

CHAMPAIGN COUNTY BOARD  
COMMITTEE AGENDA

COUNTY FACILITIES

Tuesday, April 8, 2008

\*6:30 p.m. – Viewing of Exterior Masonry/Stone Samples

\*6:45 p.m. – Tour of Circuit Clerk Evidence Storage Space

\*7:00 p.m. – Monthly Meeting, Jury Assembly Room, Champaign County Courthouse, 101 E. Main St., Urbana

CHAIR: Steve Beckett

MEMBERS: Bensyl, Betz, Cowart, James, Jay, Richards, Sapp, Weibel

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II	<u>APPROVAL OF AGENDA</u>	
III	<u>APPROVAL OF MINUTES:</u>	
	A. March 11, 2008	1-12
IV	<u>PUBLIC PARTICIPATION</u>	
V	<u>CHAMPAIGN COUNTY COURTHOUSE</u>	
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VI	<u>CHAMPAIGN COUNTY NURSING HOME:</u>	
	A. <u>Phebus &amp; Koester legal fees and reimbursement</u>	
	B. <u>Phebus &amp; Koester Invoice No. 1</u> in the amount of \$16,487.50 for professional services provided from 8/1/2007 thru 2/29/08	15-21
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**VII ILEAS:**

- A. IGW Invoice No. 2 in the amount of \$5,500.45 for professional Services rendered for the period February 2, 2008 thru February 29, 2008 (Invoice is for ILEAS Training Center Observation) **30-32****
- B. IGW Invoice No. 7 in the amount of \$8,665.06 for professional Services rendered for the period February 2, 2008 thru February 29, 2008 (Invoice is for ILEAS Training Center-old CCNH) **33****

**VIII COURTHOUSE MASONARY/BELL TOWER PROJECT:**

- A. Project Spreadsheet **34****
- B. Discussion of Stone Selection**

**IX FLEET MAINTENANCE/HIGHWAY FACILITY:**

- A. BLDD Invoice No. 130357 in the amount of \$1,680.00 for Professional services rendered for the period February 2, 2008 to March 1, 2008 for Fleet Maintenance Highway Facility Site Observation **35****

**X PHYSICAL PLANT:**

- A. Monthly Reports**

**XI CHAIR'S REPORT/ISSUES:**

**XII COUNTY ADMINISTRATOR:**

- A. Substance Abuse Prevention on Public Works Projects **36-56****
- B. RPC Remodeling Project/Rent Adjustment **57-58****

**XIII OTHER BUSINESS:**

- A. Reuse of South Highway Building**
- B. Semi-Annual Review of Closed Session Minutes **59-60****

**XIV CONSENT AGENDA ITEMS:**

**XV ADJOURNMENT**

## CHAMPAIGN COUNTY BOARD COMMITTEE MINUTES

### County Facilities

March 11, 2008 – 7:00 p.m.

RPC Meeting Room C, Brookens Administrative Center

**MEMBERS PRESENT:** Beckett, Bensyl, Betz, Cowart, James, Jay, Richards, Sapp, Weibel

**MEMBERS ABSENT:** None

**OTHERS PRESENT:** Denny Inman, Deb Busey, Alan Reinhart, Julia Reitz, Susan McGrath, Roger Holland, Gail White, Brad Klein (White & Borgognoni Architects) Media

### Agenda Item

#### Call to Order

Chair Beckett called the meeting to order at 6:03 p.m.

#### Approval of Agenda

MOTION by Betz to approve the agenda and addendum as presented; seconded by Cowart. Motion carried.

#### Approval of Minutes – February 5, 2008

MOTION by Betz to approve the minutes of February 5, 2008 as presented; seconded by James. Motion carried.

#### Public Participation

There was no public participation.

Mr. Beckett stated he would like to start with agenda item VII A because the Architects from White & Borgognoni are present to review the information presented in the agenda packet.

#### Champaign County Nursing Home

##### **Duane Morris Invoice #1368256**

**MOTION** by Betz to recommend County Board approval of Invoice #1368256 from Duane Morris in the amount of \$6,465.50 for professional services ending January 15, 2008; seconded by Sapp.  
**Motion carried.**

**IGW Invoice No. 6 for Professional A/E Services rendered thru 2/1/08 in the amount of \$8,726.27 (Invoice is for ILEAS Training Center-old CCNH)**

**IGW Invoice No. 1 for Professional A/E Services rendered thru 2/1/08 in the amount of \$3,850.00 (Invoice is for ILEAS Training Center Observation-old CCNH)**

**IGW Invoice No. 1 for Professional A/E Services rendered thru 2/1/08 in the amount of \$15,973.00 (Invoice is for ILEAS - additional services)**

**OMNIBOUS MOTION** by Betz to recommend County Board approval of Invoice No. 6 from IGW in the amount of \$8,726.27; Invoice No. 1 from IGW in the amount of \$3,850.00 and Invoice No. 1 from IGW in the amount of \$15,973.00; seconded by Bensyl. **Motion carried.**

**Courthouse Masonry/Bell Tower Project**  
**Award of Contract to the General Contractor for the performance of Masonry Stabilization**

Mr. Beckett asked Gail White to explain to the committee what the alternate bids mean and what his recommendation means.

Mr. White stated the base bid amount of the apparent low bidder, Roessler Construction from Rantoul, was \$6,545,000.00 and that is the base line amount they were working from. Alternate G1A is using a product cast stone, manufactured rather than natural, at various locations above elevation 120. Alternate 1B is using a manufactured stone at the new balconies. Alternate 1C is using a manufactured stone at the 3<sup>rd</sup> floor decorative band. Alternate G1D is using a new terra cotta material at the balconies. They were trying to leave options for various material possibilities to see where the cost savings would be as they considered the options. Some of the numbers are a minus which means it would be a deduction from the base bid, if it is a positive it would be an additional cost.

Alternate G1E is removing all decorative banding of the natural sandstone at the 3<sup>rd</sup> floor and using a new terra cotta band that would extend all the way across. Alternate G2 is using color coded metal roofing at the tower 7<sup>th</sup> floor in place of the copper roofing. Alternate G3 is to modify the date that was specified for completion of the tower and the north elevation only. That date was set at February 6, 2009 and they took an alternate price for moving that deadline to August 29, 2009 which is the same completion date as the rest of the building and showed a savings of \$180,000.

Alternate G4A and 4B are for use of substitute sand stone from what had been specified. The sand stone, which seems to match best, is an imported stone from England which is called Arlington Red. The Vineyard Red listed is a domestic product from the U.S. 4A is using it for the upper portions and 4B would be using it for the lower portions all the way to the ground. Alternate G5 is substituting all new brick for the tower only rather than salvaging and cleaning the existing brick.

He stated it was interesting to see how these came in because some they had hoped would be a cost savings didn't turn out to be. The alternate bid options, A1, A2, B1, B2, C1 and C2 are suggested combinations. Those combinations would result in different contract amounts.

Mr. James asked, with the dates being changed to August for completion, if the deadlines aren't met will there be a fee for days over. Mr. White stated they discussed liquidated damages but did not include it as a provision because they had some concerns about the overall project budget and were concerned that the anticipation of those damages being assessed would be built into the bid amounts and they would end up paying a premium for something they may not see the benefit of. There is always the anticipation of bad weather and if something does happen they will look at extending the date.

Mr. James asked if the contractor will be sub-contracting a lot of this work out. Mr. White stated they will be although they are self performing some portions of the work themselves.

Mr. White stated with the cast stone products they have to remember it will be subject to some fading as it ages and at such time they might need to replace selected pieces, the color match might be more difficult to obtain.

Mr. Weibel pointed out that natural stone may not be available in the future and asked if it is possible that they could have the same issue with the cast stone. Mr. White stated cast stone is not a new product and as long as the products that go into its manufacturing are available, it should be available.

Mr. White explained they reviewed with Mr. Roessler his bid package and tried to reach a comfort level that he understood the scope of the work and was prepared to commit the man power necessary to accomplish the work. After that they provided their recommendation to consider award of contract to Roessler. They recommend if the base bid, as submitted, was not within budget attainability that a reasonable combination of alternates be presented for consideration. Those include accepting alternate bid G3 extending the project completion date for the tower and north façade, accepting alternate bid G4A which substitutes a domestic sand stone for the imported sand stone from the ground level up to 20 feet and accepting alternate bid G4E which also substitutes the domestic sandstone for the imported sand stone from the 20 foot level up to the top of the building. They recommend the general contract be awarded to Roessler Construction, awarding the base bid plus the three alternate bids he named with the net difference combining the base and those deducts being \$5,875,200.00. He explained they listed unit price schedules which are optional, and whether or not the committee chooses to use those it is not a bad idea to base the contract on them. If they encounter situations where they have to perform work that would be covered by unit price basis that is something they would want to talk to Roessler about.

Mr. Beckett pointed out that on page 26 of the agenda, where they provided alternate bid options, G4B and 4A are backwards. Mr. White stated they will check that.

**MOTION** by Betz to approve option A2 as recommended by White & Borgognoni Architects and as presented on pages 30-32 of the agenda; seconded by Weibel.

**MOTION** by James to accept option C2 with the recommendation; seconded by Weibel.

Mr. Klein stated option 4B is not compatible with option G1A, they both cover the same areas but they can do G4A plus G1A. That is the difference between A2 and C2 and the cost difference is \$161,000 approximately; C2 is less.

Mr. Weibel asked about concerns regarding cast stone, and Mr. White stated color is their biggest concern because it is not as color fast and as it is exposed it probably will lighten but it is as durable as the stone long term.

Mr. Beckett stated he received information regarding a third kind of stone from China and asked if they have to accept a stone color today. Mr. White stated it does not have to be decided today. He explained that after the bids were opened and as they were having a post discussion with Roessler, they asked if they had any suggestions to consider for cost saving measures and they brought to him a natural sand stone product they felt was worth considering. It is imported, quarried in China so they sent a few small samples which he has looked at briefly. It is a pretty good blend with the stone on the courthouse and probably a cost savings of over a million dollars in the total contract from the base bid added with the other alternates. They have requested additional information on that stone.

Mr. Bensyl asked why the contingency percentage is different between A2 and C2. Mr. Klein stated the percentage changes with the different options because they worked backwards from the fixed project budget amount approved. In order to determine that number they took the construction budget, subtracted the contract amount with the alternate bids and whatever is left is what they are calling the contingency percentage.

Mr. James stated the new tower is going to be taller and asked about foundation around the building.

Mr. Klein stated that although the new tower is going to be taller they are using a different kind of back up system so the overall weight of the tower will not change. It is possible they will be able to reuse the existing footing of the current tower if it is in good condition, they weren't able to dig up the base to evaluate it thoroughly, but they believe there is a good chance the footings will be in good enough shape to build on top of it. They priced everything as if they would have to take the footings out, the worst case scenario, but there is a chance they are good and we might realize a savings by leaving it in place.

Mr. Weibel asked Mr. White to get more information on the stone from China. Mr. Beckett pointed out that accepting an option tonight doesn't mean they have accepted stone from anywhere.

**MOTION to accept C2 failed** with a 6/3 roll call vote. Voting no were Beckett, Bensyl, Betz, Cowart, Richards and Sapp. Voting yes were James, Jay and Weibel.

**MOTION to accept option A2 carried** with a 6/3 roll call vote. Voting yes were Beckett, Betz, Cowart, Richards, Sapp and Weibel. Voting no were Bensyl, James and Jay.

Mr. Beckett stated the committee will meet at the Courthouse in April to allow the members to view stone samples.

### **Fleet Maintenance/Highway Facility**

**BLDD Architects Invoice No. 130253 for Professional A/E Services rendered thru 2/1/08 in the amount of \$3,331.59, Invoice is for Fleet Maintenance Facility Site Observation**

**BLDD Architects Invoice No. 130254 for Professional A/E Services rendered thru 2/1/08 in the amount of \$900.00**

**OMNIBOUS MOTION** by Betz to recommend County Board approval of Invoice No. 130253 from BLDD Architects in the amount of \$3,331.59 and Invoice No. 130254 from BLDD Architects in the amount of \$900.00; seconded by James. **Motion carried.**

### **Physical Plant** **Monthly Reports**

Mr. Reinhart stated there is nothing new to report.

**MOTION** by Jay to receive and place on file the Physical Plant Monthly Reports; seconded by Weibel. **Motion carried.**

### **Electric Invoice**

Mr. Reinhart explained this is what was missing from last months agenda, showing extra charges that were not included in the calculations given when comparing what we think the cost savings are with the new purchase plan as opposed to what we were paying a year ago.

**MOTION** by Jay to receive and place on file the electric invoice; seconded by Weibel. **Motion carried.**



### **Brookens Remodel Update**

Mr. Reinhart explained that the RPC meeting room has been completed and furniture is being moved in. They are working in and around users and have some minor projects left to complete which should be done in another 2-3 weeks.

Mr. Beckett asked if anyone has done an analysis of costs of that project. Mr. Inman explained they have had two meetings with RPC regarding the budget and there is another scheduled for tomorrow, they are trying to rectify any overages but at this point they don't know a total.

### **Hot Water Issue**

Mr. Reinhart explained they have spent a year tracing down problems with the hot water systems in Brookens. VIP Plumbing was hired and every hour he has been here working someone from the county has been with him. They have found 3 small check valves that were not shown on prints, they replaced valves and added circulating pumps and there is now hot water circulating through Brookens. There is still some small detail work to be done but the basic system is now circulating throughout the building, they will continue to tweak it so they have readily available hot water in the restrooms.

For the Pod 400 men's restroom they hired VIP plumbing and the physical plant has removed the existing broken wash fountain, removed the concrete floor, removed the bathroom patricians and have roughed in an underground drain. They found two faulty stool flanges and once those are repaired everything will be replaced. The estimated completion date could be within 30 days and the estimated cost was about \$3,000 but the bill came in under that.

### **Brookens Roof Repair**

Mr. Reinhart explained the pod 200 roof has the oldest rubber roof there is on the Brookens building. The Capital Improvement budget anticipated \$5,000 to have the roof redone and the quote we received was around \$16,000 so we are short on funds. They are going to try and figure out what they can do to stop leaks, which are consistent in some areas but they may have to readjust budgets to get some of the work done.

### **Chair's Report/Issues**

Mr. Beckett stated he has nothing to report.

### **County Administrator**

#### **Addendum Item XIA**

#### **Substance Abuse Prevention on Public Works Projects Art**

Mr. Inman stated the State of Illinois has decided that contractors, on Public Works projects should provide a written program on how they are going to handle substance abuse and provide information on actual drug testing. He has talked to the Capital Development Board and they don't know how they are going to get this done and he is not sure how we are going to get this done. He stated this will not hurt the larger firms but when you get to the smaller firms we are asking them to do two more things they don't have the funding or knowledge for. He will report back to the committee in April.

### **Other Business**

#### **County Courthouse Pay Station**

Mr. Inman explained that since the County Board meeting he has been contacted and asked to provide additional information on this issue. He provided a diagram of potential alternative sights for the pay station which he had the Sheriff review. The first alternative is the east side of the Courthouse, adjacent to the exit door about 20 feet from the current station location. The second alternative is within the entry way, he looked at two different sites there. When you enter the foyer, it is a store front with glass so they would have to run a new circuit and reset the station in that area. The second area on alternate two would be closer to the x-ray machine. The Sheriff has issues with both of those locations mainly because of the amount of people coming through that area. The third option is outside Linda Frank's office. Currently the City of Urbana sits and watches the lot to make sure people get to the pay station, alternatives two and three would require a City official coming into the Courthouse at least three times a day. The first alternative would require we get a new base and the machine would get some protection from wind and rain.

He also provided a separate handout called supplies, equipment and maintenance expenditures showing in paper supplies since 2004 we have spent \$1800, in parts we have spent about \$9400 including the original purchase price. Prior to 2006 they were not tracking the data but he has provided information showing what the issues with the machine have been since that time.

Ms. Busey stated that the total revenue from the time it was installed in 2004 until the end of 2007 was \$72,000. In fiscal years 2005-2007 when it was fully operational from December 1 thru the end of February it consistently generated \$4,000 of revenue. By the end of February, FY 2008, it had generated only \$1,500 so in three months of it not being operational we were down \$2500. The County gets all that revenue and Urbana gets the ticket revenue.

When asked what the life of the machine is, Mr. Inman stated he does not know but pointed out that the City of Champaign has one that has been sitting outside for 10-15 years.

When asked how the system works, Mr. Beckett explained the process pointing out that the City will not issue tickets if the machine is down and a person could protest a ticket if the machine is out of paper.

Mr. Inman stated alternative 1 would require a \$1,000 base and a few other things so a range of \$1,000 - \$2,000. Alternatives 2 and 3 would cost around \$3,000 and would have to be done after hours. To put a shelter over it now would cost around \$5,000.

Mr. Jay stated his concern is not if the machine needs shelter, if the problem is the machines inability to function then putting it inside would be best. Ms. Reitz stated putting it inside would be a bad idea; it would be clogging up an area already ingested with folks waiting in line. Mr. James stated we built that building with tax payer's money and he thinks in some situations we shouldn't be charging the public more money to do things.

Mr. Beckett stated he has talked to Judge Difanis about this system and having it in place regulates the movement of cars, the location of cars and it hurts the public if it is not in place. If it is a free lot it would be filled with County employees and when this machine has been down it has created a mess and as a matter of policy we have to have that system to regulate parking.

**MOTION** by Sapp to leave the pay station where it is and provide a shelter for it, costing up to \$5,500; seconded by Weibel. **Motion carried** with a 6/2 roll call. Voting yes was Beckett, Bensyl, Cowart, Richards, Sapp and Weibel. Voting no was James and Jay. Betz was absent during the vote.

Ms. Busey stated there will be a budget transfer on Thursday to approve the money.

### **ADDENDUM**

#### **XII Other Business**

##### **Self-Representation Help Desk Proposal**

Mr. Holland explained this item is on the agenda to discuss expansion for use of the help desk that is currently located on the first floor of the Courthouse. The purpose of the help desk is to assist people who are not represented by legal council to gain access to legal resources; it is not a place where they get legal advice but simply forms and basic information about the court system. The Land of Lincoln approached him with a grant they received to expand the number of people and hours worked at the desk. Currently someone is at the help desk M, W and F from 9-12 stationed in the room located to the right of the traffic court room. That space is small and does not provide for any kind of seating for people waiting to get in so the proposal is to convert the space currently designated as the family waiting room to the space for the help desk and use the current help desk space as the new family waiting room. He spoke with people from the League of Women Voters regarding the family waiting room and they agreed to take a neutral position with regard to this which is to indicate they are no longer opposed to using that space for a different reason; there is no ground swell of people opposed to the move.

The grant will pay for the additional people to be there, longer hours. There will be money coming from the law library fund, if the Finance committee approves this, to be used for whatever logistical things need to be done to make the waiting room suitable for the purpose of turning it into the help desk area. The money in the law library fund is not general corporate, it is money that is taken as a fee attached to civil filings and will not have an impact on the budget or general corporate fund.

Valerie McWilliams of the Land of Lincoln spoke to the committee explaining they provide free civil legal assistance to low income people in a 14 county area and they have 8 attorneys working for them. John Roska, an attorney with the Land of Lincoln, explained that the help desk was created in 2005 and they deal with whatever walks in the door seeing between 8-10 people a day in the three hours they are there. They can help with a core of civil cases and people who do not have the resources to pay an attorney. They have developed a core set of forms that deal with most of the problems that people are capable of helping themselves with.

Mr. Beckett asked if there is any other place in town people could turn to for the services the help desk provides. Mr. Roska stated there is not.

Mr. Beckett explained the committee's decision is a physical space one, whether or not we will permit what has been called the family waiting room to be occupied by the help desk and whether or not the family waiting room would move to where the help desk was.

**MOTION** by Betz to approve the Self-Representation Help Desk Proposal; seconded by James.

Mr. Beckett stated they never heard back from the group regarding painting murals in the family waiting room. Mr. James stated he wants to make sure there is a grant for this. Mr. Holland stated the grant money goes only to the volunteers and the proposal the law library is going to make at Finance is to say whether or not the grant is renewed there is sufficient money to say we will fund that for one year further and after two years we will determine if this is something we want to continue.

**Motion carried.**

### **Circuit Clerk Request for Space**

Mr. Holland stated he met with Ms. Frank and she has indicated she has run out of space for keeping evidence for court cases. She has talked to the Judge about destroying evidence in pursuant to her manual on record keeping but the problem is her manual doesn't consider criminal cases which can come back several years later and if that evidence has been destroyed it will make things harder for the State's Attorney's office. This evidence isn't just paper there are large items also and she needs something secure and temperature controlled. She currently has some space in the old nursing home which is satisfactory but she now needs more. He stated she did not indicate how much time she has until she is completely out of space.

Item deferred to the April meeting.

### **Semi-Annual Review of Closed Session Minutes**

Ms. McGrath stated she has reviewed the closed session minutes and found two sets eligible to open; November 21, 1991 and June 30, 1993. Both are extremely generic in terms of comments made and they do not reveal any personal information.

Mr. Beckett stated he would like to defer this item to April.

### **Consent Agenda Items**

Committee consensus to include items VI A-C and VIII A & B on the County Board Consent Agenda.

### **Adjournment**

Chair Beckett declared the meeting adjourned at 7:34 p.m.

Respectfully Submitted,

Tiffany Talbott  
Administrative Secretary

*Linda S. Frank*

CIRCUIT CLERK  
COURTHOUSE  
101 EAST MAIN  
URBANA, ILLINOIS 61801

To: Steve Beckett, Chairman, Facilities Committee  
and Committee Members

From: Linda Frank, Circuit Clerk

Date: March 6, 2008

Re: Storage space for evidence

At County Co-Administrator Denny Inman's suggestion, I am directing this request to you. As you are aware, one of the responsibilities of the Circuit Clerk is to preserve the evidence and exhibits for all cases heard before the Circuit Court. How long these items must be preserved and the processes for the destruction or sale of these items vary depending on the type of court case and are determined by Supreme Court rules. For criminal cases, the first step in the process is to acquire approval from the Presiding Judge.

In the past, when the shortage of storage space became an issue, I would approach the Presiding Judge (during my terms Judge Jensen and Judge Townsend) and we would set up a project whereby evidence and exhibits would be reviewed on a case by case basis for their approval. This procedure changed when Judge Difanis became our presiding judge (see attached letter).

I am now approaching a shortage with the storage space allotted to me for this purpose in the basement of the courthouse. Therefore I am requesting if space could be made available for this purpose in the ILEAS Training Center. The space would have to be secure and climate controlled with access limited to my staff.

If you have any questions or concerns, please do not hesitate to contact me. Thank you for your time.

cc: Denny Inman, County Co-Administrator

cc: Deb Busey, County Co-Administrator

**Thomas J. Difanis**  
CIRCUIT JUDGE  
COURTHOUSE  
101 East Main Street  
URBANA, ILLINOIS 61801-2772

SIXTH JUDICIAL CIRCUIT  
CHAMPAIGN COUNTY

TELEPHONE 354-3704

September 28, 2006


Ms. Linda Frank  
Clerk of the Circuit Court  
101 E. Main  
Urbana, Illinois 61801

RE: Destruction of Evidence

Ms. Frank:

I am in receipt of your letter dated September 26, 2006 requesting authority to destroy evidence pursuant to Circuit Administrative Order 96-1. As you know, a criminal defendant can raise issues in requests for post-conviction relief to the Illinois Appellate Courts years after his/her conviction. In addition, the U.S. District Court has the ability to grant *habeas corpus* and other forms of relief many years after the defendant's conviction. As such, evidence must be preserved should a reviewing court order a new trial. Although I understand your concerns regarding adequate storage, for the foregoing reasons, I cannot authorize the destruction of evidence that may hinder or bar a future retrial.

Very truly yours,

  
Thomas J. Difanis,  
Presiding Judge



**Phebus & Koester**

P.O. Box 1008  
 136 West Main Street  
 Urbana, IL 61803-1008

<b>BILL TO</b>
County of Champaign, Illinois c/o C. Pius Weibel, Chairman Julia Rietz, State's Attorney RE: Champaign County Nursing Home

<b>DATE</b>
4/1/2008

<b>CASE NUMBER</b>	<b>CASE NAME</b>
6489 CHA	

DATE	ITEM	For Professional Services Concerning:	TIME	RATE	AMOUNT
		LEGAL SERVICES from August 1, 2007 through February 29, 2008			
8/1/2007	BH Legal Fe...	FG/OB--Reliable document review; arbitration agreements; letter to various respondents in discovery with JWP; review of arbitration rules for our arbitration agreement with OB	2.5	150.00	375.00
8/1/2007	JWP Legal ...	FG--Fax to Max Prusak regarding Entec's discovery	0.5	300.00	150.00
8/1/2007	JWP Legal ...	OB--Draft arbitration agreement with Otto Baum; letter to Torricelli enclosing draft arbitration agreement	1	300.00	300.00
8/7/2007	JWP Legal ...	OB--Continued work on Arbitration Agreement	0.5	300.00	150.00
8/7/2007	JWP Legal ...	FG--Review discovery from Defendant Farnsworth; conference with attorneys for respondents in discovery	0.5	300.00	150.00
8/8/2007	BH Legal Fe...	FG--Thermodynamic discovery document review to flag hot documents	2	150.00	300.00
8/9/2007	JWP Legal ...	FG--Correspondence with Rietz re: nursing home survey	0.25	300.00	75.00
8/9/2007	BH Legal Fe...	FG--Meeting with Sabbia and JWP regarding transfer of her information - nursing homes and information she has obtained	0.75	150.00	112.50
8/13/2007	JWP Legal ...	FG--Preparation of first draft of memo re Gavin affidavit and first draft of memo in opposition to 2-619 motion; preparation of Talbott affidavit	2	300.00	600.00
8/13/2007	BH Legal Fe...	FG--Research into memo for motion to strike affidavit of Gavin	0.5	150.00	75.00
8/13/2007	RB Legal Fe...	FG--Motion to strike affidavit of Gavin research	0.5	150.00	75.00
8/14/2007	JWP Legal ...	OB--Telephone conference with Torricelli; changes to Arbitration Agreement; correspondence with Torricelli	0.25	300.00	75.00

<b>Total</b>
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FG--Farnsworth Group  
 OB--Otto Baum

**Phebus & Koester**

P.O. Box 1008  
 136 West Main Street  
 Urbana, IL 61803-1008

<b>BILL TO</b>
County of Champaign, Illinois c/o C. Pius Weibel, Chairman Julia Rietz, State's Attorney RE: Champaign County Nursing Home

<b>DATE</b>
4/1/2008

<b>CASE NUMBER</b>	<b>CASE NAME</b>
6489 CHA	

DATE	ITEM	For Professional Services Concerning:	TIME	RATE	AMOUNT
8/14/2007	RB Legal Fe...	FG--Writing case law section for memo in support of motion to strike affidavit of Gavin	0.5	150.00	75.00
8/20/2007	JWP Legal ...	OB--Draft interrogatories to OB; response to OB's request for documents	1	300.00	300.00
8/20/2007	JWP Legal ...	OB--Correspondence with Torricelli re production request	0.25	300.00	75.00
8/20/2007	JWP Legal ...	OB--Draft request for production and interrogatories to OB	2	300.00	600.00
8/24/2007	JWP Legal ...	OB--Conference with Harens and Torricelli re: mediation; correspondence with Inman, Raterman, Reinhart, Busey, Shadley, Dorsey and team re: availability for arbitration	1.25	300.00	375.00
8/27/2007	JWP Legal ...	OB--Memo re: August 24 arbitration scheduling conference; miscellaneous preparation for arbitration	0.75	300.00	225.00
8/27/2007	JWP Legal ...	FG/OB--Correspondence with Dorsey	0.25	300.00	75.00
8/28/2007	DJP Legal F...	FG/OB--Reviewed e-mails regarding meeting; office conference with JWP	0.25	250.00	62.50
8/29/2007	DJP Legal F...	FG/OB--Exchanged e-mails with Rietz	0.25	250.00	62.50
8/30/2007	JWP Legal ...	FG--Preparation for and meeting with Adlesberger and Sabbia re: nursing home survey	1	300.00	300.00
8/31/2007	DJP Legal F...	OB--Reviewed mediation submissions; meeting with Beckett and Rietz	1	250.00	250.00
9/5/2007	JWP Legal ...	FG/OB--Preparation for and meeting with Inman	1	300.00	300.00
9/6/2007	JWP Legal ...	OB--Preparation for and meeting with Glosser (formerly of OB) and Dorsey	2	300.00	600.00
9/7/2007	JWP Legal ...	OB--Memo to file re: meeting with Glosser and Dorsey	0.5	300.00	150.00
9/10/2007	JWP Legal ...	OB--Correspondence with R. Bruce Wallace; correspondence with EMSL Analytical	1	300.00	300.00
9/11/2007	JWP Legal ...	FG--Correspondence with Nolan re: motion to transfer venue; memo to BH re counter-affidavits	0.75	300.00	225.00
9/13/2007	JWP Legal ...	E-mail to arbitrators regarding setting a date for arbitration; e-mail to Torricelli regarding the depositions of David Doty and David Buckman	0.5	300.00	150.00

<b>Total</b>
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**Phebus & Koester**

P.O. Box 1008  
 136 West Main Street  
 Urbana, IL 61803-1008

<b>BILL TO</b>
County of Champaign, Illinois c/o C. Pius Weibel, Chairman Julia Rietz, State's Attorney RE: Champaign County Nursing Home

<b>DATE</b>
4/1/2008

<b>CASE NUMBER</b>	<b>CASE NAME</b>
6489 CHA	

DATE	ITEM	For Professional Services Concerning:	TIME	RATE	AMOUNT
9/14/2007	JWP Legal ...	OB--Correspondence with new counsel for OB	0.25	300.00	75.00
9/18/2007	JWP Legal ...	OB--E-mail to Raterman regarding additional reports	0.25	300.00	75.00
9/19/2007	JWP Legal ...	OB--Telephone conference with Philip Comella, OB's new attorney; report to team	0.25	300.00	75.00
9/19/2007	JWP Legal ...	OB--E-mail to "team" re: telephone conference	0.25	300.00	75.00
9/20/2007	JWP Legal ...	FG--Telephone conference with Nolan, attorney for Farnsworth	0.25	300.00	75.00
9/20/2007	JWP Legal ...	OB--Conference call with "team"	0.25	300.00	75.00
9/21/2007	JWP Legal ...	FG/OB--Correspondence with mediators, Harens, Comella, Nolan and Adelsberger	1	300.00	300.00
9/24/2007	JWP Legal ...	FG/OB--Attendance at Champaign County Board meeting	1	300.00	300.00
10/1/2007	JWP Legal ...	FG--Finalize plaintiff's motion to strike affidavit of Gavin and Memorandum in Support	0.5	300.00	150.00
10/1/2007	JWP Legal ...	OB--Correspondence with "team" re Seyfarth Shaw conflict of interest; legal research	0.5	300.00	150.00
10/5/2007	JWP Legal ...	OB--Correspondence with "team" re: potential disqualification of Seyfarth Shaw; correspondence with Comella re: County's decision	0.5	300.00	150.00
10/5/2007	JWP Legal ...	FG--E-mail to Addelsberger regarding HVAC survey	0.25	300.00	75.00
10/9/2007	JWP Legal ...	FG/OB--Correspondence with Comella and Nolan re: arbitration; correspondence with judge re: hearing date	0.5	300.00	150.00
10/18/2007	JWP Legal ...	FG--Correspondence with Nolan and team re: arbitration	0.5	300.00	150.00
10/21/2007	JWP Legal ...	FG--Review research as to effect of County's status upon construing an ambiguous document	0.5	300.00	150.00
10/22/2007	JWP Legal ...	FG--Continued work on memorandum in opposition to defendant's Rule 2-619 motion	0.25	300.00	75.00
10/26/2007	JWP Legal ...	OB--Correspondence re: Comella disqualification of Harens letter	0.25	300.00	75.00
10/30/2007	JWP Legal ...	OB--Preparation for and conference call with Harens and Comella	0.75	300.00	225.00

<b>Total</b>
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**Phebus & Koester**  
P.O. Box 1008  
136 West Main Street  
Urbana, IL 61803-1008

<b>BILL TO</b>
County of Champaign, Illinois c/o C. Pius Weibel, Chairman Julia Rietz, State's Attorney RE: Champaign County Nursing Home

<b>DATE</b>
4/1/2008

<b>CASE NUMBER</b>	<b>CASE NAME</b>
6489 CHA	

DATE	ITEM	For Professional Services Concerning:	TIME	RATE	AMOUNT
11/15/2007	JWP Legal ...	FG/OB--Correspondence with Comella re: third arbitrator; correspondence with attorney for United Electric re: depositions; report to team as to status; review of United Electric documents	2	300.00	600.00
11/19/2007	JWP Legal ...	FG--Correspondence with Nolan re: request for depositions of Farnsworth employees	0.25	300.00	75.00
11/29/2007	JWP Legal ...	OB--Correspondence with Comella re: proposed arbitrators	0.25	300.00	75.00
11/29/2007	JWP Legal ...	FG--Correspondence with defense re: Farnsworth arbitration; correspondence with judge requesting hearing date	0.25	300.00	75.00
11/29/2007	DJP Legal F...	OB--Teleconference with Chicago attorney regarding recommendation for third arbitrator	0.5	250.00	125.00
12/4/2007	JWP Legal ...	OB--Review OB's interrogatories and request for production; forward to Inman and Stilger	0.75	300.00	225.00
12/10/2007	JWP Legal ...	OB--Correspondence with two proposed arbitrators as to third arbitrator	0.5	300.00	150.00
12/11/2007	DJP Legal F...	OB--Reviewed proposed third arbitrator resumes; office conference with BH; emails with JWP; reviewed discovery to CCHN; reviewed mediation books	1	250.00	250.00
12/13/2007	JWP Legal ...	FG--Preparation for and deposition of Paul Favero	3	300.00	900.00
12/17/2007	JWP Legal ...	FG--Letter to Judge Ford regarding hearing on 2-619 motion	0.25	300.00	75.00
12/18/2007	DJP Legal F...	FG--Office conference with BH regarding discovery	0.25	250.00	62.50
12/18/2007	JWP Legal ...	FG--Preparation of discovery to Farnsworth	1.5	300.00	450.00
12/31/2007	JWP Legal ...	OB--Correspondence with Comella re: third arbitrator	0.25	300.00	75.00
1/7/2008	BH Legal Fe...	FG--Reply to defendant's reply to plaintiff's motion to strike affidavit of Gavin	1	150.00	150.00
1/7/2008	DJP Legal F...	FG--Office conference with JWP regarding reply memorandum; reviewed motion and defendant's reply; office conference with BH regarding reply	0.25	250.00	62.50

<b>Total</b>
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**Phebus & Koester**  
P.O. Box 1008  
136 West Main Street  
Urbana, IL 61803-1008

<b>BILL TO</b>
County of Champaign, Illinois c/o C. Pius Weibel, Chairman Julia Rietz, State's Attorney RE: Champaign County Nursing Home

<b>DATE</b>
4/1/2008

<b>CASE NUMBER</b>	<b>CASE NAME</b>
6489 CHA	

DATE	ITEM	For Professional Services Concerning:	TIME	RATE	AMOUNT
1/8/2008	BH Legal Fe...	FG--Memo in response to defendant's reply to plaintiff's motion to strike affidavit of Gavin; review of pleadings and legal research on ambiguous clauses in contracts	1	150.00	150.00
1/14/2008	DJP Legal F...	FG--Reviewed file in preparation for hearing on the Motion to Strike	0.75	250.00	187.50
1/15/2008	DJP Legal F...	FG--Revised reply memorandum	0.75	250.00	187.50
1/23/2008	JWP Legal ...	OB--Review of OB's interrogatory answers and production requests; correspondence with defense attorney concerning volume of records; instructions to others concerning assembly and indexing of our records; draft response to Otto Baum's discovery requests	0.75	300.00	225.00
1/23/2008	BH Legal Fe...	OB--Meeting with Inman to discuss interrogatories from OB; work on interrogatories and requests for production from OB; e-mail to Stilger and Dorsey regarding interrogatories.	2	150.00	300.00
1/24/2008	BH Legal Fe...	OB--Work on discovery for CCNH, review of PKD meeting minutes	2.5	150.00	375.00
1/24/2008	DJP Legal F...	OB--Reviewed OB's discovery response; office conference with BH regarding our response; reviewed FGI's Reply; emails with JWP	0.5	250.00	125.00
1/28/2008	BH Legal Fe...	OB--Meeting with Stilger and Dorsey regarding OB discovery responses	2	150.00	300.00
1/28/2008	BH Legal Fe...	OB--Organization of CCNH files for discovery	1	150.00	150.00
1/28/2008	DJP Legal F...	FG--Prepared for hearing	0.25	250.00	62.50
1/29/2008	DJP Legal F...	FG--Prepared for hearing; office conference with BH regarding Inman affidavit	0.5	250.00	125.00
1/29/2008	JWP Legal ...	FG/OB--Correspondence with arbitrators and attorney re: telephone conference; miscellaneous re: scheduling depositions	0.25	300.00	75.00
1/31/2008	DJP Legal F...	FG--Office conference with Inman; hearing	1	250.00	250.00
1/31/2008	BH Legal Fe...	FG--Memo re: drainage issues	1	150.00	150.00

<b>Total</b>
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**Phebus & Koester**

P.O. Box 1008  
 136 West Main Street  
 Urbana, IL 61803-1008

<b>BILL TO</b>
County of Champaign, Illinois c/o C. Pius Weibel, Chairman Julia Rietz, State's Attorney RE: Champaign County Nursing Home

<b>DATE</b>
4/1/2008

<b>CASE NUMBER</b>	<b>CASE NAME</b>
6489 CHA	

DATE	ITEM	For Professional Services Concerning:	TIME	RATE	AMOUNT
2/4/2008	JWP Legal ...	OB--Correspondence with Comella re: OB; correspondence with County re: authorization for arbitrators' fees, correspondence with arbitrators	0.5	300.00	150.00
2/4/2008	DJP Legal F...	FG/OB--Prepared e-mail to negotiating team	0.25	250.00	62.50
2/19/2008	DJP Legal F...	FG--Prepared for hearing on Motion to Strike Gavin Affidavit	1	250.00	250.00
2/21/2008	DJP Legal F...	FG--Prepared for and attended hearing on Motion to Dismiss and Motion to Strike Gavin Affidavit	2	250.00	500.00
2/21/2008	JWP Legal ...	FG--Conference with Farnsworth defense attorneys; report to client; correspondence with Otto Baum mediators	0.5	300.00	150.00
2/25/2008	DJP Legal F...	OB--Office conference with JWP and BH regarding organizing discovery production and allocations of tasks	1	250.00	250.00
2/28/2008	BH Legal Fe...	OB--Discussion of discovery answers to OB with JWP	1	150.00	150.00

<b>Total</b>	\$16,487.50
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**Phebus & Koester**

P.O. Box 1008  
136 West Main Street  
Urbana, Illinois 61803-1008

<b>BILL TO</b>
County of Champaign, Illinois c/o C. Pius Weibel, Chairman Julia Rietz, State's Attorney
RE: Champaign County Nursing Home
Legal services from August 1, 2007 through February 29, 2008

Attorney summary from August 1, 2007 through February 29, 2008:

	Attorney	Total time	Attorney Rate	Total fees
JWP	Joseph W. Phebus	36.25 hours	\$300.00	\$10,875.00
DJP	Daniel J. Pope	11.50 hours	250.00	2,875.00
BH	Elizabeth Holder	17.25 hours	150.00	2,587.50
RB	Ryan R. Bradley	1.00 hours	150.00	150.00
Total due Phebus & Koester				\$16,487.50*

\*Invoice for advancements separately submitted.

RESPECTFULLY SUBMITTED,



JOSEPH W. PHEBUS

f:\docs\joe\champaign county\bill summary 8.6.07.doc

## Phebus & Koester

P.O. Box 1008  
136 West Main Street  
Urbana, IL 61803-1008

BILL TO
Champaign County Nursing Home

INVOICE #
DATE
3/13/2008

CASE NUMBER
6489 CHA

DATE	EXPENSES:	AMOUNT
9/14/2006	Reimburse JWP for copy of AIA-A201/CMA general conditions	18.95
9/27/2006	Reimburse JWP for travel to Chicago 9/22 to meet with Raterman	25.46
9/27/2006	Reimburse JWP for special Bates stamp	229.12
10/2/2006	Reimburse JWP for lunch - JWP & BH 9/27/06 Indianapolis meeting	15.94
10/12/2006	Reimburse JWP for luncheon meeting with Raterman on 9/22/06	15.98
11/17/2006	Reimburse JWP for DVD of 11/2/06 WCIA news footage	92.00
12/19/2006	VOID: To Champaign County Circuit Clerk for filing fee for PKD Complaint	0.00
12/19/2006	VOID: To American Arbitration Association for Mediation Request fee	0.00
1/29/2007	Lexis Nexis research charges for December	47.45
3/8/2007	To Lauren Grubb for contract labor 9.5 hours @ \$10.00/hour	95.00
3/26/2007	Charge for copies to Hinshaw & Culbertson (4510 copies at .30)	1,353.00
3/27/2007	Reimbursement from Hinshaw & Culbertson for copy charges	-1,353.00
4/10/2007	CHARGE to Torricelli & Limentato for 1031 copies @ .25 cents 0 Otto Baum discovery	275.75
4/18/2007	Reimburse BH for cassette player to copy County's audio tapes of meetings	44.47
4/23/2007	Reimbursement from Torricelli & Limentato for copies	-257.75
4/23/2007	To After Image Video for 1/2 invoice for Farnsworth meeting CD's	135.00
5/11/2007	Reimburse TAL for diet pepsi for mediation	7.22
5/25/2007	To Peoria County Sheriff's office for service of Summons	23.83
5/25/2007	To Wichita County Sheriff's Office for service of Summons	65.00
5/25/2007	To Cook County Sheriff's Office for service of Summons	23.40
6/6/2007	To DHL for overnight delivery to John Hurens of Moore, Costello & Hart 5/4/07	47.14
6/6/2007	To DHL for overnight delivery to Hinshaw & Culbertson in Springfield 5/7/07	26.71
6/6/2007	To DHL for overnight delivery to Hinshaw & Culbertson in Springfield 4/19/07	23.65
6/21/2007	To McLean County Sheriff for service on Entec	40.00
6/21/2007	To Tazewell County Sheriff for service on Thermodynamics	20.50

<b>Total</b>
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**Phebus & Koester**  
P.O. Box 1008  
136 West Main Street  
Urbana, IL 61803-1008

<b>BILL TO</b>
Champaign County Nursing Home

<b>INVOICE #</b>
<b>DATE</b>
3/13/2008

<b>CASE NUMBER</b>
6489 CHA

DATE	EXPENSES:	AMOUNT
6/25/2007	To Champaign County Sheriff for service on Reliable	42.00
6/28/2007	To Ansel & Small for copies of Reliable documents	140.50
7/10/2007	Reimburse G. Sabbia for postage - nursing home mailers	11.07
7/26/2007	CHARGE: 8 binders for team - Farnsworth notebook	112.50
11/27/2007	VOID: To Moore, Costello & Hart, P.L.L.P. for 50% of Otto Baum's arbitration	0.00
12/10/2007	To DHL for overnight delivery to JWP in FL 11/5/07	33.16
1/11/2008	To Area Wide Reporting for deposition of Paul Faver	457.70
2/12/2008	Reimburse JWP for Intelius report on William Cox	14.95
2/18/2008	To IKON Office Solutions for document copies on CD's from Otto Baum	1,721.09
3/5/2008	Reimburse JWP for cancellation fees for airline tickets to Texas for depositions	150.00
	<b>Total Reimbursable Expenses</b>	<b>3,697.79</b>

<b>Total</b>	<b>\$3,697.79</b>
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# DuaneMorris

INTERNATIONAL OFFICES

**PLEASE REMIT PAYMENT TO:**  
 DUANE MORRIS LLP  
 ATTN: PAYMENT PROCESSING  
 30 SOUTH 17TH STREET  
 PHILADELPHIA, PA 19103-4196

NEW YORK  
 LONDON  
 SINGAPORE  
 LOS ANGELES  
 CHICAGO  
 HOUSTON  
 HANOI  
 PHILADELPHIA  
 SAN DIEGO  
 SAN FRANCISCO  
 BALTIMORE  
 BOSTON  
 WASHINGTON, DC  
 LAS VEGAS  
 ATLANTA  
 MIAMI  
 PITTSBURGH  
 NEWARK  
 WILMINGTON  
 PRINCETON  
 LAKE FOREST  
 HO CHI MINH CITY

March 14, 2008

CHAMPAIGN COUNTY  
 ADMINISTRATIVE SERVICES  
 ATTN: EVELYN BOATZ  
 1776 E. WASHINGTON  
 URBANA, IL 61802

HF/PB 07-02

FILE # E1005-00004      INVOICE # 1377550      IRS # 23-1392502

CURRENT INVOICE \$7,039.50

PRIOR BALANCE DUE

BILL DATE	BILL/REF NO.	BILL AMOUNT	CREDITS	A/R BALANCE
2/7/08	1368256	\$6,465.50	\$0.00	\$6,465.50
				<u>\$6,465.50</u>
TOTAL BALANCE DUE				<u>\$13,505.00</u>

Wire payments to: Bank Name: Wachovia Bank, NA Swift Code: PNBPU33 Account No. 2100000513000 ABA Number 031201467	Bank Address is: Wachovia Bank, NA 123 South Broad St. Philadelphia, PA	Please reference the File Number and Invoice Number in the REMARK section.
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AMOUNTS INCLUDED FOR DISBURSEMENTS INCLUDE EXPENSES RECEIVED AND RECORDED THROUGH THE END OF THE INVOICE PERIOD. THERE MAY BE ADDITIONAL EXPENSES RECEIVED AND DISBURSEMENTS INVOICED IN THE FUTURE. AS PER THE TERMS OF OUR ENGAGEMENT, PAYMENT IS DUE IN U.S. DOLLARS WITHIN 30 DAYS OF THE DATE OF THIS INVOICE. AFTER 30 DAYS A LATE FEE OF 1% PER MONTH (OR SUCH LOWER RATE AS REQUIRED BY APPLICABLE LAW) MAY BE CHARGED.

# DuaneMorris

LOCAL AND NATIONAL OFFICES

NEW YORK  
LONDON  
SINGAPORE  
LOS ANGELES  
CHICAGO  
HOUSTON  
HANOI  
PHILADELPHIA  
SAN DIEGO  
SAN FRANCISCO  
BALTIMORE  
BOSTON  
WASHINGTON, DC  
LAS VEGAS  
ATLANTA  
MIAMI  
PITTSBURGH  
NEWARK  
WILMINGTON  
PRINCETON  
LAKE TAHOE  
BOULDER, COLORADO

March 14, 2008

CHAMPAIGN COUNTY  
ADMINISTRATIVE SERVICES  
ATTN: EVELYN BOATZ  
1776 E. WASHINGTON  
URBANA, IL 61802

HFPB 07-02

File# E1005-00004

Invoice# 1377550

IRS# 23-1392502

FOR PROFESSIONAL SERVICES RECORDED  
THROUGH 02/29/2008 IN CONNECTION  
WITH THE ABOVE-CAPTIONED MATTER.

\$7,039.50

PREVIOUS BALANCE

\$6,465.50

TOTAL BALANCE DUE

\$13,505.00

File # F-1005-00004  
 HF-PB 07-02

INVOICE # 1377550

DATE	ID #	TIMEKEEPER		HOURS
2/1/2008	02160	NJ LYNN	REVIEW STATUS RE MEETING WITH HF-PB AND PREPARATION RE SAME	0.20
2/4/2008	02160	NJ LYNN	PREPARATION FOR MEETING WITH MR. URSO RE POSSIBLE SETTLEMENT TERMS	0.20
2/4/2008	04363	M SILBERMAN	DISSEMINATION OF PROPOSED RESOLUTION TO HF-PB COUNSEL; ASSESSMENT OF STRATEGY TO APPROACH MEETING WITH HF-PB; DRAFT OF CORRESPONDENCE TO MS. PAPAVALIOU	0.70
2/5/2008	04363	M SILBERMAN	CORRESPONDENCE WITH MS. PAPAVALIOU RE: REQUEST TO SCHEDULE A STRATEGY MEETING	0.20
2/6/2008	04363	M SILBERMAN	DRAFT OF CORRESPONDENCE TO MS. PAPAVALIOU AND COORDINATION WITH MS. PAPAVALIOU OF UPCOMING MEETING WITH HF-PB COUNSEL AND COORDINATION OF STRATEGIC MEETING WITH REPRESENTATIVES OF CHAMPAIGN COUNTY	0.60
2/8/2008	04363	M SILBERMAN	REVIEW OF CORRESPONDENCE AND PROPOSED EDITS; PHONE CALL TO MS. PAPAVALIOU	0.20
2/12/2008	04363	M SILBERMAN	PHONE CALL TO MR. KINGSLEY AT IDPH; CORRESPONDENCE FROM MS. PAPAVALIOU	0.30
2/13/2008	02160	NJ LYNN	PREPARATION FOR SETTLEMENT CONFERENCE WITH MR. URSO ET AL	0.60
2/13/2008	02190	NM BILIMORIA	PREPARATION FOR MEETING WITH HF-PB COUNSEL RE: POSSIBLE SETTLEMENT OF COMPLIANCE ACTION; FOLLOW UP WITH CLIENT RE: SAME	1.00
2/13/2008	04363	M SILBERMAN	PREPARATION FOR MEETING WITH HEALTH FACILITIES PLANNING BOARD COUNSEL	3.30
2/14/2008	02160	NJ LYNN	REVIEW RESULTS OF SETTLEMENT CONFERENCE; REVIEW POSSIBLE ADDITIONAL IN KIND SERVICES	0.40
2/14/2008	04363	M SILBERMAN	CORRESPONDENCE FROM MS. PAPAVALIOU RE: PROPOSED NEW PROGRAM; REVIEW OF RELATED PROGRAM DOCUMENTS; DRAFT CORRESPONDENCE TO MS. PAPAVALIOU; FOLLOW UP PHONE CONFERENCE WITH MR. KINGSLEY	0.70
2/15/2008	04363	M SILBERMAN	CORRESPONDENCE FROM MS. PAPAVALIOU; PHONE CONFERENCE TO CLARIFY OPTIONS AVAILABLE AND INFORMATION NEEDED; REVIEW OF MATERIALS SUBMITTED	0.70
2/19/2008	04363	M SILBERMAN	DRAFT CORRESPONDENCE TO MS. PAPAVALIOU RE: STATISTICAL INFORMATION IDENTIFYING THE COST INVOLVED IN THE ACTUAL CARE PROVIDED BY THE MOBILE PROGRAM	0.40

File # E1005-00004  
 IHFPB 07-02

INVOICE # 1377550

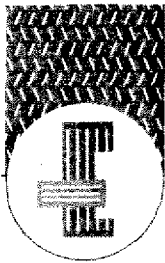
DATE	ID #	TIMEKEEPER		HOURS
2/20/2008	04363	M SILBERMAN	ANALYZE STRATEGIC OPTIONS IF INFORMATION QUANTIFYING MONETARY VALUE OF SERVICES PROVIDED IS UNAVAILABLE; PHONE CALL TO MR. KINGSLEY AT IDPH TO PROVIDE UPDATE RE: SUBMISSION OF UPDATED PROPOSAL; ONGOING CORRESPONDENCE WITH MS. PAPAVALIIOU RE: POTENTIAL FOR RESOLUTION AND CONTINUED NEED FOR ADDITIONAL INFORMATION RELATED TO THE COSTS ASSOCIATED WITH THE CARE PROVIDED BY THE MOBILE PROGRAM	0.60
2/22/2008	04363	M SILBERMAN	DRAFT OFFER OF RESOLUTION AND RELATED SUMMARY OF COSTS TO BE PRESENTED TO THE STATE BOARD; COORDINATION WITH MS. PAPAVALIIOU AND VERIFICATION OF STATISTICAL INFORMATION FROM DEBRA FRUITT	3.40
2/24/2008	04363	M SILBERMAN	DRAFT SECONDARY PROPOSAL TO STATE BOARD TO RESOLVE COMPLIANCE ACTION AND RELATED CORRESPONDENCE TO MS. PAPAVALIIOU	1.60
2/25/2008	02160	NJ LYNN	REVIEW STATUS RE SETTLEMENT PROPOSAL AND IHFPB REVIEW	0.20
2/25/2008	02190	NM BILIMORIA	REVIEW CORRESPONDENCE REGARDING PROPOSAL TO IHFPB AND DRAFT REVISIONS TO PROPOSAL	1.10
2/25/2008	04363	M SILBERMAN	COORDINATION AND EDITING OF PROPOSAL; RECEIPT OF APPROVAL FROM CLIENT FOR SUBMISSION AND COORDINATION WITH MS. PAPAVALIIOU; PHONE CONFERENCE WITH MR. KINGSLEY TO ADDRESS OUTSTANDING QUESTIONS OR ISSUES RE PRESENTATION TO THE STATE BOARD	1.10
2/29/2008	02160	NJ LYNN	REVIEW STATUS	0.10
2/29/2008	02190	NM BILIMORIA	PREPARATION FOR PRE-HEARING CONFERENCE FOR COMPLIANCE ACTION; TELEPHONE CONFERENCE WITH CLIENT RE: STATUS AND UPDATE ON PROGRESS RE: SETTLEMENT OF COMPLIANCE ACTION	0.90
			TOTAL SERVICES	18.50

File # E1005-00004  
HFPPB 07-02

INVOICE # 1377550

**TIMEKEEPER**

<b>NO.</b>	<b>NAME</b>	<b>CLASS</b>	<b>HOURS</b>	<b>RATE</b>	<b>VALUE</b>
02160	NILYNN	PARTNER	1.70	495.00	841.50
02190	NMBILIMORIA	PARTNER	3.00	410.00	1,230.00
04363	M SILBERMAN	ASSOCIATE	13.80	360.00	4,968.00
			18.50		\$7,039.50



February 13, 2008

Mr. Denny Inman  
County Administrator  
Champaign County Administrative Services  
Brookens Administrative Center  
1776 East Washington Street  
Urbana, Illinois 61802

Invoice Number 12266  
Project Number 1076  
Terms Net 30 Days

Professional Industrial Hygiene Services from January 1 through 31, 2008 for report of the fourth quarter air monitoring at the Champaign County Nursing Home.

**Professional Fees:**

Principal	10.50 hrs @ \$160.00	\$1680.00
Administrative Asst	11.00 hrs @ \$ 40.00	<u>\$440.00</u>
	Total Professional Fees	\$2120.00

**Direct Expenses:**

	Delivery, Printing	\$42.14
	Total Direct Expenses	\$42.14
	<b>TOTAL DUE THIS INVOICE:</b>	<b>\$2162.14</b>

114 WEST MAIN STREET  
URBANA, ILLINOIS 61801

T / 217 328 1391  
F / 217 328 1401

**Champaign County Administrative Services**  
1776 East Washington Street  
Urbana, IL 61802

**Invoice No: 2**  
March 14, 2008  
Project No: 0749G

Attn: Mr. Denny Inman

Re: ILEAS Trng. Cntr. OB (Old CCNH)

For professional services rendered for the period February 2, 2008 thru February 29, 2008

<b>Contract Maximum</b>		<u>\$38,600.00</u>	
<u>Dept./Staff</u>	<u>Hours</u>	<u>Rate</u>	
Principal	2.00	145.00	\$290.00
Proj. Arch. 2	4.00	90.00	\$360.00
Constr. Observ.	33.00	85.00	\$2,805.00
<b>Total Architectural Labor</b>			<u>\$3,455.00</u>
<u>Consultant</u>			
GHR Engineers & Associates, Inc.			<u>2,045.45</u>
<b>Total Consultant Labor</b>			<b>\$2,045.45</b>
<b>Total Architectural/Consultant Labor</b>			<b>\$5,500.45</b>
		Previously Billed	\$3,850.00
		Contract Balance	\$29,249.55

**Additional Services**

**INVOICE TOTAL** **\$5,500.45**





ENGINEERS AND ASSOCIATES, INC.  
 Mechanical & Electrical Consulting Engineers

1615 South Neil St. • Champaign, IL 61820  
 Tel: (217) 356-0536 • Fax: (217) 356-1092  
 ksiuts@ghrinc.com • FEIN: 37-0860182

February 19, 2008  
 Project No: 6253.0000  
 Invoice No: 0017020

Mr. Riley Glerum  
 Isaksen Glerum Wachter, LLC  
 114 W. Main  
 Urbana IL 61801

Project: 6253.0000 ILEAS Champ Co Nursing Home Remodel  
 IGW #0749

**Professional Services: December 30, 2007 through February 2, 2008**

Task: 003 Observation

**Professional Personnel**

	Hours	Rate	Amount
Employee			
Oswald II, Peter T.	12.50	74.38	929.75
Totals	12.50		929.75
<b>Total Labor</b>			<b>929.75</b>

Billing Limits	Current	Prior	To-date
Labor	929.75	0.00	929.75
Limit			10,400.00
Remaining			9,470.25
<b>Total this task</b>			<b>\$929.75</b>
<b>Total this invoice</b>			<b>\$929.75</b>

**Outstanding Invoices**

Number	Date	Balance
0016920	01/15/08	2,014.01
0016922	01/15/08	8,603.10
<b>Total</b>		<b>10,617.11</b>



ENGINEERS AND ASSOCIATES, INC.  
Mechanical & Electrical Consulting Engineers

1615 South Neil St. • Champaign, IL 61820  
Tel: (217) 356-0536 • Fax: (217) 356-1092  
ksiuts@ghrinc.com • FEIN: 37-0860182

March 11, 2008  
Project No: 6253.0000  
Invoice No: 0017103

Mr. Riley Glerum  
Isaksen Glerum Wachter, LLC  
114 W. Main  
Urbana IL 61801

Project: 6253.0000 ILEAS Champ Co Nursing Home Remodel  
IGW #0749

**Professional Services: February 3, 2008 through March 1, 2008**

Task: 003 Observation

**Professional Personnel**

	Hours	Rate	Amount
Employee			
Oswald II, Peter T.	15.00	74.38	1,115.70
Totals	15.00		1,115.70
<b>Total Labor</b>			<b>1,115.70</b>

Billing Limits	Current	Prior	To-date
Labor	1,115.70	929.75	2,045.45
Limit			10,400.00
Remaining			8,354.55
		<b>Total this task</b>	<b>\$1,115.70</b>
		<b>Total this invoice</b>	<b>\$1,115.70</b>

**Outstanding Invoices**

Number	Date	Balance
0016920	01/15/08	2,014.01
0017019	02/19/08	10,465.00
0017020	02/19/08	929.75
0017021	02/19/08	2,655.86
<b>Total</b>		<b>16,064.62</b>



114 WEST MAIN STREET  
URBANA, ILLINOIS 61801

T / 217 328 1391  
F / 217 328 1401

**Champaign County Administrative Services**

1776 East Washington Street  
Urbana, IL 61802

**Invoice No: 7**

March 14, 2008

Project No: 0749

Attn: Mr. Denny Inman

RE: ILEAS - Training Center (Old CCNH)

For professional services rendered for the period February 2, 2008 thru February 29, 2008

Description	Contract Amount	% Work To Date	Amount Billed	Previous Billed	This Inv Billed
PA	18,193.00	100.00%	18,193.00	18,193.00	0.00
PD	72,772.00	100.00%	72,772.00	72,772.00	0.00
CD	98,762.00	100.00%	98,762.00	98,762.00	0.00
Bid	18,193.00	100.00%	18,193.00	18,193.00	0.00
CA	51,980.00	33.34%	17,330.13	8,665.07	8,665.06
Total Fixed Fee	259,900.00		225,250.13	216,585.07	8,665.06

**Additional Services:**

**Total Additional Services**

**Invoice Total**

**\$8,665.06**

## COURTHOUSE MASONRY STABILIZATION & RESTORATION PROJECT

Prepared By: E Boatz  
April, 2008

	ORIGINAL CONTRACT	CHANGE ORDERS	CONTRACT TOTAL	PAYMENTS THIS MONTH	PAYMENTS YEAR TO DATE	BALANCE TO FINISH
<b><u>Architect Fees-White &amp; Borgognoni</u></b>						
Basic Service	\$425,641.74				\$275,759.05	\$149,882.69
Amendment #1-Option 4 Tower		\$43,425.00	\$469,066.74		\$31,810.61	\$11,614.39
<b>Total Architect Fees</b>	<b>\$425,641.74</b>	<b>\$43,425.00</b>	<b>\$469,066.74</b>		<b>\$307,569.66</b>	<b>\$161,497.08</b>
<b><u>Reimbursables-White &amp; Borgognoni</u></b>						
Analysis/Testing; On-site Observation	\$98,092.72					\$98,092.72
Amendment #1 - Option 4 Tower		\$7,494.18	\$105,586.90			\$7,494.18
Miscellaneous Reimbursable Expenses	\$39,839.50					\$39,839.50
Amendment #1- Option 4 Tower		\$20,593.82	\$60,433.32			\$20,593.82
<b>Total Reimbursable Expenses</b>	<b>\$137,932.22</b>	<b>\$28,088.00</b>	<b>\$166,020.22</b>		<b>\$0.00</b>	<b>\$166,020.22</b>
<b><u>Building Construction</u></b>						
Construction Contract Amount						
Existing Building	\$2,929,500.00		\$2,929,500.00			\$2,929,500.00
Tower	\$2,945,700.00		\$2,945,700.00			\$2,945,700.00
Contingency	\$308,778.18		\$308,778.18			\$308,778.18
<b>Total Building Construction</b>	<b>\$6,183,978.18</b>		<b>\$6,183,978.18</b>		<b>\$0.00</b>	<b>\$6,183,978.18</b>
<b><u>Owner Items</u></b>						
Additional Expenses paid by Owner	\$0.00		\$0.00	\$180.00	\$1,573.20	-\$1,573.20
<b>Total Owner Items</b>	<b>\$0.00</b>		<b>\$0.00</b>	<b>\$180.00</b>	<b>\$1,573.20</b>	<b>-\$1,573.20</b>
<b>PROJECT TOTAL</b>	<b>\$6,747,552.14</b>	<b>\$71,513.00</b>	<b>\$6,819,065.14</b>	<b>\$180.00</b>	<b>\$618,285.72</b>	<b>\$6,509,922.28</b>

Champaign County  
 Brookens Administration Center  
 1776 E. Washington Street  
 Urbana, IL 61802  
 Attn: Mr. Denny Inman

March 7, 2008  
 Invoice No:130357  
 Project No:053015.900



Principals  
 Steven T. Oliver, AIA  
 Randall L. West, AIA  
 John R. Drayton, AIA  
 Samuel J. Johnson, AIA  
 Scott M. Likins, AIA  
 Bruce L. Maxey, AIA  
 Timothy J. McGrath, AIA  
 Barbara Meek, AIA  
 Mark A. Ritz, AIA

Senior Associates  
 R. Carson Durham, AIA  
 John S. Whitlock, AIA

Associates  
 Duane L. Allen  
 Todd D. Cyrulik, AIA

Re: Champaign Cty Fleet Maintenance Highway Facility Site Observation

For professional services rendered for the period February 2, 2008 to March 1, 2008

Hourly Not to Exceed Amount:	<b>\$54,420.00</b>
Previous Billed:	<u>\$47,980.00</u>
Balance In Contract:	<u>\$6,440.00</u>

**Fee Charges**

<u>Description</u>	<u>Title</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
Wakefield, Dan Y.	Architect II	80.00	21 00	<u>\$1,680.00</u>
Current Fee Charges				<u>\$1,680.00</u>

100 merchant street  
 decatur, illinois 62523  
 phone 217 429-5105  
 fax 217 429-5167

2104 w. springfield ave  
 champaign, illinois 61821  
 phone 217 356-9606  
 fax 217 356-8861

201 e. grove, suite 300  
 bloomington, illinois 61701  
 phone 309 828-5025  
 fax 309 828-5127

**TOTAL NOW DUE** \$1,680.00

Due and payable upon receipt. Subject to finance charge of 1% per month after 30 days

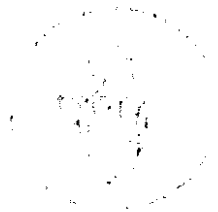
833 w. jackson, suite 100  
 chicago, illinois 60607  
 phone 312 829-1987  
 fax 312 666-8967

**Substance Abuse Prevention  
On  
Public Works Projects Act**

**Guidelines for Compliance  
2008**

**Prepared for the Illinois Counties Risk Management Trust  
by**

**The Law Office of W. J. Judge  
Oak Park, Illinois**



**Sponsored by  
Method Management**

## **WARNING**

This material is presented as guidelines for compliance **only** and is not intended as legal advice for the resolution of any specific matter. Prior to making any decision legal and other appropriate professionals should be consulted.

## Guidelines for Compliance Substance Abuse Prevention on Public Works Projects Act

### Background:

On October 5, 2007 Illinois Governor Rod Blagojevich signed into law the Substance Abuse Prevention on Public Works Projects Act.<sup>1</sup> (Act) The law applies to any contract to perform work on a public works project for which bids are opened on or after January 1, 2008, or, if bids are not solicited for the contract, to a contract to perform such work entered into on or after January 1, 2008.

### Summary of the Act:<sup>2</sup>

- Applies to any contractor or subcontractor performing a public works project.
- Public Works Project and public body are defined in the Prevailing Wage Act; public works includes "*any fixed works construction by any public body.*"
- A "**public body**" includes the **state** or any political subdivision or department of the state, any institution supported in whole or in part by public funds, "**any county, city, town, village, township, school district, irrigation, utility, reclamation improvement or other district** and every other political subdivision, district or municipality of the state whether such political subdivision, municipality or district operates under a special charter or not."
- "Employee" includes any laborer, mechanic, or other worker "employed in any public works by anyone under a contract for public works."
- The law prohibits any employee from using, possessing, distributing, delivering, or being under the influence of drugs or alcohol "while performing work on a public works project."
- Being "under the influence of alcohol" is considered any **blood or breath test** result at or above **0.02**.
- Before beginning work an employer must **file** their written program with the public body engaging it and make the program **available to the public**.
- Testing must be performed at a SAMHSA-certified lab.
- The employer must test for 9 drugs (unspecified) and alcohol. (Blood testing permitted only for post-accident, but urine is sufficient).

<sup>1</sup> Pub. L. 095-0635.

<sup>2</sup> A copy of Pub. L. 095-0635 attached as APPENDIX "A".



- Testing must include pre-employment (unless subject to random within past 90 days), random, reasonable suspicion, and post-accident.
- Training Supervisors regarding reasonable suspicion is "encouraged".
- A positive test or refusal requires **immediate removal** subjects the employee to termination and could result in permanent ban from performing on public works. Return to work permitted only if conditions are met.
- If there is a Collective Bargaining Agreement "dealing with the subject matter" of the Act it shall govern.

The Illinois Department of Labor has determined that it will not issue regulations for the enforcement and interpretation of this Act. Unfortunately, this leaves enforcement and interpretation to the courts. Appropriate standards of **practice** should, therefore, be utilized.

### **Public Bodies: What must be done?**

Public Bodies governed by this new law must establish procedures for *their* compliance and for those contractors and subcontractors with which they contract for public works. Those procedures should include a means of determining if each contractor and subcontractor is in compliance with the new law. As noted above, the Act states a "public body" is as defined by the Illinois Prevailing Wage Act<sup>3</sup> to include the **state** or any political subdivision or department of the state, any institution supported in whole or in part by public funds, "any **county, city, town, village, township, school district, irrigation, utility, reclamation improvement or other district** and every other political subdivision, district or municipality of the state whether such political subdivision, municipality or district operates under a special charter or not."

An initial question is: "*How shall each public body ensure compliance with this law?*" Some issues to consider include:

1. How will compliance with the law be demonstrated?
2. Will the contractor or subcontractor be required to sign a certificate of compliance?
3. Will the contractor or subcontractor be required to submit its written program?
4. What will be the penalty, if any, for non-compliance?
5. Is additional public body authority (e.g. adopting ordinance) needed?
6. How shall the contractor/subcontractor's program be "made available to the general public"?

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<sup>3</sup> 820 ILCS 130/2.

Each public body should consider these components and decide how or if they should address them.

### **How will compliance with the law be demonstrated? (Certification, Submit copy?)**

Some public bodies have decided to simply require contractors and subcontractors to execute a certification of compliance. However, the Act states at section 15 as follows: "Before an employer commences work on a public works project, the employer shall have in place a written program which meets or exceeds the program requirements in this Act, *to be filed with the public body* engaged in the construction of the public works and made available to the general public, for the prevention of substance abuse among its employees." (emphasis added).

This seems to require that the contractor/subcontractor's written program must be "filed" with the public body. How that written program will be filed (e.g. on-line) is not specified. Nor is it clear whether "filing" the program will constitute sufficient public notice.

Although not specified in the Act, each public body should consider some form of evidence for compliance with the Act and the required "filing". Some public bodies have already determined that each contractor/subcontractor will be required to execute a "certification". (See APPENDIX "B")

### **Non-Compliance: Penalty?**

The new law places specific penalties on an employee found to be in violation of the employer's program<sup>4</sup> but there is nothing specified if the employer is found non-compliant. Each jurisdiction will have to decide what the penalties should be in such a case. The Illinois DOT has notified its pre-qualified contractors that there will be severe penalties for non-compliance, ranging from forfeiture of the penal sum of the bidder's proposal guaranty, to barring the non-compliant bidder from subsequent lettings.

### **Is additional public body authority (e.g. adopting ordinance) needed?**

Each jurisdiction must determine whether additional action will be required by its governing body to adopt procedures for compliance and oversight of this new law. The requirements and subsequent actions under the Illinois Prevailing Wage Act may serve as a guide. (See Appendix "C" for sample language taken from the Illinois Department of Labor web site at <http://www.state.il.us/agency/idol/publicb/publicb.htm>.)

### **How shall the contractor/subcontractor's program be "made available to the general public"?**

---

<sup>4</sup> Section 20 of the Act requires the immediate removal of any worker found to be in violation of the program and continued exclusion from public works projects until specified return-to-duty requirements are met.

The law states that the employer shall file its Substance Abuse Prevention of Public Works Program with the public body engaging it and must make the program "available to the general public." Is more required other than filing the SAP program with the public body? When it's filed has it been made available to the general public?

Each jurisdiction will have to consider this issue and determine how best to comply.

**Substance Abuse Prevention  
on  
Public Works Projects Act**

**Specifics of the Law:**

**What the Contractor/Subcontractor's SAP Program must include.**

Some Public Bodies may want to review the contractor/subcontractor's written program for compliance with the specifics of the Act. For those interested in the specifics of the Act they are discussed in more detail below.

Section 15 states that the employer's SAP Program must at a minimum include the following:

<b>Requirement</b>	<b>Note</b>
(A) A minimum requirement of a 9 panel urine drug test plus a test for alcohol. Testing an employee's blood may only be used for post-accident testing, however, blood testing is not mandatory for the employer where a urine test is sufficient.	The law requires testing at a SAMHSA-certified laboratory. Except in the return-to-duty section of the law the test procedures are specified. SAMHSA only authorizes testing for 5 drugs (marijuana, cocaine, amphetamines, opiates and PCP). What are the other 4 drugs to be tested? Standard of practice would suggest barbiturates, benzodiazepines, propoxyphene and methadone.
(B) A prohibition against the actions or conditions specified in Section 10.	Section 10 provides: "No employee may use, possess, distribute, deliver, or be under the influence of a drug, or use or be under the influence of alcohol, while performing work on a public works project." Alcohol positive = 0.02 or above.
(C) A requirement that employees performing the work on a public works project submit to pre-hire, random, reasonable suspicion, and post-accident drug and alcohol testing. Testing of an employee before commencing work on a public works project is not required if the employee has been participating in a random testing program during the 90 days preceding the date on which the employee commenced work on the public works project.	No random annual rate is stated. (Federal DOT ranges from 25% to 50%)  There are no stated procedures for determining the 90-day pre-employment exception.
(D) A procedure for notifying an employee who violates Section 10, who tests positive for the presence of a drug in his or her system, or who refuses to submit to drug or alcohol testing as required under the program that the employee may not perform work on a public works project until the employee meets the conditions specified in subdivisions (2)(A) and (2)(B) of Section 20.	There is no requirement that this provision be in writing.

## **More Details:**

### ***Who must comply?***

There are several parties involved in the compliance with this law, including the public body and employer/contractor-subcontractor involved in a public work project and the employees of those employers actually performing on the public works project. The law states at Section 15: "Before an employer commences work on a public works project, the employer shall have in place a written program which meets or exceeds the program requirements in this Act, to be filed with the public body engaged in the construction of the public works and made available to the general public, for the prevention of substance abuse among its employees.

But, this law only applies to the extent that there is no collective bargaining agreement in effect "*dealing with the subject matter*" of the Act. The law is directed at only those employees "*while performing work on a public works project.*"

### ***What is required of the Contractor and Subcontractor?***

Each contractor or subcontractor must have a **written program** which at a minimum provides:

(A) A minimum requirement of a 9 panel urine drug test plus a test for alcohol. Testing an employee's blood may only be used for post-accident testing, however, blood testing is not mandatory for the employer where a urine test is sufficient.

(B) A prohibition against the actions or conditions specified in Section 10.

(C) A requirement that employees performing the work on a public works project submit to pre-hire, random, reasonable suspicion, and post-accident drug and alcohol testing. Testing of an employee before commencing work on a public works project is not required if the employee has been participating in a random testing program during the 90 days preceding the date on which the employee commenced work on the public works project.

(D) A procedure for notifying an employee who violates Section 10, who tests positive for the presence of a drug in his or her system, or who refuses to submit to drug or alcohol testing as required under the program that the employee may not perform work on a public works project until the employee meets the conditions specified in subdivisions (2)(A) and (2)(B) of Section 20.

### ***What is prohibited?***

The focus of the law is to prevent the use of drugs or alcohol while performing on a public works project. Section 10 of the Act states as follows:

There is an exception to the pre-employment test requirement. If the individual to be hired has been subject to random testing for the past 90 days no pre-employment test is required. Unfortunately, the law does not indicate how an employer should determine if in fact the individual has been subject to such tests. Examples of other industry procedures can be found under federal DOT rules (49 CFR Part 382.301<sup>5</sup>) and in other construction consortium procedures.

### ***What are the consequences of a program violation?***

The Act specified consequences for an employee who violates the employers SAP program but does not establish consequences for a contractor/subcontractor that is found to be non-compliant. Each jurisdiction must establish such procedures. These procedures may require additional local authority be in place.

---

<sup>5</sup> 49 CFR Part 382.301 provides in part.

**§382.301 Pre-employment testing.**

\*\*\*

- (b) An employer is not required to administer a controlled substances test required by paragraph (a) of this section if:
- (1) The driver has participated in a controlled substances testing program that meets the requirements of this part within the previous 30 days, and
  - (2) While participating in that program, either:
    - (i) Was tested for controlled substances within the past 6 months (from the date of application with the employer), or
    - (ii) Participated in the random controlled substances testing program for the previous 12 months (from the date of application with the employer),
- and

## APPENDIX "A"

### Public Act 095-0635

HB1855 Enrolled LRB095 09720 WGH 31800 b

AN ACT concerning employment.

**Be it enacted by the People of the State of Illinois, represented in the General Assembly:**

Section 1. Short title. This Act may be cited as the Substance Abuse Prevention on Public Works Projects Act.

Section 5. Definitions. As used in this Act:

"Accident" means an incident caused, contributed to, or otherwise involving an employee that resulted in death, personal injury, or property damage and that occurred while the employee was performing work on a public works project.

"Alcohol" means any substance containing any form of alcohol including, but not limited to, ethanol, methanol, propanol, and isopropanol.

"Alcohol concentration" means: (1) the number of grams of alcohol per 210 liters of breath; or (2) the number of grams of alcohol per 100 milliliters of blood.

"Drug" means a controlled substance as defined in the Illinois Controlled Substances Act or cannabis as defined in the Cannabis Control Act for which testing is required by an employer under its substance abuse prevention program under this Act. The term "drug" includes prescribed medications not used in accordance with a valid prescription.

"Employee" means a laborer, mechanic, or other worker employed in any public works by anyone under a contract for public works.

"Employer" means a contractor or subcontractor performing a public works project.

"Public works" and "public body" have the meanings ascribed to those terms in the Prevailing Wage Act.

Section 10. Substance abuse prohibited. No employee may use, possess, distribute, deliver, or be under the influence of a drug, or use or be under the influence of alcohol, while performing work on a public works project. An employee is considered to be under the influence of alcohol for purposes of this Act if the alcohol concentration in his or her blood or breath at the time alleged as shown by analysis of the employee's blood or breath is at or above 0.02.

Section 15. Substance abuse prevention programs required.

(1) Before an employer commences work on a public works project, the employer shall have in place a written program which meets or exceeds the program requirements in

this Act, to be filed with the public body engaged in the construction of the public works and made available to the general public, for the prevention of substance abuse among its employees. The testing must be performed by a laboratory that is certified for Federal Workplace Drug Testing Programs by the Substance Abuse and Mental Health Service Administration of the U.S. Department of Health and Human Services. At a minimum, the program shall include all of the following:

(A) A minimum requirement of a 9 panel urine drug test plus a test for alcohol. Testing an employee's blood may only be used for post-accident testing, however, blood testing is not mandatory for the employer where a urine test is sufficient.

(B) A prohibition against the actions or conditions specified in Section 10.

(C) A requirement that employees performing the work on a public works project submit to pre-hire, random, reasonable suspicion, and post-accident drug and alcohol testing. Testing of an employee before commencing work on a public works project is not required if the employee has been participating in a random testing program during the 90 days preceding the date on which the employee commenced work on the public works project.

(D) A procedure for notifying an employee who violates Section 10, who tests positive for the presence of a drug in his or her system, or who refuses to submit to drug or alcohol testing as required under the program that the employee may not perform work on a public works project until the employee meets the conditions specified in subdivisions (2)(A) and (2)(B) of Section 20.

(2) Reasonable suspicion testing. An employee whose supervisor has reasonable suspicion to believe the employee is under the influence of alcohol or a drug is subject to discipline up to and including suspension, and be required to undergo an alcohol or drug test. "Reasonable suspicion" means a belief, based on behavioral observations or other evidence, sufficient to lead a prudent or reasonable person to suspect an employee is under the influence and exhibits slurred speech, erratic behavior, decreased motor skills, or other such traits. Circumstances, both physical and psychological, shall be given consideration. Whenever possible before an employee is required to submit to testing based on reasonable suspicion, the employee shall be observed by more than one supervisory or managerial employee. It is encouraged that observation of an employee should be performed by a supervisory or managerial employee who has successfully completed a certified training program to recognize drug and alcohol abuse. The employer who is requiring an employee to be tested based upon reasonable suspicion shall provide transportation for the employee to the testing facility and may send a representative to accompany the employee to the testing facility. Under no circumstances may an employee thought to be under the influence of alcohol or a drug be allowed to operate a vehicle or other equipment for any purpose. The employee shall be removed from the job site and placed on inactive status pending the employer's receipt of notice of the test results. The employee shall have the right to request a representative or designee to be present at the time he or she is directed to provide a specimen for testing based upon reasonable suspicion. If the test result is positive for drugs or alcohol, the employee shall be subject to termination. The employer shall pay all costs related to this testing. If the test result is negative, the employee shall be placed on active status and shall be put back to work by the employer. The



employee shall be paid for all lost time to include all time needed to complete the drug or alcohol test and any and all overtime according to the employee's contract. (3) An employer is responsible for the cost of developing, implementing, and enforcing its substance abuse prevention program, including the cost of drug and alcohol testing of its employees under the program, except when these costs are covered under provisions in a collective bargaining agreement. The testing must be performed by a laboratory that is certified for Federal Workplace Drug Testing Programs by the Substance Abuse and Mental Health Service Administration of the U.S. Department of Health and Human Services. The contracting agency is not responsible for that cost, for the cost of any medical review of a test result, or for any rehabilitation provided to an employee.

#### Section 20. Employee access to project.

(1) An employer may not permit an employee who violates Section 10, who tests positive for the presence of a drug in his or her system, or who refuses to submit to drug or alcohol testing as required under the employer's substance abuse prevention program under Section 15 to perform work on a public works project until the employee meets the conditions specified in subdivisions (2)(A) and (2)(B). An employer shall immediately remove an employee from work on a public works project if any of the following occurs:

(A) The employee violates Section 10, tests positive for the presence of a drug in his or her system, or refuses to submit to drug or alcohol testing as required under the employer's substance abuse prevention program. (B) An officer or employee of the contracting agency, preferably one trained to recognize drug and alcohol abuse, has a reasonable suspicion that the employee is in violation of Section 10 and requests the employer to immediately remove the employee from work on the public works project for reasonable suspicion testing.

(2) An employee who is barred or removed from work on a public works project under subsection (1) may commence or return to work on the public works project upon his or her employer providing to the contracting agency documentation showing all of the following:

(A) That the employee has tested negative for the presence of drugs in his or her system and is not under the influence of alcohol as described in Section 10.

(B) That the employee has been approved to commence or return to work on the public works project in accordance with the employer's substance abuse prevention program.

(C) Testing for the presence of drugs or alcohol in an employee's system and the handling of test specimens was conducted in accordance with guidelines for laboratory testing procedures and chain-of-custody procedures established by the Substance Abuse and Mental Health Service Administration of the U.S. Department of Health and Human Services.

(3) Upon successfully completing a rehabilitation program, an employee shall be reinstated to his or her former employment status if work for which he or she is qualified exists.

Section 25. Applicability. This Act applies to a contract to perform work on a public works project for which bids are opened on or after January 1, 2008, or, if bids are not solicited for the contract, to a contract to perform such work entered into on or after January 1, 2008. The provisions of this Act apply only to the extent there is no collective bargaining agreement in effect dealing with the subject matter of this Act.

Section 99. Effective date. This Act takes effect January 1, 2008.

APPENDIX "B"

Sample Certification of Compliance  
Illinois DOT (Not an official copy)



Substance Abuse Prevention  
Program Certification

Letting Date: \_\_\_\_\_ Item No.: \_\_\_\_\_  
Contract No. \_\_\_\_\_  
Route: \_\_\_\_\_  
Section: \_\_\_\_\_  
Job No. \_\_\_\_\_  
County: \_\_\_\_\_

The Substance Abuse Prevention on Public Works [Projects] Act, Public Act 95-0635, prohibits the use of drugs and alcohol, as defines in the Act by employees of the Contractor and by employees of all approved Subcontractors while performing work on a public works project. The Contractor/Subcontractor herewith certifies that it has a superseding collective bargaining agreement or makes the public filing of its written substance abuse prevention program for the prevention of substance abuse among its employees who are not covered by a collective bargaining agreement dealing with the subject as mandated by the Act.

A. The undersigned representative of the Contractor/Subcontractor certifies that the contracting entity has signed collective bargaining agreements that are in effect for all of its employees, and that deal with the subject matter of Public Act 95-0635

\_\_\_\_\_  
Contractor/Subcontractor

\_\_\_\_\_  
Name of Authorized Representative (type or print)

\_\_\_\_\_  
Title of Authorized Representative (type or print)

\_\_\_\_\_  
Signature of Authorized Representative

\_\_\_\_\_  
Date

B. The undersigned representative of the Contractor/Subcontractor certifies that the contracting entity has in place for all of its employees not covered by a collective bargaining agreement that deals with the subject of the Act, the attached substance abuse prevention program that meets or exceeds the requirements of Public Act 95-0635.

\_\_\_\_\_  
Contractor/Subcontractor

\_\_\_\_\_  
Name of Authorized Representative (type or print)

\_\_\_\_\_  
Title of Authorized Representative (type or print)

\_\_\_\_\_  
Signature of Authorized Representative

\_\_\_\_\_  
Date

## APPENDIX "C"

### (Sample Forms)

#### MODEL ORDINANCE

Whereas, the State of Illinois has enacted "The Substance Abuse Prevention on Public Works Projects Act (Pub. L. 95-0635) requiring employers of any laborers, mechanics and other workers employed in any public works to refrain from certain drug/alcohol related activities while performing on any public works project under bid or under contract for public works", approved January 1, 2008, and

Whereas, the aforesaid Act requires that the (Public body name) investigate and ascertain employer compliance with said Act for employers of laborers, mechanics and other workers in the locality of said (public body) employed in performing construction of public works, for said (public body); and Now, therefore, be it ordained by the (Officer, public body name, county), Illinois, as follows:

##### SECTION 1

To the extent and as required by "The Substance Abuse Prevention on Public Works Projects Act (Pub. L. 95-0635) The definition of any terms appearing in this Ordinance which area also used in the aforesaid Act shall be the same as in said Act.

##### SECTION 2

The (public body) shall take all steps necessary to establish procedures to determine employer compliance with the Act.

##### SECTION 3

The (public body official) shall publicly post or keep available for inspection by any interested party in the main office of this (public body) information regarding this Act.

##### SECTION 4

The (public body official) shall make available for filing in the office of the (department/office) by all contractor/subcontractors their Substance Abuse Prevention on Public Works Program. (SAP Program).

##### SECTION 5

The (public body) shall promptly establish a certificate for execution by each contractor/subcontractors indicating their compliance with the Act.

##### SECTION 6

The (public body official) shall cause a notice to be published in a newspaper of general circulation within the area that the determination of compliance by each contractor/subcontractor has been made. Such publication shall constitute notice to the general public as required by the Act.

##### SECTION 7

Each contractor/subcontractor SAP Program shall be available for inspection by any member of the general public during regular business hours in the office of the (office).

PASSES this

Public Body Official Signatures

CERTIFICATION  
STATE OF ILLINOIS  
COUNTY OF

I, \_\_\_\_\_, do hereby certify that I am the (title )  
Of (county/city/school district, etc.), Illinois, and keeper of the records of said (name of)  
(county/city/school district, etc), Illinois, and that the foregoing is a true and correct copy  
of the Substance Abuse Prevention on Public Works Projects (legislation/Ordinance) as  
adopted by the Board of Trustees of (name of) (public body), Illinois, at  
their Regular Meeting held (time and date).

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

By: \_\_\_\_\_  
(Title)

**APPENDIX "D"**

**CURRENT LIST OF SAMHSA-CERTIFIED LABS**

**Updated: JANUARY 03, 2008**

**Department of Health and Human Services (HHS)  
Substance Abuse and Mental Health Services Administration (SAMHSA)**

**Title: Current List of Laboratories Which Meet Minimum Standards To Engage in Urine Drug Testing for Federal Agencies**

HHS notifies Federal agencies of the laboratories that currently meet the standards in Subpart C of the Mandatory Guidelines for Federal Workplace Drug Testing Programs published in the **Federal Register** on April 13, 2004 (69 FR 19644). The notice listing all currently certified laboratories is published in the **Federal Register** during the first week of each month. If a laboratory's certification is suspended or revoked, the laboratory will be omitted from the list until it regains certification under the Guidelines.

**List of HHS Certified Laboratories (by State and in Canada):**

**Arkansas**

Little Rock  
Baptist Medical Center, Toxicology Lab  
501-202-2783

**Arizona**

Phoenix  
Southwest Labs  
602-438-8507  
800-279-0027

**California**

Bakersfield  
National Toxicology Labs, Inc.  
805-322-4250  
800-350-3515

Chatsworth  
Pacific Toxicology Laboratories  
800-328-6942

San Diego  
Laboratory Corporation of America Holdings  
800-882-7272 / 858-668-3710

Phamatech, Inc.  
10151 Barnes Canyon Road

San Diego, CA 92121  
858-643-5555

Van Nuys  
Quest Diagnostics Inc.  
866-370-6699  
818-989-2521

### **Florida**

Fort Myers  
Diagnostic Services, Inc.  
239-561-8200  
800-735-5416

Miami  
Toxicology Testing Service, Inc.  
305-593-2260

### **Georgia**

Atlanta  
Quest Diagnostics Inc.  
770-452-1590

Valdosta  
Doctors Laboratory  
229-671-2281

### **Indiana**

South Bend  
South Bend Medical Foundation, Inc.  
574-234-4176 x276

### **Kansas**

Lenexa  
Clinical Reference Lab  
800-445-6917

Lenexa  
LabOne, Inc. d/b/a Quest Diagnostics  
913-888-3927  
800-728-4064

### **Louisiana**

Gretna  
Kroll Laboratory Specialists, Inc.  
504-361-8989 / 800-433-3823

### **Maryland**

MILITARY USE ONLY  
Ft. Meade  
Army Forensic Drug Testing Lab  
301-677-7085

**Michigan**

Lansing  
Sparrow Health System, Toxicology Testing Center  
517-364-7400

**Minnesota**

Minneapolis  
Minneapolis Veterans Affairs Medical Center, Forensic Toxicology Lab  
612-725-2088

St. Paul  
MedTox Labs, Inc.  
800-832-3244  
651-636-7466

**Mississippi**

Oxford  
EISohly Labs, Inc.  
662-236-2609

Southaven  
Laboratory Corporation of America Holdings  
866-827-8042  
800-233-6339

**Missouri**

Columbia  
Toxicology & Drug Monitoring Lab, Univ. of Missouri Hosp. & Clinics  
573-882-1273

**New Jersey**

Raritan  
Laboratory Corporation of America Holdings  
908-526-2400  
800-437-4986

**New Mexico**

Albuquerque  
S.E.D. Medical Labs  
505-727-6300  
800-999-5227

**New York**



Rochester  
ACM Medical Lab  
585-429-2264

**North Carolina**

Research Triangle Park  
Laboratory Corp of America Holdings  
919-572-6900  
800-833-3984

**Oklahoma**

Oklahoma City  
St. Anthony Hospital Toxicology Lab  
405-272-7052

**Oregon**

Springfield  
Oregon Medical Labs  
541-341-8092

Portland  
MetroLab-Legacy Laboratory Services  
503-413-5295  
800-950-5295

**Pennsylvania**

Norristown  
Quest Diagnostics Inc.  
877-642-2216  
610-631-4600

Warminster  
DrugScan, Inc.  
215-674-9310

**Tennessee**

Memphis  
Advanced Toxicology Network  
901-794-5770  
888-290-1150

Nashville  
Aegis Sciences Corp.  
615-255-2400

**Texas**

Pasadena  
One Source Toxicology Lab Inc.  
888-747-3774

Houston  
Laboratory Corporation of America Holdings  
713-856-8288  
800-800-2387

**Virginia**

Richmond  
Kroll Laboratory Specialists, Inc.  
804-378-9130

**Washington**

Spokane  
Pathology Associates Medical Labs  
509-755-8991  
800-541-7891 ext 8991

Seattle  
Laboratory Corporation of America Holdings  
206-923-7020  
800-898-0180

**Wisconsin**

West Allis  
ACL Laboratories  
414-328-7840

**Canada**

Mississauga, Ontario  
MAXXAM Analytics  
905-817-5700

Edmonton, Alberta  
Dynacare Kasper Medical Laboratories  
800-661-9876  
780-451-3702

London, Ontario  
Gamma-Dynacare Medical Laboratories  
519-679-1630

# Memorandum

**Date:** 3/19/08  
**To:** Deb Busey/Denny Inman, County Co-Administrators  
**From:** Cameron Moore  
**RE:** RPC Remodeling Project

---

As per our recent discussions, we have determined that we have some excess carpet from the RPC remodeling project. A total of 1,150 square yards was ordered and we required only 589 square yards for the project area. The total cost of the carpet order including delivery was \$21,261.97 which was fully paid by the RPC. We have also agreed that the current carpeting in the RPC Pod has reached the end of its useful life. Although the excess carpet is not enough to re-carpet the entire pod it should be enough to complete the high traffic areas. While it is somewhat unusual for a tenant to pay the cost of replacement leasehold improvements such as carpet we are proposing that we utilize the excess carpet to re-carpet the common/high traffic areas since we have already paid for it. In return we are requesting that the county "reimburse" the cost of the excess carpet in the amount of \$10,373 through a modification of our lease agreement. We request that the monthly installments be reduced by \$1,296.63 to \$1,350.76 for a period of 8 months (May 1, 2008 through December 31, 2008). This will allow us to fully utilize the excess carpeting in the RPC common areas. We appreciate consideration of this leasehold improvement request.

**AMENDMENT NUMBER: 1**

**DATED: March 27, 2008**

**TO: Lease Agreement Between the County of Champaign and The Regional Planning Commission**

**DATED: November 21, 2006**

**Between the OWNER: Champaign County  
Brookens Administrative Center  
1776 East Washington Street  
Urbana, IL 61802**

**And the TENANT: Champaign County Regional Planning Commission  
Brookens Administrative Center  
1776 East Washington Street  
Urbana, IL 61802**

The following terms and conditions modify the Lease Agreement Between the County of Champaign and the Regional Planning Commission executed on November 21, 2006 by the owner and tenant as named above, for that certain portion of the Champaign County Brookens Administrative Center consisting of space provided within 5,950 square feet, which are offices located in Pod 100, for the purpose of housing the Regional Planning commission's Office. The owner and tenant agree as set forth below:

**Article III – Rent**

As a result of the tenant's pre-payment of \$10,373 for 561 square yards of carpeting, that will be used to replace carpeting that is the owner's responsibility to replace, the tenant shall be credited \$10,373 through reduced lease payments for the months of May through December 2008. The standard lease payment for each of these months pursuant to the lease is \$2,647.38. The amended lease payment for each of these months shall be \$1,350.76.

All other terms and conditions of the Lease referenced above shall remain in full force and effect.

**OWNER:**

**TENANT**

\_\_\_\_\_  
C. Pius Weibel, Chair  
Champaign County Board

\_\_\_\_\_  
Laurel L. Prussing, Chair  
Champaign County Regional Planning  
Commission

**ATTEST:**

\_\_\_\_\_  
Mark Sheldon, County Clerk and  
*Ex-officio* Clerk of the County Board

**Closed Meeting Minutes Review - County Facilities Committee –  
March 11, 2008**

**Is it necessary to protect the public interest or privacy of an  
individual?**

<b>Date of Minutes</b>	<b>Yes, Keep Confidential</b>	<b>No, Place in Open Files</b>
April 26, 1990 <i>Performance Appraisal Subcommittee</i>		
November 21, 1991 <i>Performance Appraisal Subcommittee</i>		
November 12, 1992 <i>Performance Appraisal Subcommittee</i>		
June 30, 1993 <i>Search Subcommittee for Physical Plant Dir.</i>		
July 7, 1993 <i>Search Subcommittee for Physical Plant Dir,</i>		
November 6, 2001-#1		
November 6, 2001 - #2		
December 10, 2002		
January 6, 2004		
May 4, 2004		
June 8, 2004		
August 25, 2004 <i>Performance Appraisal Subcommittee</i>		
September 15, 2004 <i>Performance Appraisal Subcommittee</i>		
October 5, 2004		
May 10, 2005		
August 23, 2005 <i>Performance Appraisal Subcommittee</i>		
August 31, 2005 <i>Performance Appraisal Subcommittee</i>		

**ATTACHMENTS GIVEN TO COMMITTEE AT MEETING**

**COUNTY FACILITIES**

**April 8, 2008**

**CONTENTS:**

1. Champaign County Nursing Home Administrator  
Facility Projects Request (VI F)
2. Courthouse Masonry Project Stone Selection (VIII B)

## Champaign County Nursing Home Facility Message

To: Mr. Steve Beckett, Chair, County Facilities Committee  
From: Andrew Buffenbarger, Administrator  
Re: Capital Improvements

April 4, 2008

---

The Champaign County Nursing Home just completed its first year of operation at the new location. During this year we have worked with emergency crews, volunteers, guests, staff, and residents in identifying those areas related to our physical plant that could make our resident's lives safer and more comfortable. We separated those comfort and safety items, prioritized the lists and bring to you the top seven improvements that we conclude would improve the safety of our Home.

1. Fire lane – We constructed a fire lane around the East end of the Home, and now recognize the benefit to emergency crews and residents to have external access to each individual Neighborhood. We would like to construct a fire lane around the West end of the facility to provide emergent access to those Neighborhoods.  
Estimated cost - \$180,000
2. Sidewalks – The current sidewalks extending from the Neighborhoods to the fire lane should be widened to accommodate hospital gurneys. There are three sidewalks that could be widened from 3' to 6'.  
Estimated cost - \$11,400
3. Magnetic door holders – Doors within the facility that serve as fire doors must remain closed unless they are connected to our fire system and are designed to close automatically when the system activates. Several doors within the facility are held open with a magnetic device that releases in the event of a fire. Eight doors are not equipped with such a holdback device. Offering open access to rooms including the Chapel will ease travel and permit residents to exert force on their wheelchair rather than trying to open a door with one hand while propelling a chair forward with the other hand.  
Estimated cost - \$3,964
4. Automatic door openers – Five exterior doors that permit access to our internal courtyard are difficult for residents to open when in wheelchairs. Handicapped friendly automatic door openers will make travel through external doorways as safe as possible.  
Estimated cost - \$15,000

5. Electronic weight pads - Resident weight chairs require that residents be transferred from a wheelchair or bed into a weight chair, and then transferred back once the weight is recorded. All of our resident weights are taken monthly. We request permission to purchase weight pads that residents can wheel onto while sitting in a wheelchair. Minimizing resident transfers is an important safety step.  
Estimated cost - \$8,000
  
6. Patient lifts – Residents are transferred using a lift device, commonly called a hoyer or sit-to-stand. We currently own sixteen lifts. Eight lifts were replaced in 2006. The other eight are in need of replacement as several require repairs that exceed the value of the equipment.  
Estimated cost - \$30,384
  
7. P.A. system speakers – Two departments in the basement and one on the main floor cannot hear announcements through our public address system as there are no speakers close to their work area. The laundry, central supply, and the beauty shop need speakers installed and connected to our public address system so they can respond in the event of an emergency.  
Estimated cost - \$856

These improvements cannot be funded through our operations in the foreseeable future. The total cost of these improvements is \$249,604. Any assistance you can provide is appreciated.



SANDSTONE EVALUATION MATRIX

Champaign County Courthouse Masonry Stabilization and Restoration  
 Urbana, Illinois  
 W&B #07-09-057/089  
 April 8, 2008



	DARLINGTON RED	VINEYARD RED	MESA RED	TEXAS RED	ASTM Spec C-568-II
COST SAVINGS FOR ALT. BID 4A AND 4B	\$0.00	\$489,800.00	\$951,800.00	\$730,900.00	
COST SAVINGS FOR ALT. BID 3	\$160,000.00	\$0.00	\$160,000.00	\$0.00	
TOTAL COST SAVINGS	\$160,000.00	\$489,800.00	\$1,111,800.00	\$730,900.00	
COLOR MATCH	Excellent	Good	Very Good	Very Good/Excellent	
VEINING MATCH	Excellent	Very Good	Good	Good	
COUNTRY OF ORIGIN	England	U.S.	China	U.S.	
ASTM INFORMATION					
SANDSTONE TYPE	Classification I	Classification I	Classification I	Classification II	
ABSORPTION %		4%	6.3	7.5% Max. Allowed	
DENSITY (PCF)		147 pcf	137 pcf	135 pcf Min. Allowed	
COMPRESSION (MPa)		59 MPa	61	28 MPa Min. Allowed	
Domestic Building Examples Available	Yes	Yes	No	Yes	

Post-it* Fax Note	7671	Date	4/8/08	# of pages	1
To	Gail White	From	Jason Zermaitis		
Co./Dept.	Champaign City States Attorney	Co.	White & Borgognoni		
Phone #		Phone #	618-529-3691		
Fax #	217-384-3816	Fax #	618-529-2626		

TO: Gail White  
 C/O: Champaign County  
 State Attorney

2008 APR 10 11:07 AM