Account for Receipt of Second Half of State Stipend.

Adoption of **Resolution No. 7926** Budget Amendment #11-00054

Increased Appropriations: \$500.00

Increased Revenue: \$500.00

Reason: Transfer to Appropriate Money for Spay Neuter Program.

Adoption of **Resolution No. 7927** Budget Amendment #11-00055

Increased Appropriations: \$1,000.00

Increased Revenue: \$1,000.00

Reason: To Cover Overtime Costs.

Adoption of **Resolution No. 7928** Budget Amendment #11-00056

Increased Appropriations: \$9,075.00

Increased Revenue: \$9,462.00

Reason: Early voting Assistance State Reimbursement for April 5, 2011 Election.

Adoption of **Resolution No.7930** Authorizing Agreement for Joint Labor/Management Health Insurance Committee – Champaign County, Illinois.

Adoption of **Resolution No. 7929** Authorizing Acceptance Agreement for the Illinois State Board of elections Voting Access for Individuals with Disabilities – VAID IV Grant.

Policy, Personnel, & Appointments

Adoption of **Resolution No. 7935** Authorizing Appointment of County Board Members to EMA Director Selection Committee.

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

Consent Agenda approved by roll call vote.

Yeas: Maxwell, McGinty, Michaels, Moser, Nudo, O'Connor, Petrie, Richards, Schroeder, Alix, Anderson, Berkson, Betz, Carter, Cowart, Esry, Holderfield, James, Jay, Jones, Kurtz and Weibel – 22;

Nays: None.

PUBLIC PARTICIPATION

There was no public participation.

COMMUNICATIONS

Chair Weibel announced the Employee Recognition Event and the Crimestoppers 25th Anniversary Event. A card from the family of former Board Member Catherine Hogue was passed among Members. Board Member Holderfield discussed Jesus Is The Way Prison Ministries and announced that Champaign County Sheriff's Deputy Josh Sapp had been named Officer of the Year by that organization. Holderfield also discussed the Convention and Visitors' Bureau's website. Board Member Petrie announced a Town Hall Meeting for residents of District 6 to take place at the Champaign Public Library during November. Board Member Anderson announced the Disability Expo to take place at Lincoln Square.

APPROVAL OF MINUTES

Board Member Petrie offered the motion to approve the minutes of County Board Regular Meeting of September 22, 2011 and the County Board Study Session of September 22, 2011; seconded by Board Member Anderson. Approved by voice vote.

AREAS OF RESPONSIBILITY REPORTS

Environment & Land Use

Board Member Kurtz, Deputy Chair, recommended adoption of **Resolution No. 7918** Authorizing Approval of FY 2012 RPC Planning Contract with Champaign County Board; seconded by Board Member Betz. Discussion followed. Adopted by voice vote.

Board Member Kurtz recommended adoption of **Ordinance No. 891** Authorizing Amendment of Champaign County Zoning Ordinance for Case 683-AT-11; seconded by Board Member Schroeder.

Adopted by required roll call vote.

Yeas: McGinty, Moser, Nudo, Petrie, Richards, Schroeder, Alix, Anderson, Berkson, Betz, Carter, Cowart, Esry, Jay, Jones, Kurtz and Weibel – 17;

Nays: Maxwell, Michaels, O'Connor, Holderfield and James – 5.

Board Member Kurtz recommended adoption of **Ordinance No. 892** Authorizing Amendment of Champaign County Zoning Ordinance for Case 684-AT-11; seconded by Board Member Anderson.

Adopted by required roll call vote.

Yeas: Maxwell, McGinty, Michaels, Moser, Nudo, Petrie, Richards, Schroeder, Alix, Anderson, Berkson, Betz, Carter, Cowart, Esry, Holderfield, James, Jay, Jones, Kurtz and Weibel – 21;

Nays: O'Connor – 1.

Finance

Board Member McGinty, Deputy Chair, recommended adoption of **Resolution No. 7933** Purchases Not Following Purchasing Policy; seconded by Board Member Kurtz. Adopted by voice vote.

Board Member McGinty recommended adoption of **Resolution No. 7934** Payment of Claims Authorization; seconded by Board Member Cowart. Adopted by voice vote.

Board Member McGinty recommended adoption of **Resolution No. 7936** to Receive and Place on File the FY2012 Champaign County Board Budget; seconded by Board Member Jay. Adopted by voice vote.

Policy

Board Member Betz recommended adoption of Resolution No. 7914 Appointing Jed Gerdes to the Willow Branch Drainage; seconded by Board Member Carter. Discussion followed. Board Member Carter offered a motion to defer action to the November County Board Meeting; seconded by Board Member Holderfield. Discussion followed. A roll call vote was requested.

Motion to defer fails in a roll call vote.

Yeas: Maxwell – 1;

Nays: McGinty, Michaels, Moser, Nudo, O'Connor, Petrie, Richards, Schroeder, Alix, Anderson, Berkson, Betz, Carter, Cowart, Esry, Holderfield, James, Jay, Jones, Kurtz and Weibel – 21.

Discussion continued. A roll call vote was requested.

Adoption fails in a roll call vote.

Yeas: Richards, Anderson, Berkson and Kurtz – 4;

Nays: Maxwell, McGinty, Michaels, Moser, Nudo, O'Connor, Petrie, Schroeder, Alix, Betz, Carter, Cowart, Esry, Holderfield, James, Jay, Jones and Weibel – 18.

Board Member Betz recommended adoption of **Resolution No. 7931** Honoring County Employees; seconded by Board Member Michaels. Adopted by voice vote.

Board Member Betz recommended adoption of **Resolution No. 7932** Honoring Retiring County Employees; seconded by Board Member Cowart. Adopted by voice vote.

OTHER BUSINESS

Board Member Alix moved that the Board amend **Ordinance No. 890** Establishing Statutory Fees for Marriage and Civil Union Licenses, Adopted September 22, 2011, correcting the effective date to December 1, 2011; seconded by Board Member McGinty. Adopted by voice vote.

Board Member Betz moved that the board open the closed session minutes of March 22, 2000 Concerning a Potential Unfair Labor Practice; June 5, 2003 Concerning an Unfair Labor Practice based upon Previous Arbitration; June 19, 2003 Concerning a Proposed Early Retirement Incentive; June 21, 2007 Considering Whether to Permit the Nursing Home Director to Teach an Online Course; and February 21, 2008 Concerning the Search for an IT Director; seconded by Board Member Moser. Adopted by voice vote.

Board Member Anderson recommended adoption of **Resolution No. 7937** Establishing Charges for Services at Champaign County Nursing Home; seconded by Board Member Betz. Discussion followed. Adopted by voice vote.

NEW BUSINESS

Board Member Kurtz discussed Wind Farms and potential action that would be discussed at the November County Board Committee of the Whole Meeting.

OTHER BUSINESS (CONTINUED)

Board Member Alix moved that the board enter into executive 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 that the following individual remain present: County Administrator and Recording Secretary; seconded by Board Member McGinty.

Adopted by roll call vote.

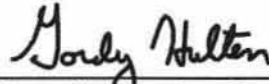
Yeas: Maxwell, McGinty, Michaels, Moser, Nudo, Petrie, Richards, Schroeder, Alix, Anderson, Berkson, Betz, Carter, Cowart, Esry, Holderfield, Jay, Jones, Kurtz and Weibel – 20;

Nays: O'Connor and James – 2.

The Board entered into executive session at 7:45 P.M. The Board reentered into open session at 9:09 P.M.

ADJOURNMENT

Chair Weibel adjourned the meeting at 9:10 P.M.



Gordy Hulten, Champaign County Clerk
and ex-Officio Clerk of the of the Champaign County Board

COMMITTEE OF THE WHOLE
Highway, County Facilities and Environment & Land Use
Summary of Action Taken at the November 1, 2011 Meeting

<u>Item</u>	<u>Action</u>
II. <u>Roll Call</u>	Quorum present. It was noted that Kurtz and Holderfield had notified the Board Chair in advance of their absence.
III. <u>Approval of Minutes – October 4, 2011</u>	Approved.
IV. <u>Approval of Agenda/Addendum</u>	Approved.
V. <u>Public Participation</u>	Kevin Parzyck and Michael Blazer of Invenergy, Dorene Pflughmacher, Mike Babb (Compromise Twp. Supervisor), and Marvin Johnson (Compromise Road Commissioner) spoke in support of the California Ridge Wind Energy Project. Kim Cambron of Rankin, IL and Bill Ingram of Catlin, IL spoke in opposition of the California Ridge Wind Energy Project.
VI. <u>Communications</u>	Patsie Petrie spoke of an upcoming Town Hall meeting.
VII. <u>HIGHWAY & TRANSPORTATION</u>	
A. <u>Monthly Reports</u> – CTMFT Claims for September and October, 2011	Received and placed on file.
B. <u>County Engineer</u>	
1. Petition Requesting and Resolution Approving Appropriation of Funds from the County Bridge Fund – Somer Road District	<i>*RECOMMEND TO COUNTY BOARD APPROVAL of a Petition Requesting and Resolution Approving Appropriation of Funds from the County Bridge Fund Pursuant to 605 ILCS 5/5-501 for the Somer Road District for the replacement of a culvert in the amount of \$36,000.00.</i>
C. <u>Other Business</u>	None.
D. Designation of Items to be Placed on the Consent Agenda	Item VII.B.1. to be placed on the consent agenda.
VIII. <u>COUNTY FACILITIES</u>	
A. <u>East Campus Storm Water Management</u>	
1. Comments from Gary Maxwell and Jim Patchett	Received and placed on file.
2. Berns, Clancy & Assoc. – Response to Comments	Received and placed on file.
B. <u>Facilities Director</u>	
1. Monthly Reports	Received and placed on file.
2. Illinois Recycling Grants Program – Grant Consideration	Motion to authorize the County to apply for, and, if awarded, to accept IRGP grant funds to be used to expand recycling program in County facilities carried.

- 3. Courthouse Final Update Final project is complete.
- C. 202 S. Art Bartell Rd. Construction Project Report For information.
- D. Chair's Report
 - 1. Jail Facility Project Report & Preliminary Recommendations – January 10, 2012 COW Meeting For information.

IX. ENVIRONMENT & LAND USE

- A. Approve Contract Extension to Allow a Few Countywide Residential Electronics Collections to occur in 2012 ****RECOMMEND TO COUNTY BOARD APPROVAL of a Contract Extension to Allow a Few Countywide Residential Electronics Collections to Occur in 2012.***
- B. County Board Special Use Permit: Case 696-S-11 – California Ridge Wind Farm MOTION to remand back to the Zoning Board of Appeals carried.
- C. Approval of Proposed Champaign County-California Ridge Wind Farm Roads Agreement ***MOTION to forward Agreement to the full County Board at the November 17, 2011 meeting with no recommendation.**
- D. Monthly Report Not available at this time.
- E. Other Business None.
- F. Designation of Items to be placed on the Consent Agenda Item IX.A. to be placed on the consent agenda.

RESOLUTION NO. 7966

**RESOLUTION GRANTING A SPECIAL USE PERMIT
ZONING CASE NO. 696-S-11
California Ridge Wind Farm**

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 696-S-11;

WHEREAS, the Champaign County Board finds that the Zoning Board of Appeals followed proper procedures and its Finding of Fact is supported by the manifest weight of evidence cited in the Summary of Evidence; and

WHEREAS, the Finding of Fact forwarded by the Zoning Board of Appeals demonstrates compliance of the petition in Zoning Case 696-S-11 with the criteria contained in Section 9.1.11 B. of the *Champaign County Zoning Ordinance*.

NOW, THEREFORE BE IT RESOLVED, by the Champaign County Board, Champaign County, Illinois, as follows:

1. That the Summary of Evidence, Documents of Record, Finding of Fact, and Final Determination forwarded by the Champaign County Zoning Board of Appeals in Zoning Case 696-S-11 are hereby endorsed and adopted, and incorporated herein by reference.
2. That a Special Use Permit is hereby granted to California Ridge Wind Energy LLC which is wholly owned by Invenenergy Wind North America LLC and the landowners listed in the attached list of participating landowners, for a Wind Farm which consists of 30 Wind Farm Towers (wind turbines) in total with a total nameplate capacity of 48 megawatts (MW) of which 28 Wind Farm Towers with a total nameplate capacity of 44.8 MW are proposed in Compromise Township (Part A) and 2 Wind Farm Towers with a total nameplate capacity of 3.2 MW are proposed in Ogden Township (Part B), and including access roads, wiring, and public road improvements, and including specific waivers of standard conditions and special conditions of approval as listed in this Resolution, on the real estate described in the attached legal description of the participating land by Township and Section.
3. That the grant of Special Use Permit in Case 696-S-11 includes the following waivers of standard conditions:
 - A. Waiver of the standard condition 6.1.4 D. 1 (a) that requires certificates of design compliance from Underwriters Laboratories (“UL”) or equivalent third party.
 - B. Waiver of the standard condition 6.1.4 F.1. that requires a signed Roadway Upgrade and Maintenance Agreement prior to the close of the public hearing before the Zoning Board of Appeals.

- C. Waiver of the standard condition 6.1.4 F.1.u. that requires street upgrades be in accordance with IDOT Bureau of Local Roads manual, 2005 edition.
 - D. Waiver of the standard condition 6.1.4 J. that requires the application to contain a copy of the Agency Action Report from the Illinois Department of Natural Resources Endangered Species Program.
 - E. Waiver of the standard condition 6.1.4 S.1.(c)(3) that requires that locations of wind turbines for the zoning use permit application cannot increase the noise impact over that approved in the special use permit.
4. That the grant of Special Use Permit in Case 696-S-11 includes the following special conditions of approval:
- A. This special use permit authorizes a WIND FARM as follows:
 - 1. The type of wind turbine authorized is the General Electric 1.6-100 wind turbine with a hub height of 100 meters (328 feet) and a rotor diameter of 100 meters (328 feet).
 - 2. The maximum overall height of each WIND FARM TOWER shall be 492 feet.
 - 3. The maximum number of WIND TURBINE TOWERS (wind turbines) is 30 with a total nameplate capacity of not more than 48 megawatts (MW) of which not more than 28 WIND FARM TOWERS with a total nameplate capacity of not more than 44.8 MW are proposed in Compromise Township (Part A) and not more than 2 WIND FARM TOWERS with a total nameplate capacity of not more than 3.2 MW are proposed in Ogden Township (Part B), and including access roads, wiring, and related work on specified public roads (highways).
 - B. The approved site plan consists of the following documents:
 - 1. California Ridge Wind Energy Project Champaign County Special Use Permit Application received July 1, 2011
 - 2. Status Summary Map with Setbacks California Ridge Wind Energy Center, Champaign and Vermilion Counties, received July 21, 2011 (an excerpt of only the Champaign County portion)
 - 3. Champaign County Non-Participating Dwelling Separation Summary map received July 29, 2011 Parcel
 - 4. Map of Conservation Recreation Zoning District and Incorporated Municipality Setback Compliance received September 29, 2011
 - C. The County Board shall not make a final decision in Case 696-S-11 until it has authorized the County Board Chair to sign the Roadway Upgrade and

Maintenance Agreement recommended by the County Engineer and received copies of all necessary signed township road agreements.

- D. The Roadway Upgrade and Maintenance Agreements shall require road repair work to be performed in accordance with the IDOT Bureau of Local Roads Manual, 2006 edition, and the IDOT *Standard Specifications for Road and Bridge Construction*, but the relevant street jurisdiction may, on a case by case basis, exercise their discretion to waive the BLR standards so long as public safety is not compromised.
- E. Construction activities to build the WIND FARM shall generally only occur during the weekday daytime hours of 7AM to 10PM but never on Sunday, provided, however, that construction activities may occasionally commence earlier in the day if required but not earlier than 5AM. Those construction activities include but are not limited to the following:
1. Construction of access roads
 2. Delivery and unloading of WIND FARM equipment and materials
 3. Excavation for and construction of WIND FARM TOWER foundations
 4. Installation of WIND FARM wiring
 5. Assembly of WIND FARM turbines
 6. Erection of WIND FARM TOWERS
- F. No NON- PARTICIPATING DWELLING or other PRINCIPAL STRUCTURE shall receive more than 45 hours of shadow flicker per year.
- G. This special use permit shall expire on the following dates and/ or for the following reasons:
1. If no zoning use permit application has been received by the Department of Planning and Zoning by 4:30PM on March 1, 2013, which is consistent with the expiration deadline in the Roadway Upgrade and Maintenance Agreements and the approved Reclamation Agreement; or
 2. Upon completion of all decommissioning and reclamation requirements of the WIND FARM Reclamation Agreement and the subsequent release of the financial assurance required by 6.1.4 P. following the requirements of a written agreement with the COUNTY.
- H. To ensure that WIND FARM TOWERS are located and constructed in conformance with the approved site plan:
1. The Zoning Administrator shall not approve a Zoning Use Permit for construction of a WIND FARM TOWER if the location indicated on the Zoning Use Permit site plan differs from that in the approved site plan for the special use permit as follows:

- (a) The Zoning Use Permit location shall not differ more than 500 feet from the approved site plan for the special use permit except that a WIND FARM TOWER more than 1,500 feet from a non-participating PRINCIPAL STRUCTURE on the approved site plan for the special use permit shall not be approved to be less than 1,350 feet from that same STRUCTURE on a Zoning Use Permit; and provided that
 - (b) A WIND FARM TOWER that is 1,500 feet or less from a non-participating PRINCIPAL STRUCTURE on the approved site plan for the special use permit shall not be located less than 90% of that distance to the same STRUCTURE on a Zoning Use Permit; and provided that
 - (c) A new noise analysis meeting the requirement of 6.1.4 I. shall be submitted with the Zoning Use Permit for any WIND FARM TOWER with a new location that is less than 1,500 from a non-participating PRINCIPAL STRUCTURE; and provided that
 - (d) No separation to a non-participating property or PRINCIPAL STRUCTURE shall be less than the minimum required by the Ordinance.
2. Prior to excavation for any WIND FARM TOWER footing:
 - (a) The Applicant shall notify the Zoning Administrator when each WIND FARM TOWER location has been identified and marked on the ground so that the Zoning Administrator or a representative can verify that the location is consistent with the approved site plan in the special use permit case.
 - (b) The Zoning Administrator shall issue a WIND FARM TOWER Foundation Permit after verifying that the WIND FARM TOWER location is consistent with the approved site plan.
 - (c) The Applicant shall not excavate any WIND FARM TOWER footing until the WIND FARM TOWER Foundation Permit has been approved.
- I. A Reclamation Agreement is required at the time of application for a zoning use permit that complies with the following:
 1. The Revised Draft Reclamation Agreement received on 11/02/11 with all required signatures including a guaranteed minimum amount of \$25,000 per turbine that shall be updated annually to reflect the known rate of inflation.

2. The expenses and values, including salvage value, as listed in the Base Decommissioning Cost Estimate received 10/06/11 and that is Attachment A to the Draft Reclamation Agreement received on 11/02/11.
 3. An irrevocable letter of credit. If required by the County Board the letter of credit shall be provided as multiple letters of credit based on the regulations governing federal insurance for deposit as authorized in 6.1.4 P. 4. (a) of the Ordinance.
 4. An escrow account that is at a mutually acceptable financial institution that is either identified in the County Board determination of this special use permit or included as a special condition of that determination, as authorized in 6.1.4 P. 4. (b)(1) of the Ordinance.
 - 5.
 6. The Applicant shall provide evidence of any new, additional, or substitute financing or security agreement to the Zoning Administrator throughout the operating lifetime of the project.
- J. The following submittals are required prior to the approval of any zoning use permit for a WIND FARM TOWER:
1. Certification by an Illinois Professional Engineer or Illinois Licensed Structural Engineer that the foundation and tower design of each WIND FARM TOWER is within accepted professional standards, given local soil and climate conditions, as required by 6.1.4 D.1.(b).
 2. A Transportation Impact Analysis provided by the applicant that is acceptable to the County Engineer and the State's Attorney; and for highways in Compromise Township is acceptable to the Compromise Township Highway Commissioner; and for highways in Ogden Township is acceptable to the Ogden Township Highway Commissioner, as required by 6.1.4 F. 2..
 3. A signed Reclamation Agreement in conformance with all special conditions and waivers included in the special use permit approval.
 4. A copy of the Recorded Covenant pursuant to 6.1.1 A.2.
 5. The telephone number for the complaint hotline required by 6.1.4 Q.
 6. A site plan for the installation of the specific WIND FARM TOWER indicating the specific proposed location of the WIND FARM TOWER, other PRINCIPAL STRUCTURES within 1,500 feet separation, property

- lines (including identification of adjoining properties), required separations, public access roads and turnout locations, substation(s), electrical cabling from the WIND FARM TOWER to the Substations(s), and layout of all structures within the geographical boundaries of any applicable setback.
7. A copy of the approved access permit for the access road by the relevant highway jurisdiction.
 8. A copy of any required permits for use of public highways by overweight vehicles.
 9. A permanent soil erosion and sedimentation plan for all WIND FARM TOWER sites and access roads that conforms to the relevant Natural Resources Conservation Service guidelines and that is prepared by an Illinois Licensed Professional Engineer.
- K. A Zoning Compliance Certificate shall be required for each WIND FARM TOWER prior to the WIND FARM going into commercial production of energy. Approval of a Zoning Compliance Certificate shall require the following:
1. An as-built site plan of each specific WIND FARM TOWER indicating the specific as-built location of the WIND FARM TOWER, other PRINCIPAL STRUCTURES within 1,500 feet separation, property lines (including identification of adjoining properties), as-built separations, public access road and turnout locations, substation(s), electrical cabling from the WIND FARM TOWER to the Substations(s), and layout of all structures within the geographical boundaries of any applicable setback.
 2. As-built documentation of all permanent soil erosion and sedimentation improvements for all WIND FARM TOWER sites and access roads prepared by an Illinois Licensed Professional Engineer.
 3. A copy of the approved as-built access road by the relevant highway jurisdiction.
- L. The California Ridge WIND FARM shall not begin commercial production of energy until the Zoning Administrator has approved a Zoning Compliance Certificate for the entire California Ridge WIND FARM based on submission and acceptance of all of the following:
1. A Zoning Compliance Certificate has been approved for all WIND FARM TOWERS approved in the Special Use Permit.
 2. A copy of a certificate of design compliance for the General Electric 1.6-100 wind turbine has been received from Underwriters Laboratories

(“UL”) or an equivalent third party such as TUV NORD Group, as authorized in 6.1.4 D. 1 (a).

3. Documentation of compliance with all required post-WIND FARM construction requirements has been received from the relevant highway jurisdictions.
 4. The Zoning Administrator has verified that informational signs have been erected at each WIND FARM accessway as follows:
 - a. The purpose of the signs shall be to publicize the telephone number of the WIND FARM complaint hotline required by 6.1.4 Q.
 - b. The minimum size of each sign shall be 2 feet by 2 feet.
- M. The Applicant or Owner or Operator of the WIND FARM shall comply with the following:
1. Cooperate with local fire protection districts to develop the districts emergency response plan as required by 6.1.4 G.2.
 2. Take all reasonable steps to resolve complaints of interference caused by the WIND FARM to microwave transmission providers, local emergency service providers (911 operators), and broadcast residential television as required by 6.1.4 H.
 3. Cooperate fully with Champaign County and in resolving any noise complaints including reimbursing Champaign County any costs for the services of a qualified noise consultant pursuant to any proven violation of the I.P.C.B. noise regulations as required by 6.1.4 I.6.
 4. Complete all post-WIND FARM construction mortality studies on birds and bats as required by 6.1.4 L.3. and as proposed in the *California Ridge Wind Energy Project Champaign County Special Use Permit Application received July 1, 2011* particularly pages 5-22 through 5-24, and submit written reports to the Environment and Land Use Committee at the end of the first two years of WIND FARM operation and cooperate with the Environment and Land Use Committee in resolving mortality concerns that might arise as required by 6.1.4 L. 3(e).
 5. Maintain a current general liability policy as required by 6.1.4 N.
 6. Submit annual operation and maintenance reports to the Environment and Land Use Committee as required by 6.1.4 O.1.

7. Maintain compliance with the approved Reclamation Agreement including replacement irrevocable commercial letters of credit as required in the Reclamation Agreement.

8. Submit to the Zoning Administrator copies of all complaints to the telephone hotline on a monthly basis and take all necessary actions to resolve all legitimate complaints as required by 6.1.4 Q.

PRESENTED, PASSED, APPROVED, AND RECORDED this 17th day of November, A.D. 2011.

SIGNED:

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

Gordy Hulten, County Clerk and *Ex Officio*
Clerk of the Champaign County Board

PARTICIPATING LANDOWNERS

PART A COMPROMISE TOWNSHIP

Section 19, T21N, R14W of the 2nd P.M., Compromise Township. The following landowners are participating in the Special Use Permit:

G & E Farms, Inc., POB 35, Gifford, IL 61847-0335
William Pflugmacher, 333 Eiler Drive, Gifford, IL 61847-9727
Eric Suits, 2655 CR 2600E, Penfield, IL 61862
Louise Fruhling, 31361 N 750 East Rd, Potomac, IL 61865-6601
Loretta Fruhling/ Fruhling Family Trust, 388 Gibbs Drive, Rantoul, IL 61866
John Fruhling, 2499 CR 2600N, Penfield, IL 61862
Roy and Barbara Johnson, 2640 CR 2500E, Penfield, IL 61862
Robert and Dorene Pflugmacher, 866E CR 2250N, Ogden, IL 61859-9602
Greg Frerichs, 2506 CR2300N, Ogden IL 61859

Section 20, T21N, R14W of the 2nd P.M., Compromise Township. The following landowners are participating in the Special Use Permit:

Michael Babb, 2635 CR 2700E, Penfield, IL 61862
Marsha Gates, POB 704, Tolono, IL 61880
G & E Farms, Inc., 502 S. Main St. POB 35, Gifford, IL 61847-9713

Section 21, T21N, R14W of the 2nd P.M., Compromise Township. The following landowners are participating in the Special Use Permit:

Derald and Florene Ackerman, 519 South Main Street, Gifford, IL 61847-9713
Kenneth and Rosetta Suits, 2738 CR 2600N, Penfield, IL 61862
Rosetta Suits, 2738 CR 2600N, Penfield, IL 61862

Section 24, T21N, R10E of the 3rd P.M., Compromise Township. The following landowners are participating in the Special Use Permit:

Derald and Florene Ackerman, 519 South Main Street, Gifford, IL 61847-9713
Kenneth and Rosetta Suits, 2738 CR 2600N, Penfield, IL 61862

Section 25, T21N, R10E of the 3rd P.M., Compromise Township. The following landowners are participating in the Special Use Permit:

Mary Ruth Elfe Revocable Trust and Charlotte R. Van Blokland Trust, aka Tate Farm #3/Busey Ag Services, 3002 West Windsor Road, Champaign, IL 61822
Russell and Marilyn Buhr, 2594 CR 2300E, Gifford, IL 61847-9740
Vernon and Wilma Buhr, 2152 CR 2400N, St. Joseph, IL 61873

Luella Busboom, 2258 CR 2500N, St. Joseph, IL 61873
 Maury Busboom, POB 131, Royal, IL 61871
 Roger and Betty Gronewald, 508 E Main POB 117, Royal, IL 61871
 Erna Hinrichs, 1037 Englewood Drive, Rantoul IL 61866
 Darrell and Marilyn Mennenga, 5205 Beech Ridge Road, Nashville, TN 37221
 David and Danita Uken, 2146 CR 2100N, St. Joseph, IL 61873

Section 28, T21N, R14W of the 2nd P.M., Compromise Township. The following landowners are participating in the Special Use Permit:

Kenneth Suits, 2738 CR 2600N, Penfield, IL 61862
 Michael O'Neill, POB 236, Philo, IL 61864
 Roy and Barbara Johnson, 2640 CR 2500E, Penfield, IL 61862
 Michelle Babb, 2635 CR 2700E, Penfield, IL 61862
 Alice Buck c/o Steve Buck, 609 Bayshore Drive, #9, Ft. Lauderdale, FL 33304
 Steve Buck, 609 Bayshore Drive, #9, Ft. Lauderdale, FL 33304
 Alice Cain Heirs c/o Steve Cain, POB 103, Philo, IL 61864
 Gary Hovel, 2518 CR 2600E, Penfield, IL
 Claas Hovel, 2971 CR 2700E, Penfield, IL
 Jeffrey Suits, 2703 CR 2500N, Penfield, IL 61862
 Union Pacific Railroad, 1400 Douglas, Stop 1640, Omaha, NE 61879

Section 29, T21N, R14W of the 2nd P.M., Compromise Township. The following landowners are participating in the Special Use Permit:

Velma Werner, 312 Penny Lane, Peotone, IL 60468
 Albers Farm c/o Sandra J. King, POB 562, St. Joseph, IL 61872
 Dick Albers, POB 213, Royal, IL 61871
 Thomas and Patricia Buck, 2321 CR 2900N, Gifford, IL 61847
 Bruinius Family Limited Partnership, 7723 W. Stuenkel Rd., Frankfort, IL 60423
 Franzen Family Living Trust, 861 CR 900E, Tolono, IL 61880
 Edgar and Sharon Hovel, 408 Moraine Dr., Rantoul, IL 61866
 Gary Hovel, Trustee of Claas Edward Hovel Residuary Trust & Grace Hovel, 2518 CR 2600E, Penfield, IL 61862
 Kenneth and Rosetta Suits, 2738 CR 2600N, Penfield, IL 61862

Fractional Section 30, T21N, R11E, of the 3rd P.M., Compromise Township. The following landowners are participating in the Special Use Permit:

Kay and John Fiscus, 105 Thomas Dr., St. Joseph, IL 61873
 Annette Brya Edwards c/o Busey Bank Ag Services, POB 107, Leroy, IL 61752
 Marvin and Pamela Ideus, 401 Eden Park Dr., Rantoul, IL 61866
 Roseann Clifford, 2008 Sunview Dr., Champaign, IL 61821
 Lois and Herbert Frerichs, POB 25, Royal, IL 61871
 Alfred and Lorine Ideus, 2124 CR 2400N, St. Joseph, IL 61873

Roy and Barbara Johnson, 2640 CR 2500E, Penfield, IL 61862

Section 30, T21N, R14W of the 2nd P.M., Compromise Township. The following landowners are participating in the Special Use Permit:

Michael and Eileen Jarboe Trust, 2792 CR 2400N, Penfield, IL 61862
Robert and Dorene Pflugmacher, 866E CR 2250N, Ogden, IL 61859-9602
Vernon and Wilma Buhr, 2152 CR 2400N, St. Joseph, IL 61873
John Blue, 2148 CR 2650E, Ogden, IL 61859
Daniel and Amy Cain, 2567 CR 2600E, Penfield, IL 61862
Edgar and Sharon Hovel, 408 Moraine Dr., Rantoul, IL 61866
Evelyn Sjuts, 2331 CR 2000E, Urbana, IL 61802
Robert and Dorene Pflugmacher, 866E CR 2250N, Ogden, IL 61859-9602

Fractional Section 31, T21N, R11E of the 3rd P.M., Compromise Township. The following landowners are participating in the Special Use Permit:

Larry Foster, 28012 State Route 49, Armstrong, IL 61812
Mary Ruth Elfe Revocable Trust and Charlotte R. Van Blokland Trust, aka Tate Farm #3/Busey Ag Services, 3002 West Windsor Road, Champaign, IL 61822
John Blue, 2148 CR 2650E, Ogden, IL 61859
Judith E. Kopmann, POB 7, Royal, IL 61871
Douglas Walker and Susan Kingston, 1111 Stockholm Rd., Paxton, IL 60957

Section 31, T21N, R14W of the 2nd P.M., Compromise Township. The following landowners are participating in the Special Use Permit:

LaVeda Pollack Trust c/o Kalin Kocher, 2455 CR 2600E, Penfield, IL 61862
Larry Frerichs, 2474 CR 2500E, Penfield, IL 61862
Evelyn Sjuts, 2331 CR 2000E, Urbana, IL 61802
Carl and Jane Udovich, 3526 Bankview Dr., Joliet, IL 60431

Section 32, T21N, R14W of the 2nd P.M., Compromise Township. The following landowners are participating in the Special Use Permit:

Brian Loschen, 2692 CR 2300N, Ogden, IL 61859
Illini FS, Inc., 1509 E. University Avenue, Urbana, IL 61802
Union Pacific Railroad, 1400 Douglas, Stop 1640, Omaha, NE 68179
Wendy M. Heeren Trust, 50 Maywood Dr., Danville, IL 61832
Arnold & Delores Loschen Trusts, 2654 CR 2400N, Ogden, IL 61859

Section 33, T21N, R14W of the 2nd P.M., Compromise Township. The following landowners are participating in the Special Use Permit:

Robert Long, Pearl St., Bluffs, IL 62621
Roger N. Carter, 2562 CR 3000N, Penfield, IL 61862
Harold and Darlene Hovel, POB 134, Royal, IL 61871

Michael and Eileen Jarboe Trusts, 2792 CR 2400N, Penfield, IL 61862
Thomas and Beverly Lee, 2308 Naples Court, Champaign, IL 61822
Dennis Madigan Living Trust, 18877 Medford, Beverly Hill, MI 48025

Section 36, T21N, R10E, Compromise Township. The following landowners are participating in the Special Use Permit:

Earl and Delores Ideus, 508 N. West St., Gifford, IL 61847
Royce and Shauna Ideus, 2229 CR 2600N, Gifford, IL 61847
Judith, Leroy and Bonita Kopmann, POB 7, Royal, IL 61871
Leroy and Bonita Kopmann Trust, 117 Susan Drive, Dwight, IL 60420

PART B OGDEN TOWNSHIP

Fractional Section 6, T20N, R11E of the 3rd P.M., Ogden Township. The following landowners are participating in the Special Use Permit:

Delores Ann Harms Trustee, POB 87, Royal, IL 61871
Mildred Hinrichs Trust, c/o Laveda Clem, 1982 CR 2100N, Urbana, IL 61822
Herbert and Betty Osterbur, 302 Benjamin Street, Royal, IL 61871

Fractional Section 6, T20N, R14W of the 2nd P.M., Ogden Township. The following landowners are participating in the Special Use Permit:

Sylvia Flessner-Fulk, POB 837, St. Joseph, IL 61873
Darrell Bruns, c/o Marlys McCartney, 1113 Ascot Dr., Rantoul, IL 61866
Kristi Bruns, c/o Marlys McCartney, 1113 Ascot Dr., Rantoul, IL 61866
Neil Bruns, c/o Marlys McCartney, 1113 Ascot Dr., Rantoul, IL 61866
Marlys McCartney, 1113 Ascot Dr., Rantoul, IL 61866
Marvin and Bernita Harms Trust, 2592 CR 2145N, St. Joseph, IL 61873
Gene and Deanna Osterbur Irrevocable Trust c/o Julie Carlson, 3828 East Whipporwhill Lane, Byron IL 61010
Reka Sage, 2304A CR 3000N, Apt. 203, Gifford, IL 61847
Wayne and Roxie Sage, 2545 CR 2400N, Ogden, IL 61859

Fractional Section 5, T20N, R14W of the 2nd P.M., Ogden Township. The following landowners are participating in the Special Use Permit:

Mark Loschen, 2455 CR 2050N, St. Joseph, IL 61873
Anna Albers, 2304A CR 3000N, Apt. 107, Gifford, IL 61847
Albers Farm c/o Sandra J. King, POB 562, St. Joseph, IL 61872
Douglas Frerichs, 2634 CR 2300N, Ogden, IL 61859
Arnold and Delores Loschen Trusts, 2654 CR200N, Ogden IL 61859
Gene and Deanna Osterbur c/o Julie Carlson, 3828 East Whipporwhill Lane, Byron IL 61010
Wayne and Roxie Sage, 2545 CR 2400N, Ogden, IL 61859

Dan Shearin, 2431 Parklake Drive, Morris, IL 60450

Fractional Section 4, T20N, R14W of the 2nd P.M., Ogden Township. The following landowners are participating in the Special Use Permit:

Inez K. Britt, 2333 CR 2800E, Ogden, IL 61859
John and Erna Ludwig Living Trusts, c/o Judith Ludwig Gorham, 409 N. Cherry St., Galesburg, IL 61401

Fractional Section 7, T20N, R14W of the 2nd P.M., Ogden Township. The following landowners are participating in the Special Use Permit:

Vernon and Wilma Buhr, 2152 CR 2400N, St. Joseph, IL 61873
Louis and Laverne Osterbur, 2293 CR 2600E, Ogden, IL 61859

Section 8, T20N, R14W of the 2nd P.M., Ogden Township. The following landowners are participating in the Special Use Permit:

Albert J. Franzen, POB 206, Broadlands, IL 61816
John and Erna Ludwig Living Trust, c/o Judith Ludwig Gorham, 409 N. Cherry St., Galesburg, IL 61401
Jillene and Ben Henderson, 2651 CR 2150N, Ogden, IL 61859
Randall and Deanna Loschen, 2629 CR 1800N, Ogden, IL 61859
Union Pacific Railroad, 1400 Douglas, Stop 1640, Omaha, NE 61879

Section 9, T20N, R14W of the 2nd P.M., Ogden Township. The following landowners are participating in the Special Use Permit:

Robert Scott Trust and Alsip Family Trust c/o Robert P. Scott, 107 Arrowhead Lane, Haines City, FL 33844
Robert and Joan Sattler Trusts, 207 McKinley, Milford, IL 60953
Busboom Family Trust c/o Glen L. and Billie J. Busboom, 2756 CR 2200N, Ogden, IL 61859

Section 16, T20N, R14W of the 2nd P.M., Ogden Township. The following landowners are participating in the Special Use Permit:

Carol Sage Peak, c/o Helen Green, 206 Ridgeview St., Danville, IL 61832.
Clifford Peak, c/o Helen Green, 206 Ridgeview St., Danville, IL 61832.
Helen Green, 206 Ridgeview St., Danville, IL 61832.

PARTICIPATING LAND

PART A COMPROMISE TOWNSHIP

Section 19, T21N, R14W of the 2nd P.M., Compromise Township. The Special Use Permit includes all of Section 19, with the following exceptions: a 3.76 acre tract of land located in the SE Corner of the NE $\frac{1}{4}$ of Section 19; a 7 acre tract of land located in the N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 19; and, a 1.77 acre tract of land located in the SW $\frac{1}{4}$ of Section 19.

Section 20, T21N, R14W of the 2nd P.M., Compromise Township. The Special Use Permit includes an 80 acre tract of land in the West Half of the Northwest Quarter of Section 20 and an 80 acre tract of land in the South Half of the Southwest Quarter of Section 20 and a 157.98 acre tract of land in the Southeast Quarter of Section 20.

Section 21, T21N, R14W of the 2nd P.M., Compromise Township. The Special Use Permit includes the Southwest Quarter of Section 21.

Section 24, T21N, R10E of the 3rd P.M., Compromise Township. The Special Use Permit includes the South Third of the Northwest Quarter and the Southwest Quarter

Section 25, T21N, R10E of the 3rd P.M., Compromise Township. The Special Use Permit includes all of Section 25 with the following exceptions: a 5.60 acre tract of land located in the NW Corner of the NW $\frac{1}{4}$; a 6.71 acre tract of land located in the NW Corner of the E $\frac{1}{2}$ of the NE $\frac{1}{4}$; a twenty acre tract of land being the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$; three tracts of land comprising 81.26 acres located in the S $\frac{1}{2}$ of the NW $\frac{1}{4}$ and the N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the W $\frac{1}{2}$ of Section 25.

Section 28, T21N, R14W of the 2nd P.M., Compromise Township. The Special Use Permit includes all of Section 28 with the following exceptions: a 1.31 acre tract of land located in the NW Corner of the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 28; a 1.17 acre tract of land located in the NE Corner of the SW $\frac{1}{4}$ of Section 28; the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 28; and, two tracts of land comprising 9.74 acres in the SW $\frac{1}{4}$ of the E $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 28.

Section 29, T21N, R14W of the 2nd P.M., Compromise Township. The Special Use Permit includes all of Section 29, with the exception of a 5 acre tract of land located in the NE Corner of the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 29; and, with the exception of three tracts of land comprising 10 acres located in the NE Corner of the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 29; and, with the exception of a 1.54 acre tract of land located in the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 29.

Fractional Section 30, T21N, R11E, of the 3rd P.M., Compromise Township. The Special Use Permit includes all of Fractional Section 30, with the exception of two tracts comprising 4.98 acres in the NW Corner of Fractional NW $\frac{1}{4}$; and, with the exception of a one acre tract of land located in the NE Corner of Fractional NE $\frac{1}{4}$ of Section 30.

Section 30, T21N, R14W of the 2nd P.M., Compromise Township. The Special Use Permit includes all of Section 30 except the Northwest Quarter; and, with the exception of a 1.72 acre tract of land located in the SE Corner of the SE $\frac{1}{4}$ of Section 30.

Fractional Section 31, T21N, R11E of the 3rd P.M., Compromise Township. The Special Use Permit includes the North Half of the Fractional Section 31 and the North Half of the Fractional Southwest Quarter of Fractional Section 31 and the East Half of the Southeast Quarter of Fractional Section 31.

Section 31, T21N, R14W of the 2nd P.M., Compromise Township. The Special Use Permit includes the North Half of Section 31 and the Southwest Quarter of the Southeast Quarter of Section 31.

Section 32, T21N, R14W of the 2nd P.M., Compromise Township. The Special Use Permit includes all of Section 32 except three parcels comprising 120 acres in the NW $\frac{1}{4}$ of Section 32; and, except a 4.47 acre parcel lying SE of the C & E. I Railroad in the NE $\frac{1}{4}$ of Section 32.

Section 33, T21N, R14W of the 2nd P.M., Compromise Township. The Special Use Permit includes all of Section 33, with the following exceptions: The Original Town of Dailey; a 2.96 acre tract of land located in the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 33; and, a 5 acre tract of land located in the SE Corner of the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 33.

Section 36, T21N, R10E, Compromise Township. The Special Use Permit includes all of Section 36 except the South Half of the Northwest Quarter of Section 36 and the Southwest Quarter of Section 36 with the exception of a tract of land located in the SE Corner of the SE $\frac{1}{4}$ of Section 36.

PART B OGDEN TOWNSHIP

Fractional Section 6, T20N, R11E of the 3rd P.M., Ogden Township. The Special Use Permit includes all of Fractional Section 6 except the Fractional Northwest Quarter of Fractional Section 6 and except the North Half of the Southwest Fractional Quarter of Fractional Section 6 and except the Northwest Quarter of the Southeast Quarter of Fractional Section 6 and except the West Half of the Northeast Fractional Quarter of Fractional Section 6.

Fractional Section 6, T20N, R14W of the 2nd P.M., Ogden Township. The Special Use Permit includes all of Fractional Section 6, with the following exceptions: a 3 acre tract of land located in the E ½ of Fractional SW ¼ of Fractional Section 6; a 1.97 acre tract of land in the SE Corner of Fractional SW ¼ of Fractional Section 6; and, a .63 acre tract of land in the SE Corner of the SE ¼ of Fractional Section 6.

Fractional Section 5, T20N, R14W of the 2nd P.M., Ogden Township. The Special Use Permit includes all of Fractional Section 5, except a 5.49 acre tract of land located in the W ½ of the Fractional NE ¼ of Fractional Section 5; and except two tracts of land comprising 4.85 acres in the SE Corner of the SE ¼ of Fractional Section 5.

Fractional Section 4, T20N, R14W of the 2nd P.M., Ogden Township. The Special Use Permit includes a 72.8 acre tract of land located in the West Half of the West Half of Fractional Section 4 and an 80 acre tract of land located in the South Half of the Southeast Quarter of Fractional Section 4.

Fractional Section 7, T20N, R14W of the 2nd P.M., Ogden Township. The Special Use Permit includes the Northeast Quarter of Fractional Section 7, except the Southern 16.67 acres in the W ½ of the NE ¼ of Fractional Section 7; and includes a 60 acre tract of land in the East Half of the Southeast Quarter of Fractional Section 7.

Section 8, T20N, R14W of the 2nd P.M., Ogden Township. The Special Use Permit includes all of Section 8 with the exception of 160 acres in the West Half of Section 8 and 60.85 acres in the Southeast Quarter of Section 8.

Section 9, T20N, R14W of the 2nd P.M., Ogden Township. The Special Use Permit includes the Northwest Quarter of Section 9 and the Northeast Quarter of the Southeast Quarter of Section 9 and a 100 acre tract of land in the South Half of the Northeast Quarter and the West Half of the West Half of the Southeast Quarter of Section 9 and the East Half of the Southwest Quarter of Section 9.

Section 16, T20N, R14W of the 2nd P.M., Ogden Township. The Special Use Permit includes an 80 acre tract of land in the East Half of the Northeast Quarter of Section 16.

Champaign
County
Department of

**PLANNING &
ZONING**

Brookens
Administrative Center
1776 E. Washington Street
Urbana, Illinois 61802

(217) 384-3708

To: **Champaign County Board**
From: **John Hall, Zoning Administrator**

Date: **November 8, 2011**

RE: **Proposed County Board Special Use Permit Case 696-S-11
ON REMAND**

Request: **On remand the ZBA Recommends Approval of a request for a Wind Farm Special Use Permit application which consists of 30 Wind Farm Towers (wind turbines) in total with a total nameplate capacity of 48 megawatts (MW) of which 28 Wind Farm Towers with a total nameplate capacity of 44.8 MW are proposed in Compromise Township (Part A) and 2 Wind Farm Towers with a total nameplate capacity of 3.2 MW are proposed in Ogden Township (Part B), and including access roads, wiring, and public road improvements, and including specific waivers of standard conditions.**

Petitioner: **California Ridge Wind Energy LLC and the landowners listed in the attached list of participating landowners**

STATUS

On November 1 the Committee of the Whole remanded this case to the Zoning Board of Appeals (ZBA). At their meeting on November 3, 2011, the ZBA voted to "RECOMMEND APPROVAL" of this proposed wind farm by a vote of 4 to 3.

The new recommendation is based on new evidence (see below) and a revised Finding of Fact (see attached).

Based on the recommendation a Resolution of Approval has been drafted (see attached) but the Board does have other alternatives that are reviewed below.

NEW EVIDENCE

On Remand the ZBA reviewed the following new evidence:

1. **A Revised Draft Reclamation Agreement.** The attached Revised Draft Reclamation Agreement received November 2, 2011, (on the website) includes new paragraphs (7)(a) and (7)(b) that make the Reclamation Agreement a covenant running with the land. This was consistent with the discussion at the November 1, 2011, COW meeting. See items 9.B.(18)(k) and (l) on pages 43 and 44 of the Summary of Evidence.
2. **New evidence regarding noise.** A letter was received November 3, 2011, from Tim Casey, HGR Acoustics Program Manager, the author of the noise study. In the letter Mr. Casey explained that the noise model for the California Ridge project is representative of the residential portion of the larger parcel including the residence itself and it therefore adequately and appropriately represents the entire residential portion of residential lots in the study area. This was also consistent with the discussion at the November 1, 2011, COW meeting. The ZBA eliminated the waiver of standard condition 6.1.4I. See items 9.B.(11)(d)x. (viii) and (ix) on page 28 of the Summary of Evidence.

REVISED FINDING OF FACT AND FINAL DETERMINATION

The ZBA changed Findings of Fact 2.g. (noise) and 2.h. (Reclamation Agreement) also revised Finding of Fact 2 to not be injurious to the district on pages 72 and 73 of the Finding of Fact (see attached). All Findings of Fact are now consistent. The new recommendation is "Recommend Approval".

COUNTY BOARD ALTERNATIVES

The Board has the following alternatives:

- **Motion to Uphold the ZBA Recommendation for Approval of Case 696-S-11.** The attached Draft Resolution of Approval is based upon the ZBA recommendation. Approval of the Special Use Permit will mean that the County Board endorses and adopts the Summary of Evidence, Documents of Record, Finding of Fact, and Final Determination including the required waivers of standard conditions and special conditions of approval.
- **Motion to Deny Case 696-S-11.** If the Board ultimately determines that the proposed Wind Farm should not be approved it may deny the Special Use Permit in a Resolution of Denial. The Resolution of Denial should include some justification for the denial and the justification should be related to at least one of the five Findings of Fact prepared by the ZBA on pages 72 and 73 of the Final Determination (see attached). The justification for denial should also be consistent with the Summary of Evidence and record of the public hearing.
- **Motion to Modify the ZBA Recommendation.** The Board has the authority to remand to the ZBA for any further changes that may be necessary.

A new legal advertisement for the remanded case would reset the deadline for County Board action but at the expense of time (at least a month and a half) and a few thousand dollars for the cost.

ATTACHMENTS

- A Approved-On-Remand Findings of Fact pages 72 and 73 for Case 696-S-11
 - B Draft Resolution of Approval of Case 696-S-11 with List of Participating Landowners and List of Participating Properties
 - *C REVISED Draft Reclamation Agreement received November 2, 2011 with attachments
 - *D Letter dated November 3, 2011, from Tim Casey, HGR Acoustics Program Manager
 - *E As Approved On Remand (Recommend Approval) Summary of Evidence, Finding of Fact, and Final Determination for Case 696-S-11
- *on the meeting website

FINDINGS OF FACT

From the documents of record and the testimony and exhibits received at the public hearing for zoning case 696-S-11 held on **August 25, 2011; September 1, 2011; September 8, 2011; September 29, 2011; October 6, 2011; October 13, 2011; October 20, 2011; and November 3, 2011**, the Zoning Board of Appeals of Champaign County finds that:

1. The requested Special Use Permit **SUBJECT TO THE SPECIAL CONDITIONS IMPOSED HEREIN IS** necessary for the public convenience at this location because **it is advantageous to have the wind energy project at this specific location where the wind resource has been found appropriate for the use and the wind resource and the existing electrical grid are favorable for this wind farm project.**
2. The requested Special Use Permit **SUBJECT TO THE SPECIAL CONDITIONS IMPOSED HEREIN** is so designed, located, and proposed to be operated so that it **WILL NOT** be injurious to the district in which it shall be located or otherwise detrimental to the public health, safety, and welfare because:
 - a. The street has **ADEQUATE** traffic capacity and the entrance location has **ADEQUATE** visibility.
 - b. Emergency services availability are **ADEQUATE**.
 - c. The Special Use will be designed to **CONFORM** to all relevant County ordinances and codes.
 - d. The Special Use **WILL** be compatible with adjacent uses.
 - e. Surface and subsurface drainage will be **ADEQUATE**.
 - f. Public safety will be **ADEQUATE**.
 - g. **Noise impacts will NOT BE INJURIOUS to the District because the petitioner HAS clarified questions of compliance with the Illinois Pollution Control Board standards regarding THE NOISE STANDARD ANYWHERE WITHIN THE RECEIVING CLASS A (RESIDENTIAL) PROPERTY and BECAUSE CHAMPAIGN COUNTY SHALL ENFORCE THE ILLINOIS POLLUTION CONTROL BOARD NOISE REGULATIONS AS AUTHORIZED IN THE CHAMPAIGN COUNTY ZONING ORDINANCE INCLUDING ANY VIOLATION THAT IS FOUND TO BE CONSISTENT WITH THE NOISE STUDY INCLUDED IN THE PETITIONER'S APPLICATION.**

FINDINGS OF FACT (continued)

- h. The Reclamation Agreement provides ADEQUATE assurance for decommissioning the wind farm, EVEN THOUGH THERE IS SOME SLIGHT possibility that lien holder's collateral position could result in the County having to pay out of pocket to complete the decommissioning, BECAUSE THE AMOUNT OF FINANCIAL ASSURANCE BEING PROVIDED SHOULD BE ADEQUATE FOR ANY LIKELY CONDITION.**
- 3a. The requested Special Use Permit **SUBJECT TO THE SPECIAL CONDITIONS IMPOSED HEREIN DOES** conform to the applicable regulations and standards of the DISTRICT in which it is located.
- 3b. The requested Special Use Permit **SUBJECT TO THE SPECIAL CONDITIONS IMPOSED HEREIN DOES** preserve the essential character of the DISTRICT in which it is located because:

 - a. The Special Use will be designed to **CONFORM** to all relevant County ordinances and codes.
 - b. The Special Use **WILL** be compatible with adjacent uses.
 - c. Public safety will be **ADEQUATE**.
- 4. The requested Special Use Permit **SUBJECT TO THE SPECIAL CONDITIONS IMPOSED HEREIN IS** in harmony with the general purpose and intent of the Ordinance because:

 - a. The Special Use is authorized in the District.
 - b. The requested Special Use Permit **IS** necessary for the public convenience at this location.
 - c. The requested Special Use Permit **SUBJECT TO THE SPECIAL CONDITIONS IMPOSED HEREIN** is so designed, located, and proposed to be operated so that it **WILL NOT** be injurious to the district in which it shall be located or otherwise detrimental to the public health, safety, and welfare.
 - d. The requested Special Use Permit **SUBJECT TO THE SPECIAL CONDITIONS IMPOSED HEREIN DOES** preserve the essential character of the DISTRICT in which it is located.
- 5. The requested Special Use **IS NOT** an existing nonconforming use.
- 6. Regarding necessary waivers of standard conditions:

 - A. Regarding the requested waiver of the standard condition **6.1.4 D. 1 (a) that requires certificates of design compliance from Underwriters Laboratories ("UL") or equivalent third party:**
 - (1) The waiver **SUBJECT TO THE PROPOSED SPECIAL CONDITION IS** in accordance with the general purpose and intent of the Zoning Ordinance and **WILL NOT** be injurious to the neighborhood or to the public health, safety, and welfare because the certificate of design compliance is not the only certification of structural integrity but is related to product safety that is an operational concern rather than a structural concern and an additional structural certification will be required before the permit is approved.

RESOLUTION NO. 7965

RESOLUTION AUTHORIZING THE COUNTY BOARD CHAIR
TO SIGN A ROAD USE AGREEMENT
WITH THE CALIFORNIA RIDGE WIND ENERGY LLC

WHEREAS, Champaign County and California Ridge Wind energy LLC are desirous to enter into a Road Use Agreement for the construction of approximately 30 Turbines in Champaign County;

NOW, THEREFORE, BE IT RESOLVED, That the County Board of Champaign County authorizes the County Board Chair to enter into a Road Use Agreement with California Ridge Wind Energy LLC.

PRESENTED, ADOPTED, APPROVED AND RECORDED This 17th day of November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk and
ex-Officio Clerk of the County Board

Prepared by: Jeff Blue
County Engineer

COMMITTEE OF THE WHOLE – JUSTICE, FINANCE & POLICY
Summary of Action taken at 11/08/11 Meeting

<u>Item</u>	<u>Action Taken</u>
2. <u>Roll Call</u>	25 Board members were present establishing a quorum.
3. <u>Approval of Minutes –</u> October 11, 2011 Committee of the Whole October 17, 2011 County Administrator Salary Negotiation Minutes	Approved Approved
4. <u>Approval of Agenda/Addenda</u>	Approved
5. <u>Public Participation</u>	Steve Burgess, Clinton Popetz, & Charles Leach spoke in support of Resolution to support naming the Federal Courthouse in honor of James R. Burgess Jr.
6. <u>Communications</u>	Martin Luther King, Jr. Award Nominations due November 10, 2011
7. <u>JUSTICE & SOCIAL SERVICES</u>	
A. Monthly Reports	Animal Control- September 2011; Emergency Management Agency-October 2011; Head Start-October 2011; & Probation & Court Services-September 2011 Reports, received and placed on file.
B. Other Business	None
C. Chair’s Report	Richards updated members on the activities of the Citizens Advisory Committee on Jury Selection
D. Designation of Items to be placed on the County Board Consent Agenda	There were no items for the Consent Agenda.
8. <u>FINANCE</u>	
A. <u>Regional Planning Commission</u>	
1. Request Approval of an Ordinance Authorizing the Execution and Delivery of an Intergovernmental Cooperation Agreement for the Assist 2011 Homebuyer Assistance Program	<i>*RECOMMEND TO THE COUNTY BOARD APPROVAL of an Ordinance Authorizing the Execution and Delivery of an Intergovernmental Cooperation Agreement for the Assist 2011 Homebuyer Assistance Program</i>

****Denotes Consent Agenda Item***

B. Budget Amendments/Transfers

Budget Transfers 11-000-14,11-00015, 11-00016,
11-00017 & Budget Amendment 11-00057

****RECOMMEND TO THE COUNTY
BOARD APPROVAL of Budget Transfers
11-000-14,11-00015, 11-00016, 11-00017 &
Budget Amendment 11-00057***

C. Nursing Home

1. Approval of Issuance of Tax Anticipation Warrants
for the Champaign County Nursing Home

**RECOMMEND TO THE COUNTY
BOARD APPROVAL of Issuance of Tax
Anticipation Warrants for the Champaign
County Nursing Home**

2. Approval of Issuance of Revenue Anticipation Notes
for the Champaign County Nursing Home

**RECOMMEND TO THE COUNTY
BOARD APPROVAL of Issuance of
Revenue Anticipation Notes for the
Champaign County Nursing Home**

D. County Administrator

1. General Corporate Fund FY2011 Budget Projection
Report

Received & placed on file.

2. General Corporate Fund Budget Change Report

Received & placed on file.

3. Harris & Harris Monthly Report

Received & placed on file.

4. Resolution Authorizing Renewal of a Loan from the
General Corporate Fund to Nursing Home

**RECOMMEND TO THE COUNTY
BOARD APPROVAL Resolution
Authorizing Renewal of a Loan from the
General Corporate Fund to Nursing Home**

5. FY2012 Annual Budget and Appropriation
Ordinance

**RECOMMEND TO THE COUNTY
BOARD APPROVAL of FY2012 Annual
Budget and Appropriation Ordinance**

6. FY2012 Annual Tax Levy Ordinance

**RECOMMEND TO THE COUNTY
BOARD APPROVAL of FY2012 Annual
Tax Levy Ordinance**

7. Approval of Recommendation to the County Board
for Amendment to Schedule of Authorized Positions

****RECOMMEND TO THE COUNTY
BOARD APPROVAL of Amendment to
Schedule of Authorized Positions***

E. Animal Control

1. Approval of Intergovernmental Agreement with the
Village of Ogden for Animal Control Services

****RECOMMEND TO THE COUNTY
BOARD APPROVAL of Intergovernmental
Agreement with the Village of Ogden for
Animal Control Services***

- F. Auditor
Monthly Report – October 2011 & Purchases Not Following the Purchasing Policy Received & placed on file.
- G. Treasurer
Monthly Report – October 2011 Received & placed on file.
- H. Other Business
Approval of Amendment to County Administrator Contract **RECOMMEND TO THE COUNTY BOARD APPROVAL of Amendment to County Administrator Contract**
- I. Chair’s Report None
- J. Designation of Items to be Placed on County Board Consent Agenda Items A1, B1-5, D7, & E1 Designated for the Consent Agenda
- 9. POLICY, PERSONNEL, & APPOINTMENTS**
- A. Appointments/Reappointments
1. Sangamon Valley Water District ***RECOMMEND APPROVAL TO THE COUNTY BOARD of Appointment of Frank Howard to the Sangamon Valley Water District**
2. Dewey Community Public Water District ***RECOMMEND APPROVAL TO THE COUNTY BOARD of Appointment of Jason Zahnd to the Dewey Community Public Water District**
3. Public Aid Appeals Committee ***RECOMMEND APPROVAL TO THE COUNTY BOARD of Appointment of Bernie Magsamen and Pamela Borowski to the Public Aid Appeals Committee**
4. Nursing Home Board of Directors – 3 Vacancies
Term: December 1, 2011 - November 30, 2013
Applicants: Peter Czajkowski, Catherine Emanuel, LaShunda Hambrick ***RECOMMEND APPROVAL TO THE COUNTY BOARD of Appointment of Peter Czajkowski, Catherine Emanuel, & LaShunda Hambrick to the Nursing Home Board of Directors**

**Denotes Consent Agenda Item*

5. Senior Services Advisory Board
Term: December 1, 2011 – November 30, 2013
***RECOMMEND APPROVAL TO THE COUNTY BOARD of Appointment of Cynthia D. Bell, Jimmey Kaiser, & Jane Nathan to the Senior Services Advisory Board**
6. Senior Services Advisory Board - Term: December 1, 2011 – November 30, 2014
***RECOMMEND APPROVAL TO THE COUNTY BOARD of Appointment of Sherry Gordon & Hal Loebach to the Senior Services Advisory Board**
- B. County Administrator
1. Vacant Positions Listing
For Information Only.
2. Recommendation for the County Board 2012 Calendar of Meetings
***RECOMMEND APPROVAL TO THE COUNTY BOARD of County Board 2012 Calendar of Meetings**
3. 2012 Holiday Calendar
For Information Only
4. Recommendation for Amendment to Personnel Policy
***RECOMMEND APPROVAL TO THE COUNTY BOARD of Amendment to Personnel Policy**
5. Recommendation for Amendment to Purchasing Policy
***RECOMMEND APPROVAL TO THE COUNTY BOARD of Amendment to Purchasing Policy**
6. Approval of FY2012 Property/Liability/Workers Compensation Insurance Renewals
***RECOMMEND APPROVAL TO THE COUNTY BOARD of FY2012 Property/Liability/Workers Compensation Insurance Renewals**
- C. County Clerk - October 2011 Fees Report
Received & placed on file
- D. Other Business
1. Procedural Recommendation for Semi-Annual Review of Closed Session Minutes
***RECOMMEND APPROVAL TO THE COUNTY BOARD of Procedural Policy for Semi-Annual Review of Closed Session Minutes**
2. Resolution in Support of Naming the Federal Courthouse in Urbana in Honor of James R. Burgess, Jr.
RECOMMEND APPROVAL TO THE COUNTY BOARD of Resolution in Support of Naming the Federal Courthouse in Honor of James R. Burgess, Jr.

***Denotes Consent Agenda Item**

- | | |
|--|---|
| 3. Approval of an Intergovernmental Agreement Concerning the Provision and Administration of METCAD By and Between the City of Champaign, the City of Urbana, Champaign County, and the University of Illinois | *RECOMMEND APPROVAL TO THE COUNTY BOARD of an Intergovernmental Agreement Concerning the Provision and Administration of METCAD By and Between the City of Champaign, the City of Urbana, Champaign County, and the University of Illinois |
| 4. Approval of an Intergovernmental Agreement Regarding the Clinton Landfill Permit | No Action Taken - Removed from Agenda |
| E. Chair's Report | |
| 1. Discussion Regarding County Board Committee Structure | No Action Taken - Removed from Agenda |
| F Designation of Items to be placed on the Consent Agenda | Items A1-6, B2, B4, B5, B6, D1, & D3 were Designated for the Consent Agenda. |
| X. <u>Other Business</u> | |
| A. Approval of County Administrator Salary Negotiation Committee Closed Session Minutes – October 17, 2011 | Approved |
| XI. Adjourn | Meeting Adjourned at 7:23 p.m. |

RESOLUTION NO. 7967

**A RESOLUTION AUTHORIZING THE ISSUANCE OF TAX
ANTICIPATION WARRANTS OF THE COUNTY OF CHAMPAIGN,
ILLINOIS, AND PROVIDING THE DETAILS OF SUCH WARRANTS,
AND RELATED MATTERS**

WHEREAS, the County Board (the “**Corporate Authorities**”) of The County of Champaign, Illinois (the “**Issuer**”), is a non-home rule unit under the provisions of Section 7 (Counties and Municipalities Other Than Home Rule Units) of Article VII (Local Government) of the Constitution of the State of Illinois, as supplemented and amended, including by the Counties Code, the Warrants and Jurors Certificates Act, the Registered Bond Act, the Bond Replacement Act, the Bond Authorization Act and the Local Government Debt Reform Act (collectively, the “**Act**”); and

WHEREAS, pursuant to a tax levy proceedings adopted November 17, 2011 (as supplemented, the “**Tax Levy Proceedings**”), to be filed in the Champaign County tax extension records, the Issuer levied taxes for the tax year 2011, to be extended, collected, billed and received in 2012 (to the extent not yet received by the Issuer, the “**Taxes**”); and

WHEREAS, it is imminent that there will be insufficient funds from time to time in the Issuer's general fund to pay general county operating expenses and liabilities; and

WHEREAS, pursuant to and in accordance with the Act and this resolution, the Issuer is authorized to issue its Tax Anticipation Warrants, and further designated Series 2011a, Series 2011b, etc., as the case may be, at one time or from time to time, up to the aggregate principal amount of \$878,417 (the “**Warrants**”) for the purpose of anticipating the receipt of one or more of the installments of Taxes, in order that the Issuer have operating funds and to pay costs of issuance of the Warrants; and

WHEREAS, pursuant to arrangements to be made from time to time on behalf of the Issuer, one or more banks or other financial institutions (including assigns and otherwise as specified in an Authenticating Order, as applicable, the “**Purchaser**”), are to purchase the Warrants; and

WHEREAS, for convenience of reference only this resolution is divided into numbered sections with headings, which shall not define or limit the provisions hereof, as follows:

	<u>Page</u>
Preambles	1
Section 1. Authority and Purpose	2
Section 2. Authorization and Terms of Warrants	2
Section 3. Sale and Delivery	3
Section 4. Execution and Authentication.....	4

Section 5. Transfer, Exchange and Registration..... 4
 Section 6. Registrar and Paying Agent 5
 Section 7. Direct Obligations 6
 Section 8. Form of Warrants 6
 Section 9. Tax Covenant 11
 Section 10. Debt Service Fund..... 11
 Section 11. Proceeds Fund..... 11
 Section 12. Arbitrage Rebate 11
 Section 13. Investment Regulations..... 11
 Section 14. Non-Arbitrage and Tax-Exemption 12
 Section 15. Bank Qualified 16
 Section 16. Contract and Severability..... 16
 Section 17. Conflict and Repeal..... 16
 Section 18. Effective Date 16

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF THE COUNTY OF CHAMPAIGN, ILLINOIS, as follows:

Section 1. Authority and Purpose. This resolution is adopted pursuant to the Act for the purpose of anticipating receipts of the Taxes for the payment of general operating expenses and liabilities and costs of issuance of the Warrants. Proceeds of the Warrants are hereby confirmed as appropriated for the same purposes to which the Taxes were to be applied.

Section 2. Authorization and Terms of Warrants. For the purposes described above in Section 1, there is hereby provided the sum of up to \$878,417, to be derived from proceeds of the Warrants. For the purpose of financing such appropriation, Warrants of the Issuer shall be issued and sold, at one time or from time to time, as funds in respect thereof are needed, in an aggregate principal amount of up to \$878,417, shall each be designated “**Tax Anticipation Warrant**”, and further designated “**Series 2011a**”, “**Series 2011b**”, etc., as the case may be, and shall be issuable in the denominations of \$500 each or any authorized integral multiple thereof. The Warrants shall be numbered consecutively from 1 upwards in order of their issuance and may bear such identifying numbers or letters as shall be useful to facilitate the registration, transfer and exchange of the Warrants. Unless otherwise determined in an order to authenticate the Warrants, not inconsistent herewith, each Warrant shall be dated as of the date of issuance thereof. The Warrants shall mature on a date within 60 days of the anticipated date of receipt of the applicable installment of nursing home Taxes, and in the aggregate principal amount of not to exceed \$878,417 and shall bear interest at the rate or rates percent per annum not to exceed 4.0%, as shall be specified in an applicable Authenticating Order, presently expected to be 1.12% with Commerce Bank, Champaign, Illinois as registered owner, registrar and paying agent, with one Warrant of \$439,208.50 due July 16, 2012 and the second Warrant of \$439,208.50 due September 28, 2012.

Each Warrant shall bear interest from its dated date, computed on the basis of a 360-day year consisting of twelve 30-day months, and payable in lawful money of the United States of America at maturity, or earlier redemption, as the case may be, at the rate or rates per annum above set forth. The principal of and premium, if any, on the Warrants shall be payable

in lawful money of the United States of America upon presentation and surrender thereof at the designated financial institution (or officer of the Issuer, as the case may be) as Paying Agent for the Warrants (including its successors, the **"Paying Agent"**). Interest on the Warrants shall be payable on each interest payment date to the registered owners of record appearing on the registration books maintained by the designated financial institution (or officer of the Issuer, as the case may be) as Registrar on behalf of the Issuer for such purpose (including its successors, the **"Registrar"**), at the designated office of the Registrar as of the close of business on the fifth (5th) business day next preceding the payment date. Interest on the Warrants shall be paid by check or draft mailed to such registered owners at their addresses appearing on the registration books therefor. The Registrar shall not be required to transfer or exchange any Warrant during a period commencing the fifth (5th) day next preceding the payment date and ending on such payment date. With notice to the Registrar 15 days before the designated redemption date (or lesser notice acceptable to the Registrar), the Warrants shall be subject to redemption prior to maturity, from Taxes if, as and when received, at the times, in the manner, with the notice and with the effect set forth in the form of the Warrants in Section 8 below.

Although the Warrants are authorized to mature and to bear interest at the rate or rates per annum, as set forth above, and have such other terms as herein provided, and Warrants are nevertheless hereby authorized: to have a series designation, to have specified Purchasers, to mature in the specified principal amounts (not exceeding the aggregate the principal amount set forth above) and to bear interest at such other rate or rates, and have maturity or due dates, have paying agents and registrars or other fiscal agents, be subject to redemption and have such other terms and provisions as either (i) the County Board Chairman shall certify in an Authenticating Order at the time of delivery of the Warrants and payment therefor (with respect to which the term **"Authenticating Order"** shall mean, if at all and as executed and delivered, at one time or from time to time, one or more certificates as applicable to each series or to a particular draw or draws on the Warrants authorized under this resolution, signed by the County Board Chairman, and attested by the County Clerk and countersigned by the County Treasurer, under the Issuer's seal, setting forth and specifying details of the Warrants, including but not limited to series designation, payment dates, other than as set forth above, interest rate or rates (but not to exceed 5.0%), interest and principal payment dates, aggregate principal amount (but not to exceed the aggregate principal amount or the rate set forth above), the principal and interest coming due in any applicable payment period, the issuance of a Warrant instrument in installment form in lieu of serial form or in serial form in lieu of installment form, as the case may be, optional and mandatory prepayment and redemption provisions, designation of a Paying Agent and/or Registrar, designation of a Warrant Purchaser or Purchasers or credit facility, sale price, and investment restrictions, not otherwise inconsistent with this resolution, and full authority is hereby given to the County Board Chairman to certify and specify such terms, without any further action by the Corporate Authorities than this resolution), or (ii) the Corporate Authorities in supplemental proceedings shall approve, in either case other than as specifically set forth in this resolution. All signatures of the officers on Warrants may be manual or facsimile signatures.

Section 3. Sale and Delivery. All acts and things done by officers of the Issuer in connection with the sale of the Warrants shall be and they are hereby in all respects ratified, confirmed and approved. Sales of the Warrants to Purchasers, at one time or from time to time, shall be and are hereby authorized and approved.

The County Board Chairman, County Clerk, County Treasurer, Co-Administrators and other officials of the Issuer are hereby authorized and directed to do and perform, or cause to be done or performed, for or on behalf of the Issuer each and every thing necessary for the issuance of the Warrants, including the due and proper execution, delivery and performance of this resolution and all related and incidental agreements, certificates, receipts and opinions, upon payment of the full purchase price of the Warrants, an amount equal to not less than 98% of par, plus accrued interest, if any.

Section 4. Execution and Authentication. Each Warrant shall be executed in the name of the Issuer by the manual or authorized facsimile signature of its County Board Chairman and the corporate seal of the Issuer, or a facsimile thereof, shall be thereunto affixed or otherwise reproduced thereon, attested by the manual or authorized facsimile signature of its County Clerk, and countersigned by the County Treasurer.

In case any officer whose signature, or a facsimile of whose signature, shall appear on any Warrant shall cease to hold such office before the issuance of such Warrant, such Warrant shall nevertheless be valid and sufficient for all purposes, the same as if the person whose signature, or a facsimile thereof, appears on such Warrant had not ceased to hold such office. Any Warrant may be signed, sealed or attested on behalf of the Issuer by any person who, on the date of such act, shall hold the proper office, notwithstanding that at the date of such Warrant such person may not hold such office. No recourse shall be had for the payment of any Warrants against the County Board Chairman, the County Clerk, the County Treasurer or any member of the County Board or any officer or employee of the Issuer (past, present or future) who executes the Warrants, or on any other basis.

Each Warrant shall bear thereon a certificate of authentication executed manually by the Registrar. No Warrant shall be entitled to any right or benefit under this resolution or shall be valid or obligatory of any purpose until such certificate of authentication shall have been duly executed by the Registrar. Such certificate of authentication shall have been duly executed by the Registrar by manual signature, and such certificate of authentication upon any such Warrant shall be conclusive evidence that such Warrant has been authenticated and delivered under this resolution. The certificate of authentication on any Warrant shall be deemed to have been executed by the Registrar if signed by an authorized officer of the Registrar, but it shall not be necessary that the same officer sign the certificate of authentication on all of the Warrants issued hereunder.

Section 5. Transfer, Exchange and Registration. The Warrants shall be negotiable, subject to the provisions for registration of transfer contained herein. Each Warrant shall be transferable only upon the registration books maintained by the Registrar on behalf of the Issuer for that purpose at the designated office of the Registrar by the registered owner thereof in person or by such registered owner's attorney duly authorized in writing, upon surrender thereof together with a written instrument of transfer satisfactory to the Registrar and duly executed by the registered owner or such registered owner's duly authorized attorney. Upon the surrender for transfer of any such Warrant, the Issuer shall execute and the Registrar shall authenticate and deliver a new Warrant or Warrants registered in the name of the transferee, of

the same aggregate principal amount, maturity and interest rate as the surrendered Warrant. Warrants, upon surrender thereof at the principal office of the Registrar, with a written instrument satisfactory to the Registrar, duly executed by the registered owner or such registered owner's attorney duly authorized in writing, may be exchanged for an equal aggregate principal amount of Warrants of the same maturity and interest rate and of the denominations of \$500 each or any authorized integral multiple thereof, less previous retirements.

For every such exchange or registration of transfer of Warrants, the Issuer or the Registrar may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer. No other charge shall be made for the privilege of making such transfer or exchange. The provisions of the Bond Replacement Act shall govern the replacement of lost, destroyed or defaced Warrants.

The Issuer, the Registrar and the Paying Agent may deem and treat the person in whose name any Warrant shall be registered upon the registration books as the absolute owner of such Warrant, whether such Warrant shall be overdue or not, for the purpose of receiving payment of, or on account of, the principal of, premium, if any, or interest thereon and for all other purposes whatsoever, and all such payments so made to any such registered owner or upon such registered owner's order shall be valid and effectual to satisfy and discharge the liability upon such Warrant to the extent of the sum or sums so paid, and neither the Issuer nor the Registrar or the Paying Agent shall be affected by any notice to the contrary.

Section 6. Registrar and Paying Agent. The Issuer covenants that it shall at all times retain a Registrar and Paying Agent with respect to the Warrants and shall cause to be maintained at the office of the Registrar a place where Warrants may be presented for registration of transfer or exchange, that it will maintain at the designated office of the Paying Agent a place where Warrants may be presented for payment, that it shall require that the Registrar maintain proper registration books and that it shall require the Registrar and Paying Agent to perform the other duties and obligations imposed upon them by this resolution in a manner consistent with the standards, customs and practices concerning local government securities. The Issuer may enter into appropriate agreements with the Registrar and Paying Agent in connection with the foregoing, including as follows:

- (a) to act as Registrar, authenticating agent, Paying Agent and transfer agent as provided herein;
- (b) to maintain a list of registered owners of the Warrants as set forth herein and to furnish such list to the Issuer upon request, but otherwise to keep such list confidential;
- (c) to cancel and/or destroy Warrants which have been paid at maturity or submitted for exchange or transfer;
- (d) to furnish the Issuer a certificate with respect to Warrants cancelled and/or destroyed;

(e) to give notices of call for redemption; and

(f) to furnish the Issuer a confirmation statement of Warrants paid, Warrants outstanding and payments made with respect to interest on the Warrants.

In any event, (a) - (f) above shall apply to the Registrar and Paying Agent.

The Registrar and Paying Agent shall signify their acceptances of the duties and obligations imposed upon them by this resolution. The Registrar by executing the certificate of authentication on any Warrant shall be deemed to have certified to the Issuer that it has all requisite power to accept, and has accepted, including as Paying Agent in the case of Commerce Bank, as the case may be, such duties and obligations not only with respect to the Warrant so authenticated but with respect to all of the Warrants. The Registrar and Paying Agent are the agents of the Issuer for such purposes and shall not be liable in connection with the performance of their respective duties, except for their own negligence or default. The Registrar shall, however, be responsible for any representation in its certificate of authentication on the Warrants.

The Issuer may remove the Registrar or Paying Agent at any time. In case at any time the Registrar or Paying Agent shall resign or shall be removed or shall become incapable of acting, or shall be adjudged a bankrupt or insolvent, or if a receiver, liquidator or conservator of the Registrar, or of its property, shall be appointed, or if any public officer shall take charge or control of the Registrar or Paying Agent or of their respective properties or affairs, the Issuer covenants and agrees that it will thereupon appoint a successor Registrar or Paying Agent, as the case may be. The Issuer shall mail or cause to be mailed notice of any such appointment made by it to each registered owner of Warrants within ten (10) days after such appointment. Any Registrar or Paying Agent appointed under the provisions of this Section 6 shall be a bank, trust company, national banking association or other qualified professional with respect to such matters, maintaining a principal office in the State of Illinois.

Section 7. Direct Obligations. The Taxes and the full faith and credit of the Issuer are hereby irrevocably pledged to the punctual payment when due of the principal of and interest on the Warrants. The Warrants shall be direct obligations of the Issuer, provided that the Issuer shall not be obligated to separately levy ad valorem taxes (other than the Taxes) for the payment of the Warrants and the interest thereon.

Section 8. Form of Warrants. Subject to a Purchaser accepting typewritten Warrants, the Warrants shall be issued in fully registered form conforming to the industry customs and practices of printing, including part on the front and part on the reverse of the certificates, as appropriate, the blanks to be appropriately completed when the Warrants are delivered; and the Warrants shall be prepared in compliance with the National Standard Specifications for Fully Registered Municipal Securities prepared by the American National Standards Institute and, with appropriate insertions and modifications, shall be in substantially the form, as follows (The Warrants of each series shall be conformed to an applicable Authenticating Order.):

**UNITED STATES OF AMERICA
STATE OF ILLINOIS
THE COUNTY OF CHAMPAIGN
TAX ANTICIPATION WARRANT
SERIES 2011__**

REGISTERED NO. _____

REGISTERED \$ _____

INTEREST RATE:

MATURITY DATE:

DATED DATE:

Registered Owner:

Principal Amount:

KNOW ALL BY THESE PRESENTS that The County of Champaign, a unit of local government of the State of Illinois (the **“Issuer”**), acknowledges itself indebted and for value received hereby promises to pay to the Registered Owner identified above, or registered assigns, the Principal Amount set forth above on the Maturity Date specified above, and to pay interest on such Principal Amount from the Dated Date hereof, at the Interest Rate per annum set forth above, computed on the basis of a 360-day year consisting of twelve 30-day months and payable in lawful money of the United States of America at maturity or earlier redemption, as the case may be, and until the Principal Amount hereof shall have been paid, by check or draft mailed to the Registered Owner of record hereof as of the fifth (5th) business day next preceding such payment date, at the address of such Registered Owner appearing on the registration books maintained for such purpose by Commerce Bank, through its [designated corporate trust office in Champaign, Illinois, as Registrar (including its successors, the **“Registrar”**)]. This Warrant, as to principal and premium, if any, when due, will be payable in lawful money of the United States of America upon presentation and surrender of this Warrant at Commerce Bank, through its designated payment office in Champaign, Illinois, as Paying Agent (including its successors, the **“Paying Agent”**).

Pursuant to a duly enacted proceedings adopted November __, 2011, the Issuer levied taxes for the nursing home for the tax levy year 2011, to be billed, extended, collected and received in 2012 (to the extent not yet received by the Issuer, the **“Taxes”**), the _____ installment of which Taxes are hereby pledged to the payment when due of the principal of and interest on the Warrants. In addition, pursuant to Section 14 of the Local Government Debt Reform Act, the full faith and credit of the Issuer, but excluding any separate and specific levy of general taxes therefor, are irrevocably pledged for the punctual payment when due of the principal of and interest on this Warrant according to its terms.

This Warrant is one of a series of Warrants (Series 2011_) issued in the aggregate principal amount of \$_____, which are all of like tenor, and which are authorized and issued under and pursuant to the Constitution and laws of the State of Illinois and pursuant to and in accordance with an authorizing resolution adopted by the County Board of the Issuer on _____, 2011, and entitled: **“A Resolution Authorizing the Issuance of Tax Anticipation Warrants of The County of Champaign, Illinois, and Providing the Details of Such Warrants, and**

Related Matters.” The Warrants are issued under the Constitution and laws of the State of Illinois, including the Warrants and Jurors Certificates Act and Section 14 of the Local Government Debt Reform Act, to anticipate the Taxes not yet received by the Issuer to assure that the Issuer will have funds to pay operating expenses and liabilities.

The Warrants are subject to redemption prior to maturity at the option of the Issuer as a whole or in part at any time (with notice as herein provided) in integral multiples of \$500 (to be selected by the Registrar in such manner as it shall deem fair and appropriate in the case of partial redemption of the Warrants) at a redemption price equal to the principal amount to be so redeemed plus accrued interest to the redemption date.

In the event of the redemption of less than all the Warrants, the aggregate principal amount thereof to be redeemed shall be \$500 each or an integral multiple thereof, and the Registrar shall assign to each Warrant of such maturity a distinctive number for each \$500 principal amount of the Warrants and shall select by lot from the numbers so assigned as many numbers as, at \$500 for each number, shall equal the principal amount of such Warrants to be redeemed. The Warrants or parts thereof to be redeemed shall be those to which were assigned numbers so selected; provided that only so much of the principal amount of each Warrant shall be redeemed as shall equal \$500 for each number assigned to it and so selected.

Notice of the redemption of Warrants will be mailed not less than five (5) business days prior to the date fixed for such redemption to the registered owners of Warrants to be redeemed at their last addresses appearing on the registration books therefor. The Registered Owner of this Warrant may waive such notice, presentment for payment and payment thereof being conclusive of such a waiver. The Warrants or portions thereof specified in such notice shall become due and payable at the applicable redemption price on the redemption date therein designated, and if, on the redemption date, moneys for payment of the redemption price of all the Warrants or portions thereof to be redeemed, together with interest to the redemption date, shall be available for such payment on such redemption date, and if notice of redemption shall have been mailed as herein set forth (and notwithstanding any defect therein or the lack of actual receipt thereof by any registered owner), then from and after the redemption date interest on such Warrants or portions thereof shall cease to accrue and become payable. All notices of redemption shall state the redemption date, the redemption price, if less than all outstanding Warrants are to be redeemed, the identification (and, in the case of partial redemption, the respective principal amounts in integral multiples of \$500) of the Warrants to be redeemed, that on the redemption date the redemption price will become due and payable upon each such Warrant or portion thereof called for redemption and, upon the deposit of funds therefor with the Paying Agent, that interest thereon shall cease to accrue from and after such redemption date, and the place where such Warrants are to be surrendered for payment of the redemption price, which place of payment shall be the principal [corporate trust] office of the Paying Agent in Champaign, Illinois.

This Warrant is transferable only upon the registration books therefor by the Registered Owner hereof in person, or by such Registered Owner's attorney duly authorized in writing, upon surrender hereof at the office of the Registrar in Champaign, Illinois, together with a written instrument of transfer satisfactory to the Registrar duly executed by the Registered

Owner or by such Registered Owner's duly authorized attorney, and thereupon a new registered Warrant or Warrants, in the authorized denominations of \$500 or any authorized integral multiple thereof and of the same aggregate principal amount as this Warrant, shall be issued to the transferee in exchange therefor. In like manner, this Warrant may be exchanged for an equal aggregate principal amount of Warrants of any authorized denomination. The Registrar shall not be required to exchange or transfer any Warrant during the period from the fifth (5th) business day preceding the payment date to such payment date. The Issuer or the Registrar may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to the transfer or exchange of this Warrant. No other charge shall be made for the privilege of making such transfer or exchange. The Issuer, the Registrar and the Paying Agent may treat and consider the person in whose name this Warrant is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal, premium, if any, and interest due hereon and for all other purposes whatsoever, and all such payments so made to such Registered Owner or upon such Registered Owner's order shall be valid and effectual to satisfy and discharge the liability upon this Warrant to the extent of the sum or sums so paid, and neither the Issuer nor the Registrar or the Paying Agent shall be affected by any notice to the contrary.

No recourse shall be had for the payment of any Warrants against the County Board Chairman, the County Clerk, the County Treasurer, any member of the County Board or any other officer or employee of the Issuer (past, present or future) who executes any Warrants, or on any other basis.

The Issuer may remove the Registrar or Paying Agent at any time and for any reason and appoint a successor.

This Warrant shall not be valid or become obligatory for any purpose until the certificate of authentication hereon shall have been duly executed by the Registrar.

[The Issuer has designated the Warrants as “**qualified tax-exempt obligations**” under Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.]

It is hereby certified, recited and declared that all acts, conditions and things required to be done, exist and be performed precedent to and in the issuance of this Warrant in order to make it a legal, valid and binding obligation of the Issuer have been done, exist and have been performed in regular and due time, form and manner as required by law, and that the series of Warrants of which this Warrant is one, together with all other indebtedness of the Issuer, is within every debt or other limit prescribed by law.

IN WITNESS WHEREOF, The County of Champaign, Illinois, by its County Board has caused this Warrant to be executed in its name and on its behalf by the manual or facsimile signature of its County Board Chairman, and its corporate seal, or a facsimile thereof, to be hereunto affixed or otherwise reproduced hereon, attested by the manual or facsimile signature of its County Clerk, and countersigned by the manual or facsimile signature of its County Treasurer, all as of the Dated Date set forth above.

**THE COUNTY OF CHAMPAIGN,
ILLINOIS**

(SEAL)

Attest:

County Board Chairman

County Clerk

Counter Signed:

County Treasurer

CERTIFICATE OF AUTHENTICATION

Dated: _____

This is one of the Tax Anticipation Warrants, Series 2011_, described in the within mentioned resolution.

COMMERCE BANK,
Champaign, Illinois, as Registrar

By _____
Authorized Signer

**Registrar and
Paying Agent:** Commerce Bank
Champaign, Illinois

ASSIGNMENT

For value received the undersigned sells, assigns and transfers unto _____ [Name,

Address and Social Security Number or FEIN of Assignee]
the within Warrant and hereby irrevocably constitutes and appoints _____

attorney to transfer the within Warrant on the books kept
for registration thereof, with full power of substitution in the premises.

Dated _____

Signature

Signature Guarantee:

Notice: The signature on this assignment must correspond with the name of the Registered Owner as it appears upon the face of the within Warrant in every particular, without alteration or enlargement or any change whatever.

Section 9. Tax Covenant. The Issuer covenants and agrees with the registered owners of the Warrants that so long as any of the Warrants remain outstanding, and unless and to the extent funds are then on deposit in the Debt Service Fund, established or continued in Section 10 below, the Issuer will take no action or fail to take any action which in any way would adversely affect the ability of the Issuer to levy, collect, receive and apply the Taxes as contemplated by this resolution, and the Issuer and its officers will comply with all present and future applicable laws in order to assure that the Taxes have been, will be and are levied, extended, billed, collected and received as provided herein and credited to or deposited in the Debt Service Fund, established or continued in Section 10 below, to pay the principal of and interest on the Warrants.

Section 10. Debt Service Fund. Moneys derived from the Taxes, and any other available sources, are appropriated and set aside for the sole purpose of paying principal of and interest on the Warrants when and as the same come due. All of such moneys, and all other moneys to be used for the payment of the principal of and interest on the Warrants, shall be deposited in the “**Debt Service Fund of 2011**” (the “**Debt Service Fund**”), with a separate account for each series, which shall be administered as a bona fide debt service fund under the Internal Revenue Code of 1986, as amended.

Section 11. Proceeds Fund. All of the proceeds of the sale of the Warrants shall be deposited in the “**Proceeds Fund of 2011**” (the “**Proceeds Fund**”), with a separate account for each series, as a special fund of the Issuer. Moneys in the Proceeds Fund shall be used for the purposes specified in Section 1 of this resolution, including for the payment of costs of issuance of the Warrants, but may thereafter be reappropriated and used for other lawful purposes of the Issuer. Before any such reappropriation shall be made, there shall be filed with the County Clerk an opinion of nationally recognized bond counsel (“**Bond Counsel**”) to the effect that such reappropriation will not adversely affect the tax-exempt status of the Warrants under Section 103 of the Internal Revenue Code of 1986, as amended.

Section 12. Arbitrage Rebate. The Issuer does not reasonably expect to issue more than \$5,000,000 of tax-exempt obligations in the calendar year of the issuance of the Warrants within the meaning of the small issuer exception under Section 148(f)(4)(D) of the Internal Revenue Code of 1986, as amended. However, if exceeded, the Issuer will comply with such Section 148(f). The Issuer shall comply with the provisions of Section 148(f) of the Internal Revenue Code of 1986, as amended, relating to the rebate of certain investment earnings at periodic intervals to the United States of America to the extent that such compliance is necessary to preserve the exclusion from gross income for federal income tax purposes of interest on the Warrants under Section 103 of the Internal Revenue Code of 1986, as amended.

Section 13. Investment Regulations. No investment shall be made of any moneys in the Debt Service Fund or the Proceeds Fund except in accordance with the tax covenants and other covenants set forth in Section 14 of this resolution. All income derived from such investments in respect of moneys or securities in any fund or account shall be credited in each case to the fund or account in which such moneys or securities are held.

Any moneys in any fund or account that are subject to investment yield restrictions may be invested in United States Treasury Securities, State and Local Government Series, pursuant to the regulations of the United States Treasury Department, Bureau of Public Debt. The Issuer's County Treasurer and agents designated by such officer are hereby authorized to submit, on behalf of the Issuer, subscriptions for such United States Treasury Securities and to request redemption of such United States Treasury Securities.

Section 14. Non-Arbitrage and Tax-Exemption. One purpose of this Section 14 is to set forth various facts regarding the Warrants and to establish the expectations of the Corporate Authorities and the Issuer as to future events regarding the Warrants and the use of proceeds of the Warrants. The certifications and representations made herein and at the time of the issuance of the Warrants are intended, and may be relied upon, as certifications and expectations described in the Income Tax Regulations dealing with arbitrage and rebate (the "**Regulations**"). The covenants and agreements contained herein, and at the time of the issuance of the Warrants, are made for the benefit of the registered owners from time to time of the Warrants. The Corporate Authorities and the Issuer agree, certify, covenant and represent as follows:

(1) The Warrants to be issued in anticipation of receipt of the specified installment of Taxes to pay municipal operational costs and liabilities and issuance costs as described in Section 1 above, and all of the amounts received upon the sale of the Warrants, plus all investment earnings thereon (the "**Proceeds**") are needed for the purpose for which the Warrants are being issued.

(2) The Issuer expects to apply proceeds of the Warrants to the costs in (1) above within three (3) months of the issuance of the Warrants.

(3) The Issuer has on hand no funds which could legally and practically be used for the purposes hereof which are not pledged, budgeted, earmarked or otherwise necessary to be used for other purposes. Accordingly, no portion of the Proceeds will be used (i) directly or indirectly to replace funds of the Issuer or any agency, department or division thereof that could be used for such purposes, or (ii) to replace any proceeds of any prior issuance of obligations by the Issuer. No portion of the Warrants is being issued solely for the purpose of investing the Proceeds at a Yield higher than the Yield on the Warrants. For purposes of this Section 14, "**Yield**" means that yield (that is, the discount rate) which when used in computing the present worth of all payments of principal and interest to be paid on an obligation (using semi-annual compounding on the basis of a 360-day year) produces an amount equal to its issue price, including accrued interest, and the purchase price of the Warrants is equal to the first offering price at which more than 10% of the principal amount of the Warrants is sold to the public (excluding bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers).

(4) All principal proceeds of the Warrants will be deposited in the Proceeds Fund for the purposes described in Section 1 above, and any accrued interest and premium received on the delivery of the Warrants, if any, will be deposited in the Debt Service

Fund and used to pay the first interest due on the Warrants. Earnings on investment of moneys in any fund or account will be credited to that fund or account. Costs for the purposes described in Section 1 above, including issuance costs of the Warrants, will be paid from the Proceeds Fund, and no other moneys are expected to be deposited therein. Interest on and principal of the Warrants will be paid from the Debt Service Fund. No Proceeds will be used more than 30 days after the date of issue of the Warrants for the purpose of paying any principal or interest on any issue of bonds, notes, certificates or warrants or on any installment contract or other obligation of the Issuer or for the purpose of replacing any funds of the Issuer used for such purpose.

(5) The Debt Service Fund is established to achieve a proper matching of revenues and earnings with debt service requirements. Other than any amounts held to pay principal of matured Warrants that have not been presented for payment, it is expected that any moneys deposited in the Debt Service Fund will be spent within the 12-month period beginning on the date of deposit therein. Any earnings from the investment of amounts in the Debt Service Fund will be spent within a one-year period beginning on the date of receipt of such investment earnings. Other than any amounts held to pay principal of matured Warrants that have not been presented for payment, it is expected that the Debt Service Fund will be depleted on or before the maturity date of the Warrants.

(6) Other than deposits of Taxes into the Debt Service Fund, no funds or accounts have been or are expected to be established, and no moneys or property have been or are expected to be pledged (no matter where held or the source thereof) which will be available to pay, directly or indirectly, the Warrants or restricted so as to give reasonable assurance of their availability for such purposes. No property of any kind is pledged to secure, or is available to pay, obligations of the Issuer to any credit enhancer or liquidity provider.

(7) (a) All amounts on deposit in the Proceeds Fund or the Debt Service Fund and all Proceeds, no matter in what funds or accounts deposited ("**Gross Proceeds**"), to the extent not exempted in (b) below, and all amounts in any fund or account pledged directly or indirectly to the payment of the Warrants which will be available to pay, directly or indirectly, the Warrants or restricted so as to give reasonable assurance of their availability for such purpose contrary to the expectations set forth in (6) above, shall be invested at market prices and at a Yield not in excess of the Yield on the Warrants.

(b) The following may be invested without Yield restriction:

(i) amounts invested in obligations described in Section 103(a) of the Internal Revenue Code of 1986, as amended (but not specified private activity bonds as defined in Section 57(a)(5)(C) of the Code), the interest on which is not includable in the gross income of any registered owner thereof for federal income tax purposes ("**Tax-Exempt Obligations**");

(ii) amounts deposited in the Debt Service Fund that are reasonably expected to be expended within 6 months from the deposit date and are to have not been on deposit therein for more than 6 months; and

(iii) all amounts for the first 30 days after they become Gross Proceeds (in general the date of deposit in any fund or account securing the Warrants); and

(8) Subject to (17) below, once moneys are subject to the Yield limits of (7)(a) above, such moneys remain Yield restricted until they cease to be Gross Proceeds.

(9) As set forth in Section 148(f)(4)(D) of the Internal Revenue Code of 1986, as amended, the Issuer is excepted from the required rebate of arbitrage profits on the Warrants because the Issuer is a governmental unit with general taxing powers, none of the Warrants is a **“private activity bond”** as defined in Section 141(a) of the Internal Revenue Code of 1986, as amended, all the net proceeds of the Warrants are to be used for the local government activities of the Issuer, and the aggregate face amount of all Tax-Exempt Obligations (other than **“private activity bonds”** as defined in Internal Revenue Code of 1986, as amended) issued by the Issuer and all subordinate entities thereof during the calendar year of issuance of Warrants, including the Warrants, is not reasonably expected to exceed \$5,000,000 under such Section 148(f)(4)(D). If such amount is exceeded, the Issuer will consult Bond Counsel concerning rebate obligations under Section 148 of the Code.

(10) None of the Proceeds will be used, directly or indirectly, to replace funds which were used in any business carried on by any person other than a state or local governmental unit.

(11) The payment of the principal of or the interest on the Warrants will not be, directly or indirectly (A) secured by any interest in (i) property used or to be used for a private business activity by any person other than a state or local governmental unit, or (ii) payments in respect of such property, or (B) derived from payments (whether or not by or to the Issuer), in respect of property, or borrowed money, used or to be used for a private business activity by any person other than a state or local governmental unit.

(12) The Issuer reasonably expects to achieve a cumulative tax flow deficit equal to not less than 90% of the Proceeds of the Warrants before the maturity date of the Warrants drawn upon. The Issuer is now experiencing, or imminently expects to experience, a cumulative tax flow deficit equal to not less than 90% of the Proceeds of the Warrants. None of the Proceeds will be used, directly or indirectly, to make or finance loans to persons other than a state or local governmental unit.

(13) No user of facilities in respect of the Warrants other than a state or local government unit will use such facilities on any basis other than the same basis as the general public, and no person other than a state or local governmental unit will be a user of such facilities as a result of (i) ownership, or (ii) actual or beneficial use pursuant to a

lease or a management or incentive payment contract, or (iii) any other similar arrangement.

(14) Beginning on the 15th day prior to the sale of the Warrants, the Issuer will not have sold or delivered, and will not sell or deliver (nor will it deliver within 15 days after the date of issue of the Warrants), any other obligations pursuant to a common plan of financing, which will be paid out of substantially the same source of funds (or which will have substantially the same claim to be paid out of substantially the same source of funds) as the Warrants or will be paid directly or indirectly from Proceeds.

(15) No portion of facilities in respect of the Warrants is expected to be sold or otherwise disposed of prior to the last maturity of the Warrants.

(16) The Issuer has not been notified of any disqualification or proposed disqualification of it by the Internal Revenue Service as a bond issuer which may certify bond issues under the Regulations.

(17) The Yield restrictions contained in (7) above or any other restriction or covenant contained herein may be violated or changed if the Issuer receives an opinion of Bond Counsel to the effect that such violation or change will not adversely affect the tax-exempt status of interest on the Warrants to which it is otherwise entitled.

(18) The Issuer acknowledges that any changes in facts or expectations from those set forth herein may result in different Yield restrictions or rebate requirements from those set forth herein and that Bond Counsel should be contacted if such changes do occur.

(19) The Corporate Authorities have no reason to believe the facts, estimates, circumstances and expectations set forth herein are untrue or incomplete in any material respect. On the basis of such facts, estimates, circumstances and expectations, it is not expected that the Proceeds or any other moneys or property will be used in a manner that will cause the Warrants to be arbitrage bonds within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended, and of the Regulations. To the best of the knowledge and belief of the Corporate Authorities, such expectations are reasonable, and there are no other facts, estimates and circumstances that would materially change such expectations.

The Issuer also agrees and covenants with the registered owners of the Warrants from time to time outstanding that, to the extent possible under Illinois law, it will comply with whatever federal tax law is adopted in the future which applies to the Warrants and affects the tax-exempt status of the Warrants.

The Corporate Authorities hereby authorize the officials of the Issuer responsible for issuing the Warrants, the same being the County Board Chairman, County Clerk, the County Treasurer and the Co-Administrators of the Issuer, to make such further covenants and certifications as may be necessary to assure that the use thereof will not cause the Warrants to be

arbitrage bonds and to assure that the interest in the Warrants will be excluded from gross income for federal income tax purposes. In connection therewith, the Issuer and the Corporate Authorities further agree: (a) through the officers of the Issuer, to make such further specific covenants, representations as shall be truthful, and assurances as may be necessary or advisable; (b) to consult with Bond Counsel approving the Warrants and to comply with such advice as may be given; (c) to pay to the United States, as necessary, such sums of money representing required rebates of excess arbitrage profits relating to the Warrants; (d) to file such forms, statements, and supporting documents as may be required and in a timely manner; and (e) if deemed necessary or advisable, to employ and pay fiscal agents, financial advisors, attorneys, and other persons to assist the Issuer in such compliance.

Section 15. Bank Qualified. Pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as amended, the Issuer hereby designates the Warrants as “**qualified tax-exempt obligations**” as defined in such Section 265(b)(3). The Issuer represents that the reasonably anticipated amount of tax-exempt obligations that will be issued by the Issuer and all subordinate entities of the Issuer during the calendar year in which the Warrants are issued will not exceed \$10,000,000 within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. The Issuer covenants that it will not so designate and issue more than \$10,000,000 aggregate principal amount of tax-exempt obligations in such calendar year. For purposes of this Section 15, the term “**tax-exempt obligations**” includes “**qualified 501(c)(3) Bonds**” (as defined in the Section 145 of the Internal Revenue Code of 1986, as amended) but does not include other “**private activity bonds**” (as defined in Section 141 of the Internal Revenue Code of 1986, as amended).

Section 16. Contract and Severability. The provisions of this resolution shall constitute a contract between the Issuer and the owners of the Warrants. Any pledge made in this resolution and the provisions, covenants and agreements herein set forth to be performed by or on behalf of the Issuer shall be for the equal benefit, protection and security of the owners of any and all of the Warrants. All of the Warrants, regardless of the time or times of their issuance, shall be of equal rank without preference, priority or distinction of any of the Warrants over any other thereof except as expressly provided in or pursuant to this resolution. This resolution and the Act shall constitute full authority for the issuance of the Warrants, and to the extent that the provisions of this resolution conflict with the provisions of any other ordinance or resolution of the Issuer, the provisions of this resolution shall control. If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this resolution.

Section 17. Conflict and Repeal. All ordinances, resolutions or parts thereof in conflict herewith be and the same are hereby repealed to the extent of such conflict, and this resolution shall be in full force and effect forthwith upon its adoption.

Section 18. Effective Date. This resolution shall become effective after its adoption as required by applicable law.

Upon motion by County Board Member _____,
seconded by County Board Member _____, adopted this 17th day of
November, 2011, by roll call vote, as follows:

Ayes (names): _____

Nays (names): _____

Absent (names): _____

(SEAL)

Attest:

County Clerk, as *ex officio* Clerk to
the County Board

County Board Chairman

STATE OF ILLINOIS)
)
THE COUNTY OF CHAMPAIGN) SS.

CERTIFICATION OF RESOLUTION

I, the undersigned, do hereby certify that I am the duly qualified and acting County Clerk of The County of Champaign, Illinois (the “Municipality”), and that as such official I am the keeper of the records and files of the County and the County Board (the “Corporate Authorities”).

I do further certify that the foregoing is a full, true and complete excerpt from the proceedings of the meeting of the Corporate Authorities held on the 17th day of November, 2011, insofar as the same relates to the adoption of a resolution numbered and entitled:

RESOLUTION NO. 7967

A RESOLUTION AUTHORIZING THE ISSUANCE OF TAX ANTICIPATION WARRANTS OF THE COUNTY OF CHAMPAIGN, ILLINOIS, AND PROVIDING THE DETAILS OF SUCH WARRANTS, AND RELATED MATTERS,

a true, correct and complete copy of which resolution as adopted at such meeting appears in the foregoing transcript of the minutes of such meeting.

I do further certify that the deliberations of the Corporate Authorities on the adoption of such resolution were conducted openly, that the vote on the adoption of such resolution was taken openly and was preceded by a public recital of the matter being considered and such other information as would inform the public of the business being conducted, that such meeting was held at a specified time and place convenient to the public, that the meeting agenda was duly posted at the County Courthouse and the Brookens Administrative Center at least 48 hours before the meeting, that notice of such meeting was duly given to all of the news media requesting such notice, that such meeting was called and held in strict compliance with the provisions of the open meetings laws of the State of Illinois, as amended, and with the provisions of the Counties Code of the State of Illinois, as amended, and that the Corporate Authorities have complied with all of the procedural rules of the Corporate Authorities.

IN WITNESS WHEREOF, I hereunto affix my official signature, this _____ day of _____, 2011.

(SEAL)

County Clerk

RESOLUTION NO. 7968

**A RESOLUTION AUTHORIZING THE ISSUANCE OF REVENUE
ANTICIPATION NOTES OF THE COUNTY OF CHAMPAIGN,
ILLINOIS, AND PROVIDING THE DETAILS OF SUCH NOTES, AND
RELATED MATTERS**

WHEREAS, the County Board (the **“Corporate Authorities”**) of The County of Champaign, Illinois (the **“Issuer”**), is a non-home rule unit under the provisions of Section 7 (Counties and Municipalities Other Than Home Rule Units) of Article VII (Local Government) of the Constitution of the State of Illinois, as supplemented and amended, including by the Counties Code, the Revenue Anticipation Act, the Registered Bond Act, the Bond Replacement Act, the Bond Authorization Act and the Local Government Debt Reform Act (collectively, the **“Act”**); and

WHEREAS, the Issuer owns and operates the Champaign County Nursing Home (**“CCNH”**) under the Counties Code (55 ILCS 5/1-1001 *et. seq.*), with respect to which the Illinois Department of Healthcare and Family Services (**“IDHFS”**) is in long and substantial arrears in required and overdue payments to CCNH (**“IDHFS Payments”**), where IDHFS Payments are the anticipated revenues (**“Anticipated Revenues”**) under this ordinance, and CCNH is subject to the imminent possibility of being without funds for salaries and other operational expenses, which poses a threat to the health and well-being of CCNH residents; and

WHEREAS, pursuant to and in accordance with the Act and this resolution, the Issuer is authorized to issue its Revenue Anticipation Notes, and further designated Series 2011a, Series 2011b, etc. or Series 2012a, Series 2012b, etc., as the case may be, at one time or from time to time, up to the aggregate principal amount of \$_____ (the **“Notes”**) for the purpose of anticipating the receipt of Anticipated Revenues, in order that the Issuer have set as funds for salaries and operations of CCNH and to pay costs of issuance of the Notes; and

WHEREAS, pursuant to arrangements to be made from time to time by or on behalf of the Issuer, including by Management Performance Associates, Inc., CCNH’s present operator, one or more banks or other financial institutions or underwriters (including assigns and otherwise as specified in an Authenticating Order, as applicable, each a **“Purchaser”**), are to purchase the Notes; and

WHEREAS, for convenience of reference only this resolution is divided into numbered sections with headings, which shall not define or limit the provisions hereof, as follows:

	<u>Page</u>
Preambles	1
Section 1. Authority and Purpose	2
Section 2. Authorization and Terms of Notes.....	2
Section 3. Sale and Delivery	4

Section 4. Execution and Authentication..... 4
 Section 5. Transfer, Exchange and Registration..... 5
 Section 6. Registrar and Paying Agent 6
 Section 7. Special and Limited Obligations/Special Pledge..... 7
 Section 8. Form of Notes 7
 Section 9. Application Covenant 12
 Section 10. Debt Service Fund..... 12
 Section 11. Proceeds Fund..... 12
 Section 12. Arbitrage Rebate 12
 Section 13. Investment Regulations..... 12
 Section 14. Non-Arbitrage and Tax-Exemption..... 13
 Section 15. Bank Qualified 17
 Section 16. Contract and Severability..... 17
 Section 17. Conflict and Repeal..... 17
 Section 18. Effective Date 18

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF THE COUNTY OF CHAMPAIGN, ILLINOIS, as follows:

Section 1. Authority and Purpose. This resolution is adopted pursuant to the Act for the purpose of anticipating receipts of the IDHFS Payments as Anticipated Revenues for the payment of salaries and other general operating expenses and liabilities of CCNH, and costs of issuance of the Notes. Proceeds of the Notes are to be applied for the same purposes to which the IDHFS Payments were to be applied.

Section 2. Authorization and Terms of Notes. For the purposes described above in Section 1, there is hereby provided the sum of up to \$3,060,000, to be derived from proceeds of the Notes as issued at one time or from time to time during the Issuer’s 2011-2012 fiscal year (December 1, 2011 – November 30, 2012). For the purpose of such financing, Notes of the Issuer shall be issued and sold, at one time or from time to time, as funds in respect thereof are needed, as the County Treasurer deems necessary under Section 3 of the Revenue Anticipation Act, in an aggregate principal amount of up to \$3,060,000, shall each be designated “**Revenue Anticipation Note**”, and further designated “**Series 2011a**”, “**Series 2011b**”, etc. or “**Series 2012a**”, “**Series 2012b**”, etc., as the case may be, and prefaced by the word “**Taxable**”, if not tax-exempt, and shall be issuable in the denominations of \$500 each or any authorized integral multiple thereof. The Notes of each series shall be numbered consecutively from 1 upwards in order of their issuance and may bear such identifying numbers or letters as shall be useful to facilitate the registration, transfer and exchange of the Notes. Unless otherwise determined in an order to authenticate the Notes, each Note shall be dated as of the date of issuance thereof. Notes of each series shall be scheduled to mature on a date within not to exceed 60 days of the anticipated date of receipt of the applicable Anticipated Revenues, and in the aggregate principal amount of not to exceed \$ _____ and shall bear interest at the rate or rates percent per annum with respect to each series at not to exceed 5.0%, as shall be specified in an applicable Authenticating Order for each series of Notes.

Each Note shall bear interest from its dated date, computed on the basis of a 360-day year consisting of twelve 30-day months, and payable in lawful money of the United States of America at maturity, or earlier redemption, as the case may be, at the rate or rates per annum above authorized. The principal of and premium, if any, on the Notes shall be payable in lawful money of the United States of America upon presentation and surrender thereof at the designated financial institution (or officer of the Issuer, as the case may be) as Paying Agent for the particular series of Notes (including successors, the **"Paying Agent"**). Interest on the Notes shall be payable on each interest payment date to the registered owners of record appearing on the registration books maintained by the designated financial institution (or officer of the Issuer, as the case may be) as Registrar for the particular series of Note on behalf of the Issuer for such purpose (including successors, the **"Registrar"**), at the designated office of such Registrar as of the close of business on the fifth (5th) business day next preceding the applicable payment date. Interest on the Notes shall be paid by check or draft on Anticipated Revenues mailed to such registered owners at their addresses appearing on the registration books therefor. The Registrar shall not be required to transfer or exchange any Note during a period commencing the fifth (5th) day next preceding the payment date and ending on such payment date. With notice to the Registrar 15 days before the designated redemption date (or lesser notice acceptable to the Registrar), the Notes shall be subject to redemption prior to maturity, from Anticipated Revenues if, as and when received, and as soon after receipt as practicable, at the times, in the manner, with the notice and with the effect set forth in the form of the Notes in Section 8 below.

Although Notes of each series are authorized to mature and to bear interest at the rate or rates per annum, as set forth above, and have such other terms as herein provided, Notes of each series are nevertheless hereby authorized: to have a series designation, to have specified Purchasers, to mature in the specified principal amounts (not exceeding the aggregate the principal amount set forth above) and to bear interest at the rate or rates, and have maturity or due dates, have paying agents and registrars or other fiscal agents, be subject to redemption and have such other terms and provisions as either (i) the County Board Chairman shall certify in an Authenticating Order at the time of delivery of each series of Notes and payment therefor (with respect to which the term **"Authenticating Order"** shall mean, if at all and as executed and delivered, at one time or from time to time, one or more certificates as applicable to each series of Notes or to a particular draw or draws on Notes authorized under this resolution, signed by the County Board Chairman, and attested by the County Clerk and countersigned by the County Treasurer, under the Issuer's seal, setting forth and specifying details of the applicable Notes, including but not limited to series designation, taxable or tax-exempt, payment dates, interest rate or rates (but not to exceed 5.0%), interest and principal payment dates, aggregate principal amount (but not to exceed the aggregate principal amount or the rate set forth above), the principal and interest coming due in any applicable payment period, the issuance of any Note instrument in installment form in lieu of serial form or in serial form in lieu of installment form, as the case may be, optional and mandatory prepayment and redemption provisions, designation of a Paying Agent and/or Registrar and other fiscal agents, designation of Note Purchaser or Purchasers or credit facility, sale price, and investment restrictions, and full authority is hereby given to the County Board Chairman to certify and specify such terms, consistent with the Revenue Anticipation Act, without any further action by the Corporate Authorities than this resolution), or (ii) the Corporate Authorities in supplemental proceedings shall approve, in either

case other than as specifically set forth in this resolution. All signatures of the officers on Notes may be manual or facsimile signatures, provided that the Registrar's signature shall be manual.

In connection with each series of Notes the following shall apply under the Revenue Anticipation Act:

- (i) The principal amount of each series of Notes shall not exceed 85% of the Anticipated Revenues with respect to each such series.
- (ii) The maturity date of each series of Notes shall not exceed 12 months.

Section 3. Sale and Delivery. All acts and things done by officers of the Issuer in connection with the sale of each series of Notes shall be and they are hereby in all respects authorized and approved. Sales of the Notes to Purchasers, at one time or from time to time, shall be and are hereby authorized and approved.

The County Board Chairman, County Clerk, County Treasurer, County Administrator and other officials of the Issuer are hereby authorized and directed to do and perform, or cause to be done or performed, for or on behalf of the Issuer each and every thing necessary for the issuance of Notes, including the due and proper execution, delivery and performance of this resolution and all related and incidental agreements, certificates, receipts and opinions, upon payment of the full purchase price of the applicable series of Notes, an amount equal to not less than 98% of par, plus accrued interest, if any.

Section 4. Execution and Authentication. Each Note shall be executed in the name of the Issuer by the manual or authorized facsimile signature of its County Board Chairman and the corporate seal of the Issuer, or a facsimile thereof, shall be thereunto affixed or otherwise reproduced thereon, attested by the manual or authorized facsimile signature of its County Clerk, and countersigned by the County Treasurer. The authorization by the County Treasurer of delivery of any series of Notes shall be deemed to be the County Treasurer's certification (i) that such Notes are deemed necessary to provide funds for CCNH salaries and other operating costs in the County's 2011-2012 fiscal year; (ii) that the County Treasurer has received a certified copy of this resolution and the related Authenticating Order and sufficient showings as to the amount and expected receipt of Anticipated Revenues; (iii) the amount of Anticipated Revenues to pay such Notes; and (iv) the amount of other revenues and notes or other obligations, if any, payable from such Anticipated Revenues, as the amount of Notes of the particular series of which each Note is due.

In case any officer whose signature, or a facsimile of whose signature, shall appear on any Note shall cease to hold such office before the issuance of such Note, such Note shall nevertheless be valid and sufficient for all purposes, the same as if the person whose signature, or a facsimile thereof, appears on such Note had not ceased to hold such office. Any Note may be signed, sealed or attested on behalf of the Issuer by any person who, on the date of such act, shall hold the proper office, notwithstanding that at the date of such Note such person may not hold such office. No recourse shall be had for the payment of any Notes against the County Board Chairman, the County Clerk, the County Treasurer or any member of the County

Board or any officer or employee of the Issuer (past, present or future) who executes the Notes, or on any other basis not specifically authorized by the Revenue Anticipation Act.

Each Note shall bear thereon a certificate of authentication executed manually by the Registrar. No Note shall be entitled to any right or benefit under this resolution or shall be valid or obligatory of any purpose until such certificate of authentication shall have been duly executed by the Registrar. Such certificate of authentication shall have been duly executed by the Registrar by manual signature, and such certificate of authentication upon any such Note shall be conclusive evidence that such Note has been authenticated and delivered under this resolution. The certificate of authentication on any Note shall be deemed to have been executed by the Registrar if signed by an authorized officer of the Registrar, but it shall not be necessary that the same officer sign the certificate of authentication on all of the Notes issued hereunder.

Section 5. Transfer, Exchange and Registration. The Notes shall be negotiable, subject to the provisions for registration of transfer contained herein. Each Note shall be transferable only upon the registration books maintained by the Registrar on behalf of the Issuer for that purpose at the designated office of the Registrar by the registered owner thereof in person or by such registered owner's attorney duly authorized in writing, upon surrender thereof together with a written instrument of transfer satisfactory to the Registrar and duly executed by the registered owner or such registered owner's duly authorized attorney. Upon the surrender for transfer of any such Note, the Issuer shall execute and the Registrar shall authenticate and deliver a new Note or Notes registered in the name of the transferee, of the same aggregate principal amount, maturity and interest rate as the surrendered Note. Notes, upon surrender thereof at the principal office of the Registrar, with a written instrument satisfactory to the Registrar, duly executed by the registered owner or such registered owner's attorney duly authorized in writing, may be exchanged for an equal aggregate principal amount of Notes of the same maturity and interest rate and of the denominations of \$500 each or any authorized integral multiple thereof, less previous retirements.

For every such exchange or registration of transfer of Notes, the Issuer or the Registrar may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer. No other charge shall be made for the privilege of making such transfer or exchange. The provisions of the Bond Replacement Act shall govern the replacement of lost, destroyed or defaced Notes.

The Issuer, the Registrar and the Paying Agent may deem and treat the person in whose name any Note shall be registered upon the registration books as the absolute owner of such Note, whether such Note shall be overdue or not, for the purpose of receiving payment of, or on account of, the principal of, premium, if any, or interest thereon and for all other purposes whatsoever, and all such payments so made to any such registered owner or upon such registered owner's order shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid, and neither the Issuer nor the Registrar or the Paying Agent shall be affected by any notice to the contrary.

Section 6. Registrar and Paying Agent. The Issuer covenants that it shall at all times retain a Registrar and Paying Agent with respect to the Notes and shall cause to be maintained at the office of the Registrar a place where Notes may be presented for registration of transfer or exchange, that it will maintain at the designated office of the Paying Agent a place where Notes may be presented for payment, that it shall require that the Registrar maintain proper registration books and that it shall require the Registrar and Paying Agent to perform the other duties and obligations imposed upon them by this resolution in a manner consistent with the standards, customs and practices concerning local government securities. The Issuer may enter into appropriate agreements with the Registrar and Paying Agent in connection with the foregoing, including as follows:

- (a) to act as Registrar, authenticating agent, Paying Agent and transfer agent as provided herein;
- (b) to maintain a list of registered owners of the Notes as set forth herein and to furnish such list to the Issuer upon request, but otherwise to keep such list confidential;
- (c) to cancel and/or destroy Notes which have been paid at maturity or submitted for exchange or transfer;
- (d) to furnish the Issuer a certificate with respect to Notes cancelled and/or destroyed;
- (e) to give notices of call for redemption; and
- (f) to furnish the Issuer a confirmation statement of Notes paid, Notes outstanding and payments made with respect to interest on the Notes.

In any event, (a) - (f) above shall apply to the Registrar and Paying Agent.

The Registrar and Paying Agent shall signify their acceptances of the duties and obligations imposed upon them by this resolution. The Registrar by executing the certificate of authentication on any Note shall be deemed to have certified to the Issuer that it has all requisite power to accept, and has accepted, including as Paying Agent in the case where the Registrar and Paying Agent are the same, as the case may be, such duties and obligations not only with respect to the Note so authenticated but with respect to all of the Notes. The Registrar and Paying Agent are the agents of the Issuer for such purposes and shall not be liable in connection with the performance of their respective duties, except for their own negligence or default. The Registrar shall, however, be responsible for any representation in its certificate of authentication on the Notes.

The Issuer may remove the Registrar or Paying Agent at any time. In case at any time the Registrar or Paying Agent shall resign or shall be removed or shall become incapable of acting, or shall be adjudged a bankrupt or insolvent, or if a receiver, liquidator or conservator of the Registrar, or of its property, shall be appointed, or if any public officer shall take charge or control of the Registrar or Paying Agent or of their respective properties or affairs, the Issuer

covenants and agrees that it will thereupon appoint a successor Registrar or Paying Agent, as the case may be. The Issuer shall mail or cause to be mailed notice of any such appointment made by it to each registered owner of Notes within ten (10) days after such appointment. Any Registrar or Paying Agent appointed under the provisions of this Section 6 shall be a bank, trust company, national banking association or other qualified professional with respect to such matters, maintaining a principal office in the State of Illinois.

Section 7. Special and Limited Obligations/Special Pledge. The Anticipated Revenues of each series of Notes are hereby irrevocably pledged to the punctual payment when due of the principal of and interest on each series of Notes. The Notes of each series are the Issuer's special and limited obligations, payable solely and only from Anticipated Revenues, provided that the Issuer under Section 13 of the Local Government Debt Reform Act hereby pledges to secure the Notes its receipts of retailers' occupation taxes and enhance the marketability of Notes.

Section 8. Form of Notes. Subject to a Purchaser accepting typewritten Notes, the Notes shall be issued in fully registered form conforming to the industry customs and practices of printing, including part on the front and part on the reverse of the certificates, as appropriate, the blanks to be appropriately completed when the Notes are delivered; and the Notes shall be prepared in compliance with the National Standard Specifications for Fully Registered Municipal Securities prepared by the American National Standards Institute and, with appropriate insertions and modifications, shall be in substantially the form, as follows (The Notes of each series shall be conformed to an applicable Authenticating Order.):

**UNITED STATES OF AMERICA
STATE OF ILLINOIS
THE COUNTY OF CHAMPAIGN
REVENUE ANTICIPATION NOTE
SERIES 201__**

REGISTERED NO. _____

REGISTERED \$ _____

INTEREST RATE:

MATURITY DATE:

DATED DATE:

Registered Owner:

Principal Amount:

KNOW ALL BY THESE PRESENTS that The County of Champaign, a unit of local government of the State of Illinois (the **“Issuer”**), acknowledges itself indebted and for value received hereby promises to pay to the Registered Owner identified above, or registered assigns, the Principal Amount set forth above on the Maturity Date specified above, and to pay interest on such Principal Amount from the Dated Date hereof, at the Interest Rate per annum set forth above, computed on the basis of a 360-day year consisting of twelve 30-day months and payable in lawful money of the United States of America at maturity or earlier redemption, as the case may be, and until the Principal Amount hereof shall have been paid, by check or draft on Anticipated Revenues (herein defined) mailed to the Registered Owner of record hereof as of the fifth (5th) business day next preceding such payment date, at the address of such Registered Owner appearing on the registration books maintained for such purpose by _____, through its [designated [corporate trust] office in _____, _____, as Registrar (including its successors, the **“Registrar”**). This Note, as to principal and premium, if any, when due, will be payable in lawful money of the United States of America upon presentation and surrender of this Note at _____, through its designated payment office in _____, _____, as Paying Agent (including its successors, the **“Paying Agent”**).

In connection with the Issuer’s Champaign County Nursing Home (**“CCNH”**) the Illinois Department of Health and Family Services is in arrears on payments for CCNH services or otherwise due, which is the amount of \$_____ for the _____ period (the **“Anticipated Revenues”**) are anticipated to be received on or about _____ for the payment of this Note and each Notes of the series of which it is one. In addition, pursuant to Section 13 of the Local Government Debt Reform Act, the Issuer’s receipts of retailers’ occupation taxes and service use taxes and general property taxes receipts are pledged for the punctual payment when due of the principal of and interest on this Note according to its terms.

This Note is one of a series of Notes (Series 2011_) issued in the aggregate principal amount of \$_____, which are all of like tenor, and which are authorized and issued under and pursuant to the Constitution and laws of the State of Illinois and pursuant to and in accordance with an authorizing resolution adopted by the County Board of the Issuer on _____, 2011, and entitled: “A Resolution Authorizing the Issuance of Revenue

Anticipation Notes of The County of Champaign, Illinois, and Providing the Details of Such Notes, and Related Matters.” The Notes are issued under the Constitution and laws of the State of Illinois, including the Revenue Anticipation Act and the Local Government Debt Reform Act, to anticipate certain Anticipated Revenues not yet received by the Issuer to assure that the Issuer will have funds to pay salaries and other operating expenses and liabilities for the Champaign County Nursing Home.

The Notes are subject to redemption prior to maturity at the option of the Issuer as a whole or in part at any time (with notice as herein provided) in integral multiples of \$500 (to be selected by the Registrar in such manner as it shall deem fair and appropriate in the case of partial redemption of the Notes) at a redemption price equal to the principal amount to be so redeemed plus accrued interest to the redemption date.

In the event of the redemption of less than all the Notes, the aggregate principal amount thereof to be redeemed shall be \$500 each or an integral multiple thereof, and the Registrar shall assign to each Note of such maturity a distinctive number for each \$500 principal amount of the Notes and shall select by lot from the numbers so assigned as many numbers as, at \$500 for each number, shall equal the principal amount of such Notes to be redeemed. The Notes or parts thereof to be redeemed shall be those to which were assigned numbers so selected; provided that only so much of the principal amount of each Note shall be redeemed as shall equal \$500 for each number assigned to it and so selected.

Notice of the redemption of Notes will be mailed not less than five (5) business days prior to the date fixed for such redemption to the registered owners of Notes to be redeemed at their last addresses appearing on the registration books therefor. The Registered Owner of this Note may waive such notice, presentment for payment and payment thereof being conclusive of such a waiver. The Notes or portions thereof specified in such notice shall become due and payable at the applicable redemption price on the redemption date therein designated, and if, on the redemption date, moneys for payment of the redemption price of all the Notes or portions thereof to be redeemed, together with interest to the redemption date, shall be available for such payment on such redemption date, and if notice of redemption shall have been mailed as herein set forth (and notwithstanding any defect therein or the lack of actual receipt thereof by any registered owner), then from and after the redemption date interest on such Notes or portions thereof shall cease to accrue and become payable. All notices of redemption shall state the redemption date, the redemption price, if less than all outstanding Notes are to be redeemed, the identification (and, in the case of partial redemption, the respective principal amounts in integral multiples of \$500) of the Notes to be redeemed, that on the redemption date the redemption price will become due and payable upon each such Note or portion thereof called for redemption and, upon the deposit of funds therefor with the Paying Agent, that interest thereon shall cease to accrue from and after such redemption date, and the place where such Notes are to be surrendered for payment of the redemption price, which place of payment shall be the designated payment office of the Paying Agent in _____, _____.

This Note is transferable only upon the registration books therefor by the Registered Owner hereof in person, or by such Registered Owner's attorney duly authorized in writing, upon surrender hereof at the office of the Registrar in Champaign, Illinois, together with

a written instrument of transfer satisfactory to the Registrar duly executed by the Registered Owner or by such Registered Owner's duly authorized attorney, and thereupon a new registered Note or Notes, in the authorized denominations of \$500 or any authorized integral multiple thereof and of the same aggregate principal amount as this Note, shall be issued to the transferee in exchange therefor. In like manner, this Note may be exchanged for an equal aggregate principal amount of Notes of any authorized denomination. The Registrar shall not be required to exchange or transfer any Note during the period from the fifth (5th) business day preceding the payment date to such payment date. The Issuer or the Registrar may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to the transfer or exchange of this Note. No other charge shall be made for the privilege of making such transfer or exchange. The Issuer, the Registrar and the Paying Agent may treat and consider the person in whose name this Note is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal, premium, if any, and interest due hereon and for all other purposes whatsoever, and all such payments so made to such Registered Owner or upon such Registered Owner's order shall be valid and effectual to satisfy and discharge the liability upon this Note to the extent of the sum or sums so paid, and neither the Issuer nor the Registrar or the Paying Agent shall be affected by any notice to the contrary.

No recourse shall be had for the payment of any Notes against the County Board Chairman, the County Clerk, the County Treasurer, any member of the County Board or any other officer or employee of the Issuer (past, present or future) who executes any Notes, or on any other basis.

The Issuer may remove the Registrar or Paying Agent at any time and for any reason and appoint a successor.

This Note shall not be valid or become obligatory for any purpose until the certificate of authentication hereon shall have been duly executed by the Registrar.

[The Issuer has designated the Notes of this series as “**qualified tax-exempt obligations**” under Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.]

It is hereby certified, recited and declared that all acts, conditions and things required to be done, exist and be performed precedent to and in the issuance of this Note in order to make it a legal, valid and binding obligation of the Issuer have been done, exist and have been performed in regular and due time, form and manner as required by law, and that the series of Notes of which this Note is one, in the aggregate principal amount of \$ _____, together with all other indebtedness of the Issuer, is within every debt or other limit prescribed by law.

IN WITNESS WHEREOF, The County of Champaign, Illinois, by its County Board has caused this Note to be executed in its name and on its behalf by the manual or facsimile signature of its County Board Chairman, and its corporate seal, or a facsimile thereof, to be hereunto affixed or otherwise reproduced hereon, attested by the manual or facsimile signature of its County Clerk, and countersigned by the manual or facsimile signature of its County Treasurer, all as of the Dated Date set forth above.

**THE COUNTY OF CHAMPAIGN,
ILLINOIS**

(SEAL)

Attest:

County Board Chairman

County Clerk

Counter signed:

County Treasurer

CERTIFICATE OF AUTHENTICATION

Dated: _____

This is one of the Revenue Anticipation Notes, Series 201 ____, described in the within mentioned resolution.

_____, _____, as Registrar

By _____
Authorized Signer

**Registrar and
Paying Agent:** _____
_____, _____

ASSIGNMENT

For value received the undersigned sells, assigns and transfers unto _____ [Name,

Address and Social Security Number or FEIN of Assignee]
the within Note and hereby irrevocably constitutes and appoints _____
_____ attorney to transfer the within Note on the books kept
for registration thereof, with full power of substitution in the premises.

Dated _____

Signature

Signature Guarantee:

Notice: The signature on this assignment must correspond with the name of the Registered Owner as it appears upon the face of the within Note in every particular, without alteration or enlargement or any change whatever.

Section 9. Application Covenant. The Issuer covenants and agrees with the registered owners of the Notes that so long as any of the Notes remain outstanding, and unless and to the extent funds are then on deposit in the Debt Service Fund, established or continued in Section 10 below, the Issuer will take no action or fail to take any action which in any way would adversely affect the ability of the Issuer to receive and apply the Anticipated Revenues as contemplated by this resolution, and the Issuer and its officers will comply with all present and future applicable laws in order to assure that such Anticipated Revenues have been, will be and are received and applied as provided herein and credited to or deposited in the Debt Service Fund, established or continued in Section 10 below, and applied to pay the principal of and interest on the applicable Notes.

Section 10. Debt Service Fund. Moneys derived from the applicable Anticipated Revenues, and any other pledged sources, are appropriated and set aside for the sole purpose of paying principal of and interest on the Notes when and as the same come due. All of such moneys, and all other moneys to be used for the payment of the principal of and interest on the Notes, shall be deposited in a “**Debt Service Fund**” (the “**Debt Service Fund**”, and further identified to each series of Notes), with a separate account for each series, which shall be administered as a bona fide debt service fund under the Internal Revenue Code of 1986, as amended.

Section 11. Proceeds Fund. All of the proceeds of the sale of the applicable Notes shall be deposited in a “**Proceeds Fund**” (the “**Proceeds Fund**”, and further identified to each series of Notes), with a separate account for each series, as a special fund of the Issuer. Moneys in the Proceeds Fund shall be used for the purposes specified in Section 1 of this resolution, including for the payment of costs of issuance of the Notes, but may thereafter be reappropriated and used for other lawful purposes of the Issuer. Before any such reappropriation shall be made, there shall be filed with the County Clerk an opinion of nationally recognized bond counsel (“**Bond Counsel**”) to the effect that such reappropriation is duly authorized will not adversely affect the tax-exempt status of the Notes under Section 103 of the Internal Revenue Code of 1986, as amended.

Section 12. Arbitrage Rebate. This section shall apply only to tax-exempt Notes. The Issuer does not reasonably expect to issue more than \$5,000,000 of tax-exempt obligations in the calendar year of the issuance of the Notes within the meaning of the small issuer exception under Section 148(f)(4)(D) of the Internal Revenue Code of 1986, as amended. However, if exceeded, the Issuer will comply with such Section 148(f). The Issuer shall comply with the provisions of Section 148(f) of the Internal Revenue Code of 1986, as amended, relating to the rebate of certain investment earnings at periodic intervals to the United States of America to the extent that such compliance is necessary to preserve the exclusion from gross income for federal income tax purposes of interest on the Notes under Section 103 of the Internal Revenue Code of 1986, as amended.

Section 13. Investment Regulations. This section shall apply only to tax-exempt Notes. No investment shall be made of any moneys in any Debt Service Fund or Proceeds Fund except in accordance with the tax covenants and other covenants set forth in Section 14 of this resolution. All income derived from such investments in respect of moneys or

securities in any fund or account shall be credited in each case to the fund or account in which such moneys or securities are held.

Any moneys in any fund or account that are subject to investment yield restrictions may be invested in United States Treasury Securities, State and Local Government Series, pursuant to the regulations of the United States Treasury Department, Bureau of Public Debt. The Issuer's County Treasurer and agents designated by such officer are hereby authorized to submit, on behalf of the Issuer, subscriptions for such United States Treasury Securities and to request redemption of such United States Treasury Securities.

Section 14. Non-Arbitrage and Tax-Exemption. This section shall apply only to tax-exempt Notes. One purpose of this Section 14 is to set forth various facts regarding the Notes and to establish the expectations of the Corporate Authorities and the Issuer as to future events regarding the Notes and the use of proceeds of the Notes. The certifications and representations made herein and at the time of the issuance of each series of Notes are intended, and may be relied upon, as certifications and expectations described in the Income Tax Regulations dealing with arbitrage and rebate (the "**Regulations**"). The covenants and agreements contained herein, and at the time of the issuance of the Notes, are made for the benefit of the owners from time to time of Notes. The Corporate Authorities and the Issuer agree, certify, covenant and represent as follows:

(1) The Notes of each series to be issued in anticipation of receipt of the specified Anticipated Revenues to pay salaries and other operational costs and liabilities of CCNH and issuance costs as described in Section 1 above, and all of the amounts received upon the sale of the Notes, plus all investment earnings thereon (the "**Proceeds**") are needed for the purpose for which the Notes of each series are being issued.

(2) The Issuer expects to apply proceeds of the applicable Notes to the costs in (1) above within three (3) months of the issuance of such Notes.

(3) The Issuer has on hand no funds which could legally and practically be used for the purposes hereof which are not pledged, budgeted, earmarked or otherwise necessary to be used for other purposes. Accordingly, no portion of the Proceeds will be used (i) directly or indirectly to replace funds of the Issuer or any agency, department or division thereof that could be used for such purposes, or (ii) to replace any proceeds of any prior issuance of obligations by the Issuer. No portion of the Notes is being issued solely for the purpose of investing the Proceeds at a Yield higher than the Yield on the Notes. For purposes of this Section 14, "**Yield**" means that yield (that is, the discount rate) which when used in computing the present worth of all payments of principal and interest to be paid on an obligation (using semi-annual compounding on the basis of a 360-day year) produces an amount equal to its issue price, including accrued interest, and the purchase price of the Notes is equal to the first offering price at which more than 10% of the principal amount of the Notes is sold to the public (excluding bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers).

(4) All principal proceeds of the Notes will be deposited in the Proceeds Fund for the purposes described in Section 1 above, and any accrued interest and premium received on the delivery of the Notes, if any, will be deposited in the Debt Service Fund and used to pay the first interest due on the Notes. Earnings on investment of moneys in any fund or account will be credited to that fund or account. Costs for the purposes described in Section 1 above, including issuance costs of the Notes, will be paid from the Proceeds Fund, and no other moneys are expected to be deposited therein. Interest on and principal of a particular Note will be paid from the Debt Service Fund as identified to such series. No Proceeds will be used more than 30 days after the date of issue of the Applicable Notes for the purpose of paying any principal or interest on any issue of bonds, notes, certificates or Notes or on any installment contract or other obligation of the Issuer or for the purpose of replacing any funds of the Issuer used for such purpose.

(5) The Debt Service Fund is established to achieve a proper matching of revenues and earnings with debt service requirements. Other than any amounts held to pay principal of matured Notes that have not been presented for payment, it is expected that any moneys deposited in the Debt Service Fund, as identified to a particular series of Notes, will be spent within the 12-month period beginning on the date of deposit. Any earnings from the investment of amounts in such Debt Service Fund will be spent within a one-year period beginning on the date of receipt of such investment earnings. Other than any amounts held to pay principal of matured Notes that have not been presented for payment, it is expected that the Debt Service Fund, as identified to a particular series of Notes, will be depleted on or before the maturity date of the related Notes.

(6) Other than deposits of Anticipated Revenues into the Debt Service Fund, no funds or accounts have been or are expected to be established, and no moneys or property have been or are expected to be pledged (no matter where held or the source thereof) which will be available to pay, directly or indirectly, the Notes or restricted so as to give reasonable assurance of their availability for such purposes. No property of any kind is pledged to secure, or is available to pay, obligations of the Issuer to any credit enhancer or liquidity provider.

(7) (a) All amounts on deposit in each Proceeds Fund or Debt Service Fund, as identified to a particular series of Notes, and all Proceeds, no matter in what funds or accounts deposited ("**Gross Proceeds**"), to the extent not exempted in (b) below, and all amounts in any fund or account pledged directly or indirectly to the payment of the related Notes which will be available to pay, directly or indirectly, such Notes or restricted so as to give reasonable assurance of their availability for such purpose contrary to the expectations set forth in (6) above, shall be invested at market prices and at a Yield not in excess of the Yield on the related Notes.

(b) The following may be invested without Yield restriction:

(i) amounts invested in obligations described in Section 103(a) of the Internal Revenue Code of 1986, as amended (but not specified private activity bonds as defined in Section 57(a)(5)(C) of the Code), the interest

on which is not includable in the gross income of any registered owner thereof for federal income tax purposes (“**Tax-Exempt Obligations**”);

(ii) amounts deposited in the Debt Service Fund that are reasonably expected to be expended within 12 months from the deposit date and are to have not been on deposit therein for more than 12 months; and

(iii) all amounts for the first 30 days after they become Gross Proceeds (in general the date of deposit in any fund or account securing the applicable Notes); and

(8) Subject to (17) below, once moneys are subject to the Yield limits of (7)(a) above, such moneys remain Yield restricted until they cease to be Gross Proceeds.

(9) As set forth in Section 148(f)(4)(D) of the Internal Revenue Code of 1986, as amended, the Issuer is excepted from the required rebate of arbitrage profits on the Notes because the Issuer is a governmental unit with general taxing powers, none of the Notes is a “**private activity bond**” as defined in Section 141(a) of the Internal Revenue Code of 1986, as amended, all the net proceeds of the Notes are to be used for the local government activities of the Issuer, and the aggregate face amount of all Tax-Exempt Obligations (other than “**private activity bonds**” as defined in Internal Revenue Code of 1986, as amended) issued by the Issuer and all subordinate entities thereof during the calendar year of issuance of Notes, including the Notes, is not reasonably expected to exceed \$5,000,000 under such Section 148(f)(4)(D). If such amount is exceeded, the Issuer will consult Bond Counsel concerning rebate obligations under Section 148 of the Code.

(10) None of the Proceeds will be used, directly or indirectly, to replace funds which were used in any business carried on by any person other than a state or local governmental unit.

(11) The payment of the principal of or the interest on any Notes will not be, directly or indirectly (A) secured by any interest in (i) property used or to be used for a private business activity by any person other than a state or local governmental unit in violation of Section 141 of the Code, or (ii) payments in respect of such property, or (B) derived from payments (whether or not by or to the Issuer), in respect of property, or borrowed money, used or to be used for a private business activity by any person other than a state or local governmental unit in violation of Section 141 of the Code.

(12) The Issuer reasonably expects to achieve a cumulative tax flow deficit equal to not less than 90% of the Proceeds of the Notes within 6 months of the particular related series of Notes. The Issuer is now experiencing, or imminently expects to experience, a cumulative tax flow deficit equal to not less than 90% of the Proceeds of each series of Notes. None of the Proceeds will be used, directly or indirectly, to make or finance loans to persons other than a state or local governmental unit.

(13) No user of facilities in respect of the Notes other than a state or local government unit will use such facilities on any basis other than the same basis as the general public, and no person other than a state or local governmental unit will be a user of such facilities as a result of (i) ownership, or (ii) actual or beneficial use pursuant to a lease or a management or incentive payment contract in violation of Rev. Proc. 9713, or (iii) any other similar arrangement.

(14) Beginning on the 15th day prior to the sale of each series of Notes, the Issuer will not have sold or delivered, and will not sell or deliver (nor will it deliver within 15 days after the date of issue of such Notes), any other obligations pursuant to a common plan of financing, which will be paid out of substantially the same source of funds (or which will have substantially the same claim to be paid out of substantially the same source of funds) as such Notes or will be paid directly or indirectly from Proceeds.

(15) No portion of facilities in respect of the Notes is expected to be sold or otherwise disposed of prior to the last maturity of the related Notes.

(16) The Issuer has not been notified of any disqualification or proposed disqualification of it by the Internal Revenue Service as a bond issuer which may certify bond issues under the Regulations.

(17) The Yield restrictions contained in (7) above or any other restriction or covenant contained herein may be violated or changed if the Issuer receives an opinion of Bond Counsel to the effect that such violation or change will not adversely affect the tax-exempt status of interest on Notes to which it is otherwise entitled.

(18) The Issuer acknowledges that any changes in facts or expectations from those set forth herein may result in different Yield restrictions or rebate requirements from those set forth herein and that Bond Counsel should be contacted if such changes do occur.

(19) The Corporate Authorities have no reason to believe the facts, estimates, circumstances and expectations set forth herein are untrue or incomplete in any material respect. On the basis of such facts, estimates, circumstances and expectations, it is not expected that the Proceeds or any other moneys or property will be used in a manner that will cause any Notes to be arbitrage bonds within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended, and of the Regulations. To the best of the knowledge and belief of the Corporate Authorities, such expectations are reasonable, and there are no other facts, estimates and circumstances that would materially change such expectations.

The Issuer also agrees and covenants with the registered owners of Notes from time to time outstanding that, to the extent possible under Illinois law, it will comply with whatever federal tax law is adopted in the future which applies to the Notes and affects the tax-exempt status of any Notes.

The Corporate Authorities hereby authorize the officials of the Issuer responsible for issuing the Notes, the same being the County Board Chairman, County Clerk, the County Treasurer and the County Administrator of the Issuer, to make such further covenants and certifications as may be necessary to assure that the use thereof will not cause the Notes to be arbitrage bonds and to assure that the interest in the Notes will be excluded from gross income for federal income tax purposes. In connection therewith, the Issuer and the Corporate Authorities further agree: (a) through the officers of the Issuer, to make such further specific covenants, representations as shall be truthful, and assurances as may be necessary or advisable; (b) to consult with Bond Counsel approving the Notes and to comply with such advice as may be given; (c) to pay to the United States, as necessary, such sums of money representing required rebates of excess arbitrage profits relating to the Notes; (d) to file such forms, statements, and supporting documents as may be required and in a timely manner; and (e) if deemed necessary or advisable, to employ and pay fiscal agents, financial advisors, attorneys, and other persons to assist the Issuer in such compliance.

Section 15. Bank Qualified. This section shall apply only to tax-exempt Notes. Pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as amended, the Issuer hereby designates the Notes of each series as “**qualified tax-exempt obligations**” as defined in such Section 265(b)(3). The Issuer represents that the reasonably anticipated amount of tax-exempt obligations that will be issued by the Issuer and all subordinate entities of the Issuer during the calendar year in which the Notes are issued will not exceed \$10,000,000 within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. The Issuer covenants that it will not so designate and issue more than \$10,000,000 aggregate principal amount of tax-exempt obligations in such calendar year. For purposes of this Section 15, the term “**tax-exempt obligations**” includes “**qualified 501(c)(3) Bonds**” (as defined in the Section 145 of the Internal Revenue Code of 1986, as amended) but does not include other “**private activity bonds**” (as defined in Section 141 of the Internal Revenue Code of 1986, as amended).

Section 16. Contract and Severability. The provisions of this resolution shall constitute a contract between the Issuer and the owners of the Notes. Any pledge made in this resolution and the provisions, covenants and agreements herein set forth to be performed by or on behalf of the Issuer shall be for the equal benefit, protection and security of the owners of any and all of the Notes. All of the Notes, of a particular series regardless of the time or times of their issuance, shall be of equal rank without preference, priority or distinction of any of the Notes over any other thereof, except as expressly provided in or pursuant to this resolution. This resolution and the Act shall constitute full authority for the issuance of the Notes, and to the extent that the provisions of this resolution conflict with the provisions of any other ordinance or resolution of the Issuer, the provisions of this resolution shall control. If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this resolution.

Section 17. Conflict and Repeal. All ordinances, resolutions or parts thereof in conflict herewith be and the same are hereby repealed to the extent of such conflict, and this resolution shall be in full force and effect forthwith upon its adoption.

Section 18. Effective Date. This resolution shall become effective after its adoption as required by applicable law.

Upon motion by County Board Member _____, seconded by County Board Member _____, adopted this 17th day of November, 2011, by roll call vote, as follows:

Ayes (names): _____

Nays (names): _____

Absent (names): _____

(SEAL)

Attest:

County Clerk, as *ex officio* Clerk to
the County Board

County Board Chairman

STATE OF ILLINOIS)
)
THE COUNTY OF CHAMPAIGN) SS.

CERTIFICATION OF RESOLUTION

I, the undersigned, do hereby certify that I am the duly qualified and acting County Clerk of The County of Champaign, Illinois (the “County”), and that as such official I am the keeper of the records and files of the County and the County Board (the “Corporate Authorities”).

I do further certify that the foregoing is a full, true and complete excerpt from the proceedings of the meeting of the Corporate Authorities held on the 17th day of November, 2011, insofar as the same relates to the adoption of a resolution numbered and entitled:

RESOLUTION NO. 7968

A RESOLUTION AUTHORIZING THE ISSUANCE OF REVENUE ANTICIPATION NOTES OF THE COUNTY OF CHAMPAIGN, ILLINOIS, AND PROVIDING THE DETAILS OF SUCH NOTES, AND RELATED MATTERS,

a true, correct and complete copy of which resolution as adopted at such meeting appears in the foregoing transcript of the minutes of such meeting.

I do further certify that the deliberations of the Corporate Authorities on the adoption of such resolution were conducted openly, that the vote on the adoption of such resolution was taken openly and was preceded by a public recital of the matter being considered and such other information as would inform the public of the business being conducted, that such meeting was held at a specified time and place convenient to the public, that the meeting agenda was duly posted on the County’s website and at the County Courthouse and the Brookens Administrative Center at least 48 hours before the meeting, that notice of such meeting was duly given to all of the news media requesting such notice, that such meeting was called and held in strict compliance with the provisions of the open meetings laws of the State of Illinois, as amended, and with the provisions of the Counties Code of the State of Illinois, as amended, and that the Corporate Authorities have complied with all of the procedural rules of the Corporate Authorities.

IN WITNESS WHEREOF, I hereunto affix my official signature, this _____ day of _____, 2011.

(SEAL)

County Clerk

RESOLUTION NO. 7948

RESOLUTION AUTHORIZING RENEWAL OF A LOAN FROM THE GENERAL CORPORATE FUND TO THE NURSING HOME FUND

WHEREAS, The Nursing Home needs to renew a loan of \$333,142 for a period not to exceed one additional year to cover cash flow needs; and

WHEREAS, The General Corporate Fund has access to adequate reserves to renew this loan; and

WHEREAS, The tax levy for the General Corporate Fund for FY2011 is \$7,703,519, and there are no outstanding tax anticipation warrants or notes;

NOW, THEREFORE, BE IT RESOLVED That pursuant to 55 ILCS 5/5-1006.5, 55 ILCS 5/5-1016, 55 ILCS 5/3-10014, and the authority recognized in Gates V. Sweiter, 347 Ill. 353, 179 NE 837 (1932), the Champaign County Board approves renewal of a loan of \$333,142 from the General Corporate Fund to the Nursing Home for a period not to exceed one additional year; and

BE IT FURTHER RESOLVED That the County Auditor and County Treasurer are hereby authorized and requested to document the renewal of this loan and to repay this loan within one year from the Nursing Home Fund.

PRESENTED, ADOPTED, APPROVED, AND RECORDED This 17th day of November, A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

ORDINANCE NO. 895

FY2012 ANNUAL BUDGET AND APPROPRIATION ORDINANCE

WHEREAS, the Finance Committee of the Whole of the County Board of Champaign County, Illinois, has considered and determined the amounts of monies estimated and deemed necessary expenses to be incurred by and against the County of Champaign, State of Illinois, within and for the fiscal year beginning December 1, 2011 and ending November 30, 2012, and has further proposed County expenditures in the attached recommended Budget; and

WHEREAS, pursuant to 55 ILCS 5/6-1002, the attached recommended Budget includes the following:

- a. A statement of the receipts and payments and a statement of the revenues and expenditures of the fiscal year last ended.
- b. A statement of all monies in the county treasury or in any funds thereof, unexpended at the termination of the fiscal year last ended, of all amounts due or accruing to such county, and of all outstanding obligations or liabilities of the county incurred in any preceding fiscal year.
- c. Estimates of all probable income for the current fiscal year and for the ensuing fiscal year covered by the budget, specifying separately for each of said years the estimated income from taxes, from fees, and from all other sources. The estimated income from fees shall indicate both the estimated total receipts from fees by county fee officers and the estimated net receipts from fees to be paid into the county treasury.
- d. A detailed statement showing estimates of expenditures for the current fiscal year, revised to the date of such estimate, and, separately, the proposed expenditures for the ensuing fiscal year for which the budget is prepared. Said revised estimates and proposed expenditures shall show the amounts for current expenses and capital outlay, shall specify the several objects and purposes of each item of current expenses, and shall include for each of said years all floating indebtedness as of the beginning of the year, the amount of funded debt maturing during the year, the interest accruing on both floating and funded debt, and all charges fixed or imposed upon counties by law.
- e. A schedule of proposed appropriations itemized as provided for proposed expenditures included in the schedule prepared in accordance with the provisions of paragraph (d) hereof, as approved by the county board.

WHEREAS, the level of appropriation for each fund and department is defined by the amount as listed with the following exceptions: the legal level of control in all departments (except the Regional Planning Commission) is by category, Personnel and Non-Personnel, for each department or group of departments within the same fund and headed by the same administrator. Transfers between any line items in the Personnel category and transfers between any line items in the Non-Personnel category, in the same department or group of departments headed by the same administrator within the same fund, may be made by notifying the County Auditor on forms provided by the Auditor. Transfers between the Personnel and Non-Personnel categories, as well as transfers between different departments headed by different administrators may be made only with the approval of a 2/3 vote of the full County Board; and

WHEREAS, the Regional Planning Commission’s legal level of budgetary control is by fund. Transfers between any line items in the same department or group of departments within the same fund may be made by notifying the county Auditor on standardized forms;

NOW, THEREFORE, BE IT ORDAINED by the Champaign County Board that the attached recommended Budget is hereby adopted as the Annual Budget and Appropriation Ordinance of Champaign County for the fiscal year beginning December 1, 2011 and ending November 30, 2012.

PRESENTED, PASSED, APPROVED, AND RECORDED by the County Board of Champaign County, Illinois, at the recessed September, A.D. 2011 session.

Dated this 17th day of November, A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

AYE ____ NAY ____ ABSENT ____

ATTEST:

Gordy Hulten, County Clerk & ex-officio
Clerk of the Champaign County Board

ORDINANCE NO. 894

FY2012 ANNUAL TAX LEVY ORDINANCE

WHEREAS, we the County Board of Champaign County, Illinois, have determined that for County purposes, it will be necessary to levy a tax in the total amount of \$27,998,766 on the real property and railroad property, in Champaign County, Illinois, for raising of monies for the several objects and purposes specified in the FY2012 Annual Budget and Appropriation Ordinance,

NOW, THEREFORE, BE IT ORDAINED that there is hereby levied a tax in the amount of \$7,876,733 for the County General Corporate purposes;

\$ 108,799 for salaries and operating budget of the Board of Review
\$ 536,464 for salaries of the County Clerk's Office
\$1,039,084 for salaries and operating budget of the Circuit Court
\$4,960,199 for salaries and operating budget of the Correctional Center
\$ 651,990 for salaries and operating budget of the State's Attorney's Office
\$ 580,197 for salaries and operating budget of the Public Defender's Office;

BE IT FURTHER ORDAINED that there is hereby levied a tax in the amount of \$1,146,635 for the purpose of purchasing insurance against any loss or liability which may be imposed upon the County, in accordance with 745 ILCS 10/9-107, said \$1,146,635 is exclusive of and in addition to those sums heretofore levied; and

\$463,500 levied for liability/property insurance/claims reserve
\$683,135 levied for Worker Compensation and unemployment insurance/claims reserve;

BE IT FURTHER ORDAINED that there is hereby levied a tax, in the amount of \$2,023,044 as the County Highway Tax, as provided in the Illinois Highway Code, being for the purpose of improving, repairing, maintaining, constructing, and reconstructing highways in this county required to be repaired, maintained, and constructed by the County in accordance with 605 ILCS 5/5-601, said sum raised to be placed in a separate fund known as the County Highway Fund, which \$2,023,044 is exclusive of and in addition to those sums heretofore levied; and

\$1,721,768 levied for Highway Department employee salaries and fringe benefits
\$ 301,276 levied for operating budget of Highway Department;

BE IT FURTHER ORDAINED that there is hereby levied a tax, in the amount of \$1,015,174 as provided in the Illinois Highway Code, for the County Bridge Fund for expenditures payable from the County Bridge Fund and for the purpose of constructing and repairing bridges, culverts, drainage structures or grade separations, including approaches thereto, on public roads in the County, required to be so constructed and repaired by the County under the Illinois Highway Code, in accordance with 605 ILCS 5/5-602, said sum of \$1,015,174 being exclusive of and in addition to those sums heretofore levied; and

\$1,015,174 levied for bridges, culverts and engineering fees;

BE IT FURTHER ORDAINED that there is hereby levied a tax, in the amount of \$3,751,272 for the purpose of providing community mental health facilities and services in Champaign County, pursuant to an election held November 7, 1972, authorizing a levy of a tax not to exceed 10 percent of the full assessed valuation, and amendments to the Community Mental Health Act, 405 ILCS 20/4, authorizing an increase to the maximum levy of tax not to exceed .15 percent of the full assessed valuation, said sum shall be placed into a special fund in the Champaign County Treasury to be designated as the "Community Mental Health Fund" and shall be used only for the purpose specified in the Illinois Compiled Statutes; said sum of \$3,751,272 is exclusive of and in addition to those sums heretofore levied; and

- \$ 461,900 levied for Mental Health Board employee salaries and fringe benefits
- \$3,242,984 levied for Mental Health grants to service providers
- \$ 24,525 levied for Mental Health Board facility/office rental
- \$ 21,863 levied for Mental Health Board public relations;

BE IT FURTHER ORDAINED that there is hereby levied a tax, in the amount of \$3,118,741 in accordance with an act entitled Illinois Municipal Retirement Fund Act, as amended, 40 ILCS 5/7-171, and being for the purpose of making county contributions to said Illinois Municipal Retirement Fund as required by law, said \$3,118,741 being exclusive of and in addition to those sums heretofore levied; and

\$3,118,741 levied for General Corporate Employer Retirement Costs;

BE IT FURTHER ORDAINED that there is hereby levied a tax, in the amount of \$1,544,476 for the purpose of participation in the Federal Social Security Insurance Program and Federal Medicare Program, in accordance with 40 ILCS 5/21-110 to 5/21-110.1, said \$1,544,476 is exclusive of and in addition to those sums heretofore levied; and

\$1,544,476 levied for General Corporate Employer Social Security and Medicare.

BE IT FURTHER ORDAINED that there is hereby levied a tax, in the amount of \$7,303 for the purpose of providing funds to pay expenses in the construction and maintenance of highways in the federal aid network or County highway network in accordance with 605 ILCS 5/5-603, and said sum of \$7,303 shall be placed in a separate fund known as the Matching Fund and is exclusive of and in addition to those sums heretofore levied; and

\$7,303 levied for road improvement match funds;

BE IT FURTHER ORDAINED that there is hereby levied a tax, in the amount of \$408,991 for the purpose of the County's share of the Cooperative Extension service programs, in accordance with 505 ILCS 45/8, said \$408,991 is exclusive of and in addition to those sums heretofore levied; and

\$408,991 levied for Cooperative Extension Education Programs;

BE IT FURTHER ORDAINED that there is hereby levied a tax, in the amount of \$953,095 for the purpose of the County Health Fund in accordance with 70 ILCS 905/15 and 55

ILCS 5/5-25010 to 5-25011, said \$953,095 shall be held in a separate fund known as the County Health Fund and is exclusive of and in addition to those sums heretofore levied; and

\$404,208 levied for public health services in Champaign County outside of Champaign-Urbana

\$548,887 levied for rebate to the Champaign-Urbana Public Health District;

BE IT FURTHER ORDAINED that there is hereby levied a tax, in the amount of \$1,033,432 for the purpose of the County Nursing Home Fund in accordance with 55 ILCS 5/5-21001, said \$1,033,432 shall be held in a separate fund known as the Champaign County Nursing Home Fund, and is exclusive of and in addition to those sums heretofore levied; and

\$1,033,432 levied for Nursing Home employee salaries and fringe benefits.

BE IT FURTHER ORDAINED that there is hereby levied a tax, in the amount of \$1,446,363 for the purpose of paying the principal and interest due on Nursing Home Construction Bonds dated February 26, 2003, issued pursuant to County Board Resolution No. 4644 adopted February 6, 2003, said sum of \$1,446,363 is exclusive of and in addition to those sums heretofore levied; and

\$1,446,363 levied for bond principal/interest payments;

BE IT FURTHER ORDAINED that there is hereby levied a tax, in the amount of \$3,673,507 for the purpose of providing facilities or services for the benefit of residents in Champaign County who are mentally retarded or under a developmental disability and who are not eligible to participate in any such program conducted under Article 14 of the School Code, pursuant to an election held November 2, 2004, authorizing a levy of a tax not to exceed .1 percent of the full assessed valuation, said sum shall be placed into a special fund in the Champaign County Treasury to be designated as the "Fund for Persons With a Developmental Disability" and shall be used only for the purpose specified in 55 ILCS 105; said sum of \$3,673,507 is exclusive of and in addition to those sums heretofore levied; and

\$3,382,807 levied for grants to service providers

\$ 290,700 levied for professional services in administering grants;

BE IT FURTHER ORDAINED that the sums heretofore levied in the total amount of \$27,998,766 be raised by taxation upon property in this County and the County Clerk of Champaign County is hereby ordered to compute and extend upon the proper books of the County Collector for the said year, the sums heretofore levied for so much thereof as will not in the aggregate exceed the limit established by law on the assessed valuation as equalized for the year 2011.

PRESENTED, PASSED, APPROVED and RECORDED by the County Board of Champaign County, Illinois, at the recessed September, A.D. 2011 session.

Dated this 17th day of November, A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

AYE ___ **NAY** ___ **ABSENT**

ATTEST:

Gordy Hulten, County Clerk & ex-officio
Clerk of the Champaign County Board

**TRUTH IN TAXATION
CERTIFICATE OF COMPLIANCE**

I, the undersigned, hereby certify that I am the presiding officer of the County of Champaign, Illinois, and as such presiding officer I certify that the levy ordinance, a copy of which is attached, was adopted pursuant to, and in all respects in compliance with the provisions of Section 18-60 through 18-85 of the "Truth in Taxation Law" or the levy ordinance does not exceed 105% of the previous year's extension.

This certificate applies to the RY2011 levy.

Date: November 18, 2011.

PRESIDING OFFICER: _____

C. Pius Weibel, Chair
Champaign County Board

RESOLUTION NO. 7949

RESOLUTION APPROVING ADDENDUM TO COUNTY ADMINISTRATOR EMPLOYMENT AGREEMENT

WHEREAS, The Champaign County Board entered into an employment contract with Debra L. Busey as County Administrator on June 18, 2009; and

WHEREAS, the Champaign County Board and County Administrator agree to change the terms and conditions of the County Administrator Employment Agreement as documented in Addendum B which is attached hereto and incorporated herein;

NOW, THEREFORE, BE IT RESOLVED by the Champaign County Board that the amendments to the County Administrator employment agreement with Debra L. Busey, as documented in Addendum B of this Resolution are hereby approved; and

BE IT FURTHER RESOLVED by the Champaign County Board that the Chair of the Champaign County Board is hereby authorized to execute the addendum to the County Administrator employment agreement with Debra L. Busey, as documented in Addendum B, as attached to this Resolution.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of November, A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

ADDENDUM B – COUNTY ADMINISTRATOR EMPLOYMENT AGREEMENT

WHEREAS, the Champaign County Board and County Administrator agree to amendments to the County Administrator Employment Agreement documented in this Addendum B, set forth as follows, and further acknowledge that all other terms and conditions of the Agreement entered into on June 18, 2009 and modified in Addendum A to that Agreement entered into on July 22, 2010, shall continue in full force and effect.

Section 2 – Term

1. Pursuant to the provisions of Section 2-C – the ending date for the contract term is amended from November 30, 2013 to November 30, 2015.

Section 4 – Salary

1. Pursuant to the wage reopener in 2011, as documented in Addendum A to the Agreement, the salary for the Employee is to be adjusted as follows:
 - a. Effective on December 1, 2011 for FY2012, the FY2011 base annual salary rate shall be increased by 3%;
 - b. Effective on December 1, 2012 for FY2013, the FY2012 base annual salary rate shall be increased by 3%;
 - c. Effective on December 1, 2013 for FY2014, the FY2013 base annual salary rate shall be increased by 3%, and the Employer shall make additional annual contribution of \$10,000, in equal monthly installments, to a deferred compensation plan for the County Administrator;
 - d. Effective on December 1, 2014 for FY2015, the FY2014 base annual salary rate shall be increased by 3%, and the Employer shall make additional annual contribution of \$15,000, in equal monthly installments, to a deferred compensation plan for the County Administrator.

Section 15 – Severance Pay

Step 1: From the effective date of this contract – November 30, 2011, an amount equal to four (4) months of the Employee’s annual base salary; from December 1, 2011 – November 30, 2013~~5~~, an amount equal to three (3) months of the Employee’s annual base salary.

IN WITNESS WHEREOF, the County of Champaign has caused this Addendum to Employment Agreement to be signed and executed in its behalf by its County Board Chair, and duly attested by its County Clerk, and the Employee has signed and executed this Agreement, both in duplicate.

C. Pius Weibel, Chair

DATE

Champaign County Board

ATTEST:

Gordy Hulten, County Clerk and
Ex-Officio Clerk of the County Board

Debra L. Busey
County Administrator

DATE

ATTEST:

Notary Public

RESOLUTION NO. 7964

PURCHASES NOT FOLLOWING PURCHASING POLICY

November 2011

FY2011

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 November 17, 2011 are hereby approved for payment.

PRESENTED, ADOPTED, APPROVED, AND RECORDED This 17th day of November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

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#118-080	10/25/11	Re-attach courthouse spire	Advanced Wayne-Cain & Sons	\$ 9,083.09
PURCHASE ORDER WITH NO GSA CONTRACT & NOT LET FOR BID						
** County Clerk	080-022-544.30	VR#022-208 PO 3412	10/24/11	2011 Ford Van	Ford City	\$ 22,345.00
FY12 EXPENSES CHARGED ON CREDIT CARD BEFORE LEGALLY APPROPRIATED						
** Regional Planning	075-862-533.95	VR#029-2293	10/28/11	Registrations for Dec conf	Visa Cardmember Service	\$ 1,580.00
CREDIT CARD CHARGES WITH TAX						
** Head Start	104-836-533.95	VR#104-2442	11/02/11	Training food 10/19	Visa Cardmember Service	\$ 20.49
CREDIT CARD BILL PAID WITHOUT RECEIPTS						
** Access initiative Grant	641-053-533.84	VR#641-264	10/21/11	Meeting food 9/15 Art Mart	Visa Cardmember Service	\$ 29.24
** Correctional Center	080-140-533.95	VR#140-537	10/05/11	Meal 9/14 Popeye's	Visa Cardmember Service	\$ 8.64
FY2010 EXPENDITURES PAID IN FY2011						
** Correctional Center	080-140-533.06	VR#140-525	10/04/11	Medical service 6/8-11/2/10	Carle Physician Group	\$ 191.34
** Circuit Clerk	080-030-533.07	VR#030-094	10/04/11	Out of state service 8/26/10	Pottawattamie County Sheriff	\$ 39.00

*****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. 7947

PAYMENT OF CLAIMS AUTHORIZATION

November 2011

FY 2011

WHEREAS, The County Auditor has examined the Expenditure Approval List of Claims against the County of Champaign totaling \$6,595,047.29 including warrants 459466 through 460626; and

WHEREAS, The claims included on the list were paid in accordance with Resolution No. 3190; 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 \$6,595,047.29 including warrants 459466 through 460626 is approved.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th, day of November, A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7971

RESOLUTION SUPPORTING THE NAMING OF THE UNITED STATES COURTHOUSE IN URBANA, ILLINOIS AFTER JAMES R. BURGESS, JR.

WHEREAS, James R. Burgess, Jr. served with heroism and distinction in World War II as a First Lieutenant and commander of Charlie Company in the 761st Tank Battalion, United States Army, which was the first African-American armor unit to see combat in the European Theater of Operations; and

WHEREAS, James R. Burgess, Jr. was elected State's Attorney for Champaign County, Illinois in 1972, the first African-American to be elected to county-wide office in Champaign County, and served with distinction for four years; and

WHEREAS, James R. Burgess, Jr. was appointed United States Attorney for the Eastern District of Illinois in 1977, which became the Central District of Illinois in 1978, and served in that position through 1982; and

WHEREAS, James R. Burgess, Jr. and his record of military and public service are worthy of remembrance so that they may be a source of pride and inspiration for future generations of Champaign County citizens;

NOW, THEREFORE, BE IT RESOLVED by the County Board of Champaign County, Illinois, to request that the Senior U.S. Senator from Illinois, the Honorable Richard J. Durbin; the Junior U. S. Senator from Illinois, the Honorable Mark Kirk; and the U. S. Representative for the 15th Congressional District of Illinois, the Honorable Timothy V. Johnson, pursue and take actions as necessary to name the United States Courthouse in Urbana, Illinois, after James R. Burgess, Jr. in recognition of his service on behalf of the United States of America, the State of Illinois, and the County of Champaign.

PRESENTED, ADOPTED, APPROVED and RECORDED this 17th day of November A.D. 2011.

C. Pius Wiebel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk and
Ex-Officio Clerk of the County Board

RESOLUTION NO. 7938


**PETITION REQUESTING AND RESOLUTION APPROVING
APPROPRIATION OF FUNDS FROM THE COUNTY BRIDGE FUND
PURSUANT TO 605 ILCS 5/5-501**

PETITION

Petitioner, Rick Wolken, hereby requests an appropriation of funds from the Champaign County Bridge Fund pursuant to 605 ILCS 5/5-501. In support of this petition, Petitioner states the following:

1. Petitioner is the duly elected Highway Commissioner for the Somer Road District, Champaign County, Illinois; and
2. There is a culvert located between Sections 24 & 25, which is in poor condition and is inadequate to serve the needs of the traveling public; and
3. To ensure the adequacy of said structure for the traveling public, it is necessary that said structure be replaced; and
4. The cost of replacing the aforesaid structure is estimated to be \$36,000.00, which will be more than .02% of the value of all the taxable property in the Somer Road District, as equalized or assessed by the Department of Revenue; and
5. The tax rate for road purposes in the Somer Road District was in each year for the last two (2) years not less than the maximum allowable rate provided for in Section 6-501 of the Illinois Highway Code (605 ILCS 5/6-501); and
6. The Somer Road District is prepared to pay one-half of the cost of the replacement of said structure.

Respectfully submitted,


Commissioner of Highways of
Somer Road District,
Champaign County, Illinois

RESOLUTION

WHEREAS, the County Board finds that based on the representations in the foregoing Petition, it required pursuant to 605 ILCS 5/5-501 to provide the requested aid.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Champaign County as follows:

1. The County Board hereby appropriates from the County Bridge Fund a sufficient sum to meet one-half the cost of replacing the aforesaid structure.
2. The County Board hereby directs the County Engineer to cause plans and specifications to be prepared for said improvement.
3. The County Board hereby orders that said improvement be made under the general supervision of the County Engineer, either by the letting of a contract or by the County Highway Department doing the work.
4. The County Board hereby directs the County Engineer to certify to the County Board when the work has been satisfactorily completed to meet his or her approval. Such certificate shall include an itemized account of the cost of all items of work incurred in the completion of said improvement, and shall show the division of cost between the County and the Somer Road District.
5. The County Board further directs the County Engineer to file said certificate with the clerk of the Somer Road District.
6. This Resolution shall become effective upon its adoption.

PRESENTED, ADOPTED, APPROVED and RECORDED this 17th day of November, 2011.

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

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board



SOMER TOWNSHIP
SEC. 11-2597B-DD-BR
CULV. REPLACEMENT
SECS 24/25 - TR141A

CHAMPAIGN COUNTY - CULVERT REPLACEMENT
SEC. 11 - 2597B-DD-BR SOMER TWP
T.R. 141A (C.R. 2000N)

RESOLUTION NO. 7939

RESOLUTION APPROVING A CONTRACT EXTENSION TO THE AGREEMENT REGARDING PROVISION OF RECYCLING AND/OR REFURBISHING SERVICES FOR THE COUNTYWIDE RESIDENTIAL ELECTRONICS COLLECTION EVENTS FOR 2012

WHEREAS, the Champaign County Board entered into a Lease Agreement and a Contractor Agreement regarding the 2010 and 2011 Countywide Residential Electronics Collection Events on February 18, 2010 and revised agreements on April 22, 2010 and March 17, 2011; and

WHEREAS, the Champaign County Board has been informed organizers from the local jurisdictions participating in these collections would like to continue the Countywide collections on a reduced schedule (from 4 to 2) during 2012; and

WHEREAS, the organizers would like to additionally allow for a 3rd Countywide collection to occur during 2012, only if community response to a first collection appears sufficient to warrant a 3rd collection; and

WHEREAS, Amendments to the Lease Agreement and Contractor Agreement have been prepared documenting the responsibilities of the parties;

NOW, THEREFORE BE IT RESOLVED that the Champaign County Board approves the amendments to the Lease Agreement and Contractor Agreement for the Countywide Residential Electronics Collection Events for 2012.

PRESENTED, ADOPTED, APPROVED AND RECORDED this 17th day of November, A.D 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten County Clerk and
Ex-Officio Clerk of the Champaign
County Board

ORDINANCE NO. 893

AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN INTERGOVERNMENTAL COOPERATION AGREEMENT AND CERTAIN DOCUMENTS IN CONNECTION THEREWITH; AND RELATED MATTERS.

WHEREAS, the County of Champaign, Illinois, is a municipality duly organized and validly existing under the Constitution and the laws of the State of Illinois (the "*Municipality*"); and

WHEREAS, pursuant to the Constitution and the laws of the State of Illinois, and particularly 65 *Illinois Compiled Statutes 2010, 5/11-74.5-1 et seq.*, as supplemented and amended (the "*Act*"), the Municipality is authorized to issue its revenue bonds in order to aid in providing an adequate supply of safe, decent and sanitary residential housing for low and moderate income persons and families within the Municipality, which such persons and families can afford, which constitutes a valid public purpose for the issuance of revenue bonds by the Municipality; and

WHEREAS, pursuant to the Constitution and the laws of the State of Illinois, and particularly 30 *Illinois Compiled Statutes 2010, 340/7*, as supplemented and amended (the "*MCC Act*"), and pursuant to Section 25 of the Internal Revenue Code of 1986, as amended (the "*Code*"), an issuer authorized to issue qualified mortgage bonds under Section 143 of the Code is authorized to issue mortgage credit certificates under Section 25 of the Code in lieu of issuing such qualified mortgage bonds under Section 143 of the Code; and

WHEREAS, the Municipality is authorized to issue its revenue bonds under the Act, which constitute qualified mortgage bonds under Section 143 of the Code, and is thereby authorized to issue mortgage credit certificates under the MCC Act in lieu of such revenue bonds; and

WHEREAS, the Municipality has now determined that it is necessary, desirable and in the public interest to issue mortgage credit certificates to provide an adequate supply of safe, decent

and sanitary residential housing for low and moderate income persons and families within the Municipality, which such persons and families can afford; and

WHEREAS, pursuant to Section 10 of Article VII of the 1970 Constitution of the State of Illinois, the Intergovernmental Cooperation Act (*5 Illinois Compiled Statutes 2010, 220/1 et seq.*, as supplemented and amended), public agencies may exercise and enjoy with any other public agency in the State of Illinois any power, privilege or authority which may be exercised by such public agency individually, and pursuant to the Act, one or more municipalities (whether or not any of them are home rule units) may join together or cooperate with one another in the exercise, either jointly or otherwise, of any one or more of the powers conferred by the Act, the MCC Act or other enabling acts or powers pursuant to a written agreement, and, accordingly, it is now determined that it is necessary, desirable and in the public interest for the Municipality to enter into an Intergovernmental Cooperation Agreement (the "*Cooperation Agreement*") dated as of October 1, 2011, by and among the Municipality and certain other units of local government named therein (the "*Units*"), to provide for the joint issuance of such mortgage credit certificates to aid in providing an adequate supply of residential housing in such Units (the "*Program*"); and

WHEREAS, to provide for the Program, the City of Aurora, Kane, DuPage, Will and Kendall Counties, Illinois (the "*City*"), proposes to issue mortgage credit certificates in an aggregate principal amount not to exceed \$600,000,000 (the "*MCCs*") and to implement the Program from time to time by allocating the MCCs to certain qualified mortgage loans under the Program from time to time (the "*Mortgage Loans*"), on behalf of the Municipality and the other Units all under and in accordance with the Constitution and the laws of the State of Illinois; and

WHEREAS, a notice to the public and all interested mortgage lenders of the intent to implement the Program through the issuance of the MCCs has been published in *«Eff»*, a

newspaper of general circulation in the Municipality, pursuant to Section 25 of the Code, on «Hhh», 2011; and

WHEREAS, a form of the Cooperation Agreement has been presented to and is before this meeting;

NOW, THEREFORE, Be It Ordained by the County Board Chairperson of the County of Champaign, Illinois, as follows:

Section 1. That it is the finding and declaration of the County Board Chairperson of the Municipality that the issuance of the MCCs by the City and the implementation of the Program are advantageous to the Municipality, as set forth in the preamble to this authorizing ordinance, and therefore serves a valid public purpose; that this authorizing ordinance is adopted pursuant to the Constitution and the laws of the State of Illinois, and more particularly the Act, the MCC Act, Section 10 of Article VII of the 1970 Constitution of the State of Illinois and the Intergovernmental Cooperation Act; that the determination and definition of “maximum home value,” “minimum home value,” “persons of low and moderate income” and the other standards required by the Act are set forth in the program agreement referred to in the Cooperation Agreement; and that, by the adoption of this authorizing ordinance, the County Board Chairperson of the Municipality hereby approves the issuance of the MCCs for the purposes as provided in the preamble hereto, the text hereof and the notice of intent to implement the Program referred to in the preamble hereto, which notice is hereby incorporated herein by reference.

Section 2. That the form, terms and provisions of the proposed Cooperation Agreement be, and they are hereby, in all respects approved; that the County Board Chairperson of the Municipality be, and is hereby, authorized, empowered and directed to execute, and the County Clerk of the Municipality be, and is hereby, authorized, empowered and directed to attest

and to affix the official seal of the Municipality to, the Cooperation Agreement in the name and on behalf of the Municipality, and thereupon to cause the Cooperation Agreement to be delivered to the other Units; that the Cooperation Agreement is to be in substantially the form presented to and before this meeting and hereby approved or with such changes therein as shall be approved by the officer of the Municipality executing the Cooperation Agreement, his or her execution thereof to constitute conclusive evidence of his or her approval of any and all changes or revisions therein from the form of Cooperation Agreement before this meeting; that from and after the execution and delivery of the Cooperation Agreement, the officers, officials, agents and employees of the Municipality are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Cooperation Agreement as executed, including without limitation any allocations of unified volume cap to the issuance of the MCCs and the implementation of the Program; and that the Cooperation Agreement shall constitute and is hereby made a part of this authorizing ordinance, and a copy of the Cooperation Agreement shall be placed in the official records of the Municipality, and shall be available for public inspection at the principal office of the Municipality.

Section 3. That the County Board Chairperson, the County Clerk and the proper officers, officials, agents and employees of the Municipality are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents and certificates as may be necessary to carry out and comply with the provisions of the Cooperation Agreement and to further the purposes and intent of this authorizing ordinance, including the preamble to this authorizing ordinance.

Section 4. That all acts of the officers, officials, agents and employees of the Municipality heretofore or hereafter taken, which are in conformity with the purposes and intent

of this authorizing ordinance and in furtherance of the issuance of the MCCs and the implementation of the Program, be, and the same hereby are, in all respects, ratified, confirmed and approved, including without limitation the publication of the notice of intent to implement the Program.

Section 5. That the County Board Chairperson of the Municipality is hereby authorized to request unified volume cap from the Office of the Governor of the State of Illinois for the Program in each of the years of 2011, 2012, 2013 and 2014; that the Municipality hereby allocates all unified volume cap received or to be received by the Municipality from the Office of the Governor of the State of Illinois for the Program, if any, to the issuance of the MCCs; and that the Municipality, by the adoption of this authorizing ordinance, hereby represents and certifies that such volume cap has not been and will not be allocated to any other bond issue or transferred back to the Office of the Governor or otherwise.

Section 6. That after the Cooperation Agreement is executed by the Municipality, this authorizing ordinance shall be and remain irrevocable until the MCCs shall have been fully allocated.

Section 7. That the provisions of this authorizing ordinance are hereby declared to be separable, and if any section, phrase or provision of this authorizing ordinance shall for any reason be declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions of this authorizing ordinance.

Section 8. That all ordinances, resolutions and orders, or parts thereof, in conflict with the provisions of this authorizing ordinance are, to the extent of such conflict, hereby superseded; and that this authorizing ordinance shall be in full force and effect upon its adoption and approval as provided by law.

Presented, passed, approved and recorded by the County Board Chairperson of the
County of Champaign, Illinois, this 17th day of November, 2011.

Approved:

County Board Chairperson

[SEAL]

Attest:

County Clerk

Ayes: _____

Nays: _____

Absent or Not Voting: _____

County Board Member _____ moved, and County Board Member _____ seconded the motion, that said ordinance as presented and read by the County Clerk be adopted.

After a full discussion thereof, the County Board Chairperson directed that the roll be called for a vote upon the motion to adopt said ordinance, as read.

Upon the roll being called, the following members of the County Board voted:

AYE: _____
_____ .

NAY: _____ .

ABSENT OR NOT VOTING: _____ .

Whereupon the County Board Chairperson declared the motion carried and said ordinance adopted, and hereforth did approve and sign the same in open meeting and did direct the County Clerk to record the same in full in the records of the County Board Chairperson of the County of Champaign, Illinois.

* * *

(Other Business)

Upon motion duly made and seconded, the meeting was adjourned.

[SEAL]

County Clerk

STATE OF ILLINOIS)
) SS.
COUNTY OF CHAMPAIGN)

I, the undersigned, do hereby certify that I am the duly qualified and acting County Clerk of the County of Champaign, Illinois, and as such officer I am the keeper of the records and files of the County Board Chairperson of said County.

I do further certify that the foregoing constitutes a full, true and complete transcript of the minutes of the legally convened meeting of said County Board Chairperson of said County held on the 17th day of November, 2011, insofar as same related to the adoption of an ordinance entitled:

AN ORDINANCE authorizing the execution and delivery of an Intergovernmental Cooperation Agreement and certain documents in connection therewith; and related matters.

a true, correct and complete copy of which said ordinance as adopted at the same meeting appears in the foregoing transcript of the minutes of said meeting.

I do hereby further certify that the deliberations of the County Board Chairperson of said County on the adoption of said ordinance were taken openly; that the vote on the adoption of said ordinance was taken openly; that said meeting was called and held at a specified time and place convenient to the public; that notice of said meeting was duly given to all the news media requesting such notice; that an agenda for said meeting was posted at the location where said meeting was held and at the principal office of the County Board Chairperson of said County on a day which was not a Saturday, Sunday or legal holiday for Illinois municipalities at least forty-eight (48) hours in advance of the holding of said meeting; that said agenda contained a separate specific item concerning said ordinance; and that said meeting was called and held in strict accordance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and with the provisions of the Illinois Municipal Code, as amended, and that said County Board Chairperson has complied with all of the applicable provisions of said Act and said Code and its procedural rules in the adoption of said ordinance.

IN WITNESS WHEREOF, I have hereunto affixed my official signature and the seal of said County, this ____ day of _____, 2011.

County Clerk, County of Champaign,
Illinois

[SEAL]

MINUTES of a regular public meeting of the County Board of the
County of Champaign, Illinois held at
_____, _____, Illinois at 7:00
o'clock, P.M., on the 17th day of November, 2011.

The County Board Chairperson called the meeting to order, and directed the County Clerk to call the roll.

Upon the roll being called, the County Board Chairperson, and the following members of the County Board answered present: _____

_____.

The following members of the County Board were absent: _____

_____.

* * *

(Other Business)

_____ presented, and the County Clerk read in full, the following ordinance:

RESOLUTION NO. 7941
TRANSFER OF FUNDS

November 2011

FY 2011

WHEREAS, The Committee of the Whole has approved the following transfers between accounts within the fund listed below; and

WHEREAS, Sufficient amounts have been appropriated to support such transfers;

NOW, THEREFORE, BE IT RESOLVED That the Champaign County Board approves the following transfers within the FY2011 budget; and

BE IT FURTHER RESOLVED That the County Auditor be authorized and is hereby requested to make the following transfers in the FY2011 budget.

Budget Transfer #11-00014

Fund 080 General Corporate
Dept. 071 Public Properties

<u>TRANSFER TO</u> <u>ACCOUNT DESCRIPTION</u>	<u>AMOUNT</u>	<u>TRANSFER FROM</u> <u>ACCOUNT DESCRIPTION</u>
080-071-534.72 Satellite Jail Repair-Maintenance	\$2,350	080-071-511.44 No Benefit Part-Time Employees
080-071-534.25 Court Facility Repair-Maintenance	\$3,000	080-071-511.03 Regular Full-Time Employees
Total	\$5,350	

REASON: To Cover Remaining Fiscal Year Invoices – Funds From Salary Line Are Anticipated To Be Unspent.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7942
TRANSFER OF FUNDS

November 2011

FY 2011

WHEREAS, The Committee of the Whole has approved the following transfers between accounts within the fund listed below; and

WHEREAS, Sufficient amounts have been appropriated to support such transfers;

NOW, THEREFORE, BE IT RESOLVED That the Champaign County Board approves the following transfers within the FY2011 budget; and

BE IT FURTHER RESOLVED That the County Auditor be authorized and is hereby requested to make the following transfers in the FY2011 budget.

Budget Transfer #11-00015

Fund 080 General Corporate
Dept. 075 General County
021 Board of Review

<u>TRANSFER TO</u> <u>ACCOUNT DESCRIPTION</u>	<u>AMOUNT</u>	<u>TRANSFER FROM</u> <u>ACCOUNT DESCRIPTION</u>
080-021-511.02 Appointed Official Salary	\$5,827	080-075-533.99 Contingent Expense
	Total	\$5,827

REASON: To Transfer Money to Board of Review Budget to Pay Out Benefits as of 11/30/11 Due to Change in Payment Process for Appointed Positions.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of
November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7943
TRANSFER OF FUNDS

November 2011

FY 2011

WHEREAS, The Committee of the Whole has approved the following transfers between accounts within the fund listed below; and

WHEREAS, Sufficient amounts have been appropriated to support such transfers;

NOW, THEREFORE, BE IT RESOLVED That the Champaign County Board approves the following transfers within the FY2011 budget; and

BE IT FURTHER RESOLVED That the County Auditor be authorized and is hereby requested to make the following transfers in the FY2011 budget.

Budget Transfer #11-00016

Fund 080 General Corporate
Dept. 075 General County
010 County Board

<u>TRANSFER TO</u> <u>ACCOUNT DESCRIPTION</u>	<u>AMOUNT</u>	<u>TRANSFER FROM</u> <u>ACCOUNT DESCRIPTION</u>
080-010-511.06 Per Diem	\$7,000	080-075-533.99 Contingent Expense
Total	\$7,000	

REASON: To Move Money to Per Diem Line Item to Pay for Meetings Through November 30, 2011

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of
November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7940

BUDGET AMENDMENT

November 2011

FY 2011

WHEREAS, The Committee of the Whole has approved the following amendment to the FY2011 budget;

NOW, THEREFORE, BE IT RESOLVED That the Champaign County Board approves the following amendment to the FY2011 budget; and

BE IT FURTHER RESOLVED That the County Auditor be authorized and is hereby requested to make the following amendment to the FY2011 budget.

Budget Amendment #11-00057

Fund 476 Self-Funded Insurance
Dept. 118 Property/Liability Insurance

ACCOUNT DESCRIPTION

AMOUNT

Increased Appropriations:

533.26 Property Loss/Damage Claims

Total \$9,083
\$9,083

Increased Revenue:

369.80 Insurance Claims Reimbursement

Total \$9,083
\$9,083

REASON: Re-attachment of Spire to Courthouse. Reimbursement Received from Cincinnati Insurance Company.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of
November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST:

Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7944

TRANSFER OF FUNDS

November 2011

FY 2011

WHEREAS, The Committee of the Whole has approved the following transfers between accounts within the fund listed below; and

WHEREAS, Sufficient amounts have been appropriated to support such transfers;

NOW, THEREFORE, BE IT RESOLVED That the Champaign County Board approves the following transfers within the FY2011 budget; and

BE IT FURTHER RESOLVED That the County Auditor be authorized and is hereby requested to make the following transfers in the FY2011 budget.

Budget Transfer #11-00017

Fund 083 County Highway
Dept. 060 Highway

<u>TRANSFER TO</u> <u>ACCOUNT DESCRIPTION</u>	<u>AMOUNT</u>	<u>TRANSFER FROM</u> <u>ACCOUNT DESCRIPTION</u>
083-060-533.07 Professional Services	\$14,400	083-060-511.05 Temporary Salaries & Wages
	Total	\$14,400

REASON: To Reimburse Regional Planning Commission for Personnel Hired for the 2011 Traffic Counts

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7946

RESOLUTION AMENDING THE SCHEDULE OF AUTHORIZED POSITIONS

WHEREAS, The County Administrator has requested a change to the schedule of authorized positions for the Champaign County Administrative Services Department: the elimination of the Buyer position from the Administrative Services staffing and the addition of the Systems Administrator position to the Information Technology staffing; and

WHEREAS, The Committee of the Whole recommends approval to the Champaign County Board of the request to eliminate the Buyer position from the Administrative Services staffing and add the Systems Administrator position to the Information Technology staffing, effective December 1, 2011 upon approval of the County Board;

NOW, THEREFORE, BE IT RESOLVED by the Champaign County Board that the schedule of authorized positions is amended to eliminate the Buyer position from the Administrative Services staffing and add the Systems Administrator position to the Information Technology staffing of the Champaign County Administrative Services Department, effective December 1, 2011.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7945

RESOLUTION AUTHORIZING INTERGOVERNMENTAL AGREEMENT FOR ANIMAL CONTROL SERVICES WITH THE VILLAGE OF OGDEN

WHEREAS, Section 10 of Article VII of the Illinois Constitution of 1970 and the Illinois Intergovernmental Cooperation Act, 5ILCS 220/1et. 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") and the Village of Ogden (hereinafter "Village") desire to cooperate for the best interests of the County and the Village; and

WHEREAS, there is a need to respond to requests for animal control services within the Village; and

WHEREAS, the County has the ability to provide such services through the Champaign County Animal Control department; and

WHEREAS, An Intergovernmental Agreement for Animal Control Services between the County and the Village (hereinafter "Agreement") has been prepared; and

WHEREAS, the Agreement outlines the financial participation and service responsibilities of the parties.

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 Control Services with the Village of Ogden.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7956

RESOLUTION APPOINTING FRANK HOWARD TO THE SANGAMON VALLEY
PUBLIC WATER DISTRICT

WHEREAS, C. Pius Weibel has submitted to the County Board his appointment of Frank Howard to the Sangamon Valley Public Water District; and

WHEREAS, Such appointment requires the advice and consent of the County Board under 35 ILCS 200/6-5; and

WHEREAS, The Policy, Personnel, & Appointments Committee of the Whole recommends the appointment of Frank Howard to the Sangamon Valley Public Water District;

NOW, THEREFORE, BE IT RESOLVED By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Frank Howard to the Sangamon Valley Public Water District for an unexpired term commencing November 18, 2011 and ending May 31, 2015; and

BE IT FURTHER RESOLVED That the County Clerk transmit a certified copy of this resolution to: Frank Howard, 1105 Olen Drive, Mahomet IL 61853.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7950

RESOLUTION APPOINTING JASON ZAHND TO THE DEWEY COMMUNITY
PUBLIC WATER DISTRICT

WHEREAS, C. Pius Weibel has submitted to the County Board his appointment of Jason Zahnd to the Dewey Community Public Water District; and

WHEREAS, Such appointment requires the advice and consent of the County Board under 35 ILCS 200/6-5; and

WHEREAS, The Policy, Personnel, & Appointments Committee of the Whole recommends the appointment of Jason Zahnd to the Dewey Community Public Water District;

NOW, THEREFORE, BE IT RESOLVED By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Jason Zahnd to the Dewey Community Public Water District for an unexpired term commencing November 18, 2011 and ending May 31, 2016; and

BE IT FURTHER RESOLVED That the County Clerk transmit a certified copy of this resolution to: Jason Zahnd, 318 Railroad Street, Dewey IL 61840.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of
November 17, A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7955

RESOLUTION APPOINTING BERNIE MAGSAMEN TO THE
PUBLIC AID APPEALS COMMITTEE

WHEREAS, C. Pius Weibel has submitted to the County Board his appointment of Bernie Magsamen to the Public Aid Appeals Committee; and

WHEREAS, Such appointment requires the advice and consent of the County Board under 35 ILCS 200/6-5; and

WHEREAS, The Policy, Personnel, & Appointments Committee of the Whole recommends the appointment of Bernie Magsamen to the Public Aid Appeals Committee;

NOW, THEREFORE, BE IT RESOLVED By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Bernie Magsamen to the Public Aid Appeals Committee for a term commencing December 1, 2011 and ending November 30, 2013; and

BE IT FURTHER RESOLVED That the County Clerk transmit a certified copy of this resolution to: Bernie Magsamen, 1124CR 100E, White Heath, IL 61884.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of
November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7954

**RESOLUTION APPOINTING PAMELA BOROWSKI TO THE
PUBLIC AID APPEALS COMMITTEE**

WHEREAS, C. Pius Weibel has submitted to the County Board his appointment of Pamela Borowski to the Public Aid Appeals Committee; and

WHEREAS, Such appointment requires the advice and consent of the County Board under 35 ILCS 200/6-5; and

WHEREAS, The Policy, Personnel, & Appointments Committee of the Whole recommends the appointment of Pamela Borowski to the Public Aid Appeals Committee;

NOW, THEREFORE, BE IT RESOLVED By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Pamela Borowski to the Public Aid Appeals Committee for a term commencing December 1, 2011 and ending November 30, 2013; and

BE IT FURTHER RESOLVED That the County Clerk transmit a certified copy of this resolution to: Pamela Borowski, 1111B Plymouth Drive, Champaign, IL 61821.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7951

RESOLUTION APPOINTING PETER CZAJKOWSKI TO THE
NURSING HOME BOARD OF DIRECTORS

WHEREAS, C. Pius Weibel has submitted to the County Board his appointment of Peter Czajkowski to the Nursing Home Board of Directors; and

WHEREAS, Such appointment requires the advice and consent of the County Board under 35 ILCS 200/6-5; and

WHEREAS, The Policy, Personnel, & Appointments Committee of the Whole recommends the appointment of Peter Czajkowski to the Nursing Home Board of Directors;

NOW, THEREFORE, BE IT RESOLVED By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Peter Czajkowski to the Nursing Home Board of Directors for a term commencing December 1, 2011 and ending November 30, 2013; and

BE IT FURTHER RESOLVED That the County Clerk transmit a certified copy of this resolution to: Peter Czajkowski, 155 Woodlake Road, Seymour, IL 61875.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of
November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7952

RESOLUTION APPOINTING CATHERINE EMANUEL TO THE
NURSING HOME BOARD OF DIRECTORS

WHEREAS, C. Pius Weibel has submitted to the County Board his appointment of Catherine Emanuel to the Nursing Home Board of Directors; and

WHEREAS, Such appointment requires the advice and consent of the County Board under 35 ILCS 200/6-5; and

WHEREAS, The Policy, Personnel, & Appointments Committee of the Whole recommends the appointment of Catherine Emanuel to the Nursing Home Board of Directors;

NOW, THEREFORE, BE IT RESOLVED By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Catherine Emanuel to the Nursing Home Board of Directors for a term commencing December 1, 2011 and ending November 30, 2013; and

BE IT FURTHER RESOLVED That the County Clerk transmit a certified copy of this resolution to: Catherine Emanuel, 2407 Branch Road, Champaign, IL 61821.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of
November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7953

**RESOLUTION APPOINTING LASHUNDA HAMBRICK TO THE
NURSING HOME BOARD OF DIRECTORS**

WHEREAS, C. Pius Weibel has submitted to the County Board his appointment of LaShunda Hambrick to the Nursing Home Board of Directors; and

WHEREAS, Such appointment requires the advice and consent of the County Board under 35 ILCS 200/6-5; and

WHEREAS, The Policy, Personnel, & Appointments Committee of the Whole recommends the appointment of LaShunda Hambrick to the Nursing Home Board of Directors;

NOW, THEREFORE, BE IT RESOLVED By the Champaign County Board that the County Board does hereby advise and consent to the appointment of LaShunda Hambrick to the Nursing Home Board of Directors for a term commencing December 1, 2011 and ending November 30, 2013; and

BE IT FURTHER RESOLVED That the County Clerk transmit a certified copy of this resolution to: LaShunda Hambrick 105 East Hill Street, Champaign, IL 61820.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7957

RESOLUTION APPOINTING CYNTHIA D. BELL TO THE
SENIOR SERVICES ADVISORY COMMITTEE

WHEREAS, C. Pius Weibel has submitted to the County Board his appointment of Cynthia D. Bell to the Senior Services Advisory Committee; and

WHEREAS, Such appointment requires the advice and consent of the County Board under 35 ILCS 200/6-5; and

WHEREAS, The Policy, Personnel, & Appointments Committee of the Whole recommends the appointment of Cynthia D. Bell to the Senior Services Advisory Committee;

NOW, THEREFORE, BE IT RESOLVED By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Cynthia D. Bell to the Senior Services Advisory Committee for a term commencing December 1, 2011 and ending November 30, 2013; and

BE IT FURTHER RESOLVED That the County Clerk transmit a certified copy of this resolution to: Cynthia D. Bell, 1906 E. Lakeshore Drive, Mahomet, IL 61853.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of
November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7959

RESOLUTION APPOINTING JIMMEY KAISER TO THE
SENIOR SERVICES ADVISORY COMMITTEE

WHEREAS, C. Pius Weibel has submitted to the County Board his appointment of Jimmey Kaiser to the Senior Services Advisory Committee; and

WHEREAS, Such appointment requires the advice and consent of the County Board under 35 ILCS 200/6-5; and

WHEREAS, The Policy, Personnel, & Appointments Committee of the Whole recommends the appointment of Jimmey Kaiser to the Senior Services Advisory Committee;

NOW, THEREFORE, BE IT RESOLVED By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Jimmey Kaiser to the Senior Services Advisory Committee for a term commencing December 1, 2011 and ending November 30, 2013; and

BE IT FURTHER RESOLVED That the County Clerk transmit a certified copy of this resolution to: Jimmey Kaiser, 1508 Glenshire Drive, Champaign, IL 61822.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7961

**RESOLUTION APPOINTING JANE NATHAN TO THE
SENIOR SERVICES ADVISORY COMMITTEE**

WHEREAS, C. Pius Weibel has submitted to the County Board his appointment of Jane Nathan to the Senior Services Advisory Committee; and

WHEREAS, Such appointment requires the advice and consent of the County Board under 35 ILCS 200/6-5; and

WHEREAS, The Policy, Personnel, & Appointments Committee of the Whole recommends the appointment of Jane Nathan to the Senior Services Advisory Committee;

NOW, THEREFORE, BE IT RESOLVED By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Jane Nathan to the Senior Services Advisory Committee for a term commencing December 1, 2011 and ending November 30, 2013; and

BE IT FURTHER RESOLVED That the County Clerk transmit a certified copy of this resolution to: Jane Nathan, 2816 Salisbury Court South, Champaign, IL 61821.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7958

RESOLUTION APPOINTING SHERRY GORDON TO THE
SENIOR SERVICES ADVISORY COMMITTEE

WHEREAS, C. Pius Weibel has submitted to the County Board his appointment of Sherry Gordon to the Senior Services Advisory Committee; and

WHEREAS, Such appointment requires the advice and consent of the County Board under 35 ILCS 200/6-5; and

WHEREAS, The Policy, Personnel, & Appointments Committee of the Whole recommends the appointment of Sherry Gordon to the Senior Services Advisory Committee;

NOW, THEREFORE, BE IT RESOLVED By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Sherry Gordon to the Senior Services Advisory Committee for a term commencing December 1, 2011 and ending November 30, 2014; and

BE IT FURTHER RESOLVED That the County Clerk transmit a certified copy of this resolution to: Sherry Gordon, 2401 Edward Street, Urbana, IL 61802.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of
November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7960

**RESOLUTION APPOINTING HAL LOEBACH TO THE
SENIOR SERVICES ADVISORY COMMITTEE**

WHEREAS, C. Pius Weibel has submitted to the County Board his appointment of Hal Loebach to the Senior Services Advisory Committee; and

WHEREAS, Such appointment requires the advice and consent of the County Board under 35 ILCS 200/6-5; and

WHEREAS, The Policy, Personnel, & Appointments Committee of the Whole recommends the appointment of Hal Loebach to the Senior Services Advisory Committee;

NOW, THEREFORE, BE IT RESOLVED By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Hal Loebach to the Senior Services Advisory Committee for a term commencing December 1, 2011 and ending November 30, 2014; and

BE IT FURTHER RESOLVED That the County Clerk transmit a certified copy of this resolution to: Hal Loebach, 587 Pinecrest Place, Rantoul, IL 61866.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7962

RESOLUTION DESIGNATING THE 2012 CHAMPAIGN COUNTY BOARD
CALENDAR OF MEETINGS

WHEREAS, The Champaign County Board annually designates its schedule of meetings; and

WHEREAS, The Champaign County Board designates the Champaign County Board Calendar of Meetings for January 1, 2012 through December 31, 2012 as listed as Attachment A to this resolution;

NOW, THEREFORE, BE IT RESOLVED By the Champaign County Board that the January 1, 2012 through December 31, 2012 Champaign County Board Calendar of Meetings is adopted as indicated on the attachment to this resolution.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

C. Pius Weibel
Chair
email: cweibel@co.champaign.il.us

Thomas E. Betz
Vice-Chair



Brookens Administrative Center
1776 East Washington Street
Urbana, Illinois 61802
Phone (217) 384-3772
Fax (217) 384-3896

**Office of
County Board
Champaign County, Illinois**

CHAMPAIGN COUNTY BOARD 2012 CALENDAR OF MEETINGS

**ALL MEETINGS HELD IN THE LYLE SHIELDS MEETING ROOM,
Brookens Administrative Center, 1776 East Washington, Urbana, IL**

January 10, 2012* - 6pm	Committee of the Whole (<i>Environment & Land Use, Highway, County Facilities</i>)
January 17, 2012 - 6pm	Committee of the Whole (<i>Policy, Personnel & Appointments, Justice & Social Services, Finance</i>)
January 26, 2012 - 7pm	COUNTY BOARD
January 31, 2012 – 6pm	<i>Reserved for County Board Study Session, if required</i>
February 7, 2012 – 6pm	Committee of the Whole (<i>Environment & Land Use, Highway, County Facilities</i>)
February 14, 2012 – 6pm	Committee of the Whole (<i>Policy, Personnel & Appointments, Justice & Social Services, Finance</i>)
February 23, 2012 – 7pm	COUNTY BOARD
February 28, 2012 – 6pm	<i>Reserved for County Board Study Session, if required</i>
March 6, 2012 – 6pm	Committee of the Whole (<i>Environment & Land Use, Highway, County Facilities</i>)
March 13, 2012 – 6pm	Committee of the Whole (<i>Policy, Personnel & Appointments, Justice & Social Services, Finance</i>)
March 22, 2012 – 7pm	COUNTY BOARD
March 27, 2012 – 6pm	<i>Reserved for County Board Study Session, if required</i>
April 3, 2012 – 6pm	Committee of the Whole (<i>Environment & Land Use, Highway, County Facilities</i>) (<i>Meeting moved to Thursday to accommodate Election Day on April 5th</i>)

April 10, 2012 – 6pm	Committee of the Whole (<i>Policy, Personnel & Appointments, Justice & Social Services, Finance</i>)
April 19, 2012 – 7pm	COUNTY BOARD
April 24, 2012 – 6pm	<i>Reserved for County Board Study Session, if required</i>
May 8, 2012 – 6pm	Committee of the Whole (<i>Environment & Land Use, Highway, County Facilities</i>)
May 15, 2012 – 6pm	Committee of the Whole (<i>Policy, Personnel & Appointments, Justice & Social Services, Finance</i>)
May 24, 2012 – 7pm	COUNTY BOARD
May 29, 2012 – 6pm	<i>Reserved for County Board Study Session, if required</i>
June 5, 2012 – 6pm	Committee of the Whole (<i>Environment & Land Use, Highway, County Facilities</i>)
June 12, 2012 – 6pm	Committee of the Whole (<i>Policy, Personnel & Appointments, Justice & Social Services, Finance</i>)
June 21, 2012 – 7pm	COUNTY BOARD
June 26, 2012 – 6pm	<i>Reserved for County Board Study Session, if required</i>
July 3, 2012 – 6pm	Committee of the Whole (<i>Environment & Land Use, Highway, County Facilities</i>)
July 10, 2012 – 6pm	Committee of the Whole (<i>Policy, Personnel & Appointments, Justice & Social Services, Finance</i>)
July 19, 2012 – 7pm	COUNTY BOARD
July 24, 2012 – 6pm	<i>Reserved for County Board Study Session, if required</i>
August 7, 2012 – 6pm	Committee of the Whole (<i>Environment & Land Use, Highway, County Facilities</i>)
August 14, 2012 – 6pm	Committee of the Whole (<i>Policy, Personnel & Appointments, Justice & Social Services, Finance</i>)
August 23, 2012 – 7pm	COUNTY BOARD
August 28, 2012 – 6pm	<i>Reserved for County Board Study Session, if required</i>

CHAMPAIGN COUNTY BOARD 2012 CALENDAR

Page 3

- September 4, 2012 – 6pm Committee of the Whole (*Environment & Land Use, Highway, County Facilities*)
- September 11, 2012 – 6pm Committee of the Whole (*Policy, Personnel & Appointments, Justice & Social Services, Finance*)
- September 20, 2012 – 7pm COUNTY BOARD
- September 25, 2012 – 6pm** **Reserved for County Board Study Session, if required**
- October 2, 2012 – 6pm Committee of the Whole (*Environment & Land Use, Highway, County Facilities*)
- October 9, 2012 – 6pm Committee of the Whole (*Policy, Personnel & Appointments, Justice & Social Services, Finance*)
- October 18, 2012 – 7pm COUNTY BOARD
- October 23, 2012 – 6pm** **Reserved for County Board Study Session, if required**
- November 8, 2012** – 6pm Committee of the Whole (*Environment & Land Use, Highway, County Facilities*)
- November 13, 2012 – 6pm Committee of the Whole (*Policy, Personnel & Appointments, Justice & Social Services, Finance*)
- November 29, 2012*** 7pm COUNTY BOARD – *Delayed one week to accommodate Thanksgiving Holiday*
- November 27, 2012 – 6pm** **Reserved for County Board Study Session, if required**
- December 3, 2012 – 7pm** **Biennial Organizational Meeting of the County Board**
- December 4, 2012 – 6pm Committee of the Whole (*Environment & Land Use, Highway, County Facilities*)
- December 11, 2012 – 6pm Committee of the Whole (*Policy, Personnel & Appointments, Justice & Social Services, Finance*)
- December 20, 2012 – 7pm COUNTY BOARD

**January schedule begins on Tuesday following Second Monday to accommodate preceding Christmas and New Year's Holidays*

***November COW (ELUC, Highway, Facilities) on Thursday following 1st Monday Because of Election Day on November 6th*

****November County Board on Thursday following 4th Monday Because of Thanksgiving Holiday*

ORDINANCE No. 896

**AN ORDINANCE AMENDING ORDINANCE NUMBER 779 –
CHAMPAIGN COUNTY PERSONNEL POLICY ORDINANCE**

WHEREAS, the Champaign County Board adopted Ordinance Number 779 on May 18, 2006, establishing the “Champaign County Personnel Policy”;

WHEREAS, the Champaign County Personnel Policy needs to be amended:

NOW, THEREFORE, BE IT ORDAINED by the County Board of Champaign County, Illinois, that the “Champaign County Personnel Policy” be amended as follows:

STATEMENT of APPLICABILITY - The following language is added after the 2nd paragraph in the section titled **Statement of Applicability**:

This Policy shall not apply to the appointed Members of the Board of Review.

PRESENTED, PASSED, APPROVED and RECORDED this 17th day of November, 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST:

Gordy Hulten, Champaign County Clerk and
Ex-officio Clerk of the County Board

ORDINANCE NO. 897

ORDINANCE ESTABLISHING CHAMPAIGN COUNTY PURCHASING POLICY RULES, REGULATIONS, and PROCEDURES FOR CENTRALIZED PURCHASING

WHEREAS, the Champaign County Board deems it advisable to Rules, Regulations and Procedures for Centralized Purchasing in Champaign County with the adoption of a Purchasing Policy; and

WHEREAS, the Champaign County Board has passed Ordinance No. 323 Establishing the Purchasing Policy, which Ordinance was subsequently amended by Ordinance Numbers 330, 361, 365, 499, 588, 606, 616, 664, 744, 823 and 825; and

WHEREAS, the Champaign County Board wishes to replace Ordinance No. 323 and subsequent amending Ordinances 330, 361, 365, 499, 588, 606, 616, 664, 744, 823 and 825 with a new Ordinance Establishing the Champaign County Purchasing Policy;

NOW, THEREFORE, BE IT ORDAINED by the Champaign County Board that Ordinance No. 323 Establishing Purchasing Policy, and subsequent Amending Ordinances Numbered 330, 361, 365, 499, 588, 606, 616, 664, 744, 823 and 825 are hereby repealed, and the Champaign County Purchasing Policy Rules, Regulations and Procedures for Centralized Purchasing are as follows:

TABLE of CONTENTS

I. SCOPE & PURPOSE 3

II. POLICY STATEMENT 3

III. CENTRALIZED-PURCHASING 4

IV. PROCUREMENT OF GOODS/SERVICES..... 4

 A. PURCHASE REQUISITION 4

 B. PURCHASE ORDER 5

V. TYPES OF PURCHASES..... 5

 A. GOODS/SERVICES EXCEEDING \$5,000 AND LESS THAN \$30,000 5

 B. GOODS TO BE REPLACED THROUGH THE CAPITAL ASSET REPLACEMENT
 FUND (CARF) FOR GENERAL CORPORATE FUND DEPARTMENTS..... 6

 C. PURCHASES AND OTHER GOODS/SERVICES FOR \$30,000 OR MORE 7

 D. AUTOMATED/TELEPHONE EQUIPMENT PURCHASES/CHANGES 10

VI. EMERGENCY PURCHASES..... 11

VII. SURPLUS/OBSOLETE/EXCESS EQUIPMENT/PROPERTY..... 11

VIII. CREDIT CARD POLICY..... 12

IX. EXCEPTIONS..... 13

**CHAMPAIGN COUNTY PURCHASING POLICY RULES, REGULATIONS, AND
PROCEDURES FOR CENTRALIZED PURCHASING**

I. SCOPE & PURPOSE

It is the policy of the Champaign County Board that:

- A. The Purchasing Policy shall be the sole guidelines for business transacted between vendors and Champaign County, Illinois.
- B. All departments of Champaign County shall follow the Purchasing Policy when procuring goods and services, except as stated in Section XI, Exceptions.

II. POLICY STATEMENT

It is the policy of the Champaign County Board:

- A. The County's primary objective in purchasing is acquiring the greatest value and, as such, price may be, at times, a secondary consideration.
- B. To make the most efficient use of taxpayers dollars.
- C. To allow for competitive pricing in the procurement of all goods and services.
- D. To maintain an "Open Door" policy, whereby all responsible suppliers will receive proper consideration.
- E. When the bid process is utilized, the lowest bidder conforming to bid specifications will be given the greater consideration.
- F. When comparable goods and services are available, the supplier with the lowest price will be given greater consideration.
- G. When using either the bid process or normal procurement process, and all other factors being equal; local vendors may receive preference.
- H. Gratuities or gifts, of any types, to County Offices or employees--elected, appointed, salaried or hourly--are prohibited both during the bidding process and after award of bid or contract for services.
- I. All bids and quotes are subject to the State of Illinois Freedom of Information Act; however bids/quotes/proposals shall not be used by vendors or Champaign County to gain unfair competitive advantage either prior to, during or after the competitive bidding process.

- J. In order to help provide a stable market for recycled goods, the County of Champaign will make a concerted effort to purchase and use recycled/recyclable/reclaimable goods quoted of comparable quality to County specified requirements and are quoted at a price competitive for the quality specified.

III. CENTRALIZED-PURCHASING

It is the policy of the Champaign County Board that:

- A. All purchases shall be made of the highest quality, only to be restricted by budgetary concerns.
- B. All purchases must be for public use.
- C. In the event that any County employee--elected, appointed, or salaried--desires to provide materials, merchandise, property, services or labor to the County; that person may do so provided that is permissible under the provisions of Ill. Rev. Stat., Ch. 102, Sec 3 et. seq and the procedures specified in the law are followed and that the Champaign County Board has given approval.
- D. The centralized Purchasing activities shall be under the department level supervision of the Administrative Services Department and ~~that~~ the County Administrator shall serve as the County Purchasing Agent. The County Administrator, as County Purchasing Agent, and Administrative Services personnel shall be responsible for establishing administrative procedures and guidelines involved in the processing of purchase requisitions and purchase orders in regard to the purchasing function for Champaign County.

IV. PROCUREMENT OF GOODS/SERVICES

A. PURCHASE REQUISITION

It is the policy of the Champaign County Board:

- 1. That the Purchase Requisition shall be the standard document utilized for the systematic procurement of goods/services for Champaign County.
- 2. The Purchase Requisition, invoice and shipping notice (if applicable), shall be the sole document required for the procurement and payment of goods/services whose monetary value does not exceed \$5,000.00.
- 3. That the Purchase Requisition must have an authorized signature by the requesting department head, or an authorized representative, before it may be processed. The department head, or an authorized representative, on file with the

Auditor's office, shall be the only individuals who may sign Purchase Requisitions for their department.

B. PURCHASE ORDER

It is the policy of the Champaign County Board:

1. That Purchase Orders are required when the value of the procured goods/services shall exceed \$5,000.00.
2. That Purchase Orders must have an authorized signature of the County Administrator or an Administrative Services Department employee designated by the County Administrator, before being processed.
3. That goods/services may not be received prior to the encumbering of funds by the Champaign County Auditor's Office.
4. That goods/services that have been ordered and received by Purchase Requisition or Purchase Order on or before November 30th will have funds available in the current budget for payment within the first thirty (30) days of the new fiscal year. Any items received after November 30th must have a new fiscal year Purchase Requisition completed, indicating the original Purchase Order number.
5. Award of bids for goods/services which have been awarded based on a fixed purchase price with ordering and delivery scheduled throughout the fiscal year may be encumbered on blanket purchase orders issued for each fiscal year involved in the contract service period.

V. TYPES OF PURCHASES

It is the policy of the Champaign County Board that all procurement of goods/services shall fall under the following classifications:

A. GOODS/SERVICES EXCEEDING \$5,000 AND LESS THAN \$30,000

1. Shall be submitted to Administrative Services on a Purchase Requisition, including detailed information of item to be purchased.
 - a. For purchases of \$5,000-\$30,000, the department in working with the Administrative Services Department, shall obtain a minimum of three written quotes, and may use a Request for Proposal (RFP) for services, if appropriate. The Purchase Order must include documentation of the quotes obtained.
 - b. For Capital Construction or Facilities Maintenance purchase of \$5,000 - \$30,000, and if the good or service is in a category covered by the Pre-qualified Vendor List maintained by the Facilities Director, the Facilities Director shall attempt to obtain quotes from the vendors on the Pre-qualified

Vendor List who are certified to provide those services, and may award the contract to the vendor from the Pre-qualified Vendor List who provides the best price within the established budget for the project. The Facilities Director shall award the contract by preparing a Requisition for Purchase Order including detailed information of items to be purchased and copies of all quotes received from eligible pre-qualified vendors who provided quotes for the project.

- c. For purchases of \$5,000 - \$30,000, the requirement for three written quotes, as stated in Article V-C-1(a), is waived if the items purchased are available through competitively solicited contracts bid and negotiated by the State of Illinois, U.S. General Services Administration, or other lead public agency in accordance with public purchasing rules and regulations as allowed by Illinois state statute (5 ILCS 220/3). The Purchase Order must include documentation regarding the contract utilized for the purchase.
2. Administrative Services Department personnel shall prepare a Purchase Order, after determination of source and price, and submit to the Auditor's Office in order to determine funds availability. If available, funds will then be encumbered by the Auditor's Office.
3. Review of the feasibility of using the bid process for items exceeding \$5,000, but anticipated not to exceed \$30,000, shall be made by the requesting department and/or the Administrative Services Department on a case-by-case basis.

B GOODS TO BE REPLACED THROUGH THE CAPITAL ASSET REPLACEMENT FUND (CARF) FOR GENERAL CORPORATE FUND DEPARTMENTS

1. The County will maintain a Capital Asset Replacement Fund (CARF) for General Corporate Fund Departments for purchases to be made with General Corporate Fund Budgets. Purchases to be included in the CARF fall in the following categories:
 - b. Vehicles. All vehicles, including trailers and mowers, purchased by General Corporate Fund Budgets.
 - c. Computers and Technology. All computers, PC's, printers and radio equipment, regardless of price, shall be replaced and purchased through the CARF. Other technology items to be replaced and purchased through the CARF are those items with individual cost in excess of \$5,000.
 - d. Furnishings and Office Equipment. All items of furnishings and office equipment with individual price in excess of \$5,000 shall be replaced and purchased through the CARF. (All items of office furnishings with individual cost of less than \$5,000 shall be purchased out of department budgets.)

- e. Items that were scheduled for replacement in the CARF prior to December 1, 2007, will be purchased from the CARF, according to the CARF schedule for replacement, regardless of the dollar value of those items. However, if the dollar value is less than \$5,000, the item will not be scheduled for future replacement in the CARF, with the exception of items under 1(b) above.
2. Requests for purchases from the CARF shall be made by individual departments to Administrative Services.
 - a. Administrative Services shall maintain Scheduled Replacement Plans for each General Corporate Fund Department. The Scheduled Replacement Plans shall be reviewed, amended, and verified by the departments each year in the budget preparation process.
 - b. Administrative Services shall verify that each request for purchase from the CARF is a budgeted and scheduled replacement for the fiscal year in which the purchase is requested.
 3. Administrative Services personnel shall prepare all purchase requisitions and purchase orders for the purchases to be made by the CARF.
 - a. For purchases of \$5,001 - \$30,000, the Administrative Services Department shall obtain a minimum of three written quotes, and may use an RFP, if appropriate. The Purchase Order must include documentation of the quotes obtained.
 - b. Review of the feasibility of using the bid process for items exceeding \$5,000, but anticipated not to exceed \$30,000, shall be made by Administrative Services on a case by case basis.

C. PURCHASES AND OTHER GOODS/SERVICES FOR \$30,000 OR MORE

1. Requirements for Bidding Procedure
 - a. All purchases of goods or services, with the only exception being professional services, estimated to cost \$30,000, or more, must be let for bid.
 - b. Departments may not make two separate Purchase Requisitions/Purchase Orders for the same good/service in order to circumvent the normal bidding procedure.
 - c. All purchases which require the use of either formal bids or requests for proposals, must be approved by the full Champaign County Board.
 - d. All meetings and discussions of the award of a bid be open to the public and welcome the public's participation.

- e. Public notification of bid shall be placed in the "Legal Notices" section of a newspaper of general circulation in the County for a minimum of one (1) day in each of three (3) successive weeks. All expenses incurred in the publication of notice of bid will be the responsibility of the requesting department.

2. Bid Types

It is the policy of the Champaign County Board to allow for competitive pricing and that the use of the bid system shall be the vehicle by which this policy shall be carried out.

- a. Formal bids shall be used when the projected monetary value of goods or services to be procured exceeds the limit set in 1.a, above.
- b. Requests for Proposals shall be used when the goods or services required, due to their nature, do not fall in a classification for which clearly established technical specifications can be provided to bidders.

3. Steps in Bidding Process

- a. Detail of specifications shall be prepared by requesting department head for goods/services to be bid. Assistance will be available to the requesting department for the preparation of specifications from Administrative Services upon request; however, the quantity and final determination of quality of goods/services to be bid shall be the responsibility of the requesting department head.
- b. Availability of funds shall be verified by Administrative Services personnel and the Auditor's Office.
- c. Requesting department head shall submit the bid/proposal to the Policy, Personnel, & Appointments Committee for review and approval to bid.
- d. Bid/proposal package shall be created. Bid/Proposal package shall include:
 - Introductory Letter (detailing bid/proposal due date, bid opening date, and all dates of Board meetings scheduled for bid consideration and award).
 - Purchase Order Terms and Conditions
 - Bid Specifications and Requirements
 - Bid Guidelines
 - Bid/Quote Sheet

- e. Advertisement shall be placed in the "Legal Notices" section of a local newspaper of general circulation in the County for a minimum of one (1) day in each of three (3) successive weeks. All expenses incurred in the publication of notice of bid shall be the responsibility of the requesting department. Notice should include:

- Bid/Proposal Number
- The Goods/Services to be Bid
- The Due Date, Time, and Place of Bid Opening
- Date, Time, and Place of All Meetings Scheduled for Bid Consideration and Final Award of Bid.

Annual bid proposal numbers for all bids/proposals shall be maintained by Administrative Services; departments preparing bids/proposals shall obtain annual bid proposal numbers from Administrative Services.

- f. Require a public bid opening in the Administrative Services Office (or as assigned, if additional space is required) of all submitted bids.
- g. Analysis of bids received will be prepared and/or reviewed by requesting department head in cooperation with Administrative Services personnel and submitted by requesting department head to Policy, Personnel, & Appointments Committee of the County Board prior to the committee's meeting. Analysis shall include a detailed bid summary and a history of prior awards and business transacted during the prior three (3) years between Champaign County and bidders.
- h. The Policy, Personnel, & Appointments Committee reviews bid analysis and forwards recommendation for award of bid to the full Champaign County Board for consideration.
- i. Full Champaign County Board awards all contracts and bids.
- j. After receipt of Purchase Requisition from requesting department, Administrative Services shall issue a purchase order for awarded good/service, if appropriate.
- k. Administrative Services notifies all bidders of the results of award of bid/contract.
- l. After award of contract or bid, original bids/quotes/proposals submitted by vendors will be retained by the requesting department for at least three (3) years, or as required by law.

4. Awarding Purchase Orders/Bids/Proposals/Contracts

It is the policy of the Champaign County Board:

- a. To allow for competitive pricing in securing all goods/services.
- b. To make the most efficient use of the taxpayers' dollars. When comparable goods/services are available, the supplier with the lowest price will be given greater consideration. When the bid process is utilized, the lower or lowest bidder conforming to the specifications will likewise be given greater consideration.
- c. The County's primary objective in purchasing is acquiring the greatest value and, as such, price may be, at times, a secondary consideration.
- d. In addition to price and terms of sale as conditions for award of bid, the following shall also be given great consideration: quality of goods bid, the financial condition and proven ability of the supplier, ability to provide goods/services in a timely manner, and the history of the supplier in past dealings with Champaign County.
- e. In awarding of bids, the location of the supplier will be considered only when the ability to provide local assistance is critical.
- f. To maintain an "Open Door" policy giving all viable vendors proper consideration.
- g. To help maintain stable markets for recycled and recyclable products.

5. Contracts

- a. The State's Attorney's Office may, upon request, review contracts prior to final signature by the County Board Chair.
- b. Contracts shall be signed by the County Board Chair only after all required endorsements to awarded bidders insurance and proof of coverages have been received by Administrative Services and forwarded to the requesting department head for review and retention through the contract service period or until goods/services have been received (or as the law requires).
- c. Contracts for goods/services may be awarded for a one year period and may be awarded with the option for renewal or extension (dependent upon appropriations) for a total period not to exceed three (3) years from the initial date of award.
- d. All contracts for goods/services which have been approved by the Champaign County Board will be signed by the County Board Chair.

D. AUTOMATED/TELEPHONE EQUIPMENT PURCHASES/CHANGES

1. All automated equipment purchases are to be reviewed, for compliance with Champaign County's automated systems design, development, and needs; and approved by the County Administrator prior to items being purchased. Exceptions will be referred by the County Administrator to the Policy, Personnel, and Appointments Committee for review and approval.
2. All telephone equipment purchases or system alterations shall require the approval of the Policy, Personnel, and Appointments Committee. Following approval by the Policy, Personnel, and Appointments Committee, all orders for telephone equipment or system alterations will be placed to the appropriate source by Administrative Services personnel.

VI. EMERGENCY PURCHASES

It is the policy of the Champaign County Board that:

- A. Emergency purchases shall be classified as those purchases which ensure public health and safety, protect public property, and to limit County liability.
- B. Emergency purchases are subject to the final approval of the Champaign County Board and shall be forwarded by the Auditor's Office to the Champaign County Board prior to the meeting date for final approval.

VII. SURPLUS/OBSOLETE/EXCESS EQUIPMENT/PROPERTY

It is the policy of the Champaign County Board that:

- A. Items no longer usable for their intended purpose, and/or having maintenance/repair cost(s) which are prohibitive, qualify as surplus equipment/property.
- B. County Departments shall notify the County Administrator when they have items no longer in use by the Department.
- C. Upon notification of excess equipment by County Departments, the County Administrator shall:
 1. Notify all County Departments of the availability of the equipment, if the piece of equipment is appropriate to meet a need within another department. If a Department requests the piece of excess equipment, Administrative Services will provide assistance in moving the equipment to the new office.
 2. If the equipment is not relocated within the County, the County Administrator shall arrange for the sale of the equipment through public auction.
- D. Any items which have an appraised value less than the cost of moving, storing, and auctioneer service shall be disposed of in the following manner:

1. Offered first to local non-sectarian: (a) educational; (b) performing arts; or (c) non-profit organizations; at no cost; or
 2. Landfill.
- E. The County Administrator shall prepare an annual report detailing the disposition of excess equipment with documented expenditures and revenues resulting from said disposition and forward said report to the Policy, Personnel & Appointments Committee at the January Meeting, documenting the previous fiscal year.
- F. The County will not sell any excess equipment/property, which is determined to be dangerous or contain toxic or hazardous components, but rather shall dispose of said equipment/property in the manner prescribed by the manufacturer.
- G. All equipment sold through the Surplus/Obsolete/Excess Equipment/Property section of the Champaign County Purchasing Policy Ordinance shall be sold in the operating condition as of the date of sale with no guarantee of future operation or warranty.
- H. No Champaign County elected official or department head shall purchase equipment sold through the Surplus/Obsolete/Excess Equipment Property section of the Champaign County Purchasing Policy Ordinance.

VIII. CREDIT CARD POLICY

A credit card may be obtained by a County department for the efficient operation of the department in regard to charging and payment of business expenses including air fares, lodging, car rental, hotels, other ground transportation, meals, and other miscellaneous expenses that cannot be conveniently paid for by other means.

- A. Eligibility – Champaign County business credit cards may be issued to department heads, for allowable use by that department. Champaign County business credit cards are to be obtained by interested county departments and offices through the Office of the Champaign County Treasurer.
- B. Policy – Champaign County credit cards are issued for the convenience of department heads and their designees. Champaign County credit cards are for business related purchases only.
- C. Procedures
1. Purchasing Limits – All Champaign County departments issued credit cards, are authorized to utilize Champaign County business credit cards for purchases of up to \$5,000 for travel arrangements in compliance with the Champaign County Travel Policy. Purchases of all other goods and/or services, up to \$5,000, that can be made more conveniently through the use of the credit card are also authorized if made in compliance with the Champaign County Purchasing Policy.

2. Tax Exempt Status – Champaign County Department Heads are also required to ensure that vendors are made aware of and provided with Champaign County tax exemption information whenever applicable.
3. Receipts - Receipts for all purchases made on Champaign County business credit cards are to be submitted to the Department Head or his/her designee as soon as practicable after the charge is made; and receipts for all purchases made on Champaign County business credit cards are to be submitted to the Auditor's Office with the monthly payment requisition for reconciliation with account statements.
4. Examples of Allowable Use – Champaign County business credit cards may be used for, but not limited to the following:
 - a. Hotel expenses
 - b. Conference registration
 - c. Business meals
 - d. Car rentals and fuel
 - e. Supplies and equipment which can be more conveniently purchased through a credit card and whereby tax exempt purchases can be accomplished.

IX. EXCEPTIONS

It is the policy of the Champaign County Board that:

- A. Although the Champaign County Purchasing Policy Ordinance is designed to be flexible enough to accommodate most specific situations, there will be occasions which require techniques or solutions outside the established guidelines. In order to ensure internal consistency, however, some control must be maintained by the Champaign County Board over exceptional situations. Purchases beyond the Champaign County Purchasing Policy guidelines, as established in this Ordinance, may be referred by the requesting department head to Policy, Personnel, & Appointments Committee of the Champaign County Board for recommendation of exception to the Purchasing Policy Ordinance to the Champaign County Board for final approval. Resolutions/Ordinances for exception to the Champaign County Purchasing Policy Ordinance shall be prepared by the Administrative Services Department after Policy, Personnel, & Appointments Committee recommendation for County Board consideration.
- B. The Champaign County Nursing Home shall have an exception which covers drugs, food, operational supplies, and items purchased through joint purchasing procedures.

- C. The Regional Planning Commission shall have an exception, in that the Parent Committee shall be considered the Regional Planning Commissioners, for matters concerning purchasing, and final approval shall be made by the Champaign County Board upon the recommendation of the Environment and Land Use Committee.
- D. The Mental Health Board shall be excluded from this policy.
- E. The Highway Department is granted an exception from this policy regarding the Administrative Policies and Standard Specifications for Road and Bridge Construction and adopted by the Illinois Department of Transportation and applicable sections of the Illinois Revised Statutes which shall prevail in the use of Motor Fuel Tax and County Bridge purchases.
- F. The formal bidding process, as prescribed in the Purchasing Policy Ordinance, shall not be required for all items purchased through competitively solicited contracts bid and negotiated by the State of Illinois, U.S. General Services Administration, or other lead public agency in accordance with public purchasing rules and regulations as allowed by Illinois state statute (5 ILCS 220/3). The requesting department shall be responsible for completing all necessary paperwork involved in utilizing any such government purchasing alliance for purchase of any item/items requested.
- G. Purchases for materials and services, routinely and repeatedly purchased through the year for Champaign County Highway Department where the amount of the purchase cannot be determined before hand, will not require a Purchase Order even though the amount may exceed \$5,000.00. (Effective immediately)
- H. Written quotations will be an accepted alternate to formal bids for fuel which is routinely and repeatedly purchased throughout the year by the Champaign County Highway Department even though the amount exceeds \$30,000. (Effectively immediately)
- I. Purchases for food, routinely and repeatedly purchased through the year, by any County Department, will not require a Purchase Order even though the amount may exceed \$5,000.00. (Effective immediately)

PRESENTED, ADOPTED, APPROVED and RECORDED this 17th day of November, 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST:

Gordy Hulten, Champaign County Clerk and
Ex-Officio Clerk of the County Board

RESOLUTION NO. 7963

RESOLUTION APPROVING PROPERTY, LIABILITY, AND WORKER'S
COMPENSATION INSURANCE POLICIES FOR CHAMPAIGN COUNTY

WHEREAS, The Champaign County Board annually approves insurance policies for the County's various property, liability, and worker's compensation insurance needs for the ensuing fiscal year; and

WHEREAS, The Champaign County Insurance Specialist, with the assistance of Dimond Brothers Insurance Agency, the County's insurance broker; has searched the market and negotiated with current providers, and as a result provides the following recommendation for the County's insurance policies for December 1, 2011 to November 30, 2012:

- County Property/Inland Marine/Boiler & Machinery - Cincinnati Insurance Company - Annual Premium \$135,799
- General County and Nursing Home Liability Insurance - Illinois Counties Risk Management Trust - Annual Premium \$478,129
- Pollution Legal Liability Coverage for the Champaign County Nursing Home - Chartis - Annual Premium of \$17,927
- Student Accidental Death & Dismemberment Coverage for the Champaign County Head Start Program - Capitol Indemnity - Annual Premium \$876
- Worker's Compensation - Illinois Counties Risk Management Trust - Annual Premium \$183,520;

NOW, THEREFORE, BE IT RESOLVED By the County Board of Champaign County that the following insurance proposals are accepted and approved as the policies to cover Champaign County's property, liability, and worker's compensation insurance:

- County Property/Inland Marine/Boiler & Machinery - Cincinnati Insurance Company - Annual Premium \$135,799
- General County and Nursing Home Liability Insurance - Illinois Counties Risk Management Trust - Annual Premium \$478,129
- Pollution Legal Liability Coverage for the Nursing Home facility - Chartis - Annual Premium of \$17,927
- Student Accidental Death & Dismemberment Coverage for the Champaign County Head Start Program - Capitol Indemnity - Annual Premium \$876
- Worker's Compensation - Illinois Counties Risk Management Trust - Annual Premium \$183,520.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of
November A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. 7969

**RESOLUTION ESTABLISHING PROCEDURES for SEMI-ANNUAL REVIEW OF
CLOSED SESSION MINUTES by the CHAMPAIGN COUNTY BOARD**

WHEREAS, the Illinois Open Meetings Act, 5 ILCS 120/2.06(c) requires public bodies to review minutes of closed meetings on a semi-annual basis, and make a determination in an open meeting on the question of whether a need for confidentiality still exists with respect to all or part of the closed session minutes; and

WHEREAS, the Champaign County Board has determined the following procedures be applied to the semi-annual review of closed session minutes in determination of whether or not minutes shall remain closed as required by the Illinois Open Meetings Act:

1. Closed session minutes are categorized as follows for consideration for review:
 - a. Labor Negotiations (including Health Insurance & Salary Schedules) – can be opened after 100 years;
 - b. Personnel Matters – remain closed until employee is deceased;
 - c. Employment – hiring of specific employee – open after ten years, unless individual is still employed;
 - d. Compensation of specific employee; open after 10 years, unless still employed;
 - e. Land transactions – purchase/sale – open after 6 months;
 - f. Land transaction – lease; open after 5 years unless lease is still active;
 - g. Litigation – per State’s Attorney opinion;
 - h. Exceptions – per State’s Attorney opinion;
2. When closed session minutes reach the end of each time period as stated herein, the County Board shall examine those notes and determine whether to open or keep closed;
3. Closed session minutes which have not reached the end of each time period as stated herein will not be examined and will remain closed;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the County Board of Champaign County that the following procedures shall be applied to the semi-annual review of closed session minutes as required by the Illinois Open Meetings Act:

1. Closed session minutes are categorized as follows for consideration for review:
 - a. Labor Negotiations (including Health Insurance & Salary Schedules) – can be opened after 100 years;
 - b. Personnel Matters – remain closed until employee is deceased;
 - c. Employment – hiring of specific employee – open after ten years, unless individual is still employed;
 - d. Compensation of specific employee; open after 10 years, unless still employed;

- e. Land transactions – purchase/sale – open after 6 months;
 - f. Land transaction – lease; open after 5 years unless lease is still active;
 - g. Litigation – per State’s Attorney opinion;
 - h. Exceptions – per State’s Attorney opinion;
2. When closed session minutes reach the end of each time period as stated herein, the County Board shall examine those notes and determine whether to open or keep closed;
 3. Closed session minutes which have not reached the end of each time period as stated herein will not be examined and will remain closed.

PRESENTED, ADOPTED, APPROVED and RECORDED this 17th day of November, 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST:

Gordy Hulten, Champaign County Clerk and
Ex-Officio Clerk of the County Board

RESOLUTION NO. 7970

RESOLUTION AUTHORIZING INTERGOVERNMENTAL AGREEMENT CONCERNING THE PROVISION AND ADMINISTRATION OF METROPOLITAN COMPUTER-AIDED DISPATCH (METCAD) BY AND BETWEEN THE CITY OF CHAMPAIGN, THE CITY OF URBANA, CHAMPAIGN COUNTY, AND THE UNIVERSITY OF ILLINOIS

WHEREAS, the City of Champaign, the City of Urbana, Champaign County, the University of Illinois, all body politics and corporate, and the County Sheriff, with offices in Champaign County, previously entered into an Agreement Concerning Metropolitan Computer-Aided Dispatch (METCAD): and

WHEREAS, an amended agreement has been prepared, which provides for the operation and joint funding of public safety dispatching by the parties to this Agreement, pursuant to which they have been operating METCAD; and

WHEREAS, the parties find it continues to be in the best interest of the County of Champaign, City of Champaign, City of Urbana and University of Illinois to use a consolidated, computer-aided public safety dispatch system; and

WHEREAS, the parties to desire to operate such a system in the most cost effective and efficient way; and

WHEREAS, the mission of such a dispatching system is to provide quality public safety dispatch services at a reasonable cost in the best interest of all the constituents and citizens of the respective agencies; and

WHEREAS, the parties have operated METCAD under the prior Agreement as amended, referred to above and have now determined that further improvements in the quality and cost-effectiveness of consolidated computer-aided dispatching for all parties can best be achieved by implementing changes in the administration of such a system to achieve, among other benefits the streamlining of the system's administration and policy-making processes to achieve a more efficient and effective system; and

WHEREAS, the parties are committed to the principles of intergovernmental cooperation outlined in other resolutions adopted by the parties and as demonstrated by the operation of the system; and

WHEREAS, the parties seek to establish a framework for continued development of the system with the goal that the system will be a model of intergovernmental cooperation providing the highest quality public safety dispatch service in the most cost-effective manner; and

WHEREAS, the parties recognize that the success of the system is necessary and instrumental to the success of the public safety agencies it serves; and

WHEREAS, each party is committed to making the system a customer based system, serving the needs of its customers, including but not limited to those in need of dispatching services, the public safety agencies dispatched, the constituents of each member agency and the member agencies; and

WHEREAS, Section 10 of Article VII of the 1970 Illinois Constitution and 5 ILCS 220/1, et seq., provides for intergovernmental cooperation; and

WHEREAS, the parties desire that the system be operated and managed with clear lines of authority for implementing policies to achieve the mission and goals of the system as set forth herein and as articulated from time to time by the parties;

NOW, THEREFORE, BE IT RESOLVED that the County Board of Champaign County authorizes the County Board Chair to enter into the Intergovernmental Agreement for the provision and administration of Metropolitan Computer-Aided Dispatch (METCAD) by and between the City of Champaign, the City of Urbana, Champaign County, the University of Illinois, all body politics and corporate, and the County Sheriff, with offices in Champaign County.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 17th day of November, A.D. 2011.

C. Pius Weibel, Chair
Champaign County Board

ATTEST: _____
Gordy Hulten, County Clerk
and ex-officio Clerk of the
Champaign County Board