



# COUNTY BOARD AGENDA

County of Champaign, Urbana, Illinois

Thursday, June 21, 2012 – 7:00 p.m.

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

## Page Number

- I. **Call To Order**
- II. **Roll Call**
- III. **Prayer & Pledge of Allegiance**
- IV. **Read Notice of Meeting**
- V. **Approval of Agenda/Addenda**
- VI. **Date/Time of Next Regular Meetings**
- A. Tuesday, July 10, 2012 @ 6:00 p.m. – Committee of the Whole  
(County Facilities; Finance; Policy, Personnel, & Appointments)
- B. Thursday, July 19, 2012 @ 7:00 p.m. – County Board Meeting
- VII. **\*Consent Agenda** – Goldenrod Attachment
- VIII. **Public Participation**
- IX. **Communications**
- X. **Approval of Minutes** 1-9
- A. May 24, 2012 Meeting Minutes
- XI. **Areas of Responsibility**
- Summary of Action Taken June 5, 2012 Committee of the Whole Meeting: 10-11  
(Environment & Land Use & Facilities)
- A. **Environment & Land Use:**
1. Adoption of Ordinance No. 904 Amending the Zoning Map to change the designation from AG-1 to the I-1 Light Industry Zoning District 12-13
2. Adoption of Resolution No. 8169 Approving Partial Release of Judgment 14-16
- Summary of Action Taken at June 12, 2012 Committee of the Whole Meeting: 17-21  
(Finance, Highway, Policy, Personnel & Appointments; Justice & Social Service; Facilities)
- B. **Finance:**
1. Adoption of Resolution No. 8170 for Payment of Claims Authorization 22
2. Adoption of Resolution No. 8171 for Purchases Not Following the Purchasing 23-24

**C. Highway & Transportation:**

1. Adoption of Resolution No. 8172 for Award of Contract for 2012 Pavement Striping of Various County Highways Section 12-00000-01-GM 25-26
2. Adoption of Resolution No. 8173 Approving Contract Award Authority 27

**D. Policy, Personnel, & Appointments:**

1. Adoption of Resolution No. 8174 Approving an Agreement with Good Energy for Professional Energy Consulting Services 28-34
2. Adoption of Resolution No. 8115 Approving the Appointment of a Democrat Member to the Board of Review 35
3. Adoption of resolution No. 8116 Approving the Appointment of a Republican Member to the Board of Review 36

**XII. Other Business**

**XIII. New Business**

**XIV. Adjournment**

\*Roll Call

\*\*Roll call and 18 votes

\*\*\*Roll call and 21 votes

\*\*\*\*Roll call and 14 votes

Except as otherwise stated, approval requires the vote of a majority of those County Board members present.

**RESUME OF MINUTES OF A REGULAR MEETING OF THE  
COUNTY BOARD, CHAMPAIGN COUNTY, ILLINOIS  
May 24, 2012**

The County Board of Champaign County, Illinois met at a Regular Meeting, Thursday, May 24, 2012 at 7:03 P.M. in the Lyle Shields Meeting Room, Brookens Administrative Center, 1776 East Washington Street, Urbana, Illinois with C. Pius Weibel presiding and John Farney as Clerk of the Meeting.

**ROLL CALL**

Roll call showed the following Board Members Present: Richards, Rosales, Schroeder, Alix, Ammons, Anderson, Berkson, Betz, Carter, Esry, Holderfield, James, Jay, Kibler, Kurtz, Langenheim, Maxwell, McGinty, Michaels, Mitchell, Moser, O'Connor, Petrie, Quisenberry and Weibel – 25; Absent: Bensyl and Cowart – 2. Thereupon, the Chair declared a quorum present and the Board competent to conduct business.

**PRAYER & PLEDGE OF ALLEGIANCE**

Chair Weibel read a prayer. The Pledge of Allegiance to the Flag was recited.

**READ NOTICE OF MEETING**

The Clerk read the Notice of the Meeting, said Notice having been published in *The News Gazette* on May 3, 10 and 17, 2012. Board Member Betz offered the motion to approve the notice; seconded by Board Member Carter. Approved by voice vote.

**APPROVAL OF AGENDA/ADDENDA**

Board Member Betz offered the motion to approve the Agenda/Addenda; seconded by Board Member Esry. Chair Weibel asked to remove the adoption of Resolution No. 8107 Authorizing the County Board Chair to Sign an Agreement with the City of Urbana for the Philo Road Project. Board Member Kibler asked to defer the adoption of Resolution No. 8118 Approving Amendment to MPA Management Contract for Management of Nursing Home Compliance Program. Discussion followed. By a show of hands, Resolution No. 8118 remained on the Agenda. Approved as amended by voice vote.

**DATE/TIME OF NEXT REGULAR MEETING**

Chair Weibel announced that the next meeting of the Committee of the Whole for County Facilities and Environment & Land Use will be held on Tuesday, June 5, 2012 at 6:00 P.M.; the next meeting of the Committee of the Whole for Highway & Transportation, Finance, Policy, Personnel & Appointments, and Justice & Social

Services will be held on Tuesday, June 12, 2012 at 6:00 P.M.; the next regular meeting of the County Board would be held on Thursday, June 21, 2012 at 7:00 P.M.

**CONSIDERATION OF CONSENT AGENDA ITEMS BY OMNIBUS VOTE**

**HIGHWAY & TRANSPORTATION**

Adoption of **Resolution No. 8106** Approving the Appropriation of Funds from the County Bridge Fund Pursuant to 605 ILCS 5/5-501 for Hensley Road District in the Approximate Amount of \$33,000.

**FINANCE**

Adoption of **Resolution No. 8119** - Budget Amendment #12-00019

Fund/Dept: 075 Regional Planning Commission -  
819 Shelter Plus Care IV

Increased Appropriations: \$10,000

Increased Revenue: \$10,000

Reason: To Accommodate the Modest Expansion of Our Existing HUD-funded Shelter Plus Care Grant Program with Receipt of HUD Bonus Project Funding for One Additional Unit.

Adoption of **Resolution No. 8120** - Budget Amendment #12-00020

Fund/Dept: 075 Regional Planning Commission -  
820 Emergency Solutions

Increased Appropriations: \$52,000

Increased Revenue: \$52,000

Reason: To Accommodate a New Emergency Solutions Grant Originating from HUD Act Allocations for the Provision of Services to the Homeless.

Adoption of **Resolution No. 8121** - Budget Amendment #12-00021

Fund/Dept: 080 General Corporate - 041 States Attorney

Increased Appropriations: \$17,868

Increased Revenue: None: from Fund Balance

Reason: Increase in Appropriations of \$17,868 for Benefit Payout for a Retiring Employee on May 31, 2012 and an employee leaving the Employ of Champaign County on May 9, 2012.

Adoption of **Resolution No. 8122** - Budget Amendment #12-00023

Fund/Dept: 080 General Corporate - 140 Correctional Center

Increased Appropriations: \$21,587

Increased Revenue: None: from Fund Balance

Reason: Well Into this Fiscal Year, Receipt of Bills that Included Charges for HIV Medications Dispensed in the County's Last Fiscal Year in the Amount of \$21,587. Amendment to Put the Amount of Last Year's Bill Into this Year's Budget.

Adoption of **Resolution No. 8123** - Budget Amendment #12-00024

Fund/Dept: 080 General Corporate - 042 Coroner  
Increased Appropriations: \$4,000  
Increased Revenue: \$4,000

Reason: Grant Monies Received from Illinois Department of Public Health from Surcharge of Death Certificates. Monies to be used for Autopsy Needs.

Adoption of **Resolution No. 8124** - Budget Amendment #12-00025  
Fund/Dept: 080 General Corporate - 140 Correctional Center  
Increased Appropriations: \$2,940  
Increased Revenue: \$2,940

Reason: To Cover Personnel Expenditures for Court Security Officers for FY12.

Adoption of **Resolution No. 8125** - Budget Amendment #12-00026  
Fund/Dept: 080 General Corporate - 023 Recorder  
Increased Appropriations: \$300,000  
Increased Revenue: \$450,000

Reason: To Purchase Additional Transfer Tax Stamps Due to Increased Sales Prices. For Every dollar that is Spent Purchasing Transfer Tax \$1.50 is returned as Revenue.

Adoption of **Resolution No. 8126** - Budget Transfer #12-00003  
Fund: 080 General Corporate  
Dept: 075 General County, 020 Auditor, 022 County Clerk, 023 Recorder, 025 Supervisor of Assessments, 026 Treasurer, 030 Circuit Clerk, 031 Circuit Court, 032 Jury Commission  
Total Amount: \$20,771

Reason: To Transfer Funds to the Appropriate General Corporate Fund Department Line Items to Cover the Cost of FY2012 Negotiated Bargaining Unit Wage Increases.

Adoption of **Resolution No. 8127** - Budget Transfer #12-00004  
Fund: General Corporate  
Dept: 075 General County, 036 Public Defender, 040 Sheriff, 041 States Attorney, 042 Coroner, 051 Juvenile Detention Center, 052 Court Services, 071 Public Properties  
Total Amount: \$25,344

Reason: To Transfer Funds to the Appropriate General Corporate Fund Department Line Items to Cover the Cost of FY2012 Negotiated Bargaining Unit Wage Increases.

Adoption of **Resolution No. 8128** - Budget Transfer #12-00005  
Fund: 080 General Corporate  
Dept: 075 General County, 071 Public Properties, 130 Circuit Clerk Support Enforcement, 140 Correctional Center, 040 Sheriff  
Total Amount: \$260,482

Reason: To Transfer Funds to the Appropriate General Corporate Fund Department Line Items to Cover the Cost of FY2012 Negotiated Bargaining Unit Wage Increases.

Adoption of **Resolution No. 8129** - Budget Transfer #12-00006  
Fund: 080 General Corporate  
Dept: 075 General County, 141 States Attorney Support Enforcement  
Total Amount: \$1,670

Reason: To Transfer Funds to the Appropriate General Corporate Fund Department Line Items to Cover the Cost of FY2012 Negotiated Bargaining Unit Wage Increases.

Adoption of **Resolution No. 8130** Approving an Intergovernmental Agreement with the City of Urbana for Animal Control Services.

Adoption of **Resolution No. 8131** Approving an Intergovernmental Agreement with the City of Urbana for Animal Impound Services.

Adoption of **Resolution No. 8132** the Application & if Awarded, the Acceptance of the National Children's Alliance Chapter Sub-Awardees Grant.

**POLICY, PERSONNEL & APPOINTMENTS**

Adoption of **Resolution No. 8133** Approving the Appointment of Jon Schroeder as County Board Liaison to the Regional Planning Commission to Replace Steve Moser.

Adoption of **Resolution No. 8134** Appointing Margaret Chaplan to the C-U Mass Transit District.

Adoption of **Resolution No. 8135** Appointing Eddie Adair to the Deputy Sheriff Merit Commission.

Adoption of **Resolution No. 8136** Appointing Todd McManaway to the East Lawn Memorial Burial Park Association.

Adoption of **Resolution No. 8137** Appointing Bruce Ricketts to the Broadlands-Longview FPD.

Adoption of **Resolution No. 8138** Appointing Stewart Williams to the Eastern Prairie FPD.

Adoption of **Resolution No. 8139** Appointing Linda Barcus to the Edge-Scott FPD.

Adoption of **Resolution No. 8140** Appointing James Hixson to the Ivesdale FPD.

Adoption of **Resolution No. 8141** Appointing Patrick Quinlan to the Ludlow FPD.

Adoption of **Resolution No. 8142** Appointing Maurice Gorman to the Ogden-Royal FPD.

Adoption of **Resolution No. 8143** Appointing Chris Hausman to the Pesotum FPD.

Adoption of **Resolution No. 8144** Appointing Michael McHenry to the Philo FPD.

Adoption of **Resolution No. 8145** Appointing Richard Jobe to the Sadorus FPD.

Adoption of **Resolution No. 8146** Appointing Ron Kuhns to the Sangamon Valley FPD.

Adoption of **Resolution No. 8147** Appointing Paul Berbaum to the Scott FPD.

Adoption of **Resolution No. 8148** Appointing Richard Denhart to the St. Joseph-Stanton FPD.

Adoption of **Resolution No. 8149** Appointing Michael Tittle to the Thomasboro FPD.

Adoption of **Resolution No. 8150** Appointing Dennis Davis to the Tolono FPD.

Adoption of **Resolution No. 8151** Appointing David Dupre to the Windsor Park FPD.

Adoption of **Resolution No. 8152** Appointing Ruth S. Mitchell to the Windsor Park FPD.

Adoption of **Resolution No. 8153** Appointing Richard Rayburn to the Farmland Assessment Review Committee.

Adoption of **Resolution No. 8154** Appointing Kent Krukewitt to the Farmland Assessment Review Committee.

Adoption of **Resolution No. 8155** Appointing Rebecca Roach to the Local Foods Policy Council.

Adoption of **Resolution No. 8156** Appointing Mary Ellen Farrell to the Local Foods Policy Council.

Adoption of **Resolution No. 8157** Appointing Tod Satterthwaite to the Local Foods Policy Council.

Adoption of **Resolution No. 8158** Appointing Lisa Meid Hamelberg to the Local Foods Policy Council.

Adoption of **Resolution No. 8159** Appointing Cathe Capel to the Local Foods Policy Council.

Adoption of **Resolution No. 8160** Appointing Bradley Uken to the Local Foods Policy Council.

Adoption of **Resolution No. 8161** Appointing Sarah Riddle to the Local Foods Policy Council.

Adoption of **Resolution No. 8162** Appointing Zachary Kennedy to the Local Foods Policy Council.

Adoption of **Resolution No. 8163** Appointing Christopher Henning to the Local Foods Policy Council.

Adoption of **Resolution No. 8164** Appointing Jerry Lyke to the U-C Sanitary District.

Adoption of **Resolution No. 8165** Appointing Mark Richardson to the Penfield Water District.

Adoption of **Resolution No. 8166** Appointing Mike Larson to the Sangamon Valley Public Water District.

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

Consent Agenda approved by roll call vote.

Yeas: Richards, Rosales, Schroeder, Alix, Ammons, Anderson, Berkson, Betz, Carter, Esry, Holderfield, James, Jay, Kibler, Kurtz, Langenheim, Maxwell, McGinty, Michaels, Mitchell, Moser, O'Connor, Petrie, Quisenberry and Weibel – 25;

Nays: None.

### **PUBLIC PARTICIPATION**

Harold Scharlau spoke regarding Olympian Drive. Mark Schubel spoke regarding voter education websites. Jerehme Bamberger spoke regarding the Champaign County Jail. Christine Pierson spoke regarding Resolution No. 8108 Advising the City of Urbana of Champaign County's support of a standard intersection at Olympian Drive and Lincoln Avenue and not a Roundabout.



### **COMMUNICATIONS**

Board Member O'Connor spoke regarding the superior quality of the sound system at the Vermilion County Board Room when compared to the Lyle Shields Meeting Room. Board Member Kibler commended O'Hare Airport, the City of Chicago and Cook County for their Veterans' Memorial at the airport. Board Member Kurtz announced that action on the Mahomet Aquifer protection bill in the General Assembly would be delayed until fall.

### **APPROVAL OF MINUTES**

Board Member Langenheim offered the motion to approve the minutes of County Board Regular Meeting of April 19, 2012; seconded by Board Member James. Approved by voice vote.

### **NURSING HOME**

Michael Scavotto, President, Management Performance Associates, presented the Champaign County Nursing Home Fiscal Report for the year ending 11/30/2011 and for the First Quarter of FY 2012. Board Members' questions were answered.

Board Member Anderson recommended approval of Resolution No 8118 approving an amendment to MPA Management Contract for Management of Nursing Home Compliance Program; seconded by Board Member McGinty. Discussion followed. Board Member McGinty recommended deferral of the Resolution for discussion at the June 12, 2012 Committee of the Whole Meeting; seconded by Board Member Kibler. Discussion followed. Deferred by voice vote.

### **AREAS OF RESPONSIBILITY REPORTS**

#### **Highway & Transportation**

Board Member Jay, Assistant Deputy Chair, recommended adoption of **Resolution No. 8108** to advise the City of Urbana of Champaign County's Support of a Standard Intersection at Olympian Drive and Lincoln Avenue and not a Roundabout; seconded by Board Member James. Discussion followed. A roll call vote was requested.

Adopted by roll call vote.

Yeas: Richards, Schroeder, Alix, Berkson, Carter, Esry, Holderfield, James, Jay, Kibler, Kurtz, Maxwell, McGinty, Michaels, Mitchell, Moser, Petrie and Quisenberry – 18;

Nays: Rosales, Ammons, Anderson, Betz, Langenheim, O'Connor and Weibel – 7.

Board Member Jay recommended the adoption of **Resolution No. 8109** Authorizing Emergency Procurement for Bridge Deck Replacement Kirby

Avenue, Champaign Township; seconded by Board Member Schroeder. Discussion followed. Adopted by voice vote.

Board Member Jay recommended adoption of **Resolution No. 8168** Approving Petition and Appropriation of Funds from the County Bridge Fund Pursuant to 605 ILCS 5/5-501; seconded by Board Member Holderfield. Adopted by voice vote.

#### Finance

Board Member McGinty, Deputy Chair, recommended adoption of **Resolution No. 8090** Approving an Amendment to the Aramark inmate Commissary Services Agreement; seconded by Board Member Moser. Adopted by voice vote.

Board Member McGinty recommended adoption of **Resolution No. 8110** Authorizing Inclusion of Taxable Allowances as IMRF Earnings; seconded by Board Member Quisenberry. Adopted by voice vote.

Board Member McGinty recommended adoption of **Resolution No. 8111** Approving FY2013 Salary Administration Plan for Non-Bargaining Employees; seconded by Board Member Esry. Adopted by voice vote.

Board Member McGinty recommended adoption of **Resolution No. 8112** for Payment of Claims Authorization; seconded by Board Member Quisenberry. Adopted by voice vote.

Board Member McGinty recommended adoption of **Resolution No. 8113** for Purchases Not Following the Purchasing Policy; seconded by Board Member Moser. Discussion followed. Adopted by voice vote.

Board member McGinty recommended adoption of **Resolution No. 8167** Establishing the FY2013 Budget Process; seconded by Board Member Jay. Discussion followed. Adopted by voice vote.

#### Policy, Personnel & Appointments

Board Member Ammons, Deputy Chair, recommended adoption of **Resolution No. 8114** in Support of the Police Training Institute at the University of Illinois; seconded by Board Member Carter. A roll call vote was requested.

Adopted by roll call vote.

Yeas: Richards, Schroeder, Alix, Anderson, Esry, Holderfield, James, Kibler, Kurtz, Langenheim, Maxwell, McGinty, Michaels, Mitchell, Petrie, Quisenberry and Weibel – 17;

Nays: Rosales, Ammons, Berkson, Betz, Carter Jay, Moser and O'Connor – 8.

Vice-Chair Betz assumed the chair.

Chair Weibel recommended adoption of Resolution No. 8115 Appointing a Democrat Member to the Board of Review – Term Ending 5/130/2012; seconded by Board Member Ammons. Discussion followed. A roll call vote was requested. Discussion continued. Board Member Kurtz recommended deferral of Resolution No. 8115, as well as Resolution No. 8116 Appointing a Republican Member to the Board of Review, to the June 12, 2012 Committee of the Whole Meeting; seconded by Board Member Mitchell. Discussion followed. Deferral approved by voice vote.

Chair Weibel reassumed the chair.

**OTHER BUSINESS**

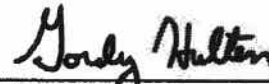
Board Member James recommended adoption of **Resolution No. 8117** Approving FY2012 Wage Reopened Addendum to FOP Corrections Collective Bargaining Agreement; seconded by Board Member Holderfield. Approved by voice vote.

**NEW BUSINESS**

There was no new business.

**ADJOURNMENT**

Chair Weibel adjourned the meeting at 9:38 P.M.



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

**COMMITTEE OF THE WHOLE**  
**Highway, County Facilities and Environment & Land Use**  
**Summary of Action Taken at the June 5, 2012 Meeting**

<u>Item</u>	<u>Action</u>
<b>II. <u>Roll Call</u></b>	
<b>III. <u>Approval of Minutes</u> – May 8, 2012</b>	Approved.
<b>IV. <u>Approval of Agenda/Addendum</u></b>	Approved. Item 8.H. removed from the agenda and Addendum II removed from the agenda.
<b>V. <u>Public Participation</u></b>	Deb Klein spoke re: Zoning Case 716-AM-12
<b>VI. <u>Communications</u></b>	Petrie wished Langenheim a belated Happy Birthday. Kurtz handed out a letter regarding the activities surrounding the Clinton landfill.
<b>VII. <u>COUNTY FACILITIES</u></b>	
A. <u>Physical Plant Monthly Reports</u>	Received and placed on file.
B. <u>202 Art Bartell Construction Project</u>	
1. Monthly Report	No action.
2. Project Update	Brief report given.
C. <u>CCDI Inspection – Coalition of Citizens with Disabilities in IL</u>	Brief report given.
D. <u>Chair’s Report</u>	None.
E. <u>Other Business</u>	None.
F. <u>Designation of Items to be placed on the Consent Agenda</u>	No items require County Board action.
<b>VIII. <u>ENVIRONMENT &amp; LAND USE</u></b>	
A. <u>R&amp;E License</u> – Champaign County Fair Association	Approved.
B. <u>Zoning Case 716-AM-12</u>	<b>*RECOMMEND TO COUNTY BOARD APPROVAL of an Ordinance Amending the Zoning Map to change the designation from the AG-1 to the I-1 Light Industry Zoning District to allow limited re-use of a former agricultural chemical research facility.</b>
C. <u>RPC Work Plan Update</u>	Update given by Susan Chavarria.
D. <u>Proposed FY2013 RPC Planning Contract Workplan</u>	Provided for information. Brief discussion took place.
E. <u>Notice of Upcoming Household Hazardous Waste Recycling</u>	Provided for information.

- F. Approval of a Resolution Approving a Partial Release of Judgment Lien on Property at 1211 W. Washington, Champaign \***RECOMMEND TO COUNTY BOARD APPROVAL of a Resolution Approving a Partial Release of Judgment.**
- G. Final Recommendation to County Board for Zoning Ordinance Text Amendment – Zoning Case 701-AT-11 \***RECOMMEND TO COUNTY BOARD APPROVAL of a Resolution for Approval of a Text Amendment to the Champaign County Zoning Ordinance in Zoning Case 701-AT-11 to Amend Certain Wind Farm Standard Conditions.**
- H. Direction to Zoning Administrator Regarding Proposed Zoning Ordinance Text Amendment to Amend Limits on Vehicles and Equipment in Rural Home Occupations Removed from the agenda.
- I. Monthly Report No action taken.
- J. Other Business Consensus of the Committee to cancel the July COW meeting.
- K. Designation of Items to be placed on the Consent Agenda Item 8.F. to be placed on the consent agenda.
- X. Other Business
- A. Approval of Closed Session Minutes – May 8, 2012 (2 sessions) Approved both session minutes.

**ADDENDUM I**

**1. Policy, Personnel & Appointments**

- a. Closed Session Closed Session.

**ORDINANCE NO. 904**

**ORDINANCE AMENDING ZONING ORDINANCE  
FOR A ZONING MAP AMENDMENT ON CERTAIN PROPERTY**

**716-AM-12**

WHEREAS, the Champaign County Zoning Board of Appeals held a public hearing, made a formal recommendation for approval, and forwarded to this Board Zoning Case Number 716-AM-12;

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

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

1. That Resolution No. 971, *The Zoning Ordinance of the County of Champaign, Illinois*, be amended by reclassifying from AG-1 Agriculture to I-1 Light Industry the following described real estate:

Commencing at the Northeast corner of the Northeast Quarter of Section 35, Township 19 North, Range 7 East of the Third Principal Meridian; thence South 89 degrees 57 minutes 03 seconds West (Assumed Bearings) 458.00 feet on the North line of the Northeast Quarter of said Section 35 to the Point of Beginning; thence South 00 degrees 02 minutes 57 seconds East 441.62 feet; thence South 89 degrees 57 minutes 03 seconds West 434.00 feet; thence North 00 degrees 02 minutes 57 seconds West 441.62 feet to the North line of the Northeast Quarter of said Section 35; thence North 89 degrees 57 minutes 03 seconds East 434.00 feet on said North line to the Point of Beginning, containing 4.40 acres, more or less.

2. That the reclassification of the above described real estate be subject to the following conditions:
  - A. The owners of the subject property hereby recognize and provide for the right of agricultural activities to continue on adjacent land consistent with the Right to Farm Resolution 3425.
  - B. Any non-agricultural use of the subject property shall be limited to reuse of the existing buildings and existing outdoor parking area and no expansion of either building area or expansion of outdoor uses shall be authorized.

- C. No self-storage warehouse (either with or without heat and utilities to individual units) shall be authorized on the subject property.
  - D. A Special Use Permit shall be required to authorize the establishment of a second principal use on the subject property that does not meet the Zoning Ordinance definition of "agriculture".
  - E. A Change of Use Permit shall be applied for within 30 days of the County Board approval of Case 716-AM-12.
  - F. Any non-agricultural use on the subject property that produces hazardous waste shall be serviced by a licensed hazardous waste hauler/disposal company.
3. That the boundary lines of the Zoning Map be changed and that a symbolic indication of the existence of conditions be placed on the map in accordance with the provisions hereof

PRESENTED, PASSED, APPROVED AND RECORDED this 21<sup>st</sup> day of June, A.D. 2012.

SIGNED:

ATTEST:

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C. Pius Weibel, Chair  
Champaign County Board

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Gordy Hulten, County Clerk &  
*ex officio* Clerk of the County Board

**RESOLUTION NO. 8169**

**RESOLUTION APPROVING PARTIAL RELEASE OF JUDGMENT**

**WHEREAS**, a property owner, Bernard Ramos, owns certain property at 1211 West Washington, Champaign, Illinois; and

**WHEREAS**, Champaign County has a Judgment Lien applicable to all property owned by Bernard Ramos in Champaign County, pursuant to a judgment entered in Champaign County Cause 2010-OV-148; and

**WHEREAS**, Bernard Ramos seeks to transfer said property to another person free of the lien created by this judgment; and

**WHEREAS**, said transfer, free of the Judgment Lien, will not impair Champaign County's ability to recover the amount of the judgment; and

**WHEREAS**, said transfer is in the best interests of the Citizens of Champaign County.

**NOW, THEREFORE, BE IT RESOLVED**, by the County Board of Champaign County, Illinois, that C. Pius Weibel, Chair of the Champaign County Board is hereby authorized to execute the Partial Release of Judgment, as set forth in Attachment A, on behalf of the Champaign County Board, if and when a representative of Bernard Ramos tenders payment pursuant to its terms.

**PRESENTED, PASSED, APPROVED, AND RECORDED** this 21st day of June, 2012.

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C. Pius Weibel, Chair  
Champaign County Board

ATTEST:

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



PARTIAL RELEASE OF JUDGMENT

KNOW ALL MEN BY THESE PRESENTS, that COUNTY OF CHAMPAIGN, hereinafter called Judgment Creditor, for and in consideration of One Thousand Dollars (\$1,000.00) and for other good and valuable consideration, the receipt whereof is hereby acknowledged, does hereby remise, convey, release and quit claim unto BERNARD E. RAMOS and EDUARDO RAMOS, hereinafter called Judgment Debtor, all right, title, interest, claim or demand whatsoever it may have acquired in, through or by a certain Order entered in Case # 10-OV-148, a copy of which was recorded on April 18, 2011, as Document No. 2011R 07855. This Partial Release of Judgment also releases an "Order" filed in Case #10-OV-148 which was filed on May 31, 2012, as Document No. 2012R 13243. This Partial Release of Judgment applies only as to the premises herein described:

Part of Lot H in J. W. Davidson Second Subdivision, except the south 51.3 feet and except beginning at the Northwest corner of Lot H South 17.49 feet and East 43.5 feet, thence South 11 feet thence East 43.5 feet, thence South 27.32 feet, thence East 25 feet North to the North line of the West Half (W ½) of the Southeast Quarter (SE 1/4) West to the Point of Beginning, situated in the County of Champaign and State of Illinois

PIN – 42-20-11-402-013

Common Address: 1211 W. Washington, Champaign, IL 61821

together with all the appurtenances and privileges thereunto belonging or appertaining.

This release is expressly limited to the above-described real estate and the above-described judgment shall remain in full force and effect as to all remaining real estate owned by Eduardo Ramos and Bernard Ramos in Champaign County, Illinois. The amount received from this Partial Release will be credited to the balance due from Bernard E. Ramos and Eduardo Ramos.

For the protection of the owner, this release should be filed with the Recorder of Deeds in whose office the judgment was filed.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Judgment Creditor

STATE OF ILLINOIS        )  
  ) SS.  
County of Champaign        )

I, the undersigned, a Notary Public in and for the County and State aforesaid, do hereby certify that \_\_\_\_\_, a duly authorized official representing the County of Champaign, Judgment Creditor, signed the foregoing instrument, and appeared before me this day in person and acknowledged that \_\_\_\_\_ signed, sealed and delivered the said instrument as \_\_\_\_\_ free and voluntary act.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Prepared by and return to:  
Thomas J. Gordon  
Attorney at Law  
502 W. Clark Street  
Champaign, IL 61820  
Telephone: 217/398-6981

**COMMITTEE OF THE WHOLE – FINANCE, JUSTICE & SOCIAL SERVICES;  
& POLICY, PERSONNEL & APPOINTMENTS  
Summary of Action taken at 6/12/12 Meeting**

<u>Item</u>	<u>Action Taken</u>
1. <u>Call to Order</u>	6:04 p.m.
2. <u>Roll Call</u>	26 Board members were present establishing a quorum.
3. <u>Approval of Minutes</u> – May 15, 2012 Committee of the Whole Minutes	Approved
4. <u>Approval of Agenda/Addenda</u>	Approved as Amended
5. <u>Public Participation</u>	Shirley Stillinger, Jerehme Bamberger, Lynn Branham, James Kilgore, and Chris Evans
6. <u>Communications</u>	Kurtz gave an update on Wind Farms
7. <u>Finance</u>	
A. Presentation and Report by the Champaign County Convention & Visitors Bureau	No action
B. <u>Treasurer</u>	
1. Monthly Report –May 2012	Received and placed on file.
2. Resolution Authorizing the County Board Chair to Cancel a Mobile Home Certificate of Purchase, Permanent Parcel No. 15-025-0464	<b>*RECOMMEND COUNTY BOARD APPROVAL of a RESOLUTION authorizing the County Board Chair to Cancel a Mobile Home Certificate of Purchase</b>
C. <u>Auditor</u>	
1. Monthly Report – May 2012	Received and placed on file.
D. <u>Budget Amendments/Transfers</u>	
	<b>*RECOMMEND COUNTY BOARD APPROVAL of RESOLUTIONS FOR Budget Amendments 12-00027, 12-00028, 12-00029, and 12-00018</b>
E. <u>Nursing Home Board of Directors</u>	
1. Request Approval of Amendment to MPA Management Contract for Management of Nursing Home Compliance Program	Deferred to August Finance Committee of the Whole
F. <u>County Administrator</u>	

**\*Denotes Consent Agenda Item**

- |  |   |
|--|---|
| 1. General Corporate Fund FY2012 Budget Projection Report                      | Received and placed on file.  |
| 2. General Corporate Fund Budget Change Report                                 | Received and placed on file.  |
| G. <u>Other Business</u>   | None  |
| H. <u>Chair's Report</u>   | None  |
| I. <u>Designation of Items to be Placed on the County Board Consent Agenda</u> | B2 and D1-4   |
| <b>8. <u>Highway &amp; Transportation</u></b>                                  |   |
| A. County & Township Motor Fuel Tax Claims – May 2012                          | Received and placed on file.  |
| B. Petition – Tolono Road District   | <b>*RECOMMEND COUNTY BOARD APPROVAL of a RESOLUTION Approving the Appropriation of Funds from the County Bridge Fund Pursuant to 605 ILCS 5/5-501</b> |
| C. Petition – Sadorus Road District  | <b>*RECOMMEND COUNTY BOARD APPROVAL of a RESOLUTION Approving the Appropriation of Funds from the County Bridge Fund Pursuant to 605 ILCS 5/5-501</b> |
| D. Petition – Compromise Road District   | <b>*RECOMMEND COUNTY BOARD APPROVAL of a RESOLUTION Approving the Appropriation of Funds from the County Bridge Fund Pursuant to 605 ILCS 5/5-501</b> |
| E. Striping Bid Resolution & Bid Tabulation                                    | RECOMMEND County Board Approval of a Resolution for Award of Contract for 2012 Pavement Striping of Various County Highways Section 12-00000-01-GM    |
| F. 2012 National Association of County Engineers Conference Report             | No action   |
| G. Follow-up Report on Kirby Avenue Quotes                                     | No action   |
| F. Resolution of Contract Award Authority – CHS. 8 & 30                        | RECOMMEND County Board Approval of a Resolution for Contract Award Authority  |
| C. <u>Other Business</u>   | None  |
| D. <u>Chair's Report</u>   | None  |

**\*Denotes Consent Agenda Item**

E. Designation of Items to be Placed on County Board Consent Agenda B, C, and D

**9. Justice & Social Services:**

A. Monthly Reports Received and placed on file  
Animal Control – April 2012  
Emergency Management Agency – April 2012  
Probation & Court Services – 2012 First Quarter Report

B. Other Business None

C. Chair's Report Update on Community Justice Task Force

D. Designation of Items to be Placed on County Board Consent Agenda None

**10. Policy, Personnel, & Appointments:**

A. Appointments/Reappointments

1. Bailey Memorial Cemetery Association – 1 **\*RECOMMEND COUNTY BOARD APPROVAL of a RESOLUTION Appointing Brenda Dismon**  
Term Ending 6/30/2018  
Applicant:

- Brenda Dismon

2. Craw Cemetery Association – 5 Terms Ending **\*RECOMMEND COUNTY BOARD APPROVAL of RESOLUTIONS Appointing John Hadden, Kenneth Bialeschki, Bill Payne, James Reifsteck, and Carolyn Gonzalez**  
6/30/2018  
Applicant:

- John Hadden
- Kenneth Bialeschki
- Bill Payne
- James Reifsteck
- Carolyn Gonzalez

3. Locust Grove Cemetery Association – 2 Terms **\*RECOMMEND COUNTY BOARD APPROVAL of RESOLUTIONS Appointing Frances Lafenhagen and Robert Grove**  
Ending 6/30/2018  
Applicants:

- Frances Lafenhagen
- Robert Grove

4. Mount Olive Cemetery Association – 2 Terms **\*RECOMMEND COUNTY BOARD APPROVAL of RESOLUTIONS Appointing Betty Logue and Paul Routh**  
Ending 6/30/2018  
Applicants:

- Betty Logue
- Paul Routh

**\*Denotes Consent Agenda Item**

- |  |  |
|--|--|
| <p>5. <u>Yearsley Cemetery Association</u> – 2 Terms<br/>                 Endings 6/30/2018<br/>                 Applicants:<br/>                 • David Waters<br/>                 • Kyle Windler</p>   | <p><b>*RECOMMEND COUNTY BOARD<br/>                 APPROVAL of RESOLUTIONS Appointing<br/>                 David Waters and Kyle Windler</b></p> |
| <p>6. <u>Stearns Cemetery Association</u> – 1 Term Ending<br/>                 6/30/2018<br/>                 Applicant:<br/>                 • William McMahon</p>  | <p><b>*RECOMMEND COUNTY BOARD<br/>                 APPROVAL of RESOLUTION Appointing<br/>                 William McMahon</b></p>                |
| <p>7. <u>Windsor Park FPD</u><br/>                 Resignation of William Walker – Term Expires<br/>                 4/30/2013 (Provided for information only)</p>   | <p>No action</p>   |
| <p>8. <u>Forest Preserve Board</u><br/>                 Resignation of Brenda Molano-Flores – Term<br/>                 Expires 6/30/2015 (Provided for information only)</p>  | <p>No action</p>   |
| <p>9. <u>Champaign County Board of Health</u> – 2 Terms<br/>                 Expiring 6/30/2015<br/>                 Applicant:<br/>                 • Dr. Krista Jones</p>  | <p><b>*RECOMMEND COUNTY BOARD<br/>                 APPROVAL of RESOLUTION Appointing<br/>                 Krista Jones</b></p>                   |
| <p>10. <u>Kerr &amp; Compromise Drainage District</u><br/>                 Resignation of John Park (for information only)</p>   | <p>No action</p>   |
| <p>11. <u>Kerr &amp; Compromise Drainage District</u> –<br/>                 Unexpired Term Ending 8/31/2013<br/>                 Applicant:<br/>                 • Carl Park</p>  | <p><b>*RECOMMEND COUNTY BOARD<br/>                 APPROVAL of RESOLUTION Appointing<br/>                 Carl Park</b></p>                      |
| <p>C. <u>County Clerk</u><br/>                 1. Monthly Report – May 2012<br/>                 2. Semi-Annual Report<br/>                 3. Update on Plan for Early Voting/Off-Site<br/>                 Locations (Provided for information only)</p> | <p>Reports received and placed on file.</p>  |
| <p>D. <u>County Administrator</u><br/>                 1. Administrative Services Monthly Report – May<br/>                 2012</p>   | <p>Received and placed on file.</p>  |
| <p>E. <u>Other Business</u><br/>                 1. Electric Aggregation Opt-Out Program<br/>                 for Residential &amp; Small Commercial</p>   | <p><b>*RECOMMEND COUNTY BOARD<br/>                 APPROVAL of RESOLUTION to Place the</b></p>   |

**\*Denotes Consent Agenda Item**

Retail Customers – Referendum/Ballot Question      **Question on the Ballot for Consideration**

2. Proposal by Good Energy      RECOMMEND County Board Approval of a Services Agreement with Good Energy for Professional Energy Consulting Services

F. Chair's Report      None

G. Designation of Items to be Placed on the County Board Consent Agenda      B1-6, B9, B11, E1

**11. County Facilities:**

A. RFP 2012-003 Needs Assessment Study for Champaign County Corrections – Determination of Top-Ranked Firms for Presentations to County Board      Firms Selected for Presentations/Interview Process:  
1. Kimme & Associates  
2. DLZ Illinois  
3. Justice Solutions Group  
4. ILPP

B. Determination of Interview Process for Short-Listed Firms

**12. Other Business**

A. Closed Session pursuant to 5 ILCS 120/2(c)11 to consider litigation which is probable or imminent against Champaign County      Approved

**13. Adjourn**

Meeting adjourned at 10:23 p.m.

RESOLUTION NO. 8170

PAYMENT OF CLAIMS AUTHORIZATION

June, 2012

FY 2012

WHEREAS, The County Auditor has examined the Expenditure Approval List of Claims against the County of Champaign totaling \$7,256,131.26 including warrants 469507 through 470794; and

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the Champaign County Board that payment of the claims totaling \$7,256,131.26 including warrants 469507 through 470794 is approved.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 21st day of June, A.D. 2012.

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

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



**RESOLUTION NO. 8171**

**PURCHASES NOT FOLLOWING PURCHASING POLICY**

**June 2012**

**FY2012**

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

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

**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the purchases not following purchasing policy as presented by the Champaign County Auditor on June 21, 2012 are hereby approved for payment.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** This 21<sup>st</sup> day of June A.D. 2012.

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

ATTEST:

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

PURCHASES NOT FOLLOWING THE PURCHASING POLICY, AND EMERGENCY PURCHASES

DEPARTMENT	APPROPRIATION #	VR#PO#	VR/PO DATE	DESCRIPTION	VENDOR	AMOUNT
<b>FY2011 EXPENDITURES PAID IN FY2012</b>						
** Regional Planning	075-864-533.92	VR#029-778	4/3/2012	Ping Energy grant 2/28-11/30/11	CCT - Gen Corp Fund	\$ 3,057.48
** Regional Planning	075-739-533.92	VR#029-1241	06/07/12	State reimbursement Oct-Nov11	CRIS Rural Mass Transit	\$ 25,907.44
** Regional Planning	075-739-533.92	VR#029-1242	06/07/12	Fed reimbursement Oct-Nov11	CRIS Rural Mass Transit	\$ 38,317.63
** Circuit Court	080-031-533.03	VR#031-152	03/29/12	Attorney services 11/15-30/11	Rosa Al-Heeti	\$ 528.00
** Nursing Home	081-430-534.83	VR#044-984	03/06/12	Medical service 11/3-8/11	Christie Clinic	\$ 138.74
** Nursing Home	081-430-534.83	VR#044-985	03/06/12	Medical service 11/2/11	Christie Clinic	\$ 565.15
** Nursing Home	081-425-533.86	VR#044-1092	03/14/12	Maintenance service 11/27-30/11	CCT - Public Properties	\$ 401.20
** Nursing Home	081-450-522.10	VR#044-1107	03/15/12	Food return 8/10-10-8/28/11	Waugh Foods	\$ (15.79)
** Nursing Home	081-430-534.83	VR#044-1757	05/30/12	Medical service 11/19/10	Carle Foundation Hospital	\$ 36.00
** Nursing Home	081-430-534.83	VR#044-1806	05/30/12	Medical service 11/9-22/11	Carle Physician Group	\$ 1,869.00
** County Bridge	084-060-544.10	VR#084-019	05/16/12	Bridge Condit township 10/7/11	Stark Excavating	\$ 3,649.31
** Township Bridge	087-060-544.10	VR#087-007	05/16/12	Bridge Condit township 10/7/11	Stark Excavating	\$ 5,473.96
** Head Start	104-853-522.10	VR#104-948	05/09/12	Milk 11/11/11	Gordon Food Service	\$ 15.85
** Correctional Center	080-140-533.06	VR#140-382	05/15/12	Medical service 10/30/11	Carle Foundation Hospital	\$ 32.20
** Child Advocacy Center	679-179-533.07	VR#679-039	05/07/12	Crisis service 8/3-15/11	Christine Washo	\$ 419.58

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

\*\* Paid- For Information Only

**RESOLUTION NO. 8172**

**RESOLUTION AWARDING OF CONTRACT  
FOR 2012 PAVEMENT STRIPING  
OF VARIOUS COUNTY HIGHWAYS  
SECTION #12-00000-01-GM**

**WHEREAS**, The following bid was received at a Public Letting held on May 24, 2012, in Urbana, Illinois, for the Pavement Striping of various County Highways:

Varsity Striping & Construction Company – Champaign, Illinois.....\$119,377.68; and

**WHEREAS**, The County Engineer recommends to the County Board that the above bid be awarded; and

**WHEREAS**, The County Board of Champaign County concurs in the action recommended by the County Engineer;

**NOW, THEREFORE, BE IT RESOLVED**, The County Board of Champaign County does hereby award the above listed bid to Varsity Striping & Construction Company - Champaign, Illinois, subject to concurrence of the Illinois Department of Transportation; and

**BE IT FURTHER RESOLVED**, That the County Clerk be and he is hereby directed to transmit three (3) certified copies of this resolution to Illinois Department of Transportation, Division of Highways, Paris Illinois, through its District Engineer.

**PRESENTED, ADOPTED, APPROVED and RECORDED** This 21st day of June A.D., 2012.

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

**ATTEST:** \_\_\_\_\_  
Gordy Hulten, County Clerk and  
ex-Officio Clerk of the County Board

Prepared by: Jeff Blue  
County Engineer

Resolution No. 8172

Page 2

I, Gordy Hulten, County Clerk in and for said County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the County Board of Champaign County, at its County Board meeting held at Urbana, Illinois, on June 21, 2012.

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

(SEAL) \_\_\_\_\_ County Clerk

APPROVED

\_\_\_\_\_  
Date

Department of Transportation

\_\_\_\_\_  
District Engineer

RESOLUTION NO. 8173

RESOLUTION FOR CONTRACT AWARD AUTHORITY

WHEREAS, Sealed bids will be received in the office of the County Engineer for the recycling and overlay of the Fisher to Foosland Road, County Highways 8 and 30, Section 11-00431-00-RS along with the replacement of structure number 010-7048, Section 11-00981-00-BR and publicly opened and read, and

WHEREAS, it is in the best interest of Champaign County to award the contract as early as possible, and

WHEREAS, the Champaign County Board agrees to allow Jeff Blue, P.E., Champaign County Engineer to accept the low bid for construction on behalf of Champaign County if the low bid is within 10% of the engineer's estimate.

NOW, THEREFORE, BE IT RESOLVED, by the Champaign County Board that the above will be accepted to expedite the contract with the low bidder.

PRESENTED, ADOPTED, APPROVED, and RECORDED this 21<sup>st</sup> day of June A.D., 2012.

\_\_\_\_\_  
C. Pius Weibel, Chair  
County Board of the County of  
Champaign, Illinois

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

Prepared by: Jeff Blue  
County Engineer

**RESOLUTION NO. 8174**

**RESOLUTION AUTHORIZING THE COUNTY BOARD CHAIR TO SIGN AN AGREEMENT WITH GOOD ENERGY FOR PROFESSIONAL ENERGY CONSULTING SERVICES**

**WHEREAS**, the County Board of Champaign County, Illinois and Good Energy, L.P., with an office located at 232 Madison Avenue, Suite 405, New York, NY 10016, wish to enter into an agreement to perform electricity consultancy services and procurement for Champaign County residential and small commercial electric accounts; and

**WHEREAS**, the Services Provider desire to perform the Service and desires to be so engaged;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chair of the County Board of Champaign County is hereby authorized to sign the aforementioned agreement on behalf of Champaign County, and bind the County to the terms contained therein.

**PRESENTED, ADOPTED, APPROVED and RECORDED** this 21<sup>st</sup> day of June A.D., 2012.

---

C. Pius Weibel, Chair  
Champaign County Board

ATTEST:

---

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

## SERVICES AGREEMENT

### **Professional Energy Consulting Services**

This Services Agreement ("Agreement") is made and entered into and effective on this 12th day of June, 2012 ("Effective Date") by and between Champaign County, Illinois ("Champaign County"), an Illinois Municipal Corporation, with offices located at 1776 E. Washington St., Urbana, Illinois 61802 and Good Energy, L.P ("Service Provider"), with an office and principal place of business located at 232 Madison Avenue, Suite 405, New York, NY 10016.

#### **Recitals**

WHEREAS, Champaign County desires to engage Service Provider to perform electricity consultancy services and procurement for Champaign County residential and small commercial electric accounts.

WHEREAS, Services Provider desires to perform the Services and desires to be so engaged.

NOW, THEREFORE, in consideration of the foregoing and of the covenants and agreements herein contained, the parties, intending to be legally bound, agree as follows:

#### **Provisions**

- I. Performance of the Services. Provider shall:**
- A. Provide the following services:**
    - 1. Electricity Residential opt-out consulting services
    - 2. Marketing services for opt-out electricity aggregation program and associates costs to perform awareness campaign
    - 3. Coordinating efforts with the Illinois Commerce Commission
    - 4. Attending public hearings with the City and other municipal partners
    - 5. Bid creation and execution with multiple electricity suppliers with final selection of an electric supplier being decided by Champaign County
    - 6. Negotiating fees for the County with winning suppliers in an amount equal to or greater than the rate negotiated for Good Energy, L.P.
    - 7. After purchase program delivery and on-going daily monitoring,
  - B. Give prompt notice to Champaign County should the Service Provider observe or otherwise become aware of any fault or deficit in the project or any nonconformance with the electricity sale & purchase agreement.**
  - C. Remit to Champaign County after the termination of this Agreement, all files and documents pertaining to the project that have been obtained or produced including, but not limited to, permits, licenses, applications, codes, drawings, site plans, photographs and similar materials.**
  - D. Comply with all statutes, ordinances, laws, rules and regulations which may be applicable to the services provided hereunder.**

**II. Obligations of Champaign County. Champaign County shall:**

- A. Assist the Service Provider by placing at its disposal all public information pertinent to the services for the project, upon reasonable request.**
- B. Use reasonable efforts to secure release of other data applicable to the project held by others.**
- C. Make reasonable provisions to enter upon public property as required to perform the services.**
- D. Give prompt notice to the Service Provider should Champaign County observe or otherwise become aware of any fault or deficit in the project or any nonconformance with the Agreement.**
- E. Consider an ordinance to put the opt out referendum on the ballot on the next election**

**III. Term and Termination.** The Agreement shall commence on the 22<sup>nd</sup> day of June, 2012 and shall terminate on the 30th day of June, 2014, or as otherwise mutually agreed to by Champaign County and the Service Provider. Champaign County may terminate this Agreement at any time by giving Service Provider thirty (30) days advance written notice. In the event this Agreement is terminated by Champaign County prior to its natural expiration, Service Provider shall be paid the term of electricity purchased through the residential small commercial opt-out contract by the current alternative supplier.

**IV. Payment.**

Champaign County agrees that Good Energy fees will be paid by the selected electricity supplier per kWh (volumetrically) for electricity purchased for the duration of the municipal contract. Such fees will be consistent with those fees paid for other nearby municipalities.

**V. Relationship of the Parties.** The parties acknowledge and agree that Service Provider is an independent contractor and is not an agent or employee of Champaign County. Nothing in this Agreement shall be construed to create a relationship between Service Provider and Champaign County of a partnership, association, or joint venture.

**VI. Indemnification.**

- A. Professional Liability.** Relative to any and all claims, losses, damages, liability and cost, the Service Provider agrees to indemnify and save Champaign County, its officers, officials, and employees harmless from and against any and all suits, actions or claims for property losses, damages or personal injury claimed to arise from a negligent act, error or omission by the Service Provider or its employees.
- B. Non-Professional Liability (General Liability).** To the fullest extent permitted by law, the Service Provider shall indemnify, defend and hold harmless Champaign



County, its officers, officials, employees or any combination thereof, from and against claims, damages, losses and expenses, including but not limited to attorneys' fees, arising out of the acts or omissions of the Service Provider, provided that such claim, damage, loss or expenses is attributable to bodily injury, sickness, disease or death, or to injury to or destruction of property (other than the work itself) including loss of use resulting therefrom, but only to the extent caused to in whole or in part by the acts or omissions of the Service Provider, any subconsultant(s) of the Service Provider, its against, or anyone directly or indirectly employed by them or anyone for whose acts they may be liable, regardless of whether or not such claim damage, loss or expense is caused in part by a party indemnified hereunder. Such obligations shall not be construed to negate, abridge, or reduce other rights or obligations of indemnity which would otherwise exist as to a party or person described in this paragraph.

## **VII. Insurance.**

- A. The Service Provider shall secure and maintain, at his/her/its own expense, errors and omissions insurance in an amount not less than One Million Dollars (\$1,000,000.00) per claim/annual aggregate to protect himself from any claim arising out of the performance of professional services and caused by negligent acts, omissions or negligent acts for which the Service Provider may be legally negligent. The Service Provider shall maintain said coverage for the entire contract period and for a minimum of one year after completion of the work under the contract.**
- B. In addition to errors and omissions insurance, the Service Provider shall also secure and maintain, at his/her own expense, insurance for protection from claims under Worker's Compensation acts, claims for damages because of bodily injury including personal injury, sickness or disease or death of any and all employees or of any person other than such employees, and from claims or damages because of injury to or destruction of property including loss of use resulting therefrom, and any other insurance prescribed by laws, rules, regulations, ordinances, codes or orders.**
- C. The Service Provider shall secure and maintain, at his/her own expense, General Liability insurance in an amount not less than One Million Dollars (\$1,000,000.00) per occurrence.**
- D. The Service Provider shall secure and maintain, at his/her/its own expense, Property insurance for protection from claims or damages because of damage to or destruction of property including loss of use resulting therefrom in an amount not less than Five Hundred Thousand Dollars (\$500,000.00). Champaign County shall be held harmless for any damage to the Service Provider's property and/or equipment during the course of performance under the Contract.**
- E. The above referenced insurance shall be maintained in full force and effect during the life of this Contract and for one year beyond, where specified. Certificates showing that the Service Provider is carrying the above referenced insurance in at least the above specified minimum amounts shall be furnished to, and approved by, Champaign County prior to the start of work on the project and before Champaign County is obligated to make any payments to the Service Provider for the work performed under the provision of this contract. All such Certificates, with the exception of those for Worker's Compensation**

and Errors & Omissions coverage, shall clearly reflect that the Champaign County is an "Additional Insured".

#### **VIII. Right to Audit**

- A. Service Provider guarantees that the individuals employed by the Service Provider in any capacity, including but not limited to, employees, subcontractors and independent contractors, are authorized to work in the United States. The Service Provider represents that it has completed the I-9 verification process for all individuals the Service Provider has performing services for Champaign County. Champaign County maintains the right to audit the Form I-9s for all individuals the Service Provider has performing services for Champaign County every six (6) months. Champaign County will provide the Service Provider with five (5) days advanced written notice of its intent to perform a Form I-9 audit. In response to Champaign County's audit request, the Service Provider shall provide copies of all Form I-9s and any supporting documentation for all individuals who the Service Provider had performing services for Champaign County at any time subsequent to the date upon which Champaign County gave notice of the preceding Form I-9 audit.**
- B. The Service Provider agrees to indemnify Champaign County in accordance with Section VI of the Agreement for any issue arising out of the Service Provider's hiring or retention of any individual who is not authorized to work in the United States.**

#### **IX. Taxes.**

- A. Service Provider has the following identification number for income tax purposes: 43-2003973.**
  - B. Service Provider is subject to and responsible for all applicable federal, state, and local taxes.**
  - C. Champaign County represents that it is a tax-exempt entity and evidence of this tax-exempt status shall be provided to Service Provider upon written request. Service Provider hereby further agrees to withhold all municipal income taxes due or payable under the provisions of the Codified Ordinances of Champaign County, Illinois, for wages, salaries and commissions paid to its employees and further agrees that any of its subcontractors shall be required to agree to withhold any such municipal income taxes due under such chapter for Services performed under this Agreement.**
- X. Assignment.** Neither party may assign this Agreement without obtaining express, written consent from the other party prior to assignment.
- XI. Entire Agreement / Amendment.** This Agreement constitutes the entire understanding of the parties hereto with respect to the subject matter hereof and supersedes all prior negotiations, discussions, undertakings and agreements between the parties. This Agreement may be amended or modified only by a writing executed by the duly authorized officers of the parties hereto. It is

understood and agreed that this Agreement may not be changed, modified, or altered except by an instrument, in writing, signed by both parties in accordance with the laws of the State of Illinois.

**XII. Discrimination.**

- A. No discrimination for reason of race, religion, sex, age or country of national origin shall be permitted or authorized by Champaign County and/or Service Provider in connection with the Services.
- B. Nothing in this Agreement shall require the commission of any act contrary to any law or any rules or regulations of any union, guild, or similar body having jurisdiction over the Services of Service Provider.

**XIII. Governing Law/Venue.** Any controversy or claim, whether based upon contract, statute, tort, fraud, misrepresentation or other legal theory, related directly or indirectly to this Agreement, whether between the parties, or of any of the parties' employees, agents or affiliated businesses, will be resolved under the laws of the State of Illinois, in any court of competent jurisdiction in Champaign County, Illinois.

**XIV. Severability.** If any provision of this Agreement is held invalid or unenforceable, such provision shall be deemed deleted from this Agreement and shall be replaced by a valid, mutually agreeable and enforceable provision which so far as possible achieves the same objectives as the severed provision was intended to achieve, and the remaining provisions of this Agreement shall continue in full force and effect.

**XV. Paragraph Headings.** Paragraph headings are inserted in this Agreement for convenience only and are not to be used in interpreting this Agreement.

[signatures appear on following page]

**IN WITNESS WHEREOF**, the parties have executed this Agreement as of the \_\_\_\_\_ day of \_\_\_\_\_, 2012.

**CHAMPAIGN COUNTY, ILLINOIS**

**BY:** \_\_\_\_\_

**GOOD ENERGY, L.P.**

**BY:** \_\_\_\_\_  
**Charles C. de Casteja, Managing Partner**

**RESOLUTION NO. 8115**

**RESOLUTION APPOINTING A DEMOCRAT MEMBER TO THE  
CHAMPAIGN COUNTY BOARD OF REVIEW**

**WHEREAS, C. Pius Weibel has submitted to the County Board his appointment of a Democrat to the Champaign County Board of Review; and**

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

**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the County Board does hereby advise and consent to the appointment of a Democrat to the Champaign County Board of Review for a term commencing June 1, 2012 and ending May 31, 2014; and

**BE IT FURTHER RESOLVED** That the County Clerk transmit a certified copy of this resolution to: the appointed Democrat.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21<sup>st</sup> day of June A.D. 2012.

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

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

**RESOLUTION NO. 8116**

**RESOLUTION APPOINTING A REPUBLICAN MEMBER TO THE  
CHAMPAIGN COUNTY BOARD OF REVIEW**

**WHEREAS**, C. Pius Weibel has submitted to the County Board his appointment of a Republican to the Champaign County Board of Review; and

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

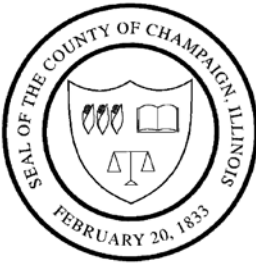
**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the County Board does hereby advise and consent to the appointment of a Republican to the Champaign County Board of Review for a term commencing June 1, 2012 and ending May 31, 2014; and

**BE IT FURTHER RESOLVED** That the County Clerk transmit a certified copy of this resolution to: the appointed Republican.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21<sup>st</sup> day of June A.D. 2012.

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

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



# COUNTY BOARD CONSENT AGENDA

County of Champaign, Urbana, Illinois

Thursday, June 21, 2012 - 7:00 p.m.

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

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<b>A. <u>Environment &amp; Land Use:</u></b>	
1. Adoption of Ordinance No. 905 for Approval of Text Amendment to the Champaign County Zoning Ordinance in Zoning Case 701-AT-11 to Amend Certain Wind Farm Standard Conditions	37-50
<b>B. <u>Finance:</u></b>	
1. Adoption of Resolution No. 8175 Authorizing the County Board Chair to Cancel a Mobile Home Certificate of Purchase, Permanent Parcel No. 15-025-0464	51
2. **Adoption of Resolution No. 8176 Approving Budget Amendment 12-00027 Fund/Dept: 105 Capital Asset Replacement Fund-051 Juvenile Detention Center Increased Appropriations: \$18,520 Increased Revenue: None: from Fund Balance Reason: Money Reserved in Fund for Replacement of DVR System at JDC	52
3. **Adoption of Resolution No. 8177 Approving Budget Amendment 12-00028 Fund/Dept: 075 Regional Planning Commission-628 St. Joseph Comprehensive Plan Increased Appropriations: \$22,000 Increased Revenue: \$22,000 Reason: To Accommodate the Receipt of a Technical Services Contract to Create a Comprehensive Plan for the Village of St. Joseph.	53
4. **Adoption of Resolution No. 8178 Approving Budget Amendment 12-00029 Fund/Dept: 080 General Corporate-042 Coroner Increased Appropriations: \$2,600 Increased Revenue: \$2,600 Reason: Salary Stipend Paid by State to County Official	54
5. **Adoption of Resolution No. 8179 Approving Budget Amendment 12-00018 Fund/Dept: 080 General Corporate-040 Sheriff Increased Appropriations: \$3,900 Increased Revenue: \$3,900 Reason: Amendment Needed for FY12 – Salary Stipend from the State of Illinois	55
<b>C. <u>Highway &amp; Transportation:</u></b>	
1. Adoption of Resolution No. 8180 Approving the Appropriation of Funds from the County Bridge Fund Pursuant to 605 ILCS 5/5-501	56-57
2. Adoption of Resolution No. 8181 Approving the Appropriation of Funds from the	58-59

County Bridge Fund Pursuant to 605 ILCS 5/5-501

3. Adoption of Resolution No. 8182 Approving the Appropriation of Funds from the County Bridge Fund Pursuant to 605 ILCS 5/5-501 60-61

**C. Policy, Personnel, & Appointments:**

1. Adoption of Resolution No. 8183 Approving the Appointment of Brenda Dismon to the Bailey Memorial Cemetery Association Term Ending 6/30/2018 62
2. Adoption of Resolution No. 8184 Approving the Appointment of John Hadden to the Craw Cemetery Association Term ending 6/30/2018 63
3. Adoption of Resolution No. 8185 Approving the Appointment of Kenneth Bialeschki to the Craw Cemetery Association Term ending 6/30/2018 64
4. Adoption of Resolution No. 8186 Approving the Appointment of Bill Payne to the Craw Cemetery Association Term ending 6/30/2018 65
5. Adoption of Resolution No. 8187 Approving the Appointment of James Reifsteck to the Craw Cemetery Association Term ending 6/30/2018 66
6. Adoption of Resolution No. 8188 Approving the Appointment of Carolyn Gonzalez to the Craw Cemetery Association Term ending 6/30/2018 67
7. Adoption of Resolution No. 8189 Approving the Appointment of Frances Lafenhagen to the Locust Grove Cemetery Association Term ending 6/30/2018 68
8. Adoption of Resolution No. 8190 Approving the Appointment of Robert Grove to the Locust Grove Cemetery Association Term ending 6/30/2018 69
9. Adoption of Resolution No. 8191 Approving the Appointment of Betty Logue to the Mount Olive Cemetery Association Term ending 6/30/2018 70
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15. Adoption of Resolution No. 8197 Approving the Appointment of Carl Park to the Kerr 76



& Compromise Drainage District Term ending 8/31/2013

16. Adoption of Resolution No. 8198 to Place a Question on the Ballot “Shall the County of Champaign have the authority to arrange for the supply of electricity for its residential and small commercial retail customers who have not opted out of such a program?”

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**ORDINANCE NO. 905**

**ORDINANCE AMENDING ZONING ORDINANCE  
701-AT-11**

WHEREAS, the Champaign County Zoning Board of Appeals held a public hearing, made a formal recommendation for approval, and forwarded to this Board Case Number 701-AT-11;

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

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

PRESENTED, PASSED, APPROVED, AND RECORDED this 21st day of June, A.D. 2012.

SIGNED:

ATTEST:

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

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

**Part A. Revise paragraph 6.1.4 D.1. to read as follows:**

- (a) WIND FARM TOWERS, turbines, and all related construction shall conform to applicable industry standards, including those of the American National Standards Institute (“ANSI”). Applicants shall submit certificates of design compliance that equipment manufacturers have obtained from Underwriters Laboratories (“UL”), Det Norske Veritas (“DNV”), Germanischer Lloyd Wind Energy (“GL”), or equivalent third party. Documentation of compliance must be submitted prior to receiving a Zoning Compliance Certificate for either the WIND FARM or for any single WIND FARM TOWER.

**Part B.****1. Revise paragraph 6.1.4F.1. to read as follows:**

1. The Applicant shall enter into a Roadway Upgrade and Maintenance agreement approved by the County Engineer; or Township Highway Commissioner; or municipality where relevant. Agreements with the County Engineer shall not be forwarded to the County Board before the wind farm special use permit is forwarded. All other agreements shall be executed prior to the close of the public hearing before the BOARD. The signed and executed Roadway Upgrade and Maintenance agreements must provide for the following minimum conditions:

**2. Delete paragraph 6.1.4F.1.u. and renumber succeeding paragraphs as required.****3. Add new subparagraph 6.1.4F.3. as follows:**

3. At such time as decommissioning takes place the Applicant or its successors in interest shall enter into a Roadway Use and Repair Agreement with the appropriate highway authority.

**Part C. Revise paragraph 6.1.4J. to read as follows:**

- J. **Standard Conditions for Endangered Species Consultation**  
The Applicant shall apply for consultation with the Endangered Species Program of the Illinois Department of Natural Resources. The Application shall include a copy of the Agency Action Report or, if applicable, a copy of the Detailed Action Report submitted to the Endangered Species Program of the Illinois Department of Natural Resources and a copy of the response from the Illinois Department of Natural Resources.

**Part D. Add new paragraph 6.1.4E.7. as follows:**

7. **Permanent Erosion and Sedimentation Control Plan**
  - (a) Prior to the approval of any Zoning Use Permit, the Applicant shall provide a permanent soil erosion and sedimentation plan for all WIND FARM TOWER sites and access roads that conforms to the relevant Natural Resources Conservation Service guidelines and that is prepared by an Illinois Licensed Professional Engineer.
  - (b) As-built documentation of all permanent soil erosion and sedimentation improvements for all WIND FARM TOWER sites and access roads prepared by an Illinois Licensed Professional Engineer shall be submitted and accepted by the Zoning Administrator prior to approval of any Zoning Compliance Certificate.

**Part E. Revise paragraph 6.1.4S.1.(c)(3) to read as follows:**

- (3) The separation of all WIND FARM structures from adjacent NON-PARTICIPATING DWELLINGS OR PRINCIPAL BUILDINGS or uses shall be as shown or dimensioned on the approved site plan for the SPECIAL USE Permit unless the Board authorizes a lesser separation in a special condition of approval or any required and duly authorized waivers of paragraph 6.1.4C. Authorization of a separation of less than 90% of that indicated on the approved site plan for the SPECIAL USE Permit shall require an updated noise study meeting the requirements of paragraph 6.1.4 I. to be submitted with the Zoning Use Permit application. WIND FARM structures include WIND FARM TOWERS, substations, third party transmission lines, maintenance and management facilities, or other significant structures.

**Part F.**

1. **In Section 3 revise the definition of “non-adaptable structure” to read as follows:**

**NON-ADAPTABLE STRUCTURE:** Any STRUCTURE or physical alteration to the land which requires a SPECIAL USE Permit, and which is likely to become economically unfeasible to remove or put to an alternate USE allowable in the

DISTRICT (by right or by SPECIAL USE). This term shall include, but not be limited to, a WIND TURBINE TOWER and a WIND FARM TOWER.

2. **Make the following revisions to paragraph 6.1.1A.:**
  - a. **Revise paragraph 6.1.1A. to strike references to “reclamation agreement” and replace with “site reclamation plan” and replace references to 6.1.1C. with references to 6.1.1A. and;**
  - b. **Revise paragraphs 6.1.1A.1. through 5 to read as follows:**
    - A. **Site Reclamation Plan for NON-ADAPTABLE STRUCTURES**
      1. In the course of BOARD review of a SPECIAL USE request, the BOARD may find that a proposed STRUCTURE is a NON-ADAPTABLE STRUCTURE. Any WIND FARM shall be a NON-ADAPTABLE STRUCTURE. The Applicant for the SPECIAL USE request for a NON-ADAPTABLE STRUCTURE shall submit a site reclamation plan to the BOARD for the subject site.
      2. The site reclamation plan shall be binding upon all successors of title to the land. Prior to the issuance of a SPECIAL USE Permit for such NON-ADAPTABLE STRUCTURES, the landowner or applicant shall also record a covenant incorporating the provisions of the site reclamation plan on the deed subject to the LOT, requiring that the reclamation work be performed and that a letter of credit be provided for financial assurance.
      3. Separate cost estimates for Section 6.1.1A.4.a., 6.1.1A.4.b., and 6.1.1A.4.c. shall be provided by an Illinois Licensed Professional Engineer.
        - a. Cost estimates provided shall be subject to approval of the BOARD.
        - b. Except as provided in Section 6.1.4P., the salvage value of the components of the NON-ADAPTABLE STRUCTURE shall not be credited to the cost estimates.
      4. The site reclamation plan shall provide for:
        - a. removal of above-ground portion of any STRUCTURE on the subject site; site grading; and, interim soil erosion control;

- b. below-ground restoration, including final grading and surface treatment;
- c. any environmental remediation required by State or Federal law;
- d. provision and maintenance of a letter of credit, as set forth in Section 6.1.1A.5.

5. No Zoning Use Permit for such SPECIAL USE will be issued until the applicant provides the COUNTY with an irrevocable letter of credit to be drawn upon a federally insured financial institution within 200 miles of Urbana or reasonable anticipated travel costs shall be added to the amount of the letter of credit. The irrevocable letter of credit shall be in the amount of one hundred fifty percent (150%) of an independent engineer's cost estimate to complete the work described in Section 6.1.1A.4.a., Section 6.1.1A.4.b., and Section 6.1.1A.4.c., except a different amount may be required as a standard condition in Section 6.1.4P. This letter of credit, or a successor letter of credit pursuant to Section 6.1.1A.6. or 6.1.1A.12. shall remain in effect and shall be made available to the COUNTY for an indefinite term or for a different term that may be required as a standard condition in paragraph 6.1.4P.

**2c. Add new subparagraph 6.1.1A.7.e. to read as follows:**

- e. A court of law, an arbitrator, mediator, or any state or Federal agency charged with enforcing State or Federal law has made a finding that either said NON-ADAPTABLE STRUCTURE or the structures supporting said NON-ADAPTABLE STRUCTURE and/or any related site grading and soil erosion controls or lack of same, constitutes a public nuisance or otherwise violates State or Federal law, or any State or Federal agency charged with enforcing State or Federal law has made a final determination either imposing an administrative sanction on any person associated with the NON-ADAPTABLE STRUCTURE relating to its use or denying the NON-ADAPTABLE STRUCTURE a permit necessary for its lawful operation.

**2d. Revise subparagraph 6.1.1A.6. as follows:**

6. One hundred eighty (180) days prior to the expiration date of an irrevocable letter of credit submitted pursuant to this Section, the Zoning Administrator shall notify the landowner or applicant in writing and request information about the landowner or applicant's intent to renew the letter of credit, or remove the NON-ADAPTABLE STRUCTURE. The landowner or applicant shall have thirty (30) days to respond in writing to this request. If the landowner or applicant's intention is to remove the NON-ADAPTABLE STRUCTURE, the landowner or applicant will have a total of ninety (90) days from the date of response to remove it in accordance with Section 6.1.1A.4.a. At the end of ninety (90) days, the Zoning Administrator shall have a period of sixty (60) days to either:
  - a. confirm that the bank has renewed the letter of credit; or
  - b. inspect the subject property for compliance with Section 6.1.1A.4.a.;
  - c. draw on the letter of credit and commence the bid process to have a contractor remove the NON-ADAPTABLE STRUCTURE pursuant to Section 6.1.1A.4.a.

**2e. Revise paragraph 6.1.1A.11.b. to read as follows:**

- b. pay all administrative and ancillary costs associated with drawing upon the financial assurance and performing the reclamation work, which shall include, but not be limited to, attorney's fees; construction management and other professional service fees; and the costs of preparing request for proposal and bidding documents required to comply with state law or Champaign County purchasing policies; and

**2f. Revise paragraph 6.1.1A.12. to read as follows:**

12. Upon transfer of any property subject to a letter of credit pursuant to this Section, the new owner or applicant of record shall submit a new irrevocable letter of credit of same or greater value to the Zoning Administrator, prior to legal transfer of title, and shall

submit a new site reclamation plan, pursuant to Section 6.1.1A.4.a., and, for WIND FARMS, Section 6.1.4P. Once the new owner or applicant of record has done so, the letter of credit posted by the previous owner or applicant shall be released, and the previous owner shall be released from any further obligations under the site reclamation plan.

**2g. Add new subparagraphs 6.1.1A.13. & 14. to read as follows:**

13. The Applicant shall provide evidence of any new, additional, or substitute financial assurance to the Zoning Administrator throughout the operating lifetime of the NON-ADAPTABLE STRUCTURE.
14. Should the site reclamation plan, or any part of it, be deemed invalid by a court of competent jurisdiction, the associated SPECIAL USE permit shall be deemed void.

**3. Revise 6.1.4P. as follows:**

- a. **Revise paragraph 6.1.4P. to strike references to “reclamation agreement” and replace with “site reclamation plan”.**
- b. **Delete paragraphs 6.1.4P.3.(d), (e), and (f) and add new paragraphs 6.1.4P.3.(d) through (m) as follows:**
  - (d) A stipulation that at such time as decommissioning takes place the applicant or it’s successors in interest are required to enter into a Roadway Use and Repair Agreement with the relevant highway authority.
  - (e) A stipulation that the Applicant shall provide evidence of any new, additional, or substitute financing or security agreement to the Zoning Administrator throughout the operating lifetime of the project.
  - (f) A stipulation that the Applicant shall be obliged to perform the work in the site reclamation plan before abandoning the WIND FARM or prior to ceasing production of electricity from the WIND FARM, after it has begun, other than in the ordinary course of business. This obligation shall be independent of the obligation to pay financial assurance, and shall not be limited by the amount of



financial assurance. The obligation to perform the reclamation work shall constitute a covenant running with the land

- (g) The site reclamation plan shall provide for payment of any associated costs that Champaign County may incur in the event that decommissioning is actually required. Associated costs include all administrative and ancillary costs associated with drawing upon the financial assurance and performing the reclamation work and shall include but not be limited to attorney's fees; construction management and other professional service fees; and the costs of preparing request for proposals and bidding documents required to comply with state law or Champaign County purchasing policies.
- (h) The depth of removal of foundation concrete below ground shall be a minimum of 54 inches. The depth of removal of foundation concrete shall be certified in writing by an Illinois Licensed Professional Engineer and the certification shall be submitted to the Zoning Administrator.
- (i) The hole resulting from the removal of foundation concrete during decommissioning shall be backfilled as follows:
  - i. The excavation resulting from the removal of foundation concrete shall only be backfilled with subsoil and topsoil in similar depths and similar types as existed at the time of the original WIND FARM construction except that a lesser quality topsoil or a combination of a lesser quality topsoil and a subsoil that is similar to the native subsoil may be used at depths corresponding to the native subsoil but not less than 12 inches below grade.
  - ii. The native soils excavated at the time of the original WIND FARM construction may be used to backfill the concrete foundation excavations at the time of decommissioning provided that the soils are adequately stored throughout the operating lifetime of the WIND FARM. The methods for storing the excavated native soils during the operating lifetime of the WIND FARM shall be included in the site reclamation plan.

- iii.* If the excavated native soils are not stored for use for backfilling the concrete foundation excavations, a qualified soil scientist or Illinois Licensed Professional Engineer shall certify that the actual soils used to backfill the concrete foundation excavations are of equal or greater quality than the native soils or that, in the case of subsoil, the backfill soil meets the requirements of this paragraph. The certification shall be submitted to the Zoning Administrator.
- iv.* An Illinois Licensed Professional Engineer shall certify in writing that the concrete foundation excavations have been backfilled with soil to such a depth and with a minimum of compaction that is consistent with the restoration of productive agricultural use such that the depth of soil is expected to be no less than 54 inches within one year after backfilling.
- (j) A stipulation that should the site reclamation plan be deemed invalid by a court of competent jurisdiction the WIND FARM SPECIAL USE Permit shall be deemed void.
- (k) A stipulation that the Applicant's obligation to complete the site reclamation plan and to pay all associated costs shall be independent of the Applicant's obligation to provide financial assurance.
- (l) A stipulation that the liability of the Applicant's failure to complete the site reclamation plan or any breach of the site reclamation plan requirement shall not be capped by the amount of the financial assurance.
- (m) If the Applicant desires to remove equipment or property credited to the estimated salvage value without the concurrent replacement of the property with property of equal or greater salvage value or if the Applicant installs equipment or property increasing the cost of decommissioning after the WIND FARM begins to produce electricity, at any point, the Applicant shall first obtain the consent of the Zoning Administrator. If the Applicant's lien holders remove equipment or property credited to the salvage value the Applicant shall promptly notify the Zoning Administrator. In either

of these events the total financial assurance shall be adjusted to reflect any change in total salvage value and total decommissioning costs resulting from any such removal or installation.

**3c. Revise paragraph 6.1.4P.4.(a) and insert new paragraph 6.1.4P.4.(b) and renumber existing paragraphs as required as follows:**

**3d. Insert new paragraph 6.1.4P.4.(b) as follows:**

4. To comply with paragraph 6.1.1A.5., the Applicant shall provide financial assurance in the form of an irrevocable letter of credit and an escrow account as follows:
  - (a) At the time of Special Use Permit approval the amount of financial assurance to be provided for the site reclamation plan shall be 210% of the decommissioning cost as determined in the independent engineer's cost estimate to complete the decommissioning work described in Sections 6.1.1A.4.a. and 6.1.1A.4.b. and 6.1.1A.4.c.
  - (b) Net salvage value may be deducted from decommissioning costs as follows:
    - (1) One of the following standards shall be met:
      - i. The Applicant shall maintain the WIND FARM TOWERS free and clear of liens and encumbrances, including financing liens and shall provide proof of the same prior to issuance of the SPECIAL USE Permit; or
      - ii. The Applicant shall deduct from the salvage value credit the amount of any lien or encumbrance on each WIND FARM TOWER; or
      - iii. Any and all financing and/or financial security agreements entered into by the Applicant shall expressly provide that the agreements are subject to the covenant required by Section 6.1.1.A.2 that the reclamation work be done.

- (2) The Applicant shall provide proof of compliance with paragraph 6.1.4P.4.(b)(1) prior to issuance of any Zoning Use Permit and upon every renewal of the financial assurance and at any other time upon the request of the Zoning Administrator.
- (3) The Applicant shall provide in the site reclamation plan for legal transfer of the STRUCTURE to the demolisher to pay the costs of reclamation work, should the reclamation work be performed.
- (4) The net estimated salvage value that is deducted from the estimated decommissioning costs shall be the salvage value that results after all related costs for demolition and any required preparation for transportation for reuse or recycling or for simple disposal and other similar costs including but not limited to the decommissioning of the tower, the hub assembly, the bed plate, the nacelle, the turbine, the blades, the tower cabling and internal wiring, the transformers, the foundation, and access roads.
- (5) Estimated salvage value shall be based on the average salvage price of the past five years as published in a reputable source for salvage values and shall reflect sound engineering judgment as to anticipated changes in salvage prices prior to the next update of estimated net salvage value.
- (6) The deduction from the estimated decommissioning costs for net estimated salvage value shall be capped at 70% of the total net estimated salvage value even though the total actual salvage value shall be available in the event that decommissioning is actually required.
- (7) The credit for net estimated salvage value attributable to any WIND FARM TOWER may not exceed the estimated cost of removal of the above-ground portion of that WIND FARM TOWER on the subject site.

- (c) The GOVERNING BODY has the right to require multiple letters of credit based on the regulations governing federal insurance for deposits.
- 3e. **Renumber existing paragraph 6.1.4P.4.(b) to become new paragraph 6.1.4P.4.(e) and revise the first part of the existing paragraph as follows:**
  - (e) The applicant or WIND FARM owner shall gradually pay down the value of the irrevocable letter of credit by placing cash deposits in an escrow account in equal annual installments over the first 13 years of the WIND FARM operation as follows:
- 3f. **Renumber existing paragraph 6.1.4P.4.(b)(5) to become new paragraph 6.1.4P.4.(d) and revise as follows:**
  - (d) The Applicant shall adjust the amount of the financial assurance to ensure that it reflects current and accurate information as follows:
    - (1) At least once every three years for the first 12 years of the financial assurance and at least once every year thereafter the Applicant shall use an independent Illinois Licensed Professional Engineer to provide updated estimates of decommissioning costs and salvage value, by including any changes due to inflation and/or change in salvage price. The Applicant shall, upon receipt, provide a copy of the adjusted Professional Engineer's report to the Zoning Administrator.
    - (2) At all times the total combined value of the irrevocable letter of credit and the escrow account shall equal or exceed the amount of the independent engineer's cost estimate as increased by known and documented rates of inflation since the WIND FARM was approved; and an amount for any future years left in the anticipated 25 year life span of the WIND FARM at an assumed minimum rate of inflation of 3% per year.
- 3g. **Add new paragraph 6.1.4P.4.(f) as follows:**
  - (f) Should the salvage value of components be adjusted downward or the decommissioning costs adjusted upward pursuant to paragraph 6.1.4P.4.(d), the amount to be placed in the escrow account

pursuant to this paragraph 6.1.4P.4. shall be increased to reflect the adjustment, as if the adjusted estimate were the initial estimate.

**3h. Revise paragraph 6.1.4P.5.(a) to read as follows:**

- (a) In the event that any WIND FARM TOWER or component thereof ceases to be functional for more than six consecutive months after it starts producing electricity and the Owner is not diligently repairing such WIND FARM TOWER or component.

**3i. Add the following to paragraph 6.1.4P.5.:**

- (c) There is a delay in the construction of any WIND FARM TOWER of more than 6 months after construction on that WIND FARM TOWER begins.
- (d) Any WIND FARM TURBINE appears in a state of disrepair or imminent collapse and/or creates an imminent threat to the health or safety of the public or any person.
- (e) Any WIND FARM TURBINE is otherwise derelict for a period of 6 months.
- (f) The WIND FARM is in violation of the terms of the WIND FARM SPECIAL USE permit for a period exceeding ninety (90) days.
- (g) The Applicant has failed to maintain financial assurance in the form and amount required by the special use permit or compromised the COUNTY's interest in the site reclamation plan.
- (h) The COUNTY discovers any material misstatement of fact or misleading omission of fact made by the Applicant in the course of the special use permit zoning case.
- (i) The Applicant has either failed to receive a copy of the certification of design compliance required by paragraph 6.1.4D.1.(a) or failed to submit it to the County within 12 consecutive months of receiving a Zoning Use Permit regardless of the efforts of the Applicant to obtain such certification.

**3j. Add new paragraph 6.1.4P.6. as follows:**

6. The Zoning Administrator may, but is not required to, deem the WIND FARM abandoned, or the standards set forth in Section 6.1.4P.5 met, with respect to some, but not all, of the WIND FARM TURBINES in the WIND FARM. In that event, the Zoning Administrator may draw upon the financial assurance to perform the reclamation work as to those WIND FARM TURBINES only. Upon completion of that reclamation work, the salvage value and reclamation costs shall be recalculated as to the remaining WIND FARM TURBINES in the WIND FARM.

**3k. Renumber existing paragraph 6.1.4P.6. and revise as follows:**

7. The Site Reclamation Plan shall be included as a condition of approval by the BOARD and the signed and executed irrevocable letter of credit and evidence of the escrow account must be submitted to the Zoning Administrator prior to any Zoning Use Permit approval.

RESOLUTION NO. 8175

RESOLUTION AUTHORIZING THE CANCELLATION OF THE APPROPRIATE  
CERTIFICATE OF PURCHASE ON A MOBILE HOME,  
PERMANENT PARCEL NUMBER 15-025-0464

WHEREAS, The County of Champaign, as Trustee for the Taxing Districts, has undertaken a program to collect delinquent mobile home taxes, pursuant to the authority of 35 ILCS 516/35; and

WHEREAS, Pursuant to this program, the County of Champaign as Trustee for the Taxing Districts, has acquired and interest in the following described mobile home:

MH Park:  
VIN:  
YR/SQ FT: 2003/1664

Permanent Parcel Number: 15-025-0464  
Commonly known as: 464 Macon

As described in certificate(s): 99 sold on October 28, 2009; and

WHEREAS, It appears to the Finance Committee of the Whole that it would be in the best interest of the County to accept full payment of the delinquent taxes, penalties, interest, and costs from the owner of an interest in said property; and

WHEREAS, Michael Mars, has paid the total sum of \$1,376.12 and a request for surrender of the tax sale certificate has been presented to the Finance Committee of the Whole and at the same time it having been determined the County shall receive \$715.63 as a return for its Certificate of Purchase. The County Clerk shall receive \$45.00 for cancellation of Certificate and to reimburse for the charges advanced there from; and the remainder shall be the sums due the Tax Agent for his services; and

NOW, THEREFORE, BE IT RESOLVED By the County Board of Champaign County, Illinois, that the County Board Chair authorizes the cancellation of the appropriate Certificate of Purchase on the above described mobile home for the sum of \$715.63 to be paid to the Treasurer of Champaign County Illinois, which shall be disbursed according to law. This resolution to be effective for sixty (60) days from this date and any transaction between the above parties not occurring within this period shall be null and void.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 21<sup>st</sup> day of June 2012.

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C. Pius Weibel, Chair  
Champaign County Board

ATTEST: \_\_\_\_\_  
Gordy Hulten, County Clerk  
and ex-officio Clerk of the County Board



RESOLUTION NO. 8176

BUDGET AMENDMENT

June 2012

FY 2012

WHEREAS, The Committee of the Whole has approved the following amendment to the FY2012 budget;

NOW, THEREFORE, BE IT RESOLVED That the Champaign County Board approves the following amendment to the FY2012 budget; and

BE IT FURTHER RESOLVED That the County Auditor be authorized and is hereby requested to make the following amendment to the FY2012 budget.

Budget Amendment #12-00027

Fund 105 Capital Asset Replacement Fund  
Dept. 051 Juvenile Detention Center

ACCOUNT DESCRIPTION

AMOUNT

Increased Appropriations:

544.33 Furnishings, Office Equipment

Total \$18,520

Total \$18,520

Increased Revenue:

None: from Fund Balance

Total \$0

Total \$0

REASON: Money Reserved in Fund for Replacement of DVR System at Juvenile Detention Center

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 21st day of  
June A.D. 2012.

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

ATTEST:

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

RESOLUTION NO. 8177

BUDGET AMENDMENT

June 2012

FY 2012

WHEREAS, The Committee of the Whole has approved the following amendment to the FY2012 budget;

NOW, THEREFORE, BE IT RESOLVED That the Champaign County Board approves the following amendment to the FY2012 budget; and

BE IT FURTHER RESOLVED That the County Auditor be authorized and is hereby requested to make the following amendment to the FY2012 budget.

Budget Amendment #12-00028

Fund 075 Regional Planning Commission  
Dept. 628 St. Joseph Comprehensive Plan

<u>ACCOUNT DESCRIPTION</u>	<u>AMOUNT</u>
Increased Appropriations:	
511.03 Regular Full-time Employees	\$19,600
522.01 Stationery & Printing	\$250
522.02 Office Supplies	\$250
522.06 Postage, UPS, Federal Express	\$200
522.15 Gasoline & Oil	\$200
533.12 Job-Required Travel	\$300
533.07 Professional Services	\$1,000
533.84 Business Meals/Expenses	\$200
Total	\$22,000
Increased Revenue:	
341.40 Technical Service Contract	\$22,000
Total	\$22,000

REASON: To Accommodate the Receipt of a Technical Services Contract to Create a Comprehensive Plan for the Village of St. Joseph

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 21st day of June A.D. 2012.

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

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

**RESOLUTION NO. 8178**

**BUDGET AMENDMENT**

**June 2012**

**FY 2012**

WHEREAS, The Committee of the Whole has approved the following amendment to the FY2012 budget;

NOW, THEREFORE, BE IT RESOLVED That the Champaign County Board approves the following amendment to the FY2012 budget; and

BE IT FURTHER RESOLVED That the County Auditor be authorized and is hereby requested to make the following amendment to the FY2012 budget.

Budget Amendment #12-00029

Fund 080 General Corporate  
Dept. 042 Coroner

**ACCOUNT DESCRIPTION**

**AMOUNT**

Increased Appropriations:

511.40 State-Paid Salary Stipend

Total \$2,600  
\$2,600

Increased Revenue:

335.71 State Revenue-Salary Stipends

Total \$2,600  
\$2,600

REASON: Salary Stipend Paid by State to County Official

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21st day of  
June A.D. 2012.

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

ATTEST:

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

RESOLUTION NO. 8179

BUDGET AMENDMENT

June 2012

FY 2012

WHEREAS, The Committee of the Whole has approved the following amendment to the FY2012 budget;

NOW, THEREFORE, BE IT RESOLVED That the Champaign County Board approves the following amendment to the FY2012 budget; and

BE IT FURTHER RESOLVED That the County Auditor be authorized and is hereby requested to make the following amendment to the FY2012 budget.

Budget Amendment #12-00018

Fund 080 General Corporate  
Dept. 040 Sheriff

ACCOUNT DESCRIPTION

AMOUNT

Increased Appropriations:

512.40 SLEP State-Paid Salary Stipend

Total

\$3,900

\$3,900

Increased Revenue:

335.71 State Revenue-Salary Stipends

Total

\$3,900

\$3,900

REASON: Amendment Needed for FY12 – Salary Stipend From the State of Illinois

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 21st day of  
June A.D. 2012.

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

ATTEST:

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

RESOLUTION NO. 8180

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

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

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

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

PRESENTED, ADOPTED, APPROVED and RECORDED this 21st day of June, 2012.

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

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

PETITION

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

1. Petitioner is the duly elected Highway Commissioner for the Tolono Road District, Champaign County, Illinois; and
2. There is a culvert located between Sections 36 & 31, which is in poor condition and is inadequate to serve the needs of the traveling public; and
3. To ensure the adequacy of said structure for the traveling public, it is necessary that said structure be replaced; and
4. The cost of replacing the aforesaid structure is estimated to be \$20,000.00, which will be more than .02% of the value of all the taxable property in the Tolono Road District, as equalized or assessed by the Department of Revenue; and
5. The tax rate for road purposes in the Tolono Road District was in each year for the last two (2) years not less than the maximum allowable rate provided for in Section 6-501 of the Illinois Highway Code (605 ILCS 5/6-501); and
6. The Tolono Road District is prepared to pay one-half of the cost of the replacement of said structure.

Respectfully submitted,

Brad Clemons  
Commissioner of Highways of  
Tolono Road District,  
Champaign County, Illinois

RESOLUTION NO. 8181

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

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

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

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

PRESENTED, ADOPTED, APPROVED and RECORDED this 21st day of June, 2012.

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

ATTEST:

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

PETITION

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

1. Petitioner is the duly elected Highway Commissioner for the Sadorus Road District, Champaign County, Illinois; and
2. There is a culvert located between Sections 14 & 23, which is in poor condition and is inadequate to serve the needs of the traveling public; and
3. To ensure the adequacy of said structure for the traveling public, it is necessary that said structure be replaced; and
4. The cost of replacing the aforesaid structure is estimated to be \$24,000.00, which will be more than .02% of the value of all the taxable property in the Sadorus Road District, as equalized or assessed by the Department of Revenue; and
5. The tax rate for road purposes in the Sadorus Road District was in each year for the last two (2) years not less than the maximum allowable rate provided for in Section 6-501 of the Illinois Highway Code (605 ILCS 5/6-501); and
6. The Sadorus Road District is prepared to pay one-half of the cost of the replacement of said structure.

Respectfully submitted,

C. G. Browning  
Commissioner of Highways of  
Sadorus Road District,  
Champaign County, Illinois



RESOLUTION NO. 8182

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

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

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

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

PRESENTED, ADOPTED, APPROVED and RECORDED this 21st day of June, 2012.

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

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

## PETITION

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

1. Petitioner is the duly elected Highway Commissioner for the Compromise Road District, Champaign County, Illinois; and

2. There are three culverts located between Sections 10 & 11, which are in poor condition and are inadequate to serve the needs of the traveling public; and

3. To ensure the adequacy of said structures for the traveling public, it is necessary that said structures be replaced; and

4. The cost of replacing the aforesaid structures is estimated to be \$40,000.00, which will be more than .02% of the value of all the taxable property in the Compromise Road District, as equalized or assessed by the Department of Revenue; and

5. The tax rate for road purposes in the Compromise Road District was in each year for the last two (2) years not less than the maximum allowable rate provided for in Section 6-501 of the Illinois Highway Code (605 ILCS 5/6-501); and

6. The Compromise Road District is prepared to pay one-half of the cost of the replacement of said structures.

Respectfully submitted,

Marvin Johnson  
Commissioner of Highways of  
Compromise Road District,  
Champaign County, Illinois

**RESOLUTION NO. 8183**

**RESOLUTION APPOINTING BRENDA DISMON TO THE  
BAILEY MEMORIAL CEMETERY ASSOCIATION**

**WHEREAS, C. Pius Weibel has submitted to the County Board his appointment of Brenda Dismon to the Bailey Memorial Cemetery Association; and**

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

**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Brenda Dismon to the Bailey Memorial Cemetery Association for a term commencing July 1, 2012 and ending June 30, 2018; and

**BE IT FURTHER RESOLVED** That the County Clerk transmit a certified copy of this resolution to: Brenda Dismon, 1611 W. University Ave., Champaign, IL 61821.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21<sup>st</sup> day of June, A.D. 2012.

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

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

**RESOLUTION NO. 8184**

**RESOLUTION APPOINTING JOHN HADDEN TO THE  
CRAW CEMETERY ASSOCIATION**

**WHEREAS**, C. Pius Weibel has submitted to the County Board his appointment of John Hadden to the Craw Cemetery Association; and

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

**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the County Board does hereby advise and consent to the appointment of John Hadden to the Craw Cemetery Association for a term commencing July 1, 2012 and ending June 30, 2018; and

**BE IT FURTHER RESOLVED** That the County Clerk transmit a certified copy of this resolution to: John Hadden 617 CR 500 E, Sadorus IL 61872.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21<sup>st</sup> day of June, A.D. 2012.

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

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

**RESOLUTION NO. 8185**

**RESOLUTION APPOINTING KENNETH BIALESCHKI TO THE  
CRAW CEMETERY ASSOCIATION**

**WHEREAS**, C. Pius Weibel has submitted to the County Board his appointment of Kenneth Bialeschki to the Craw Cemetery Association; and

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

**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Kenneth Bialeschki to the Craw Cemetery Association for a term commencing July 1, 2012 and ending June 30, 2018; and

**BE IT FURTHER RESOLVED** That the County Clerk transmit a certified copy of this resolution to: Kenneth Bialeschki P.O. Box 78, 213 E. South St., Sadorus IL 61872.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21<sup>st</sup> day of June A.D. 2012.

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

**ATTEST:** \_\_\_\_\_  
Gordy Hulten, County Clerk  
and ex-officio Clerk of the  
Champaign County Board

**RESOLUTION NO. 8186**

**RESOLUTION APPOINTING BILL PAYNE TO THE  
CRAW CEMETERY ASSOCIATION**

**WHEREAS**, C. Pius Weibel has submitted to the County Board his appointment of Bill Payne to the Craw Cemetery Association; and

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

**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Bill Payne to the Craw Cemetery Association for a term commencing July 1, 2012 and ending June 30, 2018; and

**BE IT FURTHER RESOLVED** That the County Clerk transmit a certified copy of this resolution to: Bill Payne 300 W. Church St., Sadorus IL 61872.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21<sup>st</sup> day of June A.D. 2012.

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

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

**RESOLUTION NO. 8187**

**RESOLUTION APPOINTING JAMES REIFSTECK TO THE  
CRAW CEMETERY ASSOCIATION**

**WHEREAS**, C. Pius Weibel has submitted to the County Board his appointment of James Reifsteck to the Craw Cemetery Association; and

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

**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the County Board does hereby advise and consent to the appointment of James Reifsteck to the Craw Cemetery Association for a term commencing July 1, 2012 and ending June 30, 2018; and

**BE IT FURTHER RESOLVED** That the County Clerk transmit a certified copy of this resolution to: James Reifsteck 763 CR 500 N., Sadorus IL 61872.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21<sup>st</sup> day of June A.D. 2012.

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

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

**RESOLUTION NO. 8188**

**RESOLUTION APPOINTING CAROLYN GONZALEZ TO THE  
CRAW CEMETERY ASSOCIATION**

**WHEREAS**, C. Pius Weibel has submitted to the County Board his appointment of Carolyn Gonzalez to the Craw Cemetery Association; and

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

**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Carolyn Gonzalez to the Craw Cemetery Association for a term commencing July 1, 2012 and ending June 30, 2018; and

**BE IT FURTHER RESOLVED** That the County Clerk transmit a certified copy of this resolution to: Carolyn Gonzalez 802 CR 500 E., Tolono, IL 61872.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21<sup>st</sup> day of June A.D. 2012.

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

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



**RESOLUTION NO. 8189**

**RESOLUTION APPOINTING FRANCIS LAFENHAGEN TO THE  
LOCUST GROVE CEMETERY ASSOCIATION BOARD**

**WHEREAS**, C. Pius Weibel has submitted to the County Board his appointment of Francis Lafenhagen to the Locust Grove Cemetery Association Board; and

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

**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Francis Lafenhagen to the Locust Grove Cemetery Association Board for a term commencing July 1, 2012 and ending June 30, 2018; and

**BE IT FURTHER RESOLVED** That the County Clerk transmit a certified copy of this resolution to: Francis Lafenhagen, 728 County Road 1700 E, Philo IL 61864.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21<sup>st</sup> day of June A.D. 2012.

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

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

**RESOLUTION NO. 8190**

**RESOLUTION APPOINTING ROBERT W. GROVE TO THE  
LOCUST GROVE CEMETERY ASSOCIATION BOARD**

**WHEREAS**, C. Pius Weibel has submitted to the County Board his appointment of Robert W. Grove to the Locust Grove Cemetery Association Board; and

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

**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Robert W. Grove to the Locust Grove Cemetery Association Board for a term commencing July 1, 2012 and ending June 30, 2018; and

**BE IT FURTHER RESOLVED** That the County Clerk transmit a certified copy of this resolution to: Robert W. Grove 1470 County Road 1100 N, Urbana, IL 61802.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21<sup>st</sup> day of June A.D. 2012.

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

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

**RESOLUTION NO. 8191**

**RESOLUTION APPOINTING BETTY LOGUE TO THE  
MT. OLIVE CEMETERY ASSOCIATION**

**WHEREAS**, C. Pius Weibel has submitted to the County Board his appointment of Betty Logue to the Mt. Olive Cemetery Association; and

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

**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Betty Logue to the Mt. Olive Cemetery Association for a term commencing July 1, 2012 and ending June 30, 2018; and

**BE IT FURTHER RESOLVED** That the County Clerk transmit a certified copy of this resolution to: Betty Logue 105 W. Warren, P.O. Box 633, St. Joseph IL 61873.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21<sup>st</sup> day of June A.D. 2012.

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

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

**RESOLUTION NO. 8192**

**RESOLUTION APPOINTING PAUL ROUTH TO THE  
MT. OLIVE CEMETERY ASSOCIATION**

**WHEREAS**, C. Pius Weibel has submitted to the County Board his appointment of Paul Routh to the Mt. Olive Cemetery Association; and

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

**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Paul Routh to the Mt. Olive Cemetery Association for a term commencing July 1, 2012 and ending June 30, 2018; and

**BE IT FURTHER RESOLVED** That the County Clerk transmit a certified copy of this resolution to: Paul Routh 808 E. Grand Ave., St. Joseph IL 61873.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21<sup>st</sup> day of June A.D. 2012.

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

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

**RESOLUTION NO. 8193**

**RESOLUTION APPOINTING DAVID WATERS TO THE  
YEARSLEY CEMETERY ASSOCIATION**

**WHEREAS**, C. Pius Weibel has submitted to the County Board his appointment of David Waters to the Yearsley Cemetery Association; and

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

**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the County Board does hereby advise and consent to the appointment of David Waters to the Yearsley Cemetery Association for a term commencing July 1, 2012 and ending June 30, 2018; and

**BE IT FURTHER RESOLVED** That the County Clerk transmit a certified copy of this resolution to: David Waters 1938 County Road 1950 N, Urbana IL 61802.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21<sup>st</sup> day of June A.D. 2012.

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

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

**RESOLUTION NO. 8194**

**RESOLUTION APPOINTING KYLE WINDLER TO THE  
YEARSLEY CEMETERY ASSOCIATION**

**WHEREAS**, C. Pius Weibel has submitted to the County Board his appointment of Kyle Windler to the Yearsley Cemetery Association; and

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

**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Kyle Windler to the Yearsley Cemetery Association for a term commencing July 1, 2012 and ending June 30, 2018; and

**BE IT FURTHER RESOLVED** That the County Clerk transmit a certified copy of this resolution to: Kyle Windler 4913 N. Cottonwood Rd., Urbana IL 61802.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21<sup>st</sup> day of June A.D. 2012.

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

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

**RESOLUTION NO. 8195**

**RESOLUTION APPOINTING WILLIAM MCMAHON TO THE  
STEARNS CEMETERY ASSOCIATION**

**WHEREAS**, C. Pius Weibel has submitted to the County Board his appointment of William McMahon to the Stearns Cemetery Association; and

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

**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the County Board does hereby advise and consent to the appointment of William McMahon to the Stearns Cemetery Association for a term commencing July 1, 2012 and ending June 30, 2018; and

**BE IT FURTHER RESOLVED** That the County Clerk transmit a certified copy of this resolution to: William McMahon, 405 Ellen, Box 7, Ogden IL 61859.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21<sup>st</sup> day of June A.D. 2012.

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

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

**RESOLUTION NO. 8196**

**RESOLUTION APPOINTING DR. KRISTA JONES TO THE  
CHAMPAIGN COUNTY BOARD OF HEALTH**

**WHEREAS**, C. Pius Weibel has submitted to the County Board his appointment of Dr. Krista Jones to the Champaign County Board of Health; and

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

**NOW, THEREFORE, BE IT RESOLVED** By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Dr. Krista Jones to the Champaign County Board of Health for a term commencing July 1, 2012 and ending June 30, 2015; and

**BE IT FURTHER RESOLVED** That the County Clerk transmit a certified copy of this resolution to: Dr. Krista Jones, 104 W. Third St., P.O. Box 25, Broadlands IL 61816.

**PRESENTED, ADOPTED, APPROVED, AND RECORDED** this 21<sup>st</sup> day of June, A.D. 2012.

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

**ATTEST:** \_\_\_\_\_  
Gordy Hulten, County Clerk  
and ex-officio Clerk of the  
Champaign County Board



**RESOLUTION NO. 8197**

**RESOLUTION APPOINTING CARL PARK TO THE KERR & COMPROMISE  
DRAINAGE DISTRICT**

WHEREAS, C. Pius Weibel has submitted to the County Board his appointment of Carl Park to the Kerr & Compromise Drainage District; and

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

NOW, THEREFORE, BE IT RESOLVED By the Champaign County Board that the County Board does hereby advise and consent to the appointment of Carl Park to the Kerr & Compromise Drainage District for an unexpired term ending August 31, 2013; and

BE IT FURTHER RESOLVED That the County Clerk transmit a certified copy of this resolution to: Carl Park, 3104 County Rd. 2600 E, Penfield IL 61862.

PRESENTED, ADOPTED, APPROVED, AND RECORDED this 21<sup>st</sup> day of June A.D. 2012.

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

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

**RESOLUTION NO. 8198**

**RESOLUTION TO PLACE QUESTION REGARDING ELECTRIC AGGREGATION  
FOR RESIDENTIAL AND SMALL COMMERCIAL RETAIL CUSTOMERS ON  
NOVEMBER 6, 2012 ELECTION BALLOT**

**WHEREAS**, pursuant to 20 ILCS 3855/1-92 under the Illinois Power Agency Act, the corporate authorities of a municipality or county board may adopt an ordinance under which it may aggregate residential and small commercial retail electrical loads located within the municipality or the unincorporated areas of the county and, for that purpose, may solicit bids and enter into service agreements to facilitate for those loads the sale and purchase of electricity and related services and equipment; and

**WHEREAS**, the Champaign County Board seeks to operate the aggregation program as an opt-out program for residential and small commercial retail customers, which requires the county board to submit a referendum to its residents to determine whether or not the aggregation program shall operate as an opt-out program for residential and small commercial retail customers; and

**WHEREAS**, to comply with 20 ILCS 3855/1-92, the Champaign County Board has determined to direct the County Clerk to place the appropriate ballot question for the aggregation of electrical loads for residential and small commercial retail customers opt-out program;

**NOW, THEREFORE BE IT RESOLVED** by the Champaign County Board that, pursuant to 20 ILCS 3855/1-92, the County Clerk of Champaign County is directed to place the following ballot question on the November 6, 2012 election ballot:

**“Shall the Champaign County Board have the authority to arrange for the supply of electricity for its residential and small commercial retail customers who have not opted out of such a program?”**

**PRESENTED, ADOPTED, APPROVED and RECORDED** this 21<sup>st</sup> day of June, 2012.

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C. Pius Weibel, Chair  
Champaign County Board

ATTEST:

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