

**DEBRA D. MING MENDOZA
COUNTY CLERK OF MADISON COUNTY
EDWARDSVILLE, ILLINOIS**

**AGENDA
MADISON COUNTY BOARD
FEBRUARY 17, 2016**

To the Members of the Madison County Board:

The following is the Agenda for the County Board Meeting on Wednesday, February 17, 2016.

1. Resolution Supporting the Dynergy Wood River Power Station.

A. APPOINTMENTS:

1. Madison County Planning Commission
 - a. Mike Busch is recommended for appointment to a new two year term.
 - b. Megan Reichmann is recommended for appointment to a new two year term.
 - c. Lori Daiber is recommended for appointment to a new two year term.
 - d. Kelly Simpson is recommended for appointment to a new two year term.
 - e. Kevin Limestall is recommended for appointment to a new two year term.
 - f. Don Grimm is recommended for appointment to a new two year term.
 - g. Matt Pfund is recommended for appointment to a new two year term.
 - h. Todd Shaw is recommended for appointment to a new two year term.
 - i. Charlie Yancey is recommended for appointment to a new two year term.

B. FINANCE AND GOVERNMENT OPERATIONS COMMITTEE:

1. Summary Report of Claims and Transfers.
2. Immediate Emergency 2016 H.G. Buffet Foundation Grant.
3. Resolution Approving Construction Contracts for the Southwestern Illinois Flood Prevention Council.
4. Resolution Authorizing the Purchase of Excess Insurance for the Self Insured Workers' Compensation Program.
5. Resolution Authorizing Settlement of a Workers' Compensation Claim File #: 9-022.

C. GRANTS COMMITTEE:

1. A Resolution Authorizing Commitment to Leadership Council Southwestern Illinois.

D. HEALTH DEPARTMENT COMMITTEE:

1. Activities Report.

E. INFORMATION TECHNOLOGY DEPARTMENT AND FINANCE AND GOVERNMENT OPERATIONS COMMITTEE:

1. A Resolution Modifying the Existing Service Agreement with AT &T for Communications Services.

F. PLANNING AND DEVELOPMENT COMMITTEE:

1. Zoning Resolutions.
2. Resolution Authorizing a Text Amendment to Chapter 93 of the Madison County Zoning Ordinance.

G. PUBLIC SAFETY COMMITTEE:

1. Report Covering 14 Amusement Licenses (\$1,600.00)

H. PUBLIC SAFETY COMMITTEE AND FINANCE AND GOVERNMENT OPERATIONS COMMITTEE:

1. Resolution to Purchase One New Model Year 2016 Chevrolet Tahoe PPV Police Interceptor for the Madison County Sheriff's Office.

I. REAL ESTATE TAX CYCLE COMMITTEE:

1. Property Trustee Resolution.

J. SEWER COMMITTEE AND FINANCE AND GOVERNMENT OPERATIONS COMMITTEE:

1. Resolution for Emergency Repairs to Lift Station #9A for the Madison County Special Service Area #1.

K. TRANSPORTATION COMMITTEE:

1. Agreement for Preliminary Engineering Services Gateway Commerce Center Drive South, County of Madison.
2. Agreement for Preliminary Engineering Services Lakefront Parkway, County of Madison.
3. Agreement for Preliminary Engineering Services Staunton Road Reconstruction Project.

L. NEW BUSINESS:

1.

M. MISCELLANEOUS:

1. Monthly Report of County Clerk, Circuit Clerk, Recorder, Sheriff, Treasurer, and Coroner.
2. Public Comment.

RESOLUTION SUPPORTING THE DYNERGY WOOD RIVER POWER STATION

WHEREAS, Dynergy, Inc. has announced its plans to retire the Wood River Power Station; and

WHEREAS, the shutdown is due to a poorly designed wholesale capacity market in Central and Southern Illinois that does not allow competitive generators to recover costs and compete with neighboring regulated utilities and markets; and

WHEREAS, Northern Illinois power generating plants operate in an electric power market that, if available in Central and Southern Illinois, would likely result in the Wood River Power Station remaining in operation; and

WHEREAS, ninety workers are employed at the Wood River power plant and the plant is one of the largest property taxpayers for the local taxing districts; and

WHEREAS, the impact on the workers, their families, and the local taxing districts will be devastating; and

WHEREAS, the Madison County Board feels it is unfair that the Dynergy Wood River Power Station was forced into a flawed and unfair energy market which led to this anticipated action.

NOW THEREFORE BE IT RESOLVED, by the County Board of the County of Madison, Illinois, on this 17th day of February, 2016, that it supports the Dynergy Wood River Power Station and objects to the inclusion of Central and Southern Illinois into a market where it unfairly competes with neighboring regulated states, which will result in a loss of jobs for our residents and critical tax revenues for our taxing districts.

BE IT FURTHER RESOLVED that that suitable copies of this resolution are presented to the Federal Energy Regulatory Commission and members of the Illinois delegation of the US House of Representatives and United States Senate, requesting corrective action.

Alan J. Dunstan
County Board Chairman

ATTEST:

Debbie Ming-Mendoza
County Clerk

Appointment Recommendations for February, 2016 County Board Meeting

Madison County Planning Commission

Mike Busch is recommended for appointment to a new two year term.

Megan Reichmann is recommended for appointment to a new two year term.

Lori Daiber is recommended for appointment to a new two year term.

Kelly Simpson is recommended for appointment to a new two year term.

Kevin Limestall is recommended for appointment to a new two year term.

Don Grimm is recommended for appointment to a new two year term.

Matt Pfund is recommended for appointment to a new two year term.

Todd Shaw is recommended for appointment to a new two year term.

Charlie Yancey is recommended for appointment to a new two year term.

**SUMMARY REPORT OF
CLAIMS AND TRANSFERS
January**

Mr. Chairman and Members of the County Board:

Submitted herewith is the Claims and Transfers Report for the month of January 2016 requesting approval.

	Payroll <u>01/15/2016 & 01/29/2016</u>	Claims <u>2/17/2016</u>
GENERAL FUND	\$ 2,451,028.88	\$ 544,572.63
SPECIAL REVENUE FUND	1,223,507.01	2,398,096.09
DEBT SERVICE FUND	0.00	0.00
CAPITAL PROJECT FUND	0.00	411,078.64
ENTERPRISE FUND	64,505.80	163,701.73
INTERNAL SERVICE FUND	28,171.59	834,162.85
COMPONENT UNIT	0.00	0.00
	_____	_____
GRAND TOTAL	\$ 3,767,213.28	\$ 4,351,611.94

s/ Rick Faccin
Madison County Auditor

s/ Jack Minner	-	-	
s/ Michael Holliday Sr.			
s/ Larry Trucano		-	
s/ Jamie Goggin			
s/ Kelly Tracy	-	-	
s/ Ann Gorman			
Finance & Gov't Operations Committee	-	-	

IMMEDIATE EMERGENCY APPROPRIATION

WHEREAS, the Fiscal Year 2016 Budget for the County of Madison has been duly adopted by the County Board; and,

WHEREAS, subsequent to the adoption of said budget, the Madison County Sheriff's Department has been awarded a grant for the purpose of purchasing a new K-9 vehicle unit along with the necessary equipment; and

WHEREAS, the Howard G. Buffet Foundation has authorized funds in the amount of \$62,226 to be awarded to the Madison County Sheriff's Department with the County providing no matching funds; and

WHEREAS, the agreement provides a grant period beginning January 28, 2016 through June 30, 2016;

NOW, THEREFORE, BE IT RESOLVED by the County Board of the County of Madison that pursuant to Chapter 55, Section 5/6 - 1003, Illinois Compiled Statutes that this immediate emergency appropriation be hereby adopted whereby the Fiscal Year 2016 Budget for the County of Madison be increased by \$62,226 in the fund established as the 2016 H.G. Buffet Foundation Grant.

Respectfully submitted,

s/ Jack Minner

s/ Ann Gorman

s/ Kelly Tracy

s/ Michael Holliday, Sr.

s/ Larry Trucano

s/ Jamie Goggin

Finance & Gov't. Operations Committee

**RESOLUTION APPROVING CONSTRUCTION CONTRACTS FOR THE SOUTHWESTERN
ILLINOIS FLOOD PREVENTION COUNCIL**

WHEREAS, the Southwestern Illinois Flood Prevention District was created in accordance with the Flood Prevention District Act for the purpose of performing emergency levee repair and flood prevention; and

WHEREAS, 70 ILCS 750/50 requires the County Board approve of all construction contracts of more than \$10,000; and

WHEREAS, construction contracts are recommended for approval by the Southwestern Illinois Flood Prevention District Council Board of Commissioners.

NOW, THEREFORE BE IT RESOLVED by the County Board of the County of Madison, Illinois that the attached construction contracts, and contract modifications, be hereby approved.

Respectfully submitted,

Finance and Government Operations Committee

Attachment “A”

Summary of Change Orders for Bid Package #3

Project Location: Wood River Levee District, Madison County

Project Description: Improvements to the Wood River Levee system – Underseepage Controls and Drainage System Modifications

Change Order: \$35,779.00 Credit – Drainage Modifications

Change Order Description: This change order makes various changes to piezometer facilities.

Change Order: \$207,016.02 (net reduction of \$174,446) – Construction Obstruction Time and Materials.

Change Order Description: This change order relates to a change in the depth of 19 relief wells and the coast associated with the removal of construction obstruction materials. Because previous change orders for construction obstructions were completed at lowest costs than authorized, after deducting this change order, there will be a net reduction to Bid Package #3 of \$174,446.

Change Order: \$41,539.23 Credit – Relief Well Modifications

Change Order Description: Modification of a relief wells, related to changes in relief well types.

Summary of Change Order for Bid Package # 4

Project Description: Improvements to the East St. Louis Levee System – Pump Stations and Drainage Control

Change Order: \$13,660.00 – Pump Station Site 9 Emergency Measures

Change Order Description: Emergency measures were employed to prevent the flooding of this pump station, from interior ponding of stormwater during the December, 2015 flooding event, due to an electrical failure.

Summary of Change Order for Bid Package # 6

Project Location: Prairie du Pont and Fish Lake Levee Districts, Monroe and St. Clair Counties

Project Description: Improvements to the Prairie du Pont and Fish Lake Levee Districts – Under Seepage Controls

Change Order - \$3,770.53 – Replacement of right of way monuments.

Change Order Description: This change order moves and resets right of way markers in accordance with state law.

Summary of Change Order for Bid Package # 5

Project Location: East St. Louis Levee System, Madison and St. Clair Counties

Project Description: Improvements to the East St. Louis Levee System – Under Seepage Controls, Drainage Improvements.

Change Order: \$149,000 – This change order is related to the pipe material change for the relief well collection system from high-density polyethylene pipe to reinforced concrete pipe. The change order pays for costs related to backfill material.

Project Description: Improvements to the East St. Louis Levee System – Under Seepage Controls, Drainage Improvements.

Change Order: \$316,936.89 – This change order is associated with the major flooding event in December 2015 and January, 2016. Temporary construction and other flood fighting measures were necessary to prevent damage to facilities under construction.

RESOLUTION AUTHORIZING THE PURCHASE OF EXCESS INSURANCE FOR THE SELF-INSURED WORKERS' COMPENSATION PROGRAM

WHEREAS, Madison County has a self-insured Workers' Compensation Program; and

WHEREAS, it is in the best interest of the program to provide excess insurance coverage for catastrophic losses which may occur; and

WHEREAS, Madison County has requested quotes from various excess insurance carriers; and

WHEREAS, responses have been reviewed by the Director of Safety and Risk Management; and

WHEREAS, Safety National Casualty Corporation has proposed a two-year excess policy with a specific self-insured retention of \$650,000 for the deposit premium of \$82,049 per year.

NOW, THEREFORE, BE IT RESOLVED that Madison County accept the Safety National Casualty Corporation Excess Workers' Compensation Insurance proposal effective February 23, 2016, for a two year period.

Respectfully submitted,

s/ Jack Minner

s/ Kelly Tracy

s/ Ann Gorman

s/ Jamie Goggin

s/ Larry Trucano

Finance and Government Operations Committee

**RESOLUTION AUTHORIZING SETTLEMENT OF A WORKERS' COMPENSATION CLAIM
FILE #: 09-022**

WHEREAS, Madison County has established a set of procedures for the payment of Workers' Compensation claims; and

WHEREAS, these procedures specifically state that any payment in excess of \$20,000 shall be approved by the County Board; and

WHEREAS, this full and final settlement in the amount of \$34,813.98 represents approximately 12.5% permanent partial disability of each of the petitioner's hands, approximately 2% of both arms, and disputed amounts of medical;

WHEREAS, this settlement has been approved by the claimant, by the Director of Safety and Risk Management, by the Legal Counsel for the Workers' Compensation Program, by the Finance and Government Operations Committee and by the Illinois Workers' Compensation Commission;

NOW, THEREFORE BE IT RESOLVED, that the Madison County Board authorizes the full and final settlement of File #: 09-022 in the amount of \$34,813.98.

Respectfully submitted by:

s/ Jack Minner

s/ Kelly Tracy

s/ Ann Gorman

s/ Jamie Goggin

s/ Larry Trucano

Finance and Government Operations Committee

**A RESOLUTION AUTHORIZING COMMITMENT TO LEADERSHIP COUNCIL
SOUTHWESTERN ILLINOIS**

WHEREAS, the economic future of Southwestern Illinois and Madison County is a priority for all citizens of the region and one which requires focus and leadership; and

WHEREAS, continuing to market the assets of Southwestern Illinois through existing regional and cooperative approaches is a cost effective method for enhancing existing efforts to retain and attract new investment and jobs to Madison County; and

WHEREAS, the Leadership Council Southwestern Illinois has proposed a one year program of work which focuses on Madison County's economic development priorities; and

WHEREAS, Madison County, through the Community Development Department has funding available for activities of this nature allowing for continuing support of the efforts of the Leadership Council Southwestern Illinois;

NOW, THEREFORE, BE IT RESOLVED that the County of Madison, Illinois authorizes the commitment of \$30,000 in support of Leadership Council Southwestern Illinois' proposed economic development initiative.

BE IT FURTHER RESOLVED that the Chairman of the County Board be authorized to sign any documents related to this program and to direct the appropriate staff to participate in the ongoing activities as required.

Respectfully submitted,

s/ Bruce Malone

s/ Tom McRae

s/ Judy Kuhn

s/ Liz Dalton

Grants Committee

MADISON COUNTY HEALTH DEPARTMENT
FY 2016 Summary Dec

Environmental Health	YTD
Food Inspections Conducted	166
Food Facility Re Inspections	42
Water Well Permits Issued	0
New Water Wells Inspected	0
Sealed Water Wells Inspected	0
Closed Loop Well Permits Issued	5
Tanning Facility Inspections	0
Mosquito Pools Tested for WNV	0
Dead Birds Tested for WNV	0
Body Art Facility Inspections	8
Health Promotion	YTD
Presentations	11
Community/School Events	1
Emergency Preparedness and Response	YTD
Medical Reserve Corps Members	304
Personal Health Services	YTD
Immunization Patients Seen	258
Immunizations Administered	545
Vision Screens Performed	149
Hearing Screens Performed	164
Tuberculin Skin Tests Administered	288
Tuberculin Skin Test Read	272
New Cases Mycobacterium Tuberculosis Disease	0
Chickenpox/Varicella Cases Investigated	3
Chlamydia Cases Investigated	63
Cluster Illness Cases Investigated	2
Cryptosporidiosis Cases Investigated	1
Enteric Escherichia coli Cases Investigated	1
Gonorrhea Cases Investigated	10
Haemophilus Influenzae, Meningitis/Invasive Cases Investigated	0
Hepatitis A Cases Investigated	4
Hepatitis B Cases Investigated	9
Hepatitis C Cases Investigated	26
Human Immunodeficiency Virus (HIV) Infection	5
Influenza-ICU, Death or Novel Reported	0
Legionellosis Cases Investigated	0
Lyme Disease Cases Investigated	0
Neisseria Meningitidis, Meningitis/Invasive Cases Investigated	0
Pertussis Cases Investigated	3
Rabies, potential human exposure	5
Salmonellosis Cases Investigated	2
Shigellosis Cases Investigated	2
Syphilis Cases Investigated	1

A RESOLUTION MODIFYING THE EXISTING SERVICE AGREEMENT WITH AT&T FOR COMMUNICATIONS SERVICES

WHEREAS, Madison County presently has an agreement with AT&T for data and internet services; and

WHEREAS, an extension of the agreement is proposed that will upgrade the existing system including the bundling of voice, data, and internet; and

WHEREAS, the upgrade will be more cost effective for Madison County and will provide faster and more reliable service for county departments.

NOW, THEREFORE, BE AND IT RESOLVED by the County Board of the County of Madison, Illinois that the County Board Chairman is hereby authorized to enter into an extension agreement with AT&T Corporation that will include the upgrading of the existing system based on the terms of the Master Agreement, and pricing and tariff discounts schedules.

Respectfully submitted,

Information Technology Committee

Finance and Government Relations Committee

RESOLUTION – Z16-0004

WHEREAS, on the 28th day of January 2016, a public hearing was held to consider the petition of Cortney Warmouth and Edward Niemeier, applicants and owners of record, requesting Variances as per Article 93.023, Section B, Item 1 and Article 93.053, Section D of the Madison County Zoning Ordinance in order to create tracts of land that have 31 feet of road frontage instead of the required 40 feet and in order to create a tract of land which has 64 feet of property width at the front yard setback instead of the required 150 feet. This is located in an Agricultural District in Pin Oak Township, at 9 Stonehill Court, Edwardsville, Illinois; and,

WHEREAS, the Madison County Zoning Board of Appeals has submitted its Findings for the aforesaid petition; and,

WHEREAS, it was the recommendation in the aforesaid Report of Findings of the Madison County Zoning Board of Appeals and the Planning and Development Committee that the petition of Cortney Warmouth and Edward Niemeier be as follows: **Granted**; and,

WHEREAS, it is the opinion of the County Board of Madison County that the Findings made by the Madison County Zoning Board of Appeals should be approved and Resolution adopted.

NOW, THEREFORE BE IT RESOLVED that this resolution is **approved** and shall take effect immediately upon its adoption.

Bill Meyer, Chairman

Jack Minner

Kelly Tracy

Brenda Roosevelt

Helen Hawkins

Robert Pollard

Brad Maxwell

Planning & Development Committee

January 28, 2016

Finding Of Fact and Recommendations

Mr. Michael Campbell called the meeting to order at 8:30 A.M. in the office of the Madison County Planning and Development Department.

Present were Misters Campbell, Dauderman, Davis, Janek, Koeller, Sedlacek, and St. Peters.

Absent were Misters, none.

The Board of Appeals, established by the Chairman and the Board of Supervisors and provided for under the terms of the Madison County Zoning Ordinance, 1963 and all subsequent amendments/revisions thereto do hereby submit the Reports and Recommendations on the following:

File #Z16-0004 – Cortney Warmouth	(Pin Oak Township)
File #Z16-0002 – Darrel Luitjohan	(Helvetia Township)
File #Z16-0005 – Nicole Mintert	(Saline Township)

Z16-0004 – Petition of Cortney Warmouth and Edward Niemeier, applicants and owners of record, requesting Variances as per Article 93.023, Section B, Item 1 and Article 93.053, Section D of the Madison County Zoning Ordinance in order to create tracts of land that have 31 feet of road frontage instead of the required 40 feet and in order to create a tract of land which has 64 feet of property width at the front yard setback instead of the required 150 feet. This is located in an Agricultural District in Pin Oak Township, at **9 Stonehill Court**, Edwardsville, Illinois PPN#10-1-16-09-00-000-005 (11)

A **motion** was made by Mr. Janek and seconded by Mr. Davis that the petition of Cortney Warmouth and Edward Niemeier be as follows: “Granted.”

The Finding of Fact of the Board of Appeals: I. The notice of Public Hearing was posted on the property in accordance with the terms of the ordinance; II. The legal notice appeared in the newspaper and meets the requirements of the ordinance for publication; III. The adjoining property owners were notified by mail of the time and date of the public hearing and none were in attendance; IV. Carl Nail, Surveyor, spoke on behalf of the applicants. Mr. Nail stated that the applicants are seeking to create new tracts of land to the west of Emerald Hill Estates subdivision to be developed as single family residences. Mr. Nail stated that the new lots would utilize an access easement through Lot 9 of Emerald Hills Estates, which is located on a cul-de-sac. Mr. Nail explained that due to the frontage on the cul-de-sac, the easement will initially be 31 feet before it widens out to the required 40 feet. Mr. Nail stated that the applicants are also seeking a variance for property width on Lot 9. Mr. Nail stated that Emerald Hill Estates subdivision was platted in 1999, prior to the County’s adoption of the 150 property width rule in 2005; V. The Board of Appeals notes for the record that the proposed variance requests would be compatible with the surrounding area; VI. The Board of Appeals feels that to allow this request would not cause a detrimental effect on adjoining properties; VII. The Board of Appeals notes that the Comprehensive Plan, Madison County Zoning Ordinance, and the zoning file were taken into consideration.

Voice Vote.

Ayes to the motion: Misters Dauderman, Davis, Janek, Koeller, and St. Peters.

Nays to the motion: Misters, Sedlacek.

Absent were Misters: None.

Where upon the Chairman declared the motion duly adopted.

RESOLUTION – Z16-0002

WHEREAS, on the 28th day of January 2016, a public hearing was held to consider the petition of Darrell Luitjohan, owner of record, requesting a Variance as per Article 93.023, Section B, Item 2 of the Madison County Zoning Ordinance in order to construct an accessory building that will be 20 feet from the property line instead of the required 50 feet. This is located in an Agricultural District in Helvetia Township, at 13168 Michael Road, Highland, Illinois; and,

WHEREAS, the Madison County Zoning Board of Appeals has submitted its Findings for the aforesaid petition; and,

WHEREAS, it was the recommendation in the aforesaid Report of Findings of the Madison County Zoning Board of Appeals and the Planning and Development Committee that the petition of Darrell Luitjohan be as follows: **Granted**; and,

WHEREAS, it is the opinion of the County Board of Madison County that the Findings made by the Madison County Zoning Board of Appeals should be approved and Resolution adopted.

NOW, THEREFORE BE IT RESOLVED that this resolution is **approved** and shall take effect immediately upon its adoption.

Bill Meyer, Chairman

Jack Minner

Kelly Tracy

Brenda Roosevelt

Helen Hawkins

Robert Pollard

Brad Maxwell

Planning & Development Committee
February 16, 2016

Z16-0002 – Petition of Darrell Luitjohan, owner of record, requesting a Variance as per Article 93.023, Section B, Item 2 of the Madison County Zoning Ordinance in order to construct an accessory building that will be 20 feet from the property line instead of the required 50 feet. This is located in an Agricultural District in Helvetia Township, at **13168 Michael Road**, Highland, Illinois

PPN#01-1-24-04-00-000-001.015 (01)

A **motion** was made by Mr. St. Sedlacek and seconded by Mr. St. Peters that the petition of Darrell Luitjohan be as follows: “Granted.”

The Finding of Fact of the Board of Appeals: I. The notice of Public Hearing was posted on the property in accordance with the terms of the ordinance; II. The legal notice appeared in the newspaper and meets the requirements of the ordinance for publication; III. The adjoining property owners were notified by mail of the time and date of the public hearing and none were in attendance; IV. Darrell Luitjohan, applicant and property owner, stated that he is seeking a variance in order to allow a new accessory structure to be located 20 feet from the east property line instead of the required 50. Mr. Luitjohan stated that he is seeking to locate a new shed that will be lined up with his existing driveway; V. The Board of Appeals notes for the record that the proposed variance request would be compatible with the surrounding area; VI. The Board of Appeals feels that to allow this request would not cause a detrimental effect on adjoining properties; VII. The Board of Appeals notes that the Comprehensive Plan, Madison County Zoning Ordinance, and the zoning file were taken into consideration.

Voice Vote.

Ayes to the motion: Mistery Dauderman, Davis, Janek, Koeller, Sedlacek and St. Peters.

Nays to the motion: Mistery, None.

Absent were Mistery: None.

Where upon the Chairman declared the motion duly adopted

RESOLUTION – Z16-0005

WHEREAS, on the 28th day of January 2016, a public hearing was held to consider the petition of Nicole Mintert, applicant, and Todd Wernle, owner of record, requesting amendment to Z13-0006 for a Special Use Permit as per Article 93.023, Section D, Item 36 of the Madison County Zoning Ordinance in order to have a dog kennel on site. This is located in an Agricultural District in Saline Township, more commonly known as 3366 Hill Road, Highland, Illinois; and,

WHEREAS, the Madison County Zoning Board of Appeals has submitted its Findings for the aforesaid petition; and,

WHEREAS, it was the recommendation in the aforesaid Report of Findings of the Madison County Zoning Board of Appeals and the Planning and Development Committee that the petition of Nicole Mintert and Todd Wernle be as follows: I. That the Special Use Permit is granted for the sole usage of Nicole Mintert. Any change of ownership or operator will require a new Special Use Permit; II. There shall be no off-site parking for the kennel operation; III. The owner shall be in compliance with all Illinois Department of Agriculture licensing requirements; IV. The kennel shall operate between the hours of 8 a.m. to 5 p.m. Monday through Saturday; V. The property owner and operator shall submit a landscape plan to the Zoning Administrator to be reviewed and approved prior to issuance of a building permit for the proposed structure; VI. All lighting on the property shall be arranged in such a manner as to direct the light away from neighboring residential properties and away from the vision of passing motorist; VII. The owner and operator shall keep the property in compliance with all Madison County Ordinances; VIII. The owner and operator shall apply for an amendment to this Special Use Permit for any future alterations, modifications, or expansions of the use; IX. The owner or operator’s failure to adhere to the conditions of the Special Use Permit will cause revocation of the same, and require immediate removal of the kennel operation; and,

WHEREAS, it is the opinion of the County Board of Madison County that the Findings made by the Madison County Zoning Board of Appeals should be approved and Resolution adopted.

NOW, THEREFORE BE IT RESOLVED that this resolution is **approved** and shall take effect immediately upon its adoption.

Bill Meyer, Chairman

Jack Minner

Kelly Tracy

Brenda Roosevelt

Helen Hawkins

Robert Pollard

Brad Maxwell

Planning & Development Committee
February 16, 2016

Z16-0005 - Petition of Nicole Mintert, applicant and Todd Wernle, owner of record, requesting amendment to Z13-0006 for a Special Use Permit as per Article 93.023, Section D, Item 36 of the Madison County Zoning Ordinance in order to have a dog kennel on site. This is located in an Agricultural District in Saline Township, more commonly known as **3366 Hill Road**, Highland, Illinois
PPN#02-1-18-21-00-000-010.001 (03)

A **motion** was made by Mr. Janek and seconded by Mr. Davis that the petition of Nicole Mintert be as follows: I. That the Special Use Permit is granted for the sole usage of Nicole Mintert. Any change of ownership or operator will require a new Special Use Permit; II. There shall be no off-site parking for the kennel operation; III. The owner shall be in compliance with all Illinois Department of Agriculture licensing requirements; IV. The kennel shall operate between the hours of 8 a.m. to 5 p.m. Monday through Saturday; V. The property owner and operator shall submit a landscape plan to the Zoning Administrator to be reviewed and approved prior to issuance of a building permit for the proposed structure; VI. All lighting on the property shall be arranged in such a manner as to direct the light away from neighboring residential properties and away from the vision of passing motorist; VII. The owner and operator shall keep the property in compliance with all Madison County Ordinances; VIII. The owner and operator shall apply for an amendment to this Special Use Permit for any future alterations, modifications, or expansions of the use; IX. The owner or operator's failure to adhere to the conditions of the Special Use Permit will cause revocation of the same, and require immediate removal of the kennel operation.

The Finding of Fact of the Board of Appeals: I. The notice of Public Hearing was posted on the property in accordance with the terms of the ordinance; II. The legal notice appeared in the newspaper and meets the requirements of the ordinance for publication; III. The adjoining property owners were notified by mail of the time and date of the public hearing; IV. Nicole Mintert, applicant, stated that she is seeking an amendment to her existing special use permit for a dog grooming operation which has been in operation for two and a half years. Mrs. Mintert stated that she is seeking to expand her operation by constructing a new 2,000 square foot building on the western portion of the property to operate within. Mrs. Mintert stated that the structure will be used for grooming, daycare, and a small volume of boarding. Mrs. Mintert stated that the structure will be heavily insulated to ensure that no noise can be heard from the outside. Mrs. Mintert stated that all dogs that are outside will be under her supervision at all times in the dedicated fenced-in area for recreation. Mrs. Mintert stated that the fenced in area will be on the northeastern portion of the property furthest away from adjacent and nearby dwellings. Mrs. Mintert stated that she plays classical music at night to calm the animals. Mrs. Mintert stated that she will be installing a landscape screening along the driveway to visually screen the building from the roadway and adjacent dwellings. Mrs. Mintert stated that her hours of operation are Monday through Saturday 8 a.m. to 5 p.m.; V. Debbie Gomez & Bob Trost, nearby property owners of 3233 Fawn Creek Court, inquired about the volume of dogs the applicant intends to board. Mrs. Mintert replied approximately ten (10) dogs. Mr. Trost inquired about the insulation of the structure. Dave Mintert, father-in-law of the applicant and building contractor, stated that the walls will be 2x6. Ms. Gomez stated that she is for anyone wanting to start a business, but she has concerns of the noise that will be generated from the animals and the impact it will have on her child who has medical complications. Mr. Trost stated that they have no concerns so long as the noise does not become an issue; VI. Nancy and Larry Vassel, nearby property owners of 3232 White Tail Court, asked the applicant if she had plans to expand beyond the current request. Mrs. Mintert replied that she does not have plans to expand beyond the current request. Mr. Vassel asked the applicant if she had done any research regarding property value impacts of kennels next to neighborhoods. Mrs. Mintert replied that she has not conducted research but stated that the new structure will not be an eyesore, will be professionally landscaped and well maintained; VII. Patricia Eckstein, property owner of 5 Cardinal Lane, Highland, spoke in favor of the request; VIII. Chris Wernle, adjacent property owner of 3280, spoke in favor of the request. Mr. Wernle stated that there is an existing cattle farm to the north of the subject property which has more of an impact on the area than the proposed dog kennel operation; IX. Rozanne Mulcrone, property owner of 133311 Fawn Creek Road, spoke in opposition to the request, stating that the area is predominantly residential and

that a commercial business is not appropriate. Mrs. Mulcrone stated that the request sets a precedent for commercial operations in the area; X. Ron Vannier, nearby property owner of 3329 Fawn Creek Road, spoke in opposition to the request, stating that the area is becoming a commercial area due to living next to a daycare and landscaping business; XI. Tracy Wernle, mother of the applicant and property owner, stated that the operation will be an asset to the community and provide a service to dog owners; XII. A letter of support was received from Chad Wernle. No address was provided; XIII. A letter of support was received from Leah Nungesser. No address was provided; XIV. A letter of support was received from Randy and Gina Huelsmann, nearby property owners of 3216 White Tail Court, Highland; XV. A letter of support was received from Mark Frey. No address was provided; XVI. A letter of support was received from Karen and Maurice Korte, nearby property owners of 3330 Hill Road; XVII. A letter of support was received from Abraham and Robin Engholm, nearby property owners of 3435 Hill Road; XVIII. A letter of support was received from Ben and Amy Thole, adjacent property owner to the south at 3279 White Trail Court; XIX. A letter of support was received from Debbie Suchomski, nearby property owner of 3201 Fawn Creek; XX. The Board of Appeals notes for the record that the proposed special use permit request would be compatible with the surrounding area; XXI. The Board of Appeals feels that to allow this request would not cause a detrimental effect on adjoining properties; XXII. The Board of Appeals notes that the Comprehensive Plan, Madison County Zoning Ordinance, and the zoning file were taken into consideration.

Voice Vote.

Ayes to the motion: Mistery Dauderman, Davis, Janek, Koeller, Sedlacek and St. Peters.

Nays to the motion: Mistery, None.

Absent were Mistery: None.

Where upon the Chairman declared the motion duly adopted

RESOLUTION AUTHORIZING A TEXT AMENDMENT TO CHAPTER 93 OF THE MADISON COUNTY ZONING ORDINANCE

WHEREAS, on the 7th day of January, 2016 a public hearing was held to consider the petition of the Madison County Planning and Development Department requesting a text amendment to Chapter 93 of the Madison County Zoning Ordinance (See Attachment “A” for the full text amendment); and,

WHEREAS, The Madison County Zoning Board of Appeals has submitted its Findings for the aforesaid petition; and,

WHEREAS, it was the recommendation in the aforesaid Report of Findings of the Madison County Zoning Board of Appeals and the Planning and Development Committee that the petition of Madison County Planning and Development Department be as follows: Granted; and,

WHEREAS, it was the opinion of the County Board of Madison County that the findings made by the Madison County Zoning Board of Appeals and further amended by the Planning and Development Committee+ should be approved and resolution adopted.

THEREFORE; BE IT RESOLVED, that this resolution is approved and shall take effect immediately upon its adoption.

Bill Meyer, Chairman

Jack Minner

Kelly Tracy

Brenda Roosevelt

Helen Hawkins

Robert Pollard

Brad Maxwell

**Planning & Development Committee
February 16, 2016**

ATTACHMENT "A"

The following section details the text amendments to the Madison County Zoning Ordinance: [Note: Text with an underscore reflects additions. Text with a ~~strikethrough~~ reflects deletions.]

§93.008 Applicability of the I-55 Development Code

The I-55 Development Code, which was adopted as Appendix A of the Madison County Zoning Ordinance, shall apply to properties identified on the I-55 Corridor District Map, Article 2 "Regulatory Plan" of the I-55 Development Code. The I-55 Development Code shall supersede the provisions in the Madison County Zoning Code for all properties identified on the I-55 Corridor District Map except for those provisions specifically listed as being applicable.

§ 93.007 RULES AND DEFINITIONS

(B) DEFINITIONS

TRACT OF LAND, NON-URBAN. For the purposes of this zoning code, a ***NON-URBAN TRACT OF LAND*** is a tract of land comprised of more than five acres but less than 40 acres in an agricultural district. In this area you can have all the uses that are permitted in an agricultural district, but all fees for building permits must be paid unless the use is exempt under the agricultural exemption.

§ 93.023 "A" AGRICULTURAL DISTRICT

(D) "A" Special Uses. (See § 93.152, §93.168)

- (4) Fertilizer sales, ~~including~~ bulk storage, and mixing, of chemicals, seed and other agriculture related products.

(E) "A" Permitted accessory uses.

- (10) ~~Agricultural uses on non-urban tracts of land, on a zoning lot whose principal use is intended to be a single family dwelling, provided the use is operated with sound agricultural practices and does not create nuisance. When farm animals are maintained on the property, all buildings for housing these animals shall be subject to all requirements for accessory buildings in the district and must be located at least 100 feet from the nearest existing principal building on an adjacent lot, or 50 feet from the nearest lot line whichever is greater. Not more than one (1) livestock, including a horse, cattle, sheep, goat, pig, or similar animal is allowed per acre and not more than ten (10) fowl, including chickens, ducks, or similar animals are allowed per acre. All grazing areas must be fenced. Minimum tract size: Five acres. See 93.100.~~
- (11) Beekeeping in accordance with 93.100. Keeping of not more than five (5) colonies of domestic honeybees for private purposes only on a zoning lot whose principal use is intended to be a single family dwelling, provided that the beekeeping is done in compliance with supplemental regulations found in §93.100. Minimum tract size: Two acres.
- (12) Domestic farm animals in accordance with 93.100. Keeping of up to ten (10) chickens (hens only), and up to two (2) dwarf goats for private purposes only on a zoning lot whose principal use is intended to be a single family dwelling, provided that the keeping of these animals is done in compliance with supplemental regulations found in §93.100. Minimum tract size: Two acres.

§ 93.025 "R-1" THROUGH "R-4" SINGLE-FAMILY RESIDENTIAL DISTRICTS

(G) "R-1", "R-2", "R-3", and "R-4" Special uses.

- (20) ~~Keeping of up to five (5) chickens (hens only), and up to two (2) dwarf goats for private purposes only on a zoning lot whose principal use is intended to be a single-family dwelling, provided that the keeping of these animals is done in compliance with supplemental regulations found in §93.100.~~

§ 93.030 "B-2" GENERAL BUSINESS DISTRICT.

(C) "B-2" Permitted uses.

- (29) Video games and amusements, electronic devices, and other similar devices. Video gaming terminals as defined by the Illinois Video Gaming act (230 ILCS 40) are prohibited without a Class "A" Liquor License.

§ 93.051 ACCESSORY USES.

(A) All Agricultural, Conservation, and Residential Districts.

(e3) An accessory structure shall be:

- (a) ~~(1)~~ A minimum distance of five feet from the principal building.
- (b) ~~(2)~~ In residential districts, a minimum distance of five feet from the side lot line and seven and one-half feet from the rear lot line. In Conservation and Agricultural Districts, a minimum of fifteen feet from the side and rear lot lines.
- (c) ~~(3)~~ Not in the front yard, except on an Agricultural zoned tract of land two (2) acres or larger in size more. In this case, an accessory building can be built in front of the home, or a new home may be located behind an existing accessory building. All accessory structures in an "A" Agriculture District shall be fifty (50) feet from the front property line.
- (d) ~~(4)~~ On a corner lot an accessory building shall not be located in the required front yard setback area, or the side yard setback area adjoining the street, or in that portion of a side yard coterminous with or on a horizontal plane with the front yard requirements of adjacent lots.
- (e) Not in excess of 30% coverage of the rear yard.

§ 93.052 BUILDING SPECIFICATIONS

- (A) **Accessory building.** ~~No accessory building shall be used for residential purposes except as otherwise provided in this Zoning Code. See sections 93.034(F), 93.035(F), and 93.036(F).~~
- (1) No accessory building shall be used for residential purposes except as otherwise permitted per the Madison County Zoning and Building Codes.
- (2) A building permit may be issued for an accessory structure on a tract of ground with no primary structure if the applicant concurrently submits a building permit application for a primary structure on the same tract of ground.
- (3) On non-urban tracts of land in the Agricultural District, prior to issuance of a permit for an accessory structure intended for agriculture purposes on a tract of ground with no primary structure, the applicant shall complete an agricultural exemption form confirming that the accessory structure will only be used for agriculture purposes.
- (4) In the Agricultural and Residential Districts, the applicant shall submit an affidavit demonstrating that the structure will not be utilized for commercial or residential use unless otherwise authorized via a zoning certificate.

§ 93.054 NONCONFORMING USES & STRUCTURES.

- (A) **Definition.** A nonconforming uses are land uses, buildings, or structures within the county that does not conform (does not meet the regulations of this Zoning Code in some way). A nonconforming use, buildings, or structures may often have detrimental effect on the land use around it, such as increased traffic on residential streets, not enough parking space, the emission of noxious fumes, the creation of loud noises or a depressing effect on property values. These regulations are intended to minimize or eliminate the existing or potential problems created by nonconforming uses, buildings, or structures.
- (B) **Continuous of nonconforming use and structures.** Any nonconforming building, structure, manufactured home, or use existing at the time of the enactment of this Zoning Code may be temporarily continued even though the building, structure or use does not conform to the provisions of this Zoning Code for the district in which it is located and whenever a district shall be changed hereafter, the then existing lawful use may be continued, subject to the provisions of this Zoning Code.

- (1) Any legal nonconforming building, or structure, or land use may be temporarily continued in use provided there is no structural change other than normal permitted herein.
- (2) Any nonconforming building, structure, manufactured home, trailer, or land use shall be discontinued within five years from the adoption date of this Zoning Code. This time period may be extended by five years if the owner can show that the nonconforming use is in sound condition and is not causing a detrimental effect on surrounding properties.

§ 93.085 JUNK YARDS, AUTOMOBILE SALVAGE YARDS, OR STORAGE POOLS.

(C) All activities and operation, including the storage of automobiles or related vehicles, shall be within an area that is completely enclosed by a fence in good repair, constructed so as to be reasonably insurmountable by children.

(3) Each automobile wrecking yard shall be screened as required by Illinois Vehicle Code and all other applicable State Statues, Ill. Rev. Stat., Chapter 54 Sections 31 through 35, and all later amendments to those regulations.

§ 93.100 DOMESTIC FARM ANIMALS

The purpose of this section is to provide supplemental regulations for the keeping of honeybees, chickens (hens only), and dwarf goats in Madison County. A property is exempt from the domestic farm animal supplementary regulations if a property is exclusively tied to a farm operation or the ~~predominate~~ primary occupation of the property owner is agricultural farming.

(A) Conditions for Keeping Bees: The purpose of this section is to create appropriate regulations for the keeping of domestic honeybees. ~~The purpose of this section and~~ is not intended to create regulations for the commercial sale or distribution of bees, beeswax, honey, ~~and~~ or bee by-products.

- (1) The keeping of bees is shall be prohibited unless compliance with all of the conditions required by this section are maintained.
- (2) Beekeeper ~~must~~ shall be in compliance with the Illinois Bees and Apiaries Act (510 ILCS 20/) and ~~must~~ shall register the colony with the Illinois Department of Agriculture.
- (3) Colonies ~~are~~ shall not be located in the front yard setback area.
- (4) Colonies ~~are~~ shall be at least ~~ten~~ twenty (20) feet from side and rear property lines.
- (5) Colonies ~~are~~ shall be screened so that the bees surmount a six (6) foot flyway barrier, which may only consist of a solid wall, fence, dense vegetation, or combination of these materials, before leaving the property.
- (6) There shall be no outdoor storage of any bee paraphernalia or hive materials not being used as a part of a hive.
- (7) ~~A person~~ Beekeeper shall keep a each colony in a hive structure that is maintained in sound and usable condition.
- (8) Beekeeper shall ensure that a convenient source of water is available at all times to bees so that bees will not congregate at a neighboring water source. The water shall be maintained so as not to become stagnant.
- (9) Beekeeper shall store or dispose of bee comb or other material removed from a hive in a sealed container, building, or other bee-proof enclosure.
- (10) For each two colonies, there may be maintained one nucleus colony in a hive structure.
- (11) Beekeeper shall immediately replace the queen in a colony that exhibits aggressive characteristics, including stinging or attempting to sting without provocation, or a disposition towards swarming. A ~~person~~ beekeeper required to replace a queen under this subsection shall select the replacement from bee stock bred for gentleness and non-swarming characteristics.

(12) In the event any bees from colonies shall threaten the safety of adjoining residents or the reasonable use of adjoining premises, such shall constitute a nuisance and be cause for removal of all hives from the offending premises.

(13) Madison County Code Enforcement Officials and government health officials, or their designees, may inspect the conditions where the ~~chickens~~ bees are kept at any time during regular business hours.

(14) In "A" Agriculture Districts, the keeping of not more than five (5) colonies of domestic honeybees for private purposes only on a zoning lot whose principal use is intended to be a single-family dwelling, provided that the beekeeping is done in compliance with supplemental regulations found in §93.100. Minimum tract size: Two acres.

(B) Conditions for Keeping Chickens

(16) Keeping of up to ten (10) chickens (hens only), and up to two (2) goats for private purposes only on a zoning lot whose principal use is intended to be a single-family dwelling, provided that the keeping of these animals is done in compliance with supplemental regulations found in §93.100. Minimum tract size: Two acres.

(C) Conditions for Keeping ~~Dwarf~~ Goats: The purpose of this section is to create appropriate regulations for the keeping of ~~dwarf~~ goats as pets. For the purpose of this section, the term "~~dwarf~~ goat" refers to does and wethers (neutered males).

(1) In Residential Zone Districts, the keeping of ~~dwarf~~ goats is prohibited without a Special Use Permit and unless compliance with all of the conditions required by this section are maintained. A permit shall allow up to two (2) goats.

(2) No intact male ~~dwarf~~ goats older than six (6) weeks may be kept.

(3) There must be at least one hundred and thirty (130) square feet of permeable land area available for each ~~dwarf~~ goat, plus adequate shelter space for each ~~dwarf~~ goat.

(4) Adequate shelter must be provided to protect ~~dwarf~~ goats from the elements and to prevent wildlife or other predators from gaining entry. (see § 93.051)

(5) Adequate fencing shall be provided to prevent ~~dwarf~~ goats from escaping when not in their shelters.

(D) Agricultural uses on non-urban tracts of land, on a zoning lot whose principal use is intended to be a single-family dwelling, provided the use is operated with sound agricultural practices and does not create nuisance. When farm animals are maintained on the property, all buildings for housing these animals shall be subject to all requirements for accessory buildings in the district and must be located at least 100 feet from the nearest existing principal building on an adjacent lot, or 50 feet from the nearest lot line whichever is greater. Not more than one (1) livestock, including a horse, cattle, sheep, goat, pig, or similar animal is allowed per acre and not more than ten (10) fowl, including chickens, ducks, or similar animals are allowed per acre. All grazing areas must be fenced. Minimum tract size: Five acres.

§93.101 MANUFACTURED HOMES.

(A) Placement of a manufactured home.

1. A special use permit (SUP) shall be required for locating a new or used manufactured home in any zoning district. Identifying information including, but not limited to, the name of the property owner and occupant of the manufactured home shall be provided at the time of application in addition to the submittal requirements of §93.162.

(C) Continuance of an existing manufactured home.

2. Administrative extension.

(d) An administrative extension may be granted only if there is no change in property owner and occupant of the manufactured home. Any change of ownership or occupant requires a SUP renewal hearing.

SIGN REGULATIONS

§93.115 PURPOSE.

(E) The owner of any sign which is otherwise allowed by this sign ordinance may substitute non-commercial copy in lieu of any other commercial or non-commercial copy. This substitution of copy may be made without any additional approval or permitting. The purpose of this provision is to prevent any inadvertent favoring of commercial speech over non-commercial speech, or favoring of any particular non-commercial message over any other non-commercial message. This provision prevails over any more specific provision to the contrary.

§ 93.177 ZONING BOARD OF APPEALS.

(E) Notice and hearing.

- (1) **Notice.** A notice of the time, date, and place of the hearing shall be published in a newspaper of general circulation within the county and area in question at least 15 but not more than 30 days prior to the hearing. The notice shall contain (a) the particular location of the real estate for which the hearing is requested by legal description and street address, and if no street address then by locating such real estate with reference to any well know landmark, highway, road, thoroughfare or intersection; (b) a brief summary of explanation of the subject matter of the hearing; (c) whether the petitioner or applicant is acting for himself or herself or as an agent, alter ego, or representative of a principal and the name and address of the principal; (d) whether the petitioner or applicant is a corporation, and if so, the correct names and addresses of all officers and directors of the corporation and of all stockholders or shareholders owning any interest in excess of 20% of all of the outstanding stock or shares of the corporation; (e) whether the petitioner or applicant, or his or her principal, is a business or entity doing business under an assumed name, and if so, the name and residence of all actual owners of the business or entity; (f) whether the petitioner or applicant, or his or her principal, is a partnership, joint venture, syndicate, or an unincorporated voluntary association, and if so, the names and addresses of all partners or members of the partnership, joint venture, syndicate, or unincorporated voluntary association. The notice shall be sent by first class mail at least 15 days before the hearing is scheduled to the property owners of any land adjacent to or immediately across any street, alley, or public right-of-way from the property proposed, as recorded in the office of the county recorder of deed, and as appears from the authentic tax records of the county and to any municipality whose boundaries are within one and one half (1 ½) miles of any part of the property proposed. The applicant shall furnish to the Zoning Administrator, at the time the application is filed, a complete list containing the names and last known addresses of the owners of property required to be served, a list of all municipalities whose boundaries are within one and one half (1 ½) miles of any part of the proposed property, and shall pay the cost of the public notice and for due notice to the adjacent property owners; (g) if the request is a special use permit for a manufactured home placement, the name of the property owner and occupant of the manufactured home shall be included in the notice.

§ 93.182 REVOCATION; EXPIRATION.

- (A) The Land Use Committee may revoke a permit issued under this subchapter if:
- (1) The proposal for which a permit has been issued is not carried out pursuant to the approved final site plan or land use; or
 - (2) If any condition or requirement included in the permit is not complied with; or
 - (3) A permit issued under this subchapter shall expire if the proposal authorized by the permit is not completed within the developmental schedule included in the application.
- (B) **Revocation procedures.**
- (1) Should there be a reason to believe that a permit issued under this subchapter is subject to revocation, under this division (B), then the Zoning Administrator may initiate an investigation into the matter; or the County Board, the Committee, or other board members may direct the Administrator to conduct such an investigation.
 - (2) The finding of fact through this investigation of possible permit violation by the Administrator, must be forwarded to the Committee. The Committee may then, by majority vote of the entire Committee, direct the Board of Appeals to conduct hearing at the site of the property in question or as nearly as practicable

should the property owner object; the hearing shall have the same notice as provided in § 93.167(E) and (F). This hearing shall be conducted in the same manner as a hearing on the original permit.

- (3) The Board of Appeals shall provide the Committee with an advisory report related to the issues in division (A) herein. This report shall include the finding of fact, and shall state a recommendation as to whether or not to revoke the permit in question.
- (4) The Committee shall present the advisory report of the Board of Appeals to the County Board. No permit issued under this subchapter shall be revoked without a majority vote of the County Board.
- (5) Should the Board of Appeals recommend that the permit issued under this subchapter not be revoked, the permit shall only be revoked by a vote of three-fourths of all of the members of the County Board.

93.188 Other Applicable Ordinances

The provisions of the Madison County Code of Ordinances shall apply to zoning applications and may be administered as part of or subsequent to the zoning review process. This applies to all construction and development codes, specifically including but not limited to subdivision, stormwater, building, private sewage, mobile home, business, and health codes.

93.189 Water Supply and Fire Protection

All buildings or developments shall adhere to water supply and fire protection requirements, which may require improvements including public water supply systems, fire hydrants, sprinkler systems, or other fire protection devices, as per the building, plumbing, and fire codes adopted as part of the Madison County Code of Ordinances and any fire code adopted by an applicable Fire Protection District.

February 4, 2016

MR. CHAIRMAN AND MEMBERS OF THE MADISON COUNTY BOARD:

We, your Public Safety Committee herewith submit the following report for the period ending January 31, 2016.

One Thousand, Six Hundred Dollars (\$1,600.00) to cover 14 Amusement Licenses

All OF WHICH IS RESPECTFULLY SUBMITTED,

s/ Bruce Malone

s/ Tom McRae

s/ Bill Robertson

s/ Judy Kuhn

s/ Art Asadorian

PUBLIC SAFETY COMMITTEE

**RESOLUTION TO PURCHASE ONE (1) NEW MODEL YEAR 2016 CHEVROLET TAHOE
PPV POLICE INTERCEPTOR FOR THE MADISON COUNTY SHERIFF'S OFFICE**

Mr. Chairman and Members of the County Board:

WHEREAS, the Madison County Sheriff's Office wishes to purchase New Model Year 2016 Chevrolet Tahoe PPV Police Interceptor; and,

WHEREAS, this vehicle is available for purchase under the State of Illinois contract from Miles Chevrolet of Decatur, IL; and,

Miles Chevrolet
150 W. Pershing Road
Decatur, IL 62526.....\$39,046.00

WHEREAS, Miles Chevrolet met all specifications at a total contract price of Thirty nine thousand forty-six dollars (\$39,046.00); and,

WHEREAS, this project will be paid for with Sheriff's 2016 HG Buffet Foundation Grant; and,

NOW, THEREFORE BE IT RESOLVED by the County Board of the County of Madison Illinois, that the County Board Chairman be hereby directed and designated to execute said contract with Miles Chevrolet of Decatur, IL for the aforementioned 2016 Chevrolet Tahoe PPV Police Interceptor.

Respectfully submitted by,

Gussie Glasper

Jack Minner

s/ Bruce Malone
Bruce Malone

s/ Michael Holliday, Sr.
Michael Holliday, Sr.

s/ Art Asadorian
Art Asadorian

s/ Larry Trucano
Larry Trucano

s/ Bill Robertson
Bill Robertson

s/ Kelly Tracy
Kelly Tracy

s/ Tom McRae
Tom McRae

s/ Ann Gorman
Ann Gorman

s/ Judy Kuhn
Judy Kuhn

Bill Meyer

Steve Adler
Public Safety Committee

s/ Jamie Goggin
Jamie Goggin
Finance & Government Operations Committee

RESOLUTION

WHEREAS, the County of Madison has undertaken a program to collect delinquent taxes and to perfect titles to real property in cases where the taxes on the same have not been paid pursuant to 35 ILCS 201/21d and 235A (formerly Ch. 120, Secs. 697(d) and 716(a), Ill. Rev. Stat. 1987, and

WHEREAS, Pursuant to this program, the County of Madison has acquired an interest in the real estate described on the attached list, and it appearing to the Property Trustee Committee that it would be in the best interest of the County to dispose of its interest in said property, and

WHEREAS, the parties on the attached list, have offered the amounts shown and the breakdown of these amounts have been determined as shown.

THEREFORE, Your Property Trustee Committee recommends the adoption of the following resolution.

BE IT RESOLVED BY THE COUNTY BOARD OF MADISON COUNTY, ILLINOIS, that the Chairman of the Board of Madison County, Illinois, be authorized to execute deed of conveyance of the County's interest or authorize the cancellation of the appropriate Certificate(s) of Purchase, as the case may be, on the attached described real estate, for the amounts shown on the attached, to be disbursed according to law.

ADOPTED by roll call vote this 17th day of February, 2016.

ATTEST:

Clerk

Chairman

Submitted by:

s/ Larry Trucano

s/ Steve Brazier

s/ Mike Walters

s/ Roger Alons

s/ William Gushleff

Real Estate Tax Cycle Committee

MADISON COUNTY MONTHLY RESOLUTION LIST-JANUARY 2016

RES#	Account	Type	Acct Name	Total Collected	County Clerk	Auc	Recorder	Agent	Treasurer
02-16-001	1115001	SAL	Richard J Tscherney	650.00	0.00	6.00	44.00	350.00	250.00
02-16-002	1115043	SAL	Rex Whitehead	650.00	0.00	6.00	44.00	350.00	250.00
02-16-003	1115093	SAL	Christopher E. Wenos	8,124.00	0.00	80.00	44.00	2000.00	6000.00
02-16-004	1115110	SAL	David M. Lowe	2316.50	0.00	22.50	44.00	562.50	1687.50
02-16-005	1115120	SAL	Steven J. Gilreath	650.00	0.00	6.00	44.00	350.00	250.00
02-16-006	1115250	SAL	Earl W. Hogan	650.00	0.00	6.00	44.00	350.00	250.00
02-16-007	1115284	SAL	Ronnie L. Williams	650.00	0.00	6.00	44.00	350.00	250.00
02-16-008	1115357	SAL	Theresa A. Purchas	1357.00	0.00	13.00	44.00	350.00	950.00
02-16-009	1115365	SAL	Doug W. Smith	1357.00	0.00	13.00	44.00	350.00	950.00

02-16-010	1115115	SAL	Mary A. Delp	650.00	0.00	6.00	44.00	350.00	250.00
02-16-011	1115018	SAL	Brandon Malherek	650.00	0.00	6.00	44.00	350.00	250.00
02-16-012	1115063	SAL	Mario R. Emanuel	751.00	0.00	7.00	44.00	350.00	350.00
02-16-013	1115029	SAL	Robert E. Borders	650.00	0.00	6.00	44.00	350.00	250.00
02-16-014	1115100	SAL	Lennie L. Wisner	2064.00	0.00	20.00	44.00	500.00	1500.00
02-16-015	2011-01282	REC	Carl O. Beck III	1021.00	10.00	0.00	44.00	476.19	490.81
			Totals:	\$22190.50	\$10.00	\$203.50	\$660.00	\$7388.69	\$13928.31
							Clerk Fees:		\$10.00
							Recorder:		\$660.00
							Total to County		\$14598.31

RESOLUTION FOR EMERGENCY REPAIRS TO LIFT STATION #9A FOR THE MADISON COUNTY SPECIAL SERVICE AREA #1

WHEREAS, emergency repairs were necessary at the Madison County Special Service Area #1 Lift Station #9A; and,

WHEREAS, these emergency repairs were available from J.H. Contractors, Inc.; and,

J.H. Contractors, Inc.
532 Newhart
Granite City, IL 62040.....\$135,600.00

WHEREAS, J.H. Contractors, Inc. met all specifications at a total contract price of One hundred thirty-five thousand six hundred dollars (\$135,600.00); and,

WHEREAS, it is the recommendation of the Madison County Special Service Area# 1 to purchase said emergency repairs to Lift Station #9A from J.H. Contractors, Inc. of Granite City, IL; and,

WHEREAS, this expenditure will be paid for with monies from the FY 2016 SSA #1 Operations Funds.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Madison County, Illinois, that this purchase is hereby approved and that the County Board Chairman be authorized to enter into and execute a contract with J.H. Contractors, Inc., of Granite City, IL for the aforementioned emergency repairs to Lift Station #9A.

Respectfully submitted by,

s/ Kristen Novacich
Kristen Novacich

s/ Jack Minner
Jack Minner

s/ Art Asadorian
Art Asadorian

s/ Michael Holliday, Sr
Michael Holliday, Sr.

s/ Helen Hawkins
Helen Hawkins

s/ Larry Trucano
Larry Trucano

s/ Brenda Roosevelt
Brenda Roosevelt

s/ Kelly Tracy
Kelly Tracy

s/ William Gushleff

William Gushleff

Sewer Facilities Committee

William Meyer

s/ Ann Gorman

Ann Gorman

s/ Jamie Goggin

Jamie Goggin

Finance & Government Operations Committee

**AGREEMENT FOR PRELIMINARY ENGINEERING SERVICES GATEWAY COMMERCE
CENTER DRIVE SOUTH COUNTY OF MADISON – SECTION 16-00149-82-RP MADISON
COUNTY, ILLINOIS**

Mr. Chairman and Members of the Madison County Board

Ladies and Gentlemen:

WHEREAS, the County of Madison, acting in behalf of the City of Edwardsville, plans to submit an application for Economic Development Funds to the Illinois Department of Transportation and if approved will enter into an Agreement with the Illinois Department of Transportation and Gateway Commerce Center Development Company, Inc. (Developer) towards the funding of the proposed project known as Gateway Commerce Center Drive South located in Section 25 of Chouteau Township and Section 30 of Edwardsville Township; and

WHEREAS, the County of Madison requests that the preliminary engineering services for this improvement be contracted to a qualified engineering firm; and

WHEREAS, the engineering consulting firm of Stock & Associates Consulting Engineers, Inc. of St. Louis, MO agrees to contract necessary engineering services for said improvement; and

WHEREAS, funding for the required preliminary engineering services will be provided through funding agreements between the County of Madison, Illinois Department of Transportation and Gateway Commerce Center Development Company, Inc.

NOW, THEREFORE BE IT RESOLVED that the County Board of Madison County does hereby authorize and empower the Chairman of the Board to execute a Construction Engineering Services Agreement between Stock & Associates Consulting Engineers, Inc. and the County of Madison in behalf of the County Board.

BE IT FURTHER RESOLVED that the County Clerk of Madison County be directed to transmit three (3) certified copies of this Resolution to the State of Illinois Department of Transportation through its' District Engineer at Collinsville, Illinois.

All of which is respectfully submitted.

s/ Joe Semanisin
Joe Semanisin

s/ Mike Walters
Mike Walters

s/ Larry Trucano
Larry Trucano

s/ William Meyer
Bill Meyer

Kelly Tracy

s/ Art Asadorian
Art Asadorian

s/ Bill Robertson
Bill Robertson

Transportation Committee

STATE OF ILLINOIS)
) SS
COUNTY OF MADISON)

I, Debra Ming-Mendoza 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 true, perfect and complete copy of the resolution adopted by the County Board of Madison County, at its _____ Meeting held at _____ on _____ 20 ____.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County at my _____ office in _____ in said County, this _____ day of _____ A.D., 20_____

County Clerk

**AGREEMENT FOR PRELIMINARY ENGINEERING SERVICES LAKEFRONT PARKWAY
COUNTY OF MADISON – SECTION 16-00149-83-RP MADISON COUNTY, ILLINOIS**

Mr. Chairman and Members of the Madison County Board

Ladies and Gentlemen:

WHEREAS, the County of Madison, acting in behalf of the City of Edwardsville, plans to submit an application for Economic Development Funds to the Illinois Department of Transportation and if approved will enter into an Agreement with the Illinois Department of Transportation and Lakeview Lakes Farm, LLC (Developer) towards the funding of the proposed project known as Lakefront Parkway located in Section 14 of Chouteau Township; and

WHEREAS, the County of Madison requests that the preliminary engineering services for this improvement be contracted to a qualified engineering firm; and

WHEREAS, the engineering consulting firm of Crawford, Murphy & Tilly, Inc. of Edwardsville, Illinois agrees to contract necessary engineering services for said improvement; and

WHEREAS, funding for the required preliminary engineering services will be provided through funding agreements between the County of Madison, Illinois Department of Transportation and Lakeview Lakes Farm, LLC.

NOW, THEREFORE BE IT RESOLVED that the County Board of Madison County does hereby authorize and empower the Chairman of the Board to execute a Construction Engineering Services Agreement between Crawford, Murphy & Tilly, Inc. and the County of Madison in behalf of the County Board.

BE IT FURTHER RESOLVED that the County Clerk of Madison County be directed to transmit three (3) certified copies of this Resolution to the State of Illinois Department of Transportation through its' District Engineer at Collinsville, Illinois.

All of which is respectfully submitted.

s/ Joe Semanisin
Joe Semanisin

s/ Mike Walters
Mike Walters

s/ Larry Trucano
Larry Trucano

s/ William Meyer
Bill Meyer

Kelly Tracy

s/ Art Asadorian
Art Asadorian

s/ Bill Robertson

Bill Robertson

Transportation Committee

STATE OF ILLINOIS)
) SS
COUNTY OF MADISON)

I, Debra Ming-Mendoza 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 true, perfect and complete copy of the resolution adopted by the County Board of Madison County, at its _____ Meeting held at _____ on _____ 20 ____.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County at my _____office in _____ in said County, this _____ day of _____ A.D., 20_____

County Clerk

**AGREEMENT FOR PRELIMINARY ENGINEERING SERVICES STAUNTON ROAD
RECONSTRUCTION PROJECT SECTION 16-00182-01-RP MADISON COUNTY, ILLINOIS**

Mr. Chairman and Members of the Madison County Board

Ladies and Gentlemen:

WHEREAS, the County of Madison is desirous to reconstruct a portion of Staunton Road (CH21) from just north of Taylor Lakes Drive to just north of Oakland Drive located in the Section 33 & 34, Township 4 north, Range 7 west of Third P.M.; and

WHEREAS, the Madison County Highway Department request that the preliminary engineering services for this project be contracted to a qualified engineering firm; and

WHEREAS, the engineering firm of Thouvenot, Wade & Moerchen, Inc. of Edwardsville, Illinois agrees to contract necessary preliminary engineering services for said reconstruction project.

NOW, THEREFORE BE IT RESOLVED that the County Board of Madison County does hereby authorize and empower the Chairman of the Board to execute the Preliminary Engineering Service Agreement between Thouvenot, Wade & Moerchen, Inc. and the County of Madison in behalf of the County Board.

BE IT FURTHER RESOLVED by the County Board of Madison County that there is hereby appropriated the sum of One Hundred Seventy Nine Thousand Two Hundred and Sixty-nine (\$179,269.00) dollars from the County Highway Fund for this project.

All of which is respectfully submitted.

s/ Joe Semanisin
Joe Semanisin

s/ Mike Walters
Mike Walters

s/ Larry Trucano
Larry Trucano

s/ William Meyer
Bill Meyer

Kelly Tracy

s/ Art Asadorian
Art Asadorian

s/ Bill Robertson
Bill Robertson

Transportation Committee