

**Proceedings
of the
County Board
of
McLean County,
Illinois**

September 18, 2001



Table of Contents

	Page(s)
Meeting Minutes Begin (September 18, 2001)	1
Consent Agenda	2-24
For the Record	5
County Highway	6-12
Building and Zoning	13-16
Transfer Ordinance	17
Reappointments	18-22
Appointments	23
Congratulations and Commendations	24
Executive Committee	25-39
Resolution – Condemning the Actions of Foreign Terrorists	25
Resolution – Setting the Date for Public Hearing on PBC Non-Referendum Bonds....	26-30
Resolution – Approving Site – Office Building for Bloomington and McLean Co.....	31-35
Resolution – Change of Polling Place for Bloomington Township	36
Request – Approval to Purchase Integrated Justice Server – Information Services	37-38
Request – Approval to Purchase Chariot Software – Information Services	39
Transportation Committee	40-50
Contract – MediaCom to Use County Highways 5, 8, 12, and 18 for Construction	40-43
Request – Approval of Letting Results from September 13, 2001	44
Request – Preliminary Engineering Services Agreement for Motor Fuel Tax Funds ..	45-50
Finance Committee	51-61
Resolution – Authorizing MetCom to Offer a Salary Above the Starting Maximum .	51-52
Resolution– Change in the Allocation Formula Used by the Nursing Home	53-57
Contract – Internet-Based Procurement System – DemandStar by Onvia	58-61
Property Committee	62-70
Request – Approve Bid Received from Carpet Weavers – Facilities Management	62-65
Request – Proposal from WJE for Development of Preliminary Construction	66-70
Justice Committee	71-83
Request – Approval to Submit Grant Application – IDOT Traffic Safety Grant	71-79
Contract – Professional Services with Ms. Kristen Krsek, Attorney At Law	80-83
Land Use and Development Committee	84-98
Request – Deny the Application of Bryan and Nikki Hoggins in ZBA Case 01-34-S...	84-86
Ordinance – Amending the Text of the Zoning Ordinance	87-90
Resolution – Adopting a Preliminary Plan for the Sherwood Lake Subdivision	91-98
Report of the County Administrator	99-123
Budget Message	99-123
Other Business and Communication	123
Approval of Bills	124
Adjournment	125

September 18, 2001

The McLean County Board met on Tuesday, September 18, 2001 at 5:00 p.m. in Room 700 of the Law and Justice Center, 104 W. Front Street, Bloomington, Illinois with Chairman Michael Sweeney presiding.

Police Officer Love and Firefighter Segobiano presented the flag. The Board observed a moment of silence. After a song by Mark Segobiano, Member Segobiano gave the invocation. Ron Jones sang "America" and the National Anthem. The songs were followed by the Pledge of Allegiance.

The following Members answered to roll call:

Members Adam Kinzinger, Robert Nuckolls, Benjamin Owens, Jack Pokorney, Tari Renner, Ray Rodman, Eugene Salch, Paul Segobiano, David Selzer, Joseph Sommer, Matt Sorensen, Robert Arnold, Duffy Bass, Sue Berglund, Diane Bostic, Bill Emmett, George Gordon, Stan Hoselton, Susie Johnson, and Michael Sweeney.

Proceedings of August Meeting:

The Proceedings of the August 21, 2001 meeting had been submitted to each Member of the County Board prior to this meeting. Members Owens/Sommer moved the County Board approve the Minutes as submitted. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

For the Record:

Chairman Sweeney advised the Board the January 1, 2001 through June 30, 2001 Semi-Annual Financial Reports are on file in the McLean County Clerk's office for the following departments: Circuit Clerk, County Clerk, Coroner, Recorder, and Sheriff.

Consent Agenda:

Chairman Sweeney questioned if there were items any Member would like removed. Member Sommer requested that item B-1-2 be removed. Member Gordon requested that item B-1-3 be removed. Member Rodman requested B-2-1 be removed.

The Amended Consent Agenda read as follows:

7. CONSENT AGENDA:

A. County Highway Department - Jack Mitchell, County Engineer

RESOLUTIONS:

- 1) Request for Approval of a Resolution for Sale of Surplus Equipment 8-9

AGREEMENTS:

- 1) Request for Approval of Agreement with Lewis, Yockey & Brown, Inc. for Various Projects - Land Surveying and Platting Services 10-15

B. Building & Zoning - Phil Dick, Director

1) Zoning Cases:

1. Grant the application of Richard Moore in case 01-32-S. He is requesting to amend a special use that was approved on October 17, 2000 on the same property in order to extend until September 18, 2002 the deadline to have the construction under way. This special use is to allow a single family residence in the A-Agriculture District on land undesirable for farming purposes on property located in Downs Township immediately southeast of the intersection of Roads 2375E and 350N. 16-17

Removed 2. Deny the application of Bryan & Nikki Hoggins in case 01-34-S. They are requesting a special use to allow a single family residence in the Agriculture District on land undesirable for agricultural purposes on property located in Money Creek Township immediately west of Road 2150E approximately 1½ miles south of Road 2700N. 18-20

Removed 3. Approve an ordinance amending the text of the Zoning Ordinance as requested by Leslie R. Quiram in case 01-35-Z. He is requesting to amend the regulations governing home occupations to delete chiropractor clinics from the list of prohibited home occupations and to allow a chiropractor office as a permitted use by including chiropractor in the list of professional offices that are permitted. 21-23

2) Subdivision Cases:

Removed

1. Approve a resolution adopting a preliminary plan for the Sherwood Lake Subdivision, file number S-01-09. The Property is located in Old Town Township immediately southwest of the intersection of Roads 2000E (Tanglewood Road) and Road 950N 24-27

2. Approve a waiver of preliminary plan requirements and an ordinance adopting the final plat of the Fox Hollow Subdivision, file number S-01-10. The property is located in Dale Township immediately south of Fox Creek Road and approximately 300 feet west of the City of Bloomington City Limits. 28-29

C. Transfer Ordinances 30

D. Other Resolutions, Contracts, Leases, Agreements, Motions

E. Chairman's Appointments with the Advice and Consent of the County Board:

a) REAPPOINTMENTS:

Farmer's Cooperative Drainage District

Mr. Norman Young
Fairbury, Illinois 61739
Reappointed to a Three Year Term to
Expire on the 1st Tuesday in
September 2004

Golden Rule Drainage District

Mr. Todd Rhoda
R.R. 1
Chenoa, Illinois 61726
Reappointed to a Three Year Term to
Expire on the 1st Tuesday in
September 2004

Gridley Drainage District

Mr. Clyde Kuntz
Rural Route 1
Gridley, Illinois 61744
Reappointed for a Three Year Term to
Expire on the 1st Tuesday in
September 2004

Yates Drainage District

Mr. Terry Seegmiller
Rural Route 1
Chenoa, Illinois 61726
Reappointed to a Three Year Term to
Expire on the 1st Tuesday in 3
September 2004

Public Building Commission
Mr. John Winterroth
108 N. Belmont Road
Bloomington, Illinois 61704
Reappointed for a Five Year Term to
Expire October 1, 2006

East Central Illinois Area Agency on Aging
Ms. Ruth Ann Sikora
5 Bedford Court
Bloomington, Illinois 61701
Reappointed for a Three Year Term to
Expire on September 30, 2004

b) APPOINTMENTS:

LeRoy Fire Protection District
Mr. Kenneth L. Reeser
Rural Route 2, Box 152
LeRoy, Illinois 61752
Appointed to Fill the Remainder of a Three
Year Term. Current Appointment to
Expire on April 30, 2002

c) RESIGNATIONS

Panther Creek Drainage District
Mr. Wesley Kingdon
Rural Route
Gridley, Illinois 61744
Resignation effective August 8, 2001; Current
Three Year Term of Appointment to Expire
on First Tuesday in September, 2002

F. Approval of Resolutions of Congratulations and Commendation

- a) Resolution of Congratulations for the Normal Community High School
Girls' Championship Softball Team

31



PEGGY ANN MILTON
COUNTY CLERK
(309) 888-5190
Fax (309) 888-5932
Tax Extension (309) 888-5187
Voter's Registration (309) 888-5186
104 W. Front Room 704 Bloomington, IL 61701
E-mail: peggyann@mclean.gov Website: www.mclean.gov

DATE: August 10, 2001
TO: Honorable Michael Sweeney, Chairman, McLean County Board
FROM: Peggy Ann Milton *Peggy Ann Milton*
RE: Semi-Annual Financial Reports

Please be advised that the January 1, 2001 through June 30, 2001 Semi-Annual Financial Reports are on file in the McLean County Clerk's office for the following McLean County Departments:

- Circuit Clerk
- Clerk
- Coroner
- Recorder
- Sheriff

Please notify the County Board accordingly.

Thank you.

cc: John Zeunik ✓

RESOLUTION BY THE COUNTY BOARD OF MCLEAN COUNTY

WHEREAS, the bids were reviewed by the Transportation Committee of the McLean County Board at their meeting on September 4, 2001, for a letting held on August 30, 2001 for the sale of Surplus Equipment, and

WHEREAS, the Transportation Committee duly approved the bids on September 4, 2001

NOW THEREFORE BE IT RESOLVED by the County Board of McLean County that they award the following:

1994 Chevrolet C-1500 Pickup Truck # 102

Sold to Dick Gilmore for the amount of\$3,300.00

1995 Ford F-150XL Pickup Truck # 113

Sold to David Mylcraine for the amount of.....\$1,600.00

1995 Ford F-150XL Pickup Truck # 114

Sold to John Kline for the amount of.....\$3,200.00

1991 International 2574 Tandem Dump Truck # 215

Sold to Yates Road District for the amount of.....\$13,000.00

1990 International 4900 Single Axle Dump Truck # 224

Sold to Towanda Road District for the amount of.....\$19,000.00

Pentium Pro 200 CPU

Sold to David Mylcraine for the amount of.....\$10.00

Pentium Pro 200 CPU

Sold to David Mylcraine for the amount of.....\$10.00

Pentium II 233 MMX CPU

Sold to Chuck Woolever for the amount of.....\$30.00

Pentium II 266 MMX CPU with Monitor

Sold to Jeff Tracy for the amount of.....\$100.00

PROJECT AGREEMENT
Lewis, Yockey, & Brown Inc.
 Consulting Engineers & Land Surveyors

505 N. Main Street
 Bloomington, IL 61701
 Phone: (309) 829-2552
 Fax: (309) 827-6861

222 E. Center Street
 LeRoy, IL 61752
 Phone: (309) 962-8151
 Fax: (309) 962-7503

155 S. Elm Street
 El Paso, IL 61738
 Phone: (309) 527-2552
 Fax: (309) 527-3230

Project No. Various

Date August 28, 2001

Secured By DPB

CLIENT INFORMATION

CLIENT NAME	McLean County Highway Department	PHONE	663-9445
ADDRESS	RR 1, Box 85	FAX NUMBER	662-8038
	Bloomington, Illinois 61704		
AGENT FOR CLIENT	John E. Mitchell, County Engineer	PHONE	
ADDRESS		FAX NUMBER	

PROJECT DATA

PROJECT TITLE	McLean County Highway Department Surveying Services Contract
SCOPE OF WORK	Provide Land Surveying Services As Requested and directed by client for land section corner monument preservation and restoration, right of way and easement acquisition, general boundary and topographic surveying, preparation of survey and easement plats and/or legal descriptions. Services to be provided on a project by project basis as may be authorized from time to time by client.
ANTICIPATED COMPLETION DATE	

INVOICING INFORMATION

Fee Basis *Current Schedule Attached

Hourly Rates and Expenses in effect at time services are performed \$ _____ not to exceed limit estimate

Lump Sum \$ _____ including expenses _____ plus expenses

Other: _____

Invoices to be submitted: Monthly Upon Completion Other _____

Special Instruction/Information Invoicing to be based upon current schedule of hourly rates and expenses in effect at time work is ordered. Agreement is for balance of calendar year 2001 and all of calendar year 2002, expiring December 31, 2002.

Conditions: The Standard Provisions set forth on page 2 hereof and any written attachments of amendment to project scope are hereby incorporated into and made a part of this Agreement.

Services will be scheduled upon receipt of the signed Project Agreement. Please retain a copy of this Agreement for your records. By signing below, each of the parties confirm that they have read and understand the terms and conditions of this Agreement as set forth herein, on Page 1 and Page 2 and by signing hereby acknowledge and agree to all such terms and conditions.

AUTHORIZATION

ENGINEER	Lewis, Yockey & Brown, Inc.	CLIENT	McLean County Highway Department
BY: David P. Brown	DATE: 08/28/2001	BY: Michael Sweeney Chm. Mc.Cty Board	DATE:
(Signature)		(Signature)	

Lewis, Yockey & Brown, Inc.
Consulting Engineers & Land Surveyors

505 North Main Street
Bloomington, Illinois 61701
Phone: (309) 829-2552
Fax: (309) 827-6861

222 East Center Street
LeRoy, Illinois 61752
Phone: (309) 962-8151
Fax: (309) 962-7503

155 South Elm Street
El Paso, Illinois 61738
Phone: (309) 527-2552
Fax: (309) 527-3230

**SCHEDULE OF EMPLOYEE CLASSIFICATIONS AND
RATES FOR ENGINEERING AND LAND SURVEYING SERVICES**

Effective January 1, 2001

EMPLOYEE CLASSIFICATIONS

HOURLY RATES

Chief Engineer	\$100.00
Project Manager	\$ 95.00
Project Engineer	\$ 85.00
Senior Design Engineer	\$ 75.00
Design Engineer	\$ 65.00
Registered Land Surveyor	\$ 85.00
Senior Engineering Technician	\$ 65.00
Engineering Technician	\$ 50.00
Clerical	\$ 30.00
Geologist	\$ 75.00
Resident Engineer	\$ 65.00
Surveyor	\$ 70.00
Party Chief	\$ 60.00
Instrument Man	\$ 45.00
Rodman	\$ 30.00

EXPENSES

Photo copies, 8-1/2 x 11	0.15/each
Photo copies, 11 x 17	0.20/each
Vellum	3.00/each
Plan and Profile Mylar	10.00/sheet
Drafting Mylar & X-section Mylar	10.00/sheet
Blueline Prints	2.00/sheet
Mylar Reproduction	15.00/each
Wood Stakes/Lath	0.75/unit
Iron Pins	3.00/each
Mileage	0.40/mile
CADD	6.00/hour

Lewis, Yockey & Brown, Inc.
Consulting Engineers & Land Surveyors

505 North Main Street
Bloomington, Illinois 61701
Phone: (309) 829-2552
Fax: (309) 827-6861

222 East Center Street
LeRoy, Illinois 61752
Phone: (309) 962-8151
Fax: (309) 962-7503

155 South Elm Street
El Paso, Illinois 61738
Phone: (309) 527-2552
Fax: (309) 527-3230

August 28, 2001

McLean County Highway Department
RR 1, Box 85
Bloomington IL 61704

Attn: John Mitchell, County Engineer

Re: Agreement for Various Projects -
Land Surveying and Platting Services

Dear Mr. Mitchell:

Please find attached two copies of our standard Project Agreement form and Schedule of Hourly Rates and Expenses that are intended to represent the basis of a contract arrangement by and between Lewis, Yockey & Brown, Inc. (Consultant) and McLean County Highway Department (Department) for Consultant to provide land surveying and platting services to Department as may be requested for various projects under the Department's jurisdiction.

Services that may be provided are limited to land surveying services and applications of surveying that Department may require from time to time to facilitate the design or construction of highway improvements in McLean County.

Examples of services currently being provided to McLean County Highway Department on a "demand" basis are listed as follows:

1. Land surveying for highway right of way and easement acquisition associated with highway maintenance and new construction.
2. Right of way records research associated with highway projects.
3. Topographical surveying locating existing physical improvements and elevations as basis for road improvement design.
4. Land section corner preservation and monumentation where road maintenance (resurfacing) or new construction would destroy existing survey monuments.

RECEIVED

AUG 28 2001

10

MCLEAN CO. HIGHWAY DE

10

August 28, 2001
Page 2

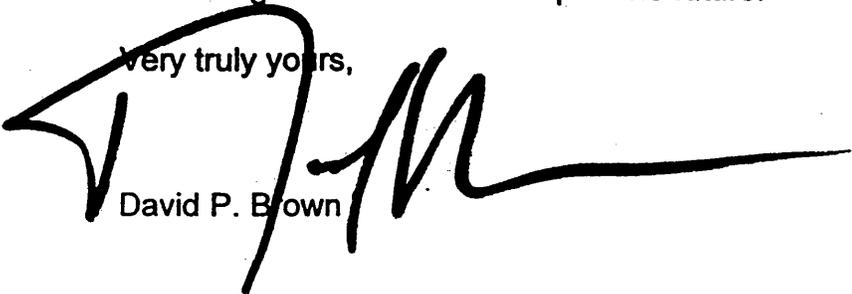
Lewis, Yockey & Brown, Inc. has similar contract arrangements for services with the Town of Normal, City of Bloomington and Illinois State University (Grounds Maintenance and Facilities Planning). Although each client has specified the detail of contract requirements, each contract contains the basic framework of this submittal.

Please sign both copies of the Project Agreement and return the yellow one to our Bloomington office.

Please advise if I may be of further assistance in this regard. I look forward to continuing our work relationship in the future.

Very truly yours,

David P. Brown



DB:ap

Enclosures

Lewis, Yockey & Brown, Inc.
Consulting Engineers & Land Surveyors

505 North Main Street
Bloomington, Illinois 61701
Phone: (309) 829-2552
Fax: (309) 827-6861

222 East Center Street
LeRoy, Illinois 61752
Phone: (309) 962-8151
Fax: (309) 962-7503

155 South Elm Street
El Paso, Illinois 61738
Phone: (309) 527-2552
Fax: (309) 527-3230

August 28, 2001

McLean County Highway Department
RR 1, Box 85
Bloomington IL 61704

Attn: John Mitchell, County Engineer

Re: Agreement for Services
Terms Clarification

Dear Mr. Mitchell:

Please be advised that the express intent of the Project Agreement I presented to you for consideration, dated August 28, 2001, is for invoicing based on a time and materials basis per the rate schedule accompanying the Project Agreement. Any reference on the pages of the agreement to the term "Multiplier" should be disregarded.

Typically we review our hourly rate schedule on an annual basis. You may consider our hourly rate schedule valid for the agreement period beginning September 1, 2001 and ending December 31, 2002.

Please consider this letter of clarification as part of our proposed agreement for services and advise if I may be of further assistance in this regard.

Very truly yours,

David P. Brown

DB:ap

**FINDINGS OF FACT AND RECOMMENDATION
OF THE McLEAN COUNTY ZONING BOARD OF APPEALS**

This is the findings of fact and the recommendation of the McLean County Zoning Board of Appeals to the McLean County Board concerning an application of Richard Moore in case 01-32-S. He is requesting to amend a special use that was approved on October 17, 2000 on the same property in order to extend until September 18, 2002 the deadline to have the construction under way. This special use is to allow a single family residence in the A-Agriculture District on land undesirable for farming purposes on a 15 acre property which located in Downs Township immediately southeast of the intersection of Roads 2375E and 350N.

After due notice, as required by law, the Board of Appeals held a public hearing in this case on September 4, 2001 in Room 700 of the Law and Justice Center, 104 West Front Street, Bloomington, Illinois, and hereby report their findings of fact and their recommendation as follows:

PHYSICAL LAYOUT - The 15 acre property is the former site of a farm dwelling, has mature trees dispersed across it and is used for pasture. The property has 672 feet of frontage on the east side of Road 2375E which is a gravel road 15 feet in width.

SURROUNDING ZONING AND LAND USES - The land on all sides is zoned A-Agriculture. The land to the north, east and south is used for crop production. The land to the west across Road 2375E is used for a residence and crop production.

LAND EVALUATION AND SITE ASSESSMENT (LESA) - A LESA analysis was completed for the site. The soils score was 99.13 out of 125 points. The site assessment score was 126 out of 175 points. The total LESA score was 225.13 points out of 300. A score of 225 points and above means the property is of very high value for agricultural land protection.

ANALYSIS OF SEVEN STANDARDS - After considering all the evidence and testimony presented at the hearing, this Board makes the following analysis of the seven standards contained in Section 40.83-6 of the McLean County Zoning Ordinance regarding the recommendation by the Zoning Board of Appeals as to whether the County Board should grant or deny the proposed special use.

1. The proposed special use will not be detrimental to or endanger the health, safety, morals, comfort, or welfare of the public. Although the site has a high LESA report, a farm dwelling was formerly on the site and the property does not include acreage that has been used for crop production.
2. The proposed special use will not be injurious to the use and enjoyment of other property in the immediate vicinity for purposes already permitted, or substantially diminish property values in the immediate area. The property is used for pasture and has mature trees dispersed through it. A farm dwelling was formerly on the property.
3. The proposed special use will not impede the orderly development of the surrounding property for uses permitted in the district. The use of the property has not been incorporated into the agricultural operation of the adjacent farm land.

4. Adequate utilities, access roads, drainage and/or other necessary facilities have been or will be provided. The proposed dwelling will be served by a private well and a septic system approved by the McLean County Health Department.
5. Adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets. It appears that safe sight distance can be provided using the existing entrance. The applicant has obtained approval to use the existing entrance for the proposed residence from the Downs Township Road Commissioner.
6. The establishment, maintenance and operation of the special use will be in conformance with the preamble to the regulations of the A-Agriculture District. The intent of this section of the ordinance is to provide for residential uses on isolated agricultural tracts similar to this one.
7. The proposed special use, in all other respects, conforms to the applicable regulations of the A-Agriculture District.

After considering all the evidence and testimony presented, this Board finds that the application meets all the standards as found in the McLean County Zoning Ordinance and also that the application meets one of the individual criteria for establishment of a residential use in the A-Agriculture District. The land is found to be undesirable for farming purposes.

Therefore, this Board recommends that a special use be granted on the property described above to allow the construction of one single family dwelling along with future customary accessory buildings and structures as may be approved by the Director of Building and Zoning and that development follows the plans and specifications as presented with such minor changes as the Director of Building and Zoning may determine to be in general compliance with such plans and specifications and with zoning regulations.

ROLL CALL VOTE UNANIMOUS - The roll call vote was seven members for the motion to recommend granting, none opposed and no members were absent.

Respectfully submitted this 4th day of September 2001, McLean County Zoning Board of Appeals.

(Sally Rudolph)

Chair

Sally Rudolph, Chair
Richard Dean
James Finnigan
Joe Elble
David Kinsella
Jerry Hoffman
Michael Kuritz

**ORDINANCE OF APPROVAL
FINAL PLAT
FOX HOLLOW SUBDIVISION, FILE S-01-10**

WHEREAS, Paul Kieser as owner of the property has requested a waiver from preliminary plan requirements and has filed an application for approval of a final plat for the Fox Hollow Subdivision, file number S-01-10, and has executed all agreements and documents required by the Land Subdivision Regulations of McLean County; and

WHEREAS, Paul Kieser has subdivided this property into two lots in order to set an existing dwelling aside on a 3.9 acre lot and to provide another lot 1.2 acres in area; and

WHEREAS, staff recommends that a preliminary plan is unnecessary for the proposed subdivision; and

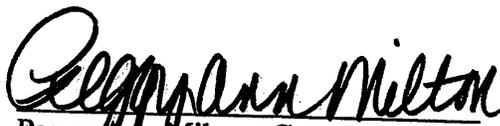
WHEREAS, the Land Use and Development Committee of the McLean County Board has reviewed said waiver and final plat and finds that they meet the said subdivision regulations; and

WHEREAS, the Land Use and Development Committee is recommending that the County Board of McLean County, Illinois approve said waiver and final plat for the said subdivision; now, therefore,

BE IT ORDAINED that the said waiver and final plat for the aforesaid Fox Hollow Subdivision be and hereby are approved.

Adopted by the County Board of McLean County, Illinois this 18th day of September 2001.

ATTEST:


Peggy Ann Milton, County Clerk
McLean County, Illinois

APPROVED:


Michael F. Sweeney, Chairman
McLean County Board

McLean County Department of Building and Zoning

SUBDIVISION STAFF REPORT
LAND USE AND DEVELOPMENT COMMITTEE

CASE NUMBER S-01-10

1. REFERENCE

- a. Meeting date: September 6, 2001
- b. Subdivider's name and address: Paul Kieser, 3408 Fox Creek Road,
Bloomington, IL 61704

2. LOCATION AND, LAND USE AND REQUEST:

- a. Property location: Immediately south of Fox Creek Road and approximately 300 feet west of the City of Bloomington City Limits
- b. Township: Dale Township
- c. Parcel Numbers: 20-13-300-014 & 20-13-300-025
- d. Existing zoning: A-Agriculture District
- e. Applicant request: A waiver of preliminary plan requirements and a two lot subdivision called Fox Hollow Subdivision
- f. Existing land use: Lot 1 is vacant & Lot 2 has a single family residence

3. DIMENSIONS:

- a. Size of Parcels: After road dedication, Lot 1 is 1.2 acres and Lot 2 is 3.9 acres
- b. Road Dedication: 30 feet from the street centerline is being dedicated

The applicant is requesting a waiver of the Preliminary Plan requirement and the staff is recommending that the request be approved. A single family residence is located on Lot 2 and the applicant wants to move a dwelling onto Lot 1 from nearby property that the City of Bloomington recently purchased for road right-of-way. The property is within 1½ miles of the City of Bloomington and has been reviewed by them.

The proposed subdivision meets the minimum requirements of the Subdivision Ordinance and staff recommends approval. The County Health Department and the County Highway Department have signed off on the proposed waiver and subdivision.

Respectfully submitted,



Philip Dick, AICP, Director

X:\LU\StaffRepS-01-10

APPROPRIATION TRANSFER ORDINANCE
 AMENDING THE MCLEAN COUNTY FISCAL YEAR 2001
 COMBINED ANNUAL APPROPRIATION AND BUDGET ORDINANCE

WHEREAS, THE FOLLOWING TRANSFERS OF APPROPRIATED MONIES HAVE BEEN REVIEWED AND APPROVED BY THE APPROPRIATE COMMITTEE, AND

WHEREAS, SUCH TRANSFERS DO NOT AFFECT THE TOTAL AMOUNT APPROPRIATED IN ANY FUND, AND

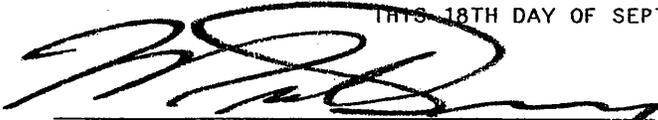
WHEREAS, IT IS DEEMED DESIRABLE THAT THE FOLLOWING TRANSFERS ARE HEREBY AUTHORIZED AND APPROVED, NOW, THEREFORE,

BE IT ORDAINED BY THE County Board of McLean County, Illinois THAT THE FOLLOWING TRANSFERS BE MADE AND THAT THE COUNTY CLERK PROVIDE THE COUNTY AUDITOR AND TREASURER WITH CERTIFIED COPIES OF THIS ORDINANCE.

DEBIT: FROM	ACCOUNT TITLE	AMOUNT	CREDIT: TO	ACCOUNT TITLE	AMOUNT
<hr style="border-top: 1px dashed black;"/>					
Executive Committee					
	FUND 0001 DEPARTMENT 0001 COUNTY BOARD				
	PGM 0001 LEGISLATION & POLICY				
0760 0001 CONTINGENT		2,458.00			
<hr style="border-top: 1px dashed black;"/>					
		2,458.00			
		=====			=====
Land Use Committee					
	FUND 0001 DEPARTMENT 0038 BUILDING & ZONING				
	PGM 0040 ZONING & SUBDIVISIONS				
				0742 0001 VEHICLE MAINT. REPAIR	2,458.00-
<hr style="border-top: 1px dashed black;"/>					
					2,458.00-
		=====			=====

ADOPTED BY THE County Board of McLean County, Illinois

THIS 18TH DAY OF SEPTEMBER, 2001



 CHAIRMAN, MCLEAN COUNTY BOARD

ATTEST 

 COUNTY CLERK, MCLEAN COUNTY

STATE OF ILLINOIS
COUNTY OF McLEAN

A RESOLUTION FOR REAPPOINTMENT OF NORMAN YOUNG
AS A COMMISSIONER OF THE
FARMERS COOPERATIVE DRAINAGE DISTRICT

WHEREAS, due to the expiration of term on September 4, 2001, of Norman Young as a Commissioner of the Farmers Cooperative Drainage District, it is advisable to consider a reappointment to this position; and,

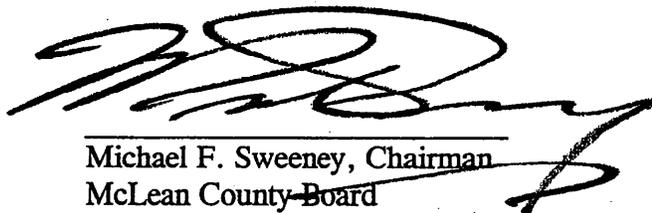
WHEREAS, the Chairman of the County Board, in accordance with the provisions of 70 Illinois Compiled Statutes, 605/3-9, 4-1, has the responsibility to fill the expiration of a three-year term by appointment or reappointment, with the advice and consent of the County Board, now, therefore,

BE IT RESOLVED that the McLean County Board now in regular session deems it necessary to give its advice and consent to the reappointment of Norman Young as a Commissioner of the Farmers Cooperative Drainage District for a term of three years to expire on the first Tuesday in September, 2004, or until a successor shall have been qualified and appointed.

BE IT FURTHER RESOLVED that the County Clerk forward a certified copy of this resolution of reappointment to Norman Young and James Herr, Attorney for the District.

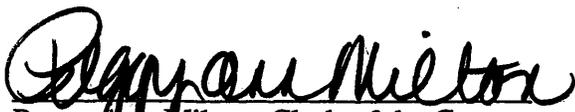
ADOPTED by the County Board of McLean County, Illinois, this 18th day of September, 2001.

APPROVED:



Michael F. Sweeney, Chairman
McLean County Board

ATTEST:



Peggy Ann Milton, Clerk of the County
Board of the County of McLean, Illinois
E:\ANNAPT\DD_YOUNG.RES

STATE OF ILLINOIS
COUNTY OF McLEAN

A RESOLUTION FOR APPOINTMENT OF TODD RHODA
AS A COMMISSIONER OF THE
GOLDEN RULE DRAINAGE DISTRICT

WHEREAS, due to the expiration of term on September 4, 2001, of Todd Rhoda as a Commissioner of the Golden Rule Drainage District, it is advisable to consider a reappointment to this position; and,

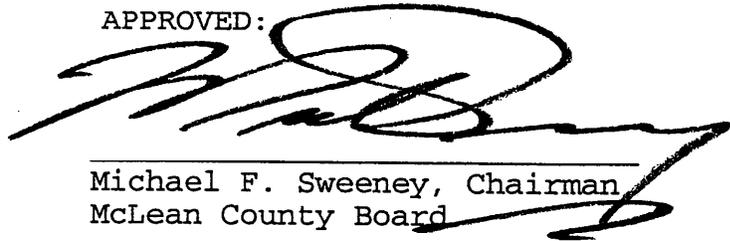
WHEREAS, the Chairman of the County Board, in accordance with the provisions of 70 Illinois Compiled Statutes, 605/3-9, 4-1, has the responsibility to fill the expiration of a three-year term by appointment or reappointment, with the advice and consent of the County Board, now, therefore,

BE IT RESOLVED that the McLean County Board now in regular session deems it necessary to give its advice and consent to the appointment of Todd Rhoda as a Commissioner of the Golden Rule Drainage District for a term of three years to expire on the first Tuesday in September, 2004, or until a successor shall have been qualified and appointed.

BE IT FURTHER RESOLVED that the County Clerk forward a certified copy of this resolution of reappointment to Todd Rhoda and John A. Freehill, Attorney for the District.

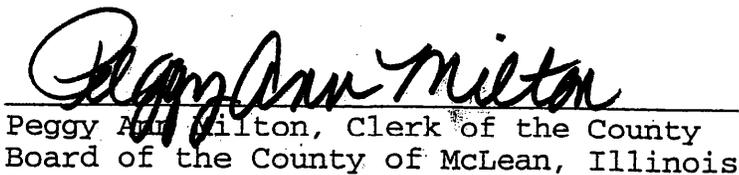
Adopted by the County Board of McLean County, Illinois, this 18th day of September, 2001.

APPROVED:



Michael F. Sweeney, Chairman
McLean County Board

ATTEST:



Peggy Ann Milton, Clerk of the County
Board of the County of McLean, Illinois

STATE OF ILLINOIS
COUNTY OF McLEAN

A RESOLUTION FOR REAPPOINTMENT OF CLYDE KUNTZ
AS A COMMISSIONER OF THE
GRIDLEY DRAINAGE DISTRICT

WHEREAS, due to the expiration of term on September 4, 2001, of Clyde Kuntz as a Commissioner of the Gridley Drainage District, it is advisable to consider a reappointment to this position; and,

WHEREAS, the Chairman of the County Board, in accordance with the provisions of 70 Illinois Compiled Statutes, 605/3-9, 4-1, has the responsibility to fill the expiration of a three-year term by appointment or reappointment, with the advice and consent of the County Board, now, therefore,

BE IT RESOLVED that the McLean County Board now in regular session deems it necessary to give its advice and consent to the reappointment of Clyde Kuntz as a Commissioner of the Gridley Drainage District for a term of three years to expire on the first Tuesday in September, 2004, or until a successor shall have been qualified and appointed.

BE IT FURTHER RESOLVED that the County Clerk forward a certified copy of this Resolution of Reappointment to Clyde Kuntz and Richard Dalton, Attorney for the District.

ADOPTED by the County Board of McLean County, Illinois, this 18th day of September, 2001.

APPROVED:



Michael F. Sweeney, Chairman
McLean County Board

ATTEST:



Peggy Ann Milton, Clerk of the County
Board of the County of McLean, Illinois
E:\ANNVAPT\DD_KUNTZ.RES

STATE OF ILLINOIS
COUNTY OF McLEAN

A RESOLUTION FOR REAPPOINTMENT OF TERRY SEEGMILLER
AS A COMMISSIONER OF THE
YATES DRAINAGE DISTRICT

WHEREAS, due to the expiration of term on September 4, 2001, of Terry Seegmiller as a Commissioner of the Yates Drainage District, it is advisable to consider a reappointment to this position; and,

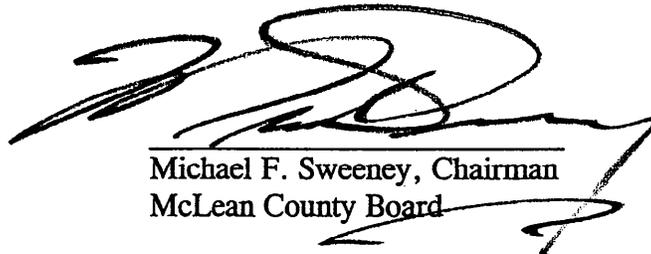
WHEREAS, the Chairman of the County Board, in accordance with the provisions of 70 Illinois Compiled Statutes, 605/3-9, 4-1, has the responsibility to fill the expiration of a three-year term by appointment or reappointment, with the advice and consent of the County Board, now, therefore,

BE IT RESOLVED that the McLean County Board now in regular session deems it necessary to give its advice and consent to the reappointment of Terry Seegmiller as a Commissioner of the Yates Drainage District for a term of three years to expire on the first Tuesday in September, 2004, or until a successor shall have been qualified and appointed.

BE IT FURTHER RESOLVED that the County Clerk forward a certified copy of this Resolution of Reappointment to Terry Seegmiller and Al Freehill, Attorney for the District.

ADOPTED by the County Board of McLean County, Illinois, this 18th day of September, 2001.

APPROVED:



Michael F. Sweeney, Chairman
McLean County Board

ATTEST:



Peggy Ann Milton, Clerk of the County
Board of the County of McLean, Illinois
E:\ANNMPTDD_SEEGM.RES

STATE OF ILLINOIS
COUNTY OF McLEAN

A RESOLUTION FOR REAPPOINTMENT OF JOHN WINTERROTH
A COMMISSIONER OF THE PUBLIC BUILDING COMMISSION

WHEREAS, due to the expiration of term October 1, 2001 of John Winterroth as a Commissioner of the Public Building Commission, it is advisable to consider reappointment of this person; and,

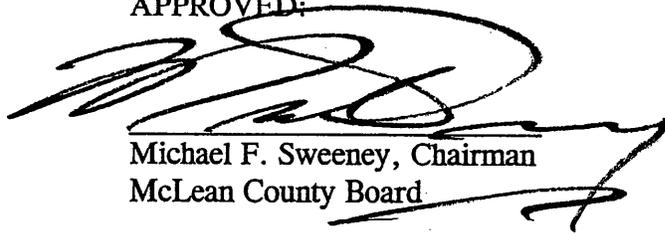
WHEREAS, the Chairman of the County Board, in accordance with the provisions of 50 Illinois Compiled Statutes, 20/5, has the responsibility to fill the expiration of a five-year term by appointment or reappointment, with the advice and consent of the County Board; now, therefore,

BE IT RESOLVED that the McLean County Board now in regular session deems it necessary to give its advice and consent to the reappointment of John Winterroth for a five-year term of office to expire on October 1, 2006, as a Commissioner of the Public Building Commission or until a successor shall have been qualified and appointed.

BE IT FURTHER RESOLVED that the County Clerk forward a certified copy of this resolution of reappointment to John Winterroth, and D. C. Wochner, Attorney for the Public Building Commission.

ADOPTED by the County Board of McLean County, Illinois, this 18th day of September, 2001.

APPROVED:



Michael F. Sweeney, Chairman
McLean County Board

ATTEST:



Peggy Ann Milton, Clerk of the County
Board of the County of McLean, Illinois

e:\am\apt\pbc_wint.res

STATE OF ILLINOIS)
) SS
COUNTY OF McLEAN)

A RESOLUTION FOR APPOINTMENT OF KENNETH REESER
AS A TRUSTEE OF THE
LEROY FIRE PROTECTION DISTRICT

WHEREAS, due to the vacation of office of Wendell Crumbaugh as a Trustee of the LeRoy Fire Protection District, it is advisable to consider an appointment to this position; and,

WHEREAS, the Chairman of the County Board, in accordance with the provisions of 70 Illinois Compiled Statutes 705/4, has the responsibility to fill the expiration of a three-year term by appointment or reappointment, with the advice and consent of the County Board; now, therefore,

BE IT RESOLVED that the McLean County Board now in regular session deems it necessary to give its advice and consent to the appointment of Kenneth Reeser as a Trustee of the LeRoy Fire Protection District for the remainder of a term of three years to expire on April 30, 2005 or until a successor shall have been qualified and appointed.

BE IT FURTHER RESOLVED that the County Clerk forward a certified copy of this resolution of appointment to Kenneth Reeser and Hunt Henderson, the Attorney for the District.

ADOPTED by the County Board of McLean County, Illinois, this 18th day of September, 2001.

APPROVED:



Michael F. Sweeney, Chairman
McLean County Board

ATTEST:



Peggy Ann Milton, Clerk of the County
Board of the County of McLean, Illinois

Members Rodman/Nuckolls moved the County Board approve the Consent Agenda as amended. Clerk Milton shows the roll call vote as follows: Kinzinger-yes, Nuckolls-yes, Owens-yes, Pokorney-yes, Renner-yes, Rodman-yes, Salch-yes, Selzer-yes, Sommer-yes, Sorensen-yes, Arnold-yes, Bass-yes, Berglund-yes, Bostic-yes, Emmett-yes, Gordon-yes, Hoselton-yes, and Johnson-yes. Motion carried unanimously.

Member Bass presented the following:

RESOLUTION OF CONGRATULATIONS

WHEREAS, the McLean County Board wishes to recognize the outstanding performance by the student athletes and the coaches of the Normal Community High School girl's softball team during the 2001 softball season; and,

WHEREAS, during the 2001 softball season, the Normal Community High School girl's softball team compiled a record of 40 wins and 3 losses; and,

WHEREAS, the Normal Community High School girl's softball team set two state records with 32 total shutouts and 14 consecutive shutouts, were co-champion Big 12 conference leaders, and won both regional and sectional titles prior to winning the Illinois State Girls' High School Softball Tournament; and,

WHEREAS, it is appropriate and fitting for the McLean County Board to recognize and congratulate Head Softball Coach Bobbie Monroe, Assistant Coaches Tom Finch and Bob Grimes, and Team Members Jean Kohoutek, Katie Bradley, Shannon Kennedy, Calli Grimes, Mindy McIntyre, Shanna Diller, Megan Patti, Mary Godley, Meghan Hassel, Kris Lutes, Abby Lovejoy, Trina Dierkes, Ali Arnold, Lauren Mutari, Jennifer Bethmann, Jennifer Riddle, and Manager Kim Wolschlag; now, therefore,

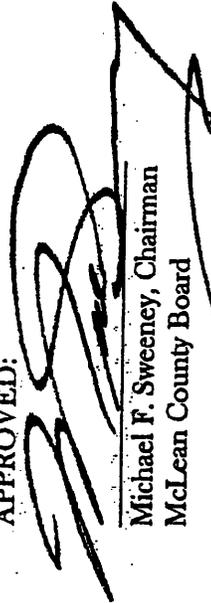
BE IT RESOLVED by the members of the McLean County Board that the student athletes and coaching staff of Normal Community High School girl's softball team are to be congratulated on winning the Illinois State Class AA High School Softball Tournament on June 9, 2001 and on an outstanding season.

APPROVED by the McLean County Board this 18th day of September, 2001.

ATTEST:


Peggy Ann Miller, Clerk of the McLean County Board
McLean County, Illinois

APPROVED:


Michael F. Sweeney, Chairman
McLean County Board

Chairman Sweeney presented a Resolution of Congratulations for the Normal Community High School Girls' Championship Softball Team to Head Softball Coach, Bobbie Monroe, and the Members of the team. Ms. Monroe thanked the Board, and recognized Alan Chapman, the Principal of Normal Community High School. She then introduced team Members Katie Bradley, Meghan Hassel, Megan Patti, and Lauren Mutari.

EXECUTIVE COMMITTEE:

Member Sommer, Vice-Chairman presented the following:

A RESOLUTION OF THE McLEAN COUNTY BOARD CONDEMNING THE ACTIONS OF THE FOREIGN TERRORISTS AND EXPRESSING ITS SUPPORT OF THE RELIEF EFFORTS IN McLEAN COUNTY AND THROUGHOUT THE NATION

WHEREAS, on September 11, 2001, our nation was suddenly and brutally attacked by foreign terrorists, and;

WHEREAS, these terrorists hijacked and destroyed four civilian aircraft, crashing two of them into the towers of the World Trade Center in New York City, and a third into the Pentagon outside Washington, DC; and,

WHEREAS, thousands of innocent Americans were killed and injured as a result of these attacks, including the passengers and crew of the four aircraft, workers in the World Trade Center and in the Pentagon, rescue workers, and bystanders; and,

WHEREAS, these cowardly acts were by far the deadliest terrorist attacks ever launched against the United States and, by targeting symbols of American strength and success, clearly were intended to intimidate our nation and weaken its resolve; and,

WHEREAS, these horrific events have affected all Americans. It is important that we carry on with the regular activities of our lives. Terrorism cannot be allowed to break the spirit of the American people, and the best way to show these cowards that they have truly failed is for the people of the United States and their counties to stand tall and proud; now, therefore,

BE IT RESOLVED, that the McLean County Board condemns the cowardly and deadly actions of these terrorists; and,

BE IT FURTHER RESOLVED, that the McLean County Board supports the President of the United States, as he works with his national security team to defend against additional attacks, and find the perpetrators to bring them to justice; and,

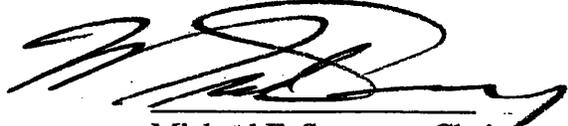
BE IT STILL FURTHER RESOLVED, that the McLean County Board recommends to its citizens to support relief efforts by giving blood at the nearest available blood donation center.

ADOPTED by the McLean County Board this 18th day of September, 2001.

ATTEST:


Peggy Ann Milton, Clerk of the
County Board, McLean County, Illinois

APPROVED:


Michael F. Sweeney, Chairman
McLean County Board

Members Sommer/Berglund moved the County Board approve a Request for Approval of a Resolution Condemning the Actions of the Foreign Terrorists and Expressing Its Support of the Relief Efforts in McLean County and Throughout the Nation. Member Owens pointed out a wreath, donated to the County by Fran Owen of Owen Nursery, to pay tribute to those who lost their lives. Member Berglund stated the Resolution originally came from the National Association of County Officials and was modified to apply to McLean County. Chairman Sweeney stated he would like to add to the Motion to send this Resolution to the President. Sommer/Berglund agreed. Clerk Milton shows the roll call vote as follows: Kinzinger-yes, Nuckolls-yes, Owens-yes, Pokorney-yes, Renner-yes, Rodman-yes, Salch-yes, Selzer-yes, Sommer-yes, Sorensen-yes, Arnold-yes, Bass-yes, Berglund-yes, Bostic-yes, Emmett-yes, Gordon-yes, Hoselton-yes, Johnson-yes and Sweeney-yes. Motion carried unanimously.

Member Sommer, Vice-Chairman presented the following:

RESOLUTION CALLING PUBLIC HEARINGS CONCERNING THE INTENT OF THE COUNTY BOARD OF THE COUNTY OF McLEAN, ILLINOIS, TO ENTER INTO A LEASE AGREEMENT WITH THE PUBLIC BUILDING COMMISSION OF McLEAN COUNTY, ILLINOIS, McLEAN COUNTY, ILLINOIS, IN THE PRINCIPAL AMOUNT OF \$11,000,000.00.

WHEREAS, the County Board of The County of McLean, Illinois (the "County"), is a duly organized and existing county created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Counties Code, and all laws amendatory thereof and supplementary thereto, including the Local government Debt Reform Act of the State of Illinois, as amended; and,

WHEREAS, the County Board of the County (the "Board") and the City Council of the City of Bloomington, McLean County, Illinois, intend to enter into a Lease Agreement (the "Lease") in the principal amount of \$11,000,000.00 with the Public Building Commission of McLean County, Illinois, McLean County, Illinois relating to the acquisition and improvement of an office building; and,

WHEREAS, the payments required under the Lease will be a general obligation of the County as described in the Bond Issue Notification Act of the State of Illinois, as amended (the "Act"); and,

WHEREAS, the Act requires the Board to hold a public hearing concerning the Board's intent to enter into the Lease before adopting a resolution providing for the approval and execution of the Lease (the "BINA Hearing"); and,

WHEREAS, the Public Building Commission Act of the State of Illinois, as amended, requires the Board to hold a public hearing concerning the Board's intent to enter into the Lease before any taxes can be extended with respect to the Lease (the "PBC Hearing");

NOW, THEREFORE, Be It and It Is Hereby Resolved by the County Board of The County of McLean, Illinois, as follows:

Section 1. INCORPORATION OF PREAMBLES. The Board hereby finds that all of the recitals contained in the preambles to this Resolution are full, true and correct and does incorporate them into this Resolution by reference.

Section 2. BINA HEARING CALLED. The Board hereby calls the BINA Hearing to be held at 5:00 o'clock P.M. on the 16th day of October, 2001, at the McLean County Law and Justice Center, Room 700, 104 West Front Street, Bloomington, Illinois, in the County, concerning the Board's intent to approve and execute the Lease and to receive public comments regarding the proposal to approve and execute the Lease.

Section 3. NOTICE OF THE BINA HEARING. Notice of the BINA Hearing shall be given by the County Clerk of the County (the "County Clerk") by (i) publication at least once

not less than 7 nor more than 30 days before the date of the BINA Hearing in The Pantagraph, the same being the newspaper of general circulation in the County and (ii) posting said notice at least 48 hours before the BINA Hearing at the principal office of the Board.

Section 4. FORM OF BINA NOTICE. Notice of the BINA Hearing shall be in substantially the following form:

NOTICE OF PUBLIC HEARING CONCERNING THE INTENT OF
THE COUNTY BOARD OF THE COUNTY OF McLEAN,
ILLINOIS TO APPROVE AND EXECUTE A LEASE IN THE
PRINCIPAL AMOUNT OF \$11,000,000.00

PUBLIC NOTICE IS HEREBY GIVEN that the County Board of The County of McLean, Illinois (the "County"), will hold a public hearing on the 16th day of October, 2001, at 5:00 o'clock P.M. The hearing will be held at 5:00 p.m. at the McLean County Law and Justice Center, Room 700, 104 West Front Street, Bloomington, Illinois. The purpose of the hearing will be to receive public comments on the proposal by the County to enter into a Lease Agreement in the principal amount of \$11,000,000.00 with the Public Building Commission of McLean County, Illinois, McLean County, Illinois, relating to the acquisition and improvement of an office building. The payments required under the Lease Agreement will be a general obligation of the County.

By order of the County Board of The County of McLean, Illinois.

DATED the 18th day of September, 2001.


County Clerk

Section 5. BINA HEARING REQUIREMENTS. At the BINA hearing the Board shall explain the reasons for the Lease and permit persons desiring to be heard an opportunity to present written or oral testimony within reasonable time limits. The Board shall not adopt a resolution approving the Lease for a period of seven (7) days after the final adjournment of the BINA Hearing.

Section 6. PBC PUBLIC HEARING CALLED. The Board hereby calls the PBC Hearing to be held at 5:15 o'clock P.M. on the 16th day of October, 2001, in Room 700, McLean County Law and Justice Center, 104 West Front Street, Bloomington, Illinois, in the County, concerning the Board's intent to levy and have extended taxes to make the rental payments due on the Lease and to receive public comments with respect thereto.

Section 7. NOTICE OF THE PBC HEARING. Notice of the PBC Hearing shall be given by the County Clerk by publication at least once at least 15 days before the date of the

PBC Hearing in The Pantagraph, the same being a newspaper of general circulation in the County.

Section 8. FORM OF PBC NOTICE. Notice of the PBC Hearing shall be in substantially the following form:

NOTICE OF PUBLIC HEARING ON LEASE BETWEEN THE COUNTY OF McLEAN, ILLINOIS, AND THE PUBLIC BUILDING COMMISSION OF McLEAN COUNTY, ILLINOIS, McLEAN COUNTY, ILLINOIS

A public hearing regarding a lease between The County of McLean, Illinois, as lessee, and the Public Building Commission of McLean County, Illinois, McLean County, Illinois, as lessor, will be held by the County Board of said County on the 16th day of October, 2001, at 5:15 o'clock P.M. at the McLean County Law and Justice Center, Room 700, 104 West Front Street, Bloomington, Illinois. The largest yearly rental payment set forth in the lease will not exceed \$1,000,000.00. The maximum length of the lease is 20 years.

The purpose of the lease is to acquire and improve an office building to be leased by said Commission to said County and the City of Bloomington, McLean County, Illinois.

Dated this 18th day of September, 2001.

By Order of the County Board of The County of McLean, Illinois


County Clerk

Section 9. PBC HEARING REQUIREMENTS. At the PBC Hearing all persons residing or owning property in the County shall have an opportunity to be heard orally, in writing, or both.

Section 10. SEVERABILITY. If any section, paragraph, clause or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.

Section 11. REPEAL. All resolutions and parts thereof in conflict herewith be and the same are hereby repealed, and this Resolution shall be in full force and effect forthwith upon its adoption.

Adopted September 18, 2001.



Michael F. Sweeney, Chairman
McLean County Board



Peggy Ann Milton, Clerk of the
McLean County Board

STATE OF ILLINOIS)
) SS
COUNTY OF McLEAN)

CERTIFICATE OF MINUTES

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

I do further certify that the foregoing constitutes a full, true and complete transcript of the minutes of the meeting of the Board held on the 18th day of September, 2001, insofar as same relates to the adoption of a resolution entitled:

RESOLUTION calling public hearings concerning the intent of the County Board of The County of McLean, Illinois, to enter into a Lease Agreement with the Public Building Commission of McLean County, Illinois, McLean County, Illinois, in the principal amount of \$11,000,000.00

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

I do further certify that the deliberations of the Board on the adoption of said resolution were conducted openly, that the vote on the adoption of said resolution was taken openly, that said meeting was called and held at a specified time and place convenient to the public, that notice of said meeting was duly given to all of the news media requesting such notice, that an agenda for said meeting was posted at the location where said meeting was held and at the principal office of the Board at least 48 hours in advance of the holding of said meeting, that said meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and with the provisions of the Counties Code, as amended, and that the Board has complied with all of the provisions of said Act and said Code and with all of the procedural rules of the Board.

IN WITNESS WHEREOF, I hereunto affix my official signature and the seal of said County, this 18th day of September, 2001.


County Clerk

Members Sommer/Bass moved the County Board approve a Request for Approval of Resolution Setting October 16, 2001 as Date for Public Hearing on Public Building Commission Non-Referendum Bonds - 115 East Washington Street Building (Government Center). Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

Member Sommer, Vice-Chairman presented the following:

**RESOLUTION APPROVING THE SITE TO BE USED AS AN
OFFICE BUILDING FOR THE CITY OF BLOOMINGTON AND
COUNTY OF MCLEAN, ILLINOIS**

WHEREAS, the Public Building Commission of McLean County, Illinois by action taken by its Board of Commissioners on September 4th, 2001 approved the following described property

to-wit:

TRACT NO. 6

The South 69.27 feet of Lot 13 in the Assessor's Subdivision of Lots 50, 51, 52, 53 and 54 in the Original Town of Bloomington in McLean County, Illinois, subject to a perpetual non-exclusive easement for ingress and egress over said described real estate for pedestrian and vehicular traffic, including delivery traffic and parking for the benefit of the remainder of said Lot 13 and Lots 2, 3, 4, 5, 6, 7 and 8 all in the Assessor's Subdivision of Lots 50, 51, 52, 53 and 54 in the Original Town of Bloomington, McLean County, Illinois

21-04-339-036

Also Tracts 1 through 5 legally described on Exhibit A attached hereto and incorporated herein

as a site to be acquired by it for the purpose of making certain alterations and improvements to the existing building thereon in order to accommodate a joint use thereof by the City of Bloomington and County of McLean which improvements would be subsequently leased to the City of Bloomington and County of McLean, both being municipal corporations in the State of Illinois; and

WHEREAS, the site described above was previously acquired jointly by the City of Bloomington and County of McLean and they have both subsequently deeded the premises described above to the Public Building Commission of McLean County, Illinois so that certain improvements and alterations could be made to the premises and the building located thereon and this County Board has previously reviewed and approved this site for that purpose.

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

1. That the site described above in the preamble hereto and which was selected by the Public Building Commission of McLean County, Illinois as a site to be acquired and improved in order to accommodate the office needs of both the City of Bloomington and County of McLean, Illinois be and the same is hereby approved as a site for such purposes.

2. That this resolution be in full force and effect immediately upon its passage and thereafter a copy hereof properly certified to as such by the County Clerk of the County of McLean, Illinois shall be filed with the secretary of the Public Building Commission of McLean County, Illinois which certificate shall indicate the date of the adoption of this resolution, shall indicate the date, place and nature of the meeting, and its time of convening and state the approval thereof by the County Board of the County of McLean, Illinois.

ADOPTED by the McLean County Board this 18th day of September, 2001

ATTEST:

APPROVED:


Peggy Ann Milton, Clerk of the
County Board, McLean County, Illinois
jir-wp8-9/6/01-H:\David\PBC\Board Resolution 6-20-01.wpd

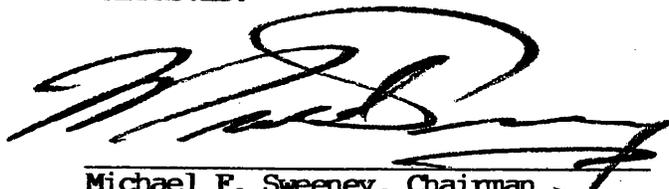

Michael F. Sweeney, Chairman
McLean County Board

EXHIBIT A

Tract No. 1:

Lot 49 in the Original Town of Bloomington, Lots 14, 15, 16, 17, 18 and 19 in the Assessor's Subdivision of Lots 50, 51, 52, 53 and 54 in the Original Town of Bloomington, part of Lots 1, 4, 5, 6, 7 and 8 in the Assessor's Subdivision of Lots 50, 51, 52, 53 and 54 in the Original Town of Bloomington and part of the vacated alley lying South of Lot 6 in the Assessor's Subdivision of Lots 50, 51, 52, 53 and 54 in the Original Town of Bloomington and Lot 49 in the Original Town of Bloomington and North of Lots 7, 15, 16 and 17 in the Assessor's Subdivision of Lots 50, 51, 52, 53 and 54 in the Original Town of Bloomington, all in the Southwest 1/4 of Section 4, Township 23 North, Range 2 East of the Third Principal Meridian, McLean County, Illinois, more particularly described as follows:

Beginning at the Northeast corner of Lot 49 in the Original Town of Bloomington; thence South 00 degrees 00 minutes 20 seconds West, 241.55 feet to the Southeast corner of Lot 19 in the Assessor's Subdivision of Lots 50, 51, 52, 53 and 54 in the Original Town of Bloomington; thence North 89 degrees 33 minutes 30 seconds West, 110.00 feet to the Southwest corner of Lot 14 in said Assessor's Subdivision of Lots 50, 51, 52, 53 and 54 in the Original Town of Bloomington; thence North 00 degrees 00 minutes 20 seconds East, 241.28 feet on the West line of said Lot 14 and the Northerly extension thereof to the North line of Lot 1 in said Assessor's Subdivision of Lots 50, 51, 52, 53 and 54 in the Original Town of Bloomington; thence South 89 degrees 41 minutes 57 seconds East, 110.00 feet to the point of beginning, in McLean County, Illinois.

Tract No. 2:

A part of Lot 117 in James Allin's Second Addition to the City of Bloomington, and a part of Lot 9 of the Subdivision of the Southeast 1/4 of Section 4, Township 23 North, Range 2 East of the Third Principal Meridian, more particularly described as follows: Beginning at the Northwest corner of said Lot 117, thence East 134 feet along the North line of said Lot 117 and along the North line of said Lot 9, thence South 115 feet parallel with the West line of said Lot 117, thence West 134 feet parallel with the North line of said Lot 9 and the North line of said Lot 117 to the West line of said Lot 117, thence North 115 feet along the West line of said Lot 117 to the point of beginning, in McLean County, Illinois.

Tract No. 3:

Lots 1, 2, 3, 4, 5, 6 and 7 in the Assessor's Subdivision of Lot 116 of James Allin's Second Addition to the City of Bloomington, in McLean County, Illinois.

Tract No. 4:

All of Lot 10 in the Subdivision of the Southeast 1/4 of Section 4, Township 23 North, Range 2 East of the Third Principal Meridian.
EXCEPT the following described premises, to-wit: Beginning at the Northeast corner of said Lot 10, thence South 27.8 feet along the East line of said Lot 10, thence West 23.8 feet along a line which forms an angle to the left of 90 degrees 19 minutes with the last described course, thence North 27.8 feet along a line which forms an angle to the left of 90 degrees 17 minutes with the last described course to the North line of said Lot 10, thence East 24.1 feet along the North

06/20/2001 09:00 AM 10:15:00

EXHIBIT A

line of said Lot 10, to the point of beginning, in McLean County, Illinois.

Tract No. 5:

Lot 11, Except the East 90 feet thereof;

Lot 11 in Bloomington Town Survey of the Southeast 1/4 of Section 4, Township 23 North, Range 2 East of the Third Principal Meridian, according to plat recorded in Book 5 of Deeds, Page 558, re-recorded in Plat Book 2 Page 107, in McLean County, Illinois.

CERTIFICATE

I, Peggy Ann Milton, County Clerk of McLean County, Illinois and as such, the keeper of the records of the proceedings of the County Board of McLean County, Illinois, do hereby certify that the resolution entitled "Resolution Selecting And Designating An Area With Improvements Thereon As A Site To Be Acquired And Altered For The Joint Use Of The City Of Bloomington, McLean County, Illinois And The County Of McLean, Illinois." to which this certificate is attached was unanimously adopted by the County Board of McLean County, Illinois at a regular meeting thereof, held on the 18th day of September, 2001 commencing at 5:00 p.m. in County Board Meeting room on the Seventh Floor of the McLean County Law & Justice Center, in Bloomington, Illinois and such resolution as unanimously adopted appears in the recorded proceedings of such meeting.

Witness my hand and the seal of the County of McLean, Illinois this 18 day of September, 2001.


Peggy Ann Milton, County Clerk

SEAL:

Members Sommer/Emmett moved the County Board approve a Request for Approval of a Resolution Approving the Site to be Used as an Office Building for the City of Bloomington and County of McLean, Illinois. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

Member Sommer, Vice-Chairman presented the following:

RESOLUTION OF THE McLEAN COUNTY BOARD
APPROVING THE REQUEST RECEIVED FROM
THE TOWNSHIP OF BLOOMINGTON
TO CHANGE ONE POLLING PLACE

WHEREAS, the Supervisor of the Township of Bloomington has formally requested that one of the polling places in the Township of Bloomington be relocated to improve parking and to be closer to the eligible voters in two precincts; and,

WHEREAS, the Supervisor of the Township of Bloomington has recommended that precincts #1 and #2 be relocated from Brigham School to the Bloomington Township Fire Protection Building on Old Colonial Road; and,

WHEREAS, the Executive Committee, at its regular meeting on Tuesday, September 11, 2001, recommended approval of the request received from the Supervisor of the Township of Bloomington; now, therefore,

BE IT RESOLVED by the McLean County Board as follows:

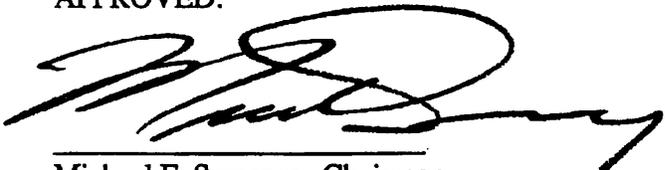
- (1) The McLean County Board hereby approves the recommendation received from the Supervisor of the Township of Bloomington to relocate precincts #1 and #2 to the Bloomington Township Fire Protection Building on Old Colonial Road.
- (2) The McLean County Board hereby requests that the County Clerk provide a certified copy of this Resolution to the Supervisor of the Township of Bloomington and the First Civil Assistant State's Attorney.

ADOPTED by the McLean County Board this 18th day of September, 2001.

ATTEST:

APPROVED:


 Peggy Ann Milton, Clerk of the County Board
 McLean County, Illinois


 Michael F. Sweeney, Chairman
 McLean County Board

Members Sommer/Berglund moved the County Board approve a Request of Approval of Change of Polling Place for Bloomington Township. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

Member Sommer, Vice-Chairman presented the following:



INFORMATION SERVICES
(309) 888-5100 FAX (309) 888-5209
104 W. Front, Room 702, P.O.Box 2400 Bloomington, Illinois 61702-2400

Request for Approval to Purchase Integrated Justice Server

To the Honorable Members of the Executive Committee:

Information Services respectfully request that the purchase of a new production server be awarded to Levi, Ray & Shoup (LRS). This server would replace our current RS/6000, originally purchased in 1996. The machine offered by Levi, Ray & Shoup is the latest RS/6000 currently available. The machine has a large capacity RAID 0 system, 2 gig, multiple cpus of 450 mhz and power redundancy.

The bid was placed as four separate items. This will be purchased through Lease/Purchase and has been budgeted for in FY2001 and in the FY2002 plan submitted to the County Administrator.

Item #1 represents the actual machine, Item #2 represents the Software Subscription (Operating System), Item #3 represents the cost of Telephone support, and Item #4 represents the cost of on-site support. Prices received are as follows:

Description	LRS	Crestone	LSI
Item 1	62692.00	63043.00	67268.40
Item 2	1050.00	840.00	320.00
Item 3	9730.00	7928.00	150.00/hr
Item 4	11146.00	8359.00	16584.50
Totals	\$84,618.00	\$80,170.00	\$84,172.90

The bid submitted by LSI is in my estimation the highest, given that they are already at \$84,172.90 but have specified 150.00/hr for telephone support rather than a flat rate. Past experience would indicate needing more than two hours of this type of support, elevating their bid to the highest.

Crestone and LRS remaining, I submit that LRS may be in the best interest of the county. Crestone is located in Duluth GA. Under exceptions in the bid submitted by Crestone, they stated that their bid does not include Installation and Implementation. This would require an additional \$3600.00.

LRS has proved themselves a responsible and responsive bidder for McLean County Information Services in the past. The exceptions they noted are attached, and Information Services has no objections to these exceptions.

I welcome any questions or comment you may have.

Respectfully submitted,

Craig Nelson
Director, McLean County Information Services

EXCEPTIONS TO BID

CONTRACT TERMS AND CONDITIONS

Levi, Ray & Shoup, Inc. (Bidder) agrees with the McLean County (Owner), Integrated Justice Server RFB contract terms and conditions (Contract) with the following exceptions to bid:

4.5.1	Replace Sections 4.5.1, 4.5.2 and 4.5.3 with the following: "The Bidder agrees to assume all risk of loss and to indemnify and hold the Owner, its officers, agents and employees, harmless from and against any and all liabilities, demands, claims, suits, losses, damages, causes of action, fines or judgments, including costs, attorneys' and witnesses' fees, and expenses incident thereto, resulting from the negligence or misconduct of Bidder, its employees, agents or subcontractors in the performance of this contract resulting in: bodily injuries to persons (including death); loss of, damage to, or destruction of real and/or tangible personal property (including property of the Owner); and violation of proprietary rights, copyrights, trade secrets, privacy rights or defamation. Bidder shall assume risk of loss until delivery to the Owner's facility. Bidder shall do nothing to prejudice the Owner's right to recover against third parties for any loss, destruction or damage to Owner property, and shall at the Owner's request and expense furnish to the Owner reasonable assistance and cooperation, including assistance in the prosecution of suit and the execution of instruments of assignment in favor of the Owner in obtaining recovery."
10.0	Replace Section 10.0 with the following: " <u>Acknowledgment of IBM Customer Agreement.</u> The Owner represents and warrants that it has entered into the IBM Customer Agreement with International Business Machines Corporation (IBM). The Owner acknowledges that the items provided to the Owner under this Contract are covered by the warranties and other terms of the IBM Customer Agreement. Accordingly, since Bidder is not the manufacturer or provider of the items sold hereunder, and since the same are covered by warranties given pursuant to the Owner's IBM Customer Agreement, the Owner acknowledges that the Bidder makes no warranty for the items provided hereunder."
10.1 and 10.2	Replace Sections 10.1 and 10.2 with the following: "Bidder is not the owner, manufacturer of the products and makes no warranties whatsoever concerning them. However, non-Bidder suppliers or manufacturers may provide warranties directly to Owner. EXCEPT FOR THE WARRANTIES SET FORTH HEREIN, BIDDER IS PROVIDING PRODUCTS HEREUNDER STRICTLY ON AN "AS IS" BASIS AND MAKES NO WARRANTY, EXPRESS OR IMPLIED, INCLUDING ANY WARRANTY OF MERCHANTABILITY, ACCURACY OR FITNESS FOR A PARTICULAR PURPOSE. "
10.3	Delete Section 10.3—Any agreement as to replacement parts shall be made directly between the manufacturer and Owner.
10.4	Delete Section 10.4—Any issue as to warranty costs and costs associated with warranty replacement shipments shall be addressed directly by the manufacturer and Owner.
10.6	Add the following as Section 10.6: " BIDDER'S TOTAL LIABILITY FOR DAMAGES UNDER THIS CONTRACT, REGARDLESS OF THE FORM OF ACTION OR THEORY OF LIABILITY (INCLUDING CONTRACT, TORT, OR WARRANTY), SHALL BE LIMITED TO THE AMOUNT OF COMPENSATION ACTUALLY PAID TO THE BIDDER BY THE OWNER UNDER THE CONTRACT. IN NO EVENT SHALL BIDDER BE LIABLE FOR ANY INCIDENTAL, CONSEQUENTIAL, SPECIAL, PUNITIVE OR INDIRECT DAMAGES OR DAMAGES FOR ECONOMIC LOSS OF ANY KIND (INCLUDING WITHOUT LIMITATION, LOSS OF FEDERAL FUNDING, LOSS OF DATA, LOSS OF USE) THAT MIGHT OCCUR AS A RESULT OF THE PERFORMANCE OR BREACH OF THIS CONTRACT OR IN ANY WAY ARISES OUT OF OR IN CONNECTION WITH THIS CONTRACT. "

P:\System Sales\IBMMcLeanCounty2.doc

Members Sommer/Rodman moved the County Board approve a Request for Approval to Purchase Integrated Justice Server - Information Services Department. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

Member Sommer, Vice-Chairman presented the following:



McLEAN COUNTY BOARD
(309) 888-5110 FAX (309) 888-5111
104 W. Front Street P.O. Box 2400 Bloomington, Illinois 61702-2400

Michael F. Sweeney
Chairman

September 13, 2001

To the Honorable Chairman and Members of the McLean County Board:

Your EXECUTIVE COMMITTEE herewith respectively recommends approval of the request received from the Information Services Department to purchase Chariot diagnostic software from Ganymede Software, Inc. The cost to purchase the Chariot diagnostic software in configuration with the specific needs of the County is \$23,600.00. Pursuant to 55 ILCS 5/5-1022 (d), "... a County may let without advertising for bids in the case of purchases and contracts, when individual orders do not exceed \$25,000, for the use, purchase, delivery, movement, or installation of data processing equipment, software, or services and telecommunications and inter-connect equipment, software and services."

Funds for this purchase were appropriated in the Fiscal Year 2001 Adopted Budget for the Information Services Department.

Respectfully submitted,

The EXECUTIVE COMMITTEE of the McLEAN COUNTY BOARD

Members Sommer/Rodman moved the County Board approve a Request for Approval to Purchase Chariot Software - Information Services Department. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

Member Sommer stated the Other Items to be Presented for Information are located on pages 53-71.

TRANSPORTATION COMMITTEE:
Member Bass, Chairman, presented the following:

GENERAL UTILITY PERMIT FROM THE McLEAN COUNTY BOARD

TO: MEDIACOM

By authority of the McLean County Board.

THIS AGREEMENT made this _____ day of _____, _____, between the McLean County Board and Mediacom (hereinafter referred to as "Applicant").

WHEREAS, Applicant, Mediacom, hereby petitions the County Board of McLean County, Illinois, for written consent to lay, construct, maintain, operate, repair, replace, and renew fiber optic line along, across and adjacent to the various County highways in McLean County, Illinois and within the right of way dedicated for highway purposes as shown on the attached map and/or as shown on the individual Work Permits, and

WHEREAS, 605 ILCS 5/9-113 of the Illinois Compiled Statutes, authorizes the County Board to consent to this use of said highway, and

WHEREAS, the Transportation Committee of the County Board and the County Engineer have recommended that said consent be granted, and

WHEREAS, it appears to be for the best interest of the public that said consent be granted,

NOW THEREFORE, said consent is hereby granted to the Applicant by the County Board of McLean County, Illinois to lay, construct, maintain, operate, repair, replace, and renew fiber optic line along, across and adjacent to the various McLean County Highways within the right of way dedicated for highway purposes subject to the following conditions:

1. The Applicant shall, when crossing or working along any County highway, consult with and obtain a Work Permit from the County Engineer for each and every location and the Applicant's contractor shall have a copy of the General Utility Permit and Work Permit on the job site. Applicant shall pay a fee for each Work Permit as set by the County which shall be reasonably related to the nature and extent of the work to be performed and to the expenses of the County in the granting and supervision of the Work Permit.
2. The Applicant or its contractor shall furnish all material, do all work, pay all costs involved in the construction, operation and maintenance of said fiber optic line.
3. The Applicant or its contractor shall within a reasonable length of time restore said right of way to a condition similar or equal to that existing before the commencement of the above described work.

4. The Applicant agrees that the proposed work shall be located and constructed to the satisfaction of the County Engineer and that the materials used shall conform to the Standard Specifications for Road and Bridge Construction of the Illinois Department of Transportation, if applicable, or other accepted utility specifications.

5. The Applicant agrees that all work within five (5) feet of the edge of pavement shall be backfilled with trench backfill per the Standard Specifications.

6. The Applicant or its contractor shall not interfere with or obstruct traffic on or upon said highway except as may be necessary or essential to said construction.

7. The Applicant or its contractor shall provide and maintain proper advance warning signs as provided for in the Manual on Uniform Traffic Control Devices for Streets and Highways as published by the Illinois Department of Transportation. The Applicant shall also provide flagmen when equipment, trucks, or work block any portion of the road surface or are within two (2) feet of the road edge.

8. The Applicant or its contractor shall lay, construct, operate, and maintain said buried utility a minimum of three (3) feet six (6) inches below the surface of the ground, so as not to interfere with the natural drainage of the highway and so as not to interfere with private entrances or sub-surface drainage located in said right of way, and shall repair all damage to same. Any such damage caused by overhead pole lines shall also be repaired by the Applicant.

9. The Applicant shall obtain, prior to the commencement of construction on any project, easements from all property owners located within the termini of the proposed project, such easements to convey onto the Applicant, the right to construct said utility within and upon said properties affected by such construction, where applicable.

10. The Applicant shall pay to the owners of property abutting upon said highway established as so by common law plat all damages the owners may sustain by reason of such use of the highway.

11. The Applicant shall assume all risks and liabilities in connection with this consent and the construction aforesaid and shall hold the County harmless from and shall indemnify the County for all sums paid by the County as the result of claims from all accidents and damages to persons or property on account of the granting of this consent.

12. The Applicant shall notify the County Engineer forty-eight (48) hours in advance of the starting date of any work authorized by individual Work Permits.

13. All utility lines shall be located and constructed along and across the County highways in accordance with the detailed description and drawing of said work as approved by the County Engineer. All such work shall be performed to the satisfaction of the County Engineer. Should the County's construction, maintenance, and operation of said highway require any alteration or change of location of the utility line called for in this General Permit,

and any Work Permits, such alteration or change of location shall be made by the Applicant upon written notice by the County Engineer without expense to the County of McLean, and should the Applicant fail to make satisfactory arrangements to relocate the line within sixty (60) days of said written notice, the Applicant shall pay to the County as liquidated damages a penalty of Three Hundred Dollars (\$300.00) per calendar day for every day after the sixty (60) days written notice until said line is moved.

14. The County Engineer shall be permitted by Applicant to inspect or cause to be inspected all work done on County right of way to ensure compliance with the provisions of the General Work Permit and the specific Work Order.

15. Applicant is encouraged to contact companies owning existing facilities and attempt to arrange for multiple use of the existing facilities. Fees received herein shall be reduced 50 percent for new uses matched with existing uses.

16. Removal of abandoned equipment - all abandoned pipes, fiber optic lines, poles, conduit, valves and transmission equipment shall be removed as soon as use thereof is discontinued.

17. Non-exclusive permit - the County does not agree to restrict the number of permits in all or any part of the County for any person, firm or corporation in the same business, a competing business or a related business.

18. The Applicant shall call J.U.L.I.E. and notify all other utilities as necessary at least 48 hours prior to any work. The Applicant shall be responsible for the protection of all other utilities and any damage thereto.

19. The Applicant and its Contractor shall have general liability coverage of at least \$2,000,000 or Applicant may be self-insured with a minimum of \$4,000,000 general liability coverage. McLean County shall be named as additional insured on said policy of all contractors performing the work.

20. The Applicant shall pay to the County a regulatory fee in the amount of Eight Hundred Fifty Dollars (\$850.00), payable upon execution of this Agreement. If during the term of this Agreement the County enacts a right of way ordinance requiring compensation from public or private utilities or other users of the right of way on a competitively neutral basis, then Applicant shall within sixty (60) days after request by the County, pay the fees required by such ordinance.

21. This Agreement shall be in full force and effect for a period of ten (10) years from and after the date of the execution of this Agreement.

22. The Applicant shall comply with all applicable ordinances, statutes and regulations promulgated by federal, state, or county governments.

23. Maintenance and repair work to any lines or facilities shall be subject to all of the same requirements as new installations, except a Work Permit will not be required when the work is less than two days in duration.

24. The County retains all rights provided by statute and common law.

The permission and consent hereby granted is by, under and pursuant to the authority granted the McLean County Board by the Illinois Compiled Statutes solely for the effectuation of the intents and purposes of the Illinois Highway Code.

ADOPTED: _____
APPLICANT

BY: _____
(TITLE)

APPROVED: _____
Michael F. Sweeney
Chairman, McLean County Board

ATTEST: _____
Peggy Ann Milton
McLean County Clerk

Members Bass/Owens moved the County Board approve a Request for Approval of Contract with MediaCom to Use County Highways 5, 8, 12, and 18 for Construction Purposes. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

Member Bass, Chairman, presented the following:

RESOLUTION BY THE COUNTY BOARD OF MCLEAN COUNTY

WHEREAS, the bid was reviewed by the Transportation Committee of the McLean County Board at a Stand-up meeting on September 18, 2001, for a letting held on September 13, 2001 McLean County MFT Section, and

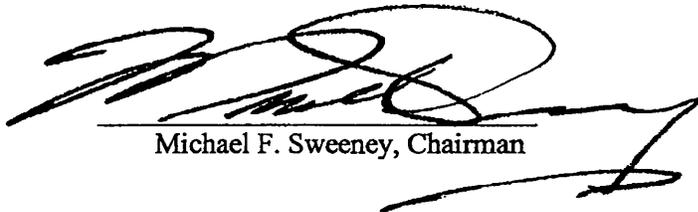
WHEREAS, the Transportation Committee duly approved the bid on September 18, 2001

NOW THEREFORE BE IT RESOLVED by the County Board of McLean County that they award the following materials and contracts:

SECTION 99-000007-00-FL:

The successful bidder on the above sections was:

Rowe Construction Company, A division of R.A. Cullinan & Sons, of Bloomington, Illinois for the amount of \$425,047.80.



Michael F. Sweeney, Chairman

STATE OF ILLINOIS]
] SS
COUNTY OF MCLEAN]

I, Peggy Ann Milton, County Clerk in and for said County is the State aforesaid and keeper of the records and files thereof, as provided by statutes, do hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the County Board of McLean County at its monthly meeting held at Bloomington, Illinois on September 18, 2001.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County at my office in Bloomington, Illinois, in said County this 18 day of September A.D., 2001.

[SEAL]


County Clerk

Members Bass/Hoselton moved the County Board approve a Request for Approval of Letting Results from September 13, 2001. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

44

Member Bass, Chairman, presented the following:

Municipality Village of Towanda	L O C A L A G E N C Y	 Illinois Department of Transportation Preliminary/Construction Engineering Services Agreement For Motor Fuel Tax Funds	C O N S U L T A N T	Name Farnsworth Group, Inc.
Township Towanda				Address 2709 McGraw Drive
County McLean				City Bloomington, IL
Section 99-00007-00-FL				State Illinois 61704

THIS AGREEMENT is made and entered into this _____ day of _____, 2001 between the above Local Agency (LA) and Consultant (ENGINEER) and covers certain professional engineering services in connection with the improvement of the above SECTION. Motor Fuel Tax Funds, allotted to the LA by the State of Illinois under the general supervision of the State Department of Transportation, hereinafter called the "DEPARTMENT", will be used entirely or in part to finance ENGINEERING services as described under AGREEMENT PROVISIONS.

Section Description					
Name	Various Streets & RR Crossing Approaches	Route	Length	KM(0.377 Miles)	(Structure No.
Termini	Varies				

Description: Construction Engineering Services for proposed street improvements in the Village of Towanda, Illinois. Streets are listed below:

Monroe Street	Madison Street	East Street
C. H. 29 (Jefferson Street)	Adams Street	Washington Street

Agreement Provisions

The Engineer Agrees,

1. To perform or be responsible for the performance of the following engineering services for the LA in connection with the proposed improvement hereinbefore described, and checked below:
 - a. Make such detailed surveys as are necessary for the preparation of detailed roadway plans.
 - b. Make stream and flood plain hydraulic surveys and gather high water data and flood histories for the preparation of detailed bridge plans.
 - c. Make or cause to be made such soil surveys or subsurface investigations including borings and soil profiles and analyses thereof as may be required to furnish sufficient data for the design of the proposed improvement. Such investigations are to be made in accordance with the current requirements of the DEPARTMENT.
 - d. Make or cause to be made such traffic studies and counts and special intersection studies as may be required to furnish sufficient data for the design of the proposed improvement.
 - e. Prepare Army Corps of Engineers Permit, Division of Water Resources Permit, Bridge waterway sketch and/or Channel Change sketch, Utility plan and locations and Railroad Crossing work agreements.
 - f. Prepare Preliminary Bridge Design and Hydraulic Report, (including economic analysis of bridge or culvert types) and high water effects on roadway overflows and bridge approaches.

Note Four copies to be submitted to the District Engineer

45

- g. Make complete general and detailed plans, special provisions, proposals and estimates of cost and furnish the LA with five (5) copies of the plans, special provisions, proposals and estimates. Additional copies of any or all documents, if required shall be furnished to the LA by the ENGINEER at his actual cost for reproduction.
- h. Furnish the LA with survey and drafts in quadruplicate of all necessary right-of-way dedications, construction easements and borrow pit and channel change agreements including prints of the corresponding plats and staking as required.
- i. Assist the LA in the receipt and evaluation of proposals and the awarding of the construction contract.
- j. Furnish or cause to be furnished:
- (1) Proportioning and testing of concrete mixtures in accordance with the "Manual of Instructions for Concrete Proportioning and Testing" issued by the Bureau of Materials and Physical Research, of the DEPARTMENT and promptly submit reports on forms prepared by said Bureau.
 - (2) Proportioning and testing of bituminous mixtures (including extracting test) in accordance with the "Manual of Instructions for Bituminous Proportioning and Testing" issued by the Bureau of Materials and Physical Research, of the DEPARTMENT, and promptly submit reports on forms prepared by said Bureau.
 - (3) All compaction tests as required by the specifications and report promptly the same on forms prepared by the Bureau of Materials and Physical Research.
 - (4) Quality and sieve analyses on local aggregates to see that they comply with the specifications contained in the contract.
 - (5) Inspection of all materials when inspection is not provided at the sources by the Bureau of Materials and Physical Research, of the DEPARTMENT and submit inspection reports to the LA and the DEPARTMENT in accordance with the policies of the said DEPARTMENT.
- k. Furnish or cause to be furnished
- (1) A resident engineer, inspectors and other technical personnel to perform the following work: (The number of such inspectors and other technical personnel required shall be subject to the approval of the LA.)
 - a. Continuous observation of the work and the contractor's operations for compliance with the plans and specifications as construction proceeds, but the ENGINEER does not guarantee the performance of the contract by the contractor.
 - b. Establishment and setting of lines and grades.
 - c. Maintain a daily record of the contractor's activities throughout construction including sufficient information to permit verification of the nature and cost of changes in plans and authorized extra work.
 - d. Supervision of inspectors, proportioning engineers and other technical personnel and the taking and submitting of material samples.
 - e. Revision of contract drawings to reflect as built conditions.
 - f. Preparation and submission to the LA in the required form and number of copies, all partial and final payment estimates, change orders, records and reports required by the LA and the DEPARTMENT.
 2. That all reports, plans, plats and special provisions to be furnished by the ENGINEER pursuant to this agreement will be in accordance with the current standard specifications and policies of the DEPARTMENT, it being understood that all such reports, plats, plans and drafts shall before being finally accepted, be subject to approval by the LA and the said DEPARTMENT.
 3. To attend conferences at any reasonable time when requested to do so by the LA or representatives of the DEPARTMENT
 4. In the event plans, surveys or construction staking are found to be in error during the construction of the SECTION and revisions of the plans or survey or construction staking corrections are necessary, the ENGINEER agrees that he will perform such work without expense to the LA, even though final payment has been received by him. He shall give immediate attention to these changes so there will be a minimum delay to the contractor.
 5. The basic survey notes and sketches, charts, computations and other data prepared or obtained by the ENGINEER pursuant to this agreement will be made available upon request to the LA or the DEPARTMENT without cost and without restriction or limitations as to their use.
 6. To make such changes in working plans, including all necessary preliminary surveys and investigations, as may be required after the award of the construction contract and during the construction of the improvement.

7. That all plans and other documents furnished by the ENGINEER pursuant to the AGREEMENT will be endorsed by him and will show his professional seal where such is required by law.
8. To submit, upon request by the LA or the DEPARTMENT a list of the personnel and the equipment he/she proposes to use in fulfilling the requirements of this AGREEMENT.

The LA Agrees,

1. To pay the Engineer as compensation for all services performed as stipulated in paragraphs 1a, 1g, 1i, 2, 3, 5 and 6 in accordance with one of the following methods indicated by a check mark: N/A
 - a. A sum of money equal to N/A percent of the awarded contract cost of the proposed improvement as approved by the DEPARTMENT.
 - b. A sum of money equal to the percentage of the awarded contract cost for the proposed improvement as approved by the DEPARTMENT based on the following schedule:

Schedule for Percentages Based on Awarded Contract Cost

Awarded Cost	Percentage Fees	
	<u> N/A </u>	(see note)
	_____	%
	_____	%

Note: Not necessarily a percentage. Could use per diem, cost-plus or lump sum.

2. To pay for services stipulated in paragraphs 1b, 1c, 1d, 1e, 1f, 1h, 1j and 1k of THE ENGINEER AGREES at the hourly rates stipulated below for personnel assigned to this SECTION as payment in full to the ENGINEER for the actual time spent in providing these services the hourly rates to include profit, overhead, readiness to serve, insurance, social security and retirement deductions. Traveling and other out-of-pocket expenses will be reimbursed to the ENGINEER at his actual cost. Subject to the approval of the LA, the ENGINEER may sublet all or part of the services provided under paragraphs 1b, 1c, 1d, 1e, 1f, 1j and 1k of THE ENGINEER AGREES. If the ENGINEER sublets all or a part of this work the LA will pay the cost to the ENGINEER plus a five (5) percent service charge. "Cost to ENGINEER" to be verified by furnishing the LA and the DEPARTMENT copies of invoices from the party doing the work. The classifications of the employees used in the work should be consistent with the employee classifications for the services performed. If the personnel of the firm including the Principal Engineer perform routine services that should normally be performed by lesser-salaried personnel, the wage rate billed for such services shall be commensurate with the work performed.

Grade Classification of Employee	Hourly Rate
Professional Staff – Engineering/Surveying	
Engineering Intern I.....	\$ 65.00
Engineering Intern II.....	\$ 70.00
Engineer & Land Surveyor	\$ 80.00
Senior Engineer & Senior Land Surveyor	\$ 85.00
Planner.....	\$ 70.00
Project Engineer & Project Land Surveyor.....	\$ 90.00
Project Manager.....	\$ 95.00
Senior Project Manager.....	\$100.00
Principal	\$115.00
Technical Staff – Engineering/Surveying	
Assistant.....	\$ 40.00
Technician.....	\$ 55.00
Senior Technician.....	\$ 60.00
Chief Technician.....	\$ 70.00
Computer Specialist	\$ 80.00
Designer/Surveyor.....	\$ 75.00
Senior Designer/Surveyor	\$ 80.00
Project Designer/Surveyor	\$ 85.00
Clerical	\$ 38.00

The hourly rates itemized above shall be effective the date the parties, hereunto entering this AGREEMENT, have affixed the hands and seals and shall remain in effect until December 31, 2001. In event the services of the ENGINEER extend beyond December 31, 2001, the hourly rates will be adjusted yearly by addendum to this AGREEMENT to compensate increases or decreases in the salary structure of the ENGINEER that are in effect at that time.

3. That payments due the ENGINEER for services rendered pursuant to this AGREEMENT will be made as soon as practicable after the services have been performed, in accordance with the following schedule:
 - a. Upon completion of detailed plans, special provisions, proposals and estimate of cost - being the work required by paragraphs 1a through 1g under THE ENGINEER AGREES - to the satisfaction of the LA and their approval by the DEPARTMENT, 90 percent of the total fee based on the above fee schedule and the approved estimate of cost.
 - b. Upon award of the contract for the improvement by the LA and its approval by the DEPARTMENT, 100 percent of the total fee (excluding any fees paragraphs 1j and 1k of the ENGINEER AGREES), based on the above fee schedule and the awarded contract cost, less any previous payment.
 - c. Upon completion of the construction of the improvement, 90 percent of the fee due for services stipulated in paragraphs 1j and 1k.
 - d. Upon completion of all final reports required by the LA and the DEPARTMENT and acceptance of the improvement by the DEPARTMENT, 100 percent of the total fees due under this AGREEMENT, less any amounts previously paid.

By mutual agreement, partial payments, not to exceed 90 percent of the amount earned, may be made from time to time as the work progresses.

4. That should the improvements be abandoned at any time after the ENGINEER has performed any part of the services provided for in paragraphs 1a and 1g, and prior to the completion of such services the LA shall reimburse the ENGINEER for his actual costs plus N/A percent incurred up to the time he is notified in writing of such abandonment "actual cost" being defined as material costs plus actual payrolls, insurance, social security and retirement deductions. Traveling and other out-of-pocket expenses will be reimbursed to the ENGINEER at his actual cost.
5. That should the LA require changes in any of the detailed plans, specifications or estimates except for those required pursuant to paragraph 4 of THE ENGINEER AGREES, after they have been approved by the DEPARTMENT, the LA will pay the ENGINEER for such changes on the basis of the attached rate schedule. It is understood that "changes" as used in this paragraph shall in no way relieve the ENGINEER of his responsibility to prepare a complete and adequate set of plans and specifications.
6. That should the LA extend completion of the improvement beyond the time limit given in the contract, the LA will pay the ENGINEER, in addition to the fees provided herein, his actual cost incurred beyond such time limit - "actual cost" being defined as in paragraph 4 above.

It is Mutually Agreed,

1. That any difference between the ENGINEER and the LA concerning the interpretation of the provisions of this AGREEMENT shall be referred to a committee of disinterested parties consisting of one member appointed by the ENGINEER one member appointed by the LA and a third member appointed by the two other members for disposition and that the committee's decision shall be final.
2. This AGREEMENT may be terminated by the LA upon giving notice in writing to the ENGINEER at his last known post office address. Upon such termination, the ENGINEER shall cause to be delivered to the LA all drawings, specifications, partial and completed estimates and data if any from traffic studies and soil survey and subsurface investigations with the understanding that all such material becomes the property of the LA. The ENGINEER shall be paid for any services completed and any services partially completed in accordance with Section 4 of THE LA AGREES.
3. That if the contract for construction has not been awarded one year after the acceptance of the plans by the LA and their approval by the DEPARTMENT, the LA will pay the ENGINEER the balance of the engineering fee due to make 100 percent of the total fees due under the AGREEMENT, based on the estimate of cost as prepared by the ENGINEER and approved by the LA and the DEPARTMENT.

4. That the ENGINEER warrants that he/she has not employed or retained any company or person, other than a bona fide employee working solely for the ENGINEER, to solicit or secure this contract and that he/she has not paid or agreed to pay any company or person, other than a bona fide employee working solely for the ENGINEER, any fee, commission, percentage, brokerage fee, gifts or any other consideration contingent upon or resulting from the award or making of this contract. For breach or violation of this warranty the LA shall have the right to annul this contract without liability.

IN WITNESS WHEREOF, the parties have caused this AGREEMENT to be executed in quadruplicate counterparts, each of which shall be considered as an original by their duly authorized offices.

Executed by the LA:

Village of Towanda of the
(Municipality/Township/County)

ATTEST:

State of Illinois, acting by and through its

By _____

President and Board of Trustees

Village Clerk

By _____

(Seal)

Title: Village President

Executed by the LA:

McLean County of the
(Municipality/Township/County)

ATTEST:

State of Illinois, acting by and through its

By *Regina Ann Milton*

County Board

County Clerk

By *[Signature]*

(Seal)

Title: Chairman

Executed by the ENGINEER:

Farnsworth Group, Inc.

2709 McGraw Drive

ATTEST:

Bloomington, IL 61704

By *Donald L. Adam*

Donald K. Rutledge

Title: Principal

Title: Secretary

Farnsworth Group, Inc.
Engineers, Architects, Surveyors & Scientists
 Schedule of Charges - January 1, 2001

Professional Staff – Engineering/Surveying	Per Hour
Engineering Intern I	\$ 65.00
Engineering Intern II	\$ 70.00
Engineer & Land Surveyor.....	\$ 80.00
Senior Engineer & Senior Land Surveyor.....	\$ 85.00
Planner	\$ 70.00
Project Engineer & Project Land Surveyor.....	\$ 90.00
Project Manager	\$ 95.00
Senior Project Manager.....	\$100.00
Principal.....	\$115.00

Technical Staff – Engineering/Surveying	
Assistant.....	\$ 40.00
Technician.....	\$ 55.00
Senior Technician.....	\$ 60.00
Chief Technician.....	\$ 70.00
Computer Specialist	\$ 80.00
Designer/Surveyor.....	\$ 75.00
Senior Designer/Surveyor.....	\$ 80.00
Project Designer/Surveyor.....	\$ 85.00
Clerical.....	\$ 38.00

Professional Staff - Architecture	
Architectural Intern I.....	\$ 60.00
Architectural Intern II.....	\$ 66.00
Architect & Landscape Architect	\$ 75.00
Senior Architect & Senior Landscape Architect.....	\$ 80.00
Planner.....	\$ 70.00
Project Architect & Project Landscape Architect	\$ 90.00
Project Manager	\$ 95.00
Senior Project Manager.....	\$100.00
Principal-Architecture.....	\$105.00

Technical Staff - Architecture	
Architectural Technician.....	\$ 50.00
Senior Architectural Technician.....	\$ 60.00
Chief Architectural Technician.....	\$ 65.00
Computer Specialist	\$ 80.00
Architectural Designer.....	\$ 70.00
Senior Architectural Designer.....	\$ 70.00
Project Architectural Designer.....	\$ 80.00
Clerical-Architecture.....	\$ 38.00

Miscellaneous – Engineering/Architecture/Surveying	
Overtime Requested by Client.....	Negotiated
Expert Testimony.....	2 x billing rate
Field Vehicle & Equipment	\$ 7.00
Automobile (per mile)	\$ 0.38
CADD Computer.....	\$ 10.00
Consultants & Reimbursable Expenses Related to Project *	Cost + 10%
GPS Equipment Not to Exceed \$200/day per receiver	\$20.00/hour/receiver

* Includes the actual cost of blueprints, supplies, toll charges, testing services, personnel subsistence, and other costs directly incidental to the performance of the above services.

RATES EFFECTIVE UNTIL JANUARY 1, 2002 UNLESS NOTIFIED

Members Bass/Selzer moved the County Board approve a Request for Approval of a Preliminary Engineering Services Agreement for Motor Fuel Tax Funds - Village of Towanda, Farnsworth Group, Inc., and County of McLean. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

FINANCE COMMITTEE:
Member Sorensen, Chairman, presented the following:

**RESOLUTION OF THE McLEAN COUNTY BOARD AUTHORIZING THE
METRO McLEAN CENTRALIZED COMMUNICATIONS CENTER
TO OFFER A SALARY ABOVE THE STARTING MAXIMUM SALARY
UNDER THE McLEAN COUNTY PERSONNEL ORDINANCE AND POLICY**

WHEREAS, pursuant to the Fiscal Year 2001 Adopted Budget for the Metro McLean County Centralized Communications Center (the "MetCom"), MetCom has been authorized to recruit and fill Supervisor positions at a Grade 9 on the General Salary Classification Schedule; and,

WHEREAS, the MetCom Director advised the Finance Committee that it would be preferable to promote from within to this Supervisor positions; and,

WHEREAS, the MetCom Director requested authorization from the Finance Committee to offer a salary above the starting maximum salary under the McLean County Personnel Ordinance and Policy, in order to be able to promote from within MetCom to this Supervisor positions; and,

WHEREAS, the Finance Committee, at its regular meeting on September 4, 2001, approved the request of the MetCom Director to offer a salary above the starting maximum salary under the McLean County Personnel Ordinance and Policy; now, therefore,

BE IT RESOLVED, by the McLean County Board, now in regular session, as follows:

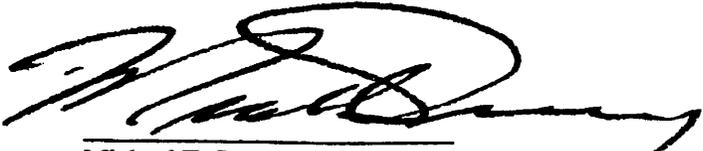
- (1) That the Director of MetCom is hereby authorized to offer a salary above the starting maximum salary under the McLean County Personnel Ordinance and Policy, in order to be able to promote from within MetCom to the Supervisor position.
- (2) That the Director of MetCom is directed to work with the County Administrator's Office in preparing the salary offer to be made above the starting maximum salary under the McLean County Personnel Ordinance and Policy.
- (3) That the County Clerk is hereby directed to provide a certified copy of this Resolution to the Director of MetCom, the County Treasurer, and the County Administrator.

ADOPTED by the McLean County Board this 18th day of September, 2001.

ATTEST:

APPROVED:


Peggy Ann Milton, Clerk of the County Board,
McLean County, Illinois


Michael F. Sweeney, Chairman
McLean County Board

Members Sorensen/Rodman moved the County Board approve a Request for Approval to Hire Emergency Communications Supervisor Above the Midpoint of the Salary Range – MetCom. Member Selzer asked why the County is hiring above midpoint. Member Selzer stated it is referenced in the minutes, the study did not take some things into account, and asked if the study is obsolete. Member Selzer said that when he looks at the numbers, he can't understand why we have a hard time finding people considering the number of people that have been laid off in the community, and the number of people running call centers in similar types of areas for the pay that we are offering. Member Sorensen said this particular person used to get overtime in their previous position and to move to a salaried position would be a pay cut for them, and likely be similar hours. Mr. Zeunik said the major factor is that the director at MetCom would like to promote from within. Shawn Walker from Metcom, Member Selzer, and Terry Lindberg discussed union wages, the supervisory position, and overtime. Clerk Milton shows the roll call vote as follows: Kinzinger-yes, Nuckolls-yes, Owens-yes, Pokorney-yes, Renner-yes, Rodman-yes, Salch-yes, Selzer-no, Sommer-yes, Sorensen-yes, Arnold-yes, Bass-present, Berglund-yes, Bostic-yes, Emmett-yes, Gordon-yes, Hoselton-no, and Johnson-yes. Fifteen in favor, two opposed, and one voting present. Motion carried.

Member Sorensen stated there were responses to the Auditor's letter in the packet under the General Report beginning on page 112.

Member Sorensen, Chairman, presented the following:

**RESOLUTION OF THE McLEAN COUNTY BOARD
AMENDING THE BUDGET POLICY FOR FISCAL YEAR 2002**

WHEREAS, the McLean County Board, at its regular meeting on May 15, 2001, approved and adopted a Resolution Establishing the Budget Policy for Fiscal Year 2002; and,

WHEREAS, the Resolution Establishing the Budget Policy for Fiscal Year 2002 sets forth in Section 12.22-4 Enterprise Home – Nursing Home the basis upon which the private pay rate for the McLean County Nursing Home shall be calculated; and,

WHEREAS, the Finance Committee, at its regular meeting on Tuesday, September 4, 2001, recommended that the formula used to calculate the Interfund Transfer appropriation from the Social Security Fund 0130, IMRF Fund 0131, and the Tort Judgment Fund 0135 to the Nursing Home Fund 0401 be changed to more accurately reflect the private pay census of the Nursing Home during the past three years; and,

WHEREAS, the Finance Committee recommended that the formula used to calculate the Interfund Transfer appropriation from the Social Security Fund 0130, IMRF Fund 0131, and the Tort Judgment Fund 0135 to the Nursing Home Fund 0401 be changed from the current ratio of 85% Medicaid and 15% Private Pay to the following ratio of 75% Medicaid and 25% Private Pay; now, therefore,

BE IT RESOLVED by the McLean County Board as follows:

- (1) The McLean County Board hereby approves the following change in the formula used to calculate the Interfund Transfer appropriation from the Social Security Fund 0130, IMRF Fund 0131, and the Tort Judgment Fund 0135 to the Nursing Home Fund 0401: Medicaid residents at 75% of the total census and Private Pay at 25% of the total census.
- (2) The McLean County Board hereby directs the Director of the Nursing Home and the County Administrator to reflect this change in the formula for determining the Interfund Transfer appropriations in the Fiscal Year 2002 Recommended Budget and in determining the property tax levy in the Social Security Fund 0130, the IMRF Fund 0131, and the Tort Judgment Fund 0135.

(2)

- (3) The McLean County Board hereby directs the County Clerk to forward a certified copy of this Resolution to the Director of the McLean County Nursing Home, the County Treasurer, the County Auditor, and the County Administrator.

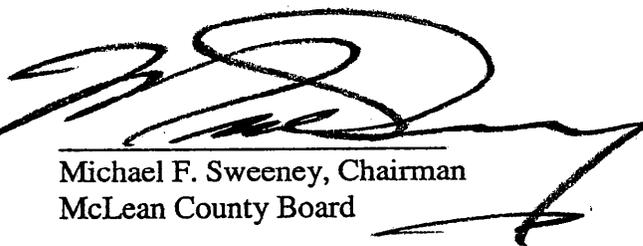
ADOPTED by the McLean County Board this 18th day of September, 2001.

ATTEST:

APPROVED:



Peggy Ann Milton, Clerk of the County Board
McLean County, Illinois



Michael F. Sweeney, Chairman
McLean County Board

McLean County Nursing Home
Census Report – 2001

MONTH	AVG MEDICARE	AVG PVT PAY	AVG IDPA	AVG BED HOLD	AVG CENSUS	AVG VACANT
JANUARY	3.45	41.90	83.58	0.71	129.65	20.35
FEBRUARY	3.25	39.89	84.93	0.50	128.57	21.43
MARCH	3.84	40.81	81.52	0.35	126.52	23.48
APRIL	7.93	40.90	83.43	1.80	134.07	15.93
MAY	7.00	40.10	87.23	0.74	135.06	14.94
JUNE	10.63	42.20	84.43	1.47	138.73	11.27
JULY	9.68	44.52	83.45	2.94	140.58	9.42
AUGUST						
SEPTEMBER						
OCTOBER						
NOVEMBER						
DECEMBER						

YTD AVERAGE	6.54	41.47	84.08	1.22	133.31	16.69
% OF CAPACITY	4.36%	27.65%	56.05%	0.81%	88.87%	11.13%

McLEAN COUNTY NURSING HOME
 Census Report - 2000

MONTH	AVG MEDICARE	AVG PVT PAY	AVG IDPA	AVG BED HOLD	AVG CENSUS	AVG VACANT
JAN	1.71	48.77	94.19	0.61	145.29	4.71
FEB	3.90	46.31	93.17	0.72	144.10	5.90
MAR	3.32	45.84	93.06	0.55	142.77	7.23
APRIL	2.20	46.10	93.87	1.13	143.30	6.70
MAY	3.42	47.77	91.71	1.39	144.29	5.71
JUNE	3.83	46.07	89.30	1.50	140.70	9.30
JULY	4.84	44.84	89.16	2.13	140.97	9.03
AUG	5.68	45.55	85.97	1.55	138.74	11.26
SEPT	6.27	43.97	86.07	0.77	137.07	12.93
OCT	4.35	43.23	87.23	2.42	137.23	12.77
NOV	6.50	45.70	88.77	1.57	142.53	7.47
DEC	4.52	46.42	86.84	1.48	139.26	10.74

YTD AVERAGE	4.18	45.83	90.23	1.30	141.54	8.46
% OF CAPACITY	2.79%	30.55%	60.15%	0.87%	94.36%	5.64%

McLEAN COUNTY NURSING HOME
 Census Report – 1999

MONTH	AVG MEDICARE	AVG PVT PAY	AVG IDPA	AVG BED HOLD	AVG CENSUS	AVG VACANT
JAN	3.06	44.03	98.13	1.26	146.48	3.52
FEB	3.64	46.46	98.29	0.46	148.86	1.14
MAR	2.71	47.55	95.19	1.19	146.65	3.35
APRIL	4.30	45.93	95.47	1.63	147.33	2.67
MAY	3.26	47.71	95.06	0.97	147.00	3.00
JUNE	2.10	47.80	97.23	0.63	147.77	2.23
JULY	2.55	46.77	97.71	0.68	147.71	2.29
AUG	1.13	49.61	95.48	0.48	146.71	3.29
SEPT	1.50	46.77	95.07	0.47	143.80	6.20
OCT	3.10	48.74	93.06	0.81	145.71	4.29
NOV	0.77	48.90	95.70	1.33	146.70	3.30
DEC	1.35	43.65	96.10	1.81	142.90	7.10

YTD AVERAGE	2.56	47.30	96.04	0.90	146.79	3.21
% OF CAPACITY	1.70%	31.53%	64.02%	0.60%	97.86%	2.14%

Members Sorensen/Rodman moved the County Board approve a Request for Approval of a Change in the Allocation Formula Used by the Nursing Home to Determine Interfund Transfers from FICA, IMRF, and Tort Judgement - Present Formula: 85% Public Aid, 15% Private Pay - Recommended Change: 75% Public Aid, 25% Private Pay. Member Sommer asked if there will be any effort made to audit more frequently. Member Sorensen answered the 15% was a historic number that had always been used. He said they are trying to be more reflective of what we are doing. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

Member Sorensen, Chairman, presented the following:

DEMANDSTAR BY ONVIA AGENCY MEMBERSHIP AGREEMENT

Welcome to DemandStar by Onvia! We operate a proprietary Internet-based procurement system called "DemandStar" through which we provide Internet, fax and information services to network members. This Agreement describes our mutual responsibilities.

WE agree:

1. To allow your Agency to use the DemandStar System at no charge.
2. To automatically notify appropriate member Suppliers of Formal Bid opportunities via email or fax.
3. To notify and promote your Agency's membership in Onvia's DemandStar network to both your current Suppliers and our Supplier community.
4. To post your Agency's Formal Bid documents online if provided to us in acceptable electronic format.
5. To provide Formal Bid document duplication and distribution services upon Supplier request.
6. To provide your Agency's website with links to: (a) allow anyone to view Formal Bid announcements posted to DemandStar by your agency at no charge; (b) allow Formal Bid specifications to be downloaded (for a fee); and (c) allow Suppliers to register with DemandStar.
7. To provide customer support to your Agency and Suppliers.

YOU agree:

1. To provide Onvia with a letter announcing your membership in the DemandStar network and an electronic mailing list of your current Suppliers.
2. To log 100% of your Formal Bids through Onvia's DemandStar network (this ensures that registered Suppliers are notified of every Formal Bid opportunity from your Agency).
3. To enter Plan-holder information into Onvia's DemandStar System for any Suppliers who obtain Formal Bid documents through a source other than DemandStar (this ensures that we can deliver addenda to all Plan-holders which reduces the likelihood of protests at bid opening time).

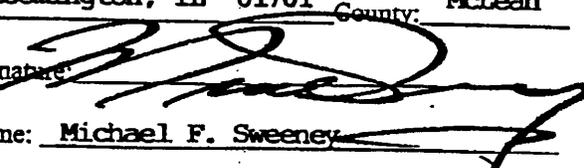
Membership term:

Your membership will begin upon execution of this Agreement and will continue until either party provides thirty (30) days written notice to the other party.

Agency: County of McLean

Address: 104 W. Front St., Room 701

Bloomington, IL 61701 County: McLean

Signature: 

Name: Michael F. Sweeney

Title: County Board Chairman

Date: 9-18-01

Onvia.com, Inc.
1200 South Pine Island Road
Plantation, FL 33324 - 4413

Signature: _____

Name: _____

Title: _____

Date: _____

DEFINITIONS USED IN THIS AGREEMENT.

“Agency” – means the governmental entity, agency or other organization that entered into this Agreement with Onvia.com, Inc.

“Agreement” – means the DemandStar by Onvia Agency Membership Agreement.

“Formal Bid” – means a bid and associated addenda that requires public notification. These can include request for proposals (RFPs), formal contracts, and annual buys, but does not include a request for quotation that does not require public notification.

“Onvia,” “we,” or “our” – means Onvia.com, Inc.

“Plan-holder” – means a Supplier who has received the specifications for a Formal Bid.

“Supplier” – means any provider of goods or services.

“DemandStar System”, “DemandStar”, or “System” – means the web-based software and services provided by Onvia for posting and broadcasting of Formal Bids, access to broadcast and Plan-holder reports, and standard-level access to our bid library.

“You” or “your” – means the Agency.

1. **LICENSE.** For the term of this Agreement, Onvia grants Agency, free of charge, a non-exclusive and non-transferable license to use Onvia’s DemandStar System as referenced herein.
2. **OWNERSHIP.** Ownership and all intellectual property rights in the System and in all ideas, processes and works of authorship created in whole or in part during the term of this Agreement by Onvia belong exclusively to Onvia. The Agency acknowledges such ownership and intellectual property rights in Onvia, acknowledges that any such work is not a work made by Onvia for hire, and agrees that the Agency will not assert any actions to the contrary.
3. **SUPPLIER INFORMATION.** The Supplier information provided by the Agency will be used for notification purposes, and will be returned to Agency in its original form. Information provided to Onvia’s DemandStar network by Suppliers is considered confidential and proprietary to Onvia; however, upon request, Onvia will provide to Agency an up-to-date list of Plan-holders for all bids submitted by Agency through Onvia’s DemandStar network.
4. **PUBLIC RECORDS REQUESTS.** If required by law, and upon written request, Onvia will provide, in electronic or hard copy format, a copy of the original Supplier information updated with the list of Plan-holders for all bids submitted by Agency through Onvia’s DemandStar network. Onvia may assess a fee for this service as provided for by law.
5. **WARRANTY.** The Services provided by Onvia hereunder shall be performed in a professional and workmanlike manner and shall substantially conform to the description of Services set forth herein. **THE PRODUCTS AND SERVICES ARE PROVIDED “FREE OF CHARGE TO AGENCY” AND THEREFORE, EXCEPT AS PROVIDED IN THIS PARAGRAPH, ON AN “AS IS” BASIS, WITHOUT WARRANTY OF ANY KIND, INCLUDING TITLE, FREE OF DEFECTS, MERCHANTABILITY, OR FIT FOR A PARTICULAR PURPOSE.**

6. **SUPPLEMENTAL SUPPLIERS.** In the event that the Agency wishes Onvia to notify non-registered Suppliers of Formal Bids, the Agency may enter a limited list of supplemental Suppliers into the System. No single Supplier will be notified more than 3 times if they are not registered with Onvia.
7. **DOCUMENT FULFILLMENT SERVICES.** The Agency may choose to have Onvia provide document fulfillment services for printing, shipping, and handling of Formal Bids, addenda and related documents on a case-by-case basis. Onvia will charge the recipients for the services unless the Agency elects to pay for the services.
8. **LIMITATION OF LIABILITY.** In no event, including but not limited to performance or non-performance by Onvia, shall Onvia be liable to Agency for any amount in excess of \$20,000. To the maximum extent permitted by law, in no event shall Onvia be liable for indirect, special, incidental, or consequential damages, including, without limitation, loss of profits, loss of good will, work stoppages, computer failure or malfunction or interruption of business, whether such damages are alleged in tort, contract, indemnity, or otherwise, even if Onvia has been apprised of the possibility of such damages.
9. **GOVERNING LAW.** The laws of the State of Illinois shall govern this Agreement.
10. **ACTS OF GOD AND OTHER EVENTS.** Onvia is not responsible for disruption of Services or non-use of Products due to circumstances beyond its control including, but not limited to: fire, floods, war, civil unrest, severe weather, disruption of electricity or phone service and/or Internet access, or any other unforeseen event or circumstance.
11. **NOTICES.** All notices under this Agreement shall be in writing and sent by registered or certified mail, postage prepaid, addressed to the party for which it is intended at the address set forth on the first page of this Agreement or to such other address as either party shall from time to time indicate in writing. Any such notice to be deemed to be effective upon receipt or five (5) days from the date of the mailing, whichever occurs first.
12. **ENTIRE AGREEMENT.** This Agreement constitutes the entire Agreement of the parties and supersedes any prior written or oral understandings or agreements.

DEMANDSTAR BY ONVIA
QUOTEWIRESM ADDENDUM

DemandStar by Onvia's QuoteWireSM is the online procurement service ("Service") of Onvia.com, Inc. that provides a venue to buy and sell goods and services through a Website operated by Onvia ("Website"). Buying and selling through this Service is available only to agencies and suppliers ("Users") registered with and authorized by Onvia to use the Service, and any other use is prohibited.

Users of the Service submitting a request for informal quotation ("RFQ") shall be referred to as "Buyers", and Users of the Service submitting a response to an RFQ ("Bid") shall be referred to as "Suppliers".

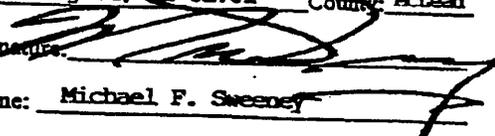
1. **License to Use the Service.** Onvia hereby grants you a non-exclusive, limited, revocable license to use the Service in accordance with the terms and conditions set forth in both the DemandStar by Onvia Agency Membership Agreement ("Agreement") and this Addendum, as may be modified from time to time. This limited license allows you to post RFQs on the Website and to receive Bids from interested Suppliers.
2. **Onvia as Venue.** Onvia is only a venue for lawful transactions and does not monitor, screen or otherwise control the RFQs or Bids placed through the Service, nor does Onvia monitor, screen or otherwise control the Users of its Service or their behavior while using the Service. Onvia is not involved in the transaction between the Buyer and Supplier beyond the scope referenced herein. Onvia cannot control whether or not Users of this Service will complete the transactions they describe in the RFQs and Bids. Onvia does not assume responsibility for the content of RFQs posted by Buyers or Bids posted by Suppliers and does not review or edit either RFQs or Bids posted on this Service, except as Onvia deems in its best interest for the operation of the Service.
3. **Disputes Between Participants.** Onvia is under no obligation to become involved in any dispute between Users of the Service. In the event that you have a dispute with one or more Users of the Service, you hereby release Onvia, its directors, officers, employees, subsidiaries, agents and successors in rights from any and all claims, demands, causes of actions, liabilities and damages (actual and consequential) of every kind or nature, known or unknown, suspected and unsuspected, disclosed and undisclosed, arising out of or in any way related to such disputes or the Service. If you are a California resident, you waive California Civil Code Section 1542, which says, "A general release does not extend to claims which the creditor does not know or suspect to exist in his favor at the time of executing the release, which, if known by him must have materially affected his settlement with the debtor."
4. **Fees.** Agency may use the Service at no charge.
5. **Terms and Conditions.** Agency's authorization to use the Service will begin upon execution of this Addendum and will continue until either party provides thirty (30) days written notice of termination to the other party. Termination of either the Agreement or the Addendum will not affect the terms of the remaining Agreement or Addendum. The terms and conditions of the Agreement, in conjunction with this (and/or any other) Addendum, constitute the entire agreement between Onvia and Agency.

By:

Agency: County of McLean

Address: 104 W. Front St., Room 701

Bloomington, IL 61701 County: McLean

Signature: 

Name: Michael F. Sweeney

Title: County Board Chairman

Date: 9-18-01

Onvia.com, Inc.
1200 South Pine Island Road
Plantation, FL 33324 - 4413

Signature: _____

Name: _____

Title: _____

Date: _____

Ver. 51101

Members Sorensen/Rodman moved the County Board approve a Request for Approval of Contract for Internet-Based Procurement System. Member Sorensen stated there are no costs to the County for this system. Clerk Milton shows all Members present voting in favor of the Motion except Member Kinzinger who voted present. Motion carried.

PROPERTY COMMITTEE:
Member Salch, Chairman, presented the following:

Page six

Bidder's Form

RECEIVED

Bidder's Name:

CARPET WEAVERS

AUG 24 2001

Bidder's Address: _____

820 ELDORADO RD.

Facilities Mgt. Div.

City/State/Zip Code: _____

BLOOMINGTON IL 61704

Telephone Number: _____

309 663 4300

To: **McLean County**
104 W. Front Street
Bloomington, Illinois 61702-2400

To Whom it May Concern:

I have received and reviewed the documents entitled "INVITATION TO BID, PROJECT: CARPET PURCHASE AND INSTALL FOR McLEAN COUNTY JAIL, BLOOMINGTON, ILLINOIS". I have examined all documents and the referenced specifications on the bid documents and have familiarized myself with the local delivery, installation, and other conditions affecting the scope of this project and carpet installation and do herewith submit the following bid.

In submitting this bid, I agree:

1. To hold my bid valid for a minimum of sixty (60) days from the stated expiration date of the receipt of all bids.
2. To enter into and accept a purchase order from COUNTY if awarded on the basis of my bid.
3. To furnish Certificates of Insurance in accordance with the instructions contained in the bid packet.
4. To perform complete installation in accordance with the bid specifications.
5. To ensure that all carpeting, carpet adhesives, and the complete carpeting installation fully complies with all federal, state, and local codes, laws, ordinances, regulations, policies, and provisions governing same.
6. Please see attached/returned Bid Submission Sheet which is our bid for this project.
7. That I am authorized by my firm to sign bids. V.P. COMMERCIAL DIV.

CARPET WEAVERS
Bidder's Printed Name
KRUC BARBER
Bidder's Signature

Title of Bidder
8/24/01
Date Submitted

ud

Carpet:Name of Carpet Manufacturer: Shaw IndustriesCarpet Style: Philadelphia Carpets Hazel CreekModel Number: Style number 50068Description: Graphic Loop PileFiber Content: 100% solution Q BCF nylon by Shaw Industries with Florsept
Antimicrobial and Shaw soil protection.Tufted Yarn Weight: 28.0 ozs./yd²Tufted Pile Height: .156 inchesFinished Pile Thickness: .098 inchesTotal Thickness: .248 inchesGauge: 5/64Stitches per inch: 8.8Primary Backing: PolypropyleneSecondary Backing: UnitaryDensity: 10.285 ozs./yd³Weight Density: 279,972Coefficient of Friction: .77Stock Colors: 6 Solution DyedApplications: Contract – basic end use for retail, hospitality, institutional.Special Features: Solution dyed for permanent color retention...permanent
antistat...antimicrobial protection...Shaw soil protection.**Product Data:** Pill test: (DocFF1-70) PASS

Radiant Panel (Direct Glue): ASTM E-648 : CLASS I

NBS Smoke Density : (ASTM E-662)

Flaming Mode: <450 at 4 minutes: <300

Non-flaming Mode: <450 at 4 minutes: <300

Static: ASTCC-134: <3.5KV

Type Static Control: PERMANENT CONDUCTIVE FIBER

Electrical Resistance: (NFPA 99)

Burroughs Method: N/A

IBM Method: N/A

FHA Data UM44D: MEA 77114

Type: I & IIA

Class: I

Warranties: 10-year unitary warranty

10-year limited commercial quality assurance

Adhesive: Shaw 1000 Superior Grade Solvent-Free Ultra Premium Carpet Adhesive, using manufacturer's recommended guidelines for installation. (A low-emitting, "Green Label" commercial adhesive as tested by the Carpet and Rug Institute (CRI)).**Installation Method:** Direct glue.

Bid Submission Sheet

Bidder's Name: BRUCE BARBER

Bidder's Company: CARPET WEAVERS

Pod "A":

Installed Price per Square Yard: \$12.60 per square yard (including carpeting)

Total Square Yards to be Installed in Pod "A": 684^{sq}

TOTAL PROJECT COST: \$ 9,993.00
*Includes Adhesive & Transition
c 2" x 1/4"*

Alternate One: (To recarpet both Jail Pods "A" and "B")

If COUNTY desires to recarpet Pod "A" AND Pod "B", then the installed cost per square yard for carpeting and complete installation will therefore be: \$14.61 per square yard based upon a total of 1356 square yards, FOR A TOTAL PROJECT COST OF \$ 19,811.00. (see above for proposed carpet manufacturer, model name, and number.)

Bidder's Signature: *Rich Cuth*

Date: 8/23/01

cut

CARPET WEAVERS REFERENCES

PROFESSIONAL :

Central Illinois Regional Airport
Rt. 9
Bloomington IL 61704
309-663-7383
Attention : Mr. Mike LaPier, Executive Director

Johnston Contracting
7 Westport Court Suite B
Bloomington IL 61704
309-663-6518
Attention : Mr. Jeff Tarter

Felmley Dickerson Co.
803 East Lafayette
Bloomington IL 61704
309-828-4317
Attention : Mr. John Meek

CREDIT :

Florstar Sales, Inc.
630-595-7500

Flooring Surfaces, Inc.
217-398-1990

Misco Shawnee, Inc.
800-666-6624

Members Salch/Emmett moved the County Board approve a Request for Approval of Bid Received from Carpet Weavers to Recarpet Pods A and B in the Adult Detention Facility - Facilities Management. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

Member Salch, Chairman, presented the following:



Wiss, Janney, Elstner Associates, Inc.
120 North LaSalle Street, Suite 2000
Chicago, Illinois 60602
312.372.0555 tel | 312.372.0873 fax
www.wje.com

5 September 2001

Via : Fax & Mail

Mr. Jack Moody
Facilities Manager
McLean County
104 West Front Street
Bloomington, Illinois 61702-2400

Re: Historic McLean County Courthouse
Bloomington, Illinois
WJE No. 2001.3337.P

Dear Mr. Moody:

Wiss, Janney, Elstner Associates Inc. (WJE) is pleased to submit this proposal to assist McLean County with the development of preliminary construction cost estimates for masonry repairs on the former McLean County Courthouse in Bloomington, Illinois. We understand that preliminary cost estimates are needed in order for McLean County to budget for the work. We also understand, based on our review of a previous study of the building discussed below, our observations made at a site visit to the building on 29 August 2001, and our discussions during the site visit, that the scope of repair work to be cost estimated will focus on exterior masonry repairs as well as other selected items discussed below.

BACKGROUND

The building that formerly served as the McLean County Courthouse was built from 1901 to 1903 and was designed by the Peoria architects Reeves and Baillie. The building was constructed in the same location as an earlier courthouse, originally construction in 1868, that burned in 1900. The building, clad with Indiana limestone, is three stories in height with a raised basement. Atop the building is a dome, also clad with Indiana limestone with ornament previously identified as cast stone and a copper sheet metal roof. McLean County utilized the courtrooms in the building until 1974, when a new courthouse was completed, and continued to use office space until 1989. Since 1992, the McLean County Historical Society has leased the building from the county, operating it as the McLean County Museum of History.

In March 1992, professional staff of WJE and the Office of John Vinci (OJV, now Vinci/Hamp Architects) performed a one-day condition survey of the building. Subsequently, a report was issued by the Office of John Vinci with contributions by WJE and was titled "Conservation Assessment of McLean County Historical Society Building (former McLean County Courthouse), Bloomington, Illinois," dated 14 May 1992.

On 29 August 2001, Mr. Jeffrey P. Koerber of WJE met with you and Mr. Greg Koos, Executive Director of the McLean County Museum of History, to review the existing condition of the building and to discuss the county's need for preliminary repair costs for the exterior masonry. During the site visit we performed a walk-through and observed the following conditions:

66



Mr. Jack Moody
McLean County
5 September 2001
Page 2

Exterior

- Cracks, spalls, and displaced stone units at the walls flanking the entrance steps
- Cracks and displacement of granite step units at each of the entrances
- Cracks in Indiana limestone wall cladding units
- Spalls in limestone cladding units, with ferrous metal anchors exposed
- Incipient spalls in limestone cladding units
- Cracks, spalls, and displacement of the limestone balustrade elements; ferrous metal anchors were exposed at some anchor locations
- One mosaic panel had fallen in the past from a coffered section at the west entrance vestibule
- Bowed stone veneer wall cladding at the west entrance vestibule

Interior

- Several of the interior scagliola wall panels have cracked and/or become displaced. Some of the panels have had through face anchors installed, presumably to re-anchor them to the substrate
- Evidence of water infiltration or condensation at the interior face of an exterior wall in a second floor archive storage room

During the site visit you expressed the need to focus on those issues that compromise the structural integrity or weather resistance of the exterior envelope. Therefore, the scope of services outlined below reflects these requirements.

SCOPE OF SERVICES

1. **Review.** Obtain copies of the original drawings and, if available, original specifications for the building for review. Review the 1992 OJV/WJE report.
2. **Condition Survey Update.** Perform an on-site condition survey of the building, including a close-up inspection of selected portions of the exterior walls. We recommend that a personnel lift be utilized to access the upper portions of the exterior walls, including the projecting limestone cornice and balustrade railings at the roof edge, in order to obtain a more accurate assessment of their condition. Additional observations will be made of the building roofing system, the entrance vestibule stone veneer cladding, and interior scagliola wall panels. We anticipate that this condition survey update would be performed in one to one-and-half days.
3. **Preliminary Scope of Work.** Prepare a preliminary scope of work for exterior repairs on the building, based on the 1992 OJV/WJE report and on observations made during the condition survey update. We anticipate that the scope of repair work will focus on the exterior limestone cladding and selected interior finishes, such as the stone veneer cladding at the east and west entrance vestibules and scagliola wall panels.
4. **Preliminary Cost Estimate.** Prepare a preliminary cost estimate based on the preliminary scope of work prepared above. The preliminary cost estimate will be prepared with the assistance of Construction Resources and Management, a consulting firm in Long Grove, Illinois, with extensive experience in preparing cost information based on WJE recommendations for repairs.

BUDGET

We recommend a budget of \$2,500 in fees plus expenses including personnel lift rental (\$350 to \$500 for one day), cost estimating services (\$1,500), photography costs, travel, and per diem. All services will be provided in accordance with the enclosed list of Standard Terms and Conditions, dated 28 May 2001.

We understand that you require the cost estimate information by the first week in October 2001. ~~Therefore, in order to provide enough time to prepare the cost estimate, we recommend that we be given a notice to proceed by 14 September 2001.~~ *JPK*

We look forward to assisting McLean County with the condition survey update and cost estimate preparation on the former McLean County Courthouse. Please call if you have any questions.

Very truly yours,

WISS, JANNEY, ELSTNER ASSOCIATES, INC.



Jeffrey P. Koerber
Project Manager

JPK:laa

cc: Mr. Greg Koos - McLean County Museum

County of McLean

Wiss, Janney, Elstner Associates, Inc.

APPROVED:

APPROVED:

**Chairman, McLean County
Board**

ATTEST:

ATTEST:

**Clerk of the McLean County
Board**

68



STANDARD TERMS AND CONDITIONS

Page 1 of 2
May 28, 2001

These Standard Terms and Conditions shall continue in full force and effect during, and after the completion or termination of, Wiss, Janney, Elstner Associates, Inc. or WJE Engineers & Architects, P.C. (WJE) employment. These Standard Terms and Conditions shall control any conflicting term or condition unless WJE agrees otherwise in writing.

PERFORMANCE

WJE and its employees will exercise the degree of skill and care expected by customarily accepted practices and procedures. No warranties, expressed or implied, are made with respect to WJE's performance, unless agreed to in writing. WJE is not a guarantor of the project to which its services are directed, and its responsibility is limited to work performed for the client. WJE is not responsible for acts or omissions of the client, nor for third parties not under its direct control. WJE shall not be liable for any reason for any special, indirect or consequential damages including loss of use and loss of profit. WJE will take reasonable precautions to minimize any damage to the client's property during conduct of any WJE field work and testing. The client understands that in the normal course of this type of work some damage may occur, liability for which damage is not part of this agreement. WJE may rely upon information supplied by the client engaging WJE, or the contractors or consultants involved, or information available from generally accepted reputable sources, without independent verification. WJE services are being performed solely for client's benefit and no contractor, subcontractor, supplier, fabricator, manufacturer, tenant, occupant, consultant, or other third party shall have any claim against WJE as a result of its services.

WJE shall not have control over or charge of and shall not be responsible for construction means, methods, techniques, sequences or procedures, or for safety precautions and safety programs in connection with the project, since these are solely the responsibility of others. WJE shall not be responsible for the contractor's schedules or failure to carry out the project in accordance with contract documents. WJE shall not have control over or charge of acts or omissions of the contractor, subcontractor, or their agents or employees, or of any other non-WJE persons performing portions of the project.

USE OF REPORTS, DRAWINGS AND ELECTRONIC MEDIA

WJE retains ownership of letters, reports, drawings, specifications, photographs, test data, notes and other work product it has created. These documents or parts thereof may not be reproduced in advertisements, brochures, or sales material, nor used by the client for any purpose other than the purpose for which they were prepared, nor by third parties, without the written permission of WJE. Conclusions by WJE based on test results are limited to the specific conditions for which the tests were performed. In the event that WJE work product is stored or transmitted by some form of electronic media, the client agrees that WJE shall not be held liable for the completeness, transmission, accuracy or longevity of these materials, nor for misuse thereof.

PROPOSALS

Proposals expire 120 days after submission to a client unless a different expiration limit is included in the proposal. WJE may withdraw or modify a proposal at any time prior to

acceptance by the client. All fees and expenses quoted in proposals or stated in invoices are exclusive (net) of local or county excise and other business or business license taxes. The client represents it is aware of all such taxes and shall reimburse WJE upon presentation by WJE of the cost of such taxes by an invoice within one year of completion of services.

CLIENT DUTIES

In order for WJE to perform the services requested, the client shall, at no expense to WJE, (1) provide all necessary information regarding client's requirements as necessary for orderly progress of the work, (2) designate in writing a person to act as client's representative for services to be rendered under this Agreement, which person shall have authority to transmit instructions, receive instructions and information, interpret and define client's policies and requests for WJE's services, and (3) provide access to and make all provisions for WJE to enter, without cost, limitation or burden to WJE, publicly or privately owned property as required to perform the work, including the use of scaffolds or similar mechanical contrivances.

SAFETY

Field work of WJE will be performed only under conditions deemed safe by WJE personnel. Charges may be made for safety or security measures required by hazardous job conditions. WJE is not responsible for the safety of other persons or property.

HAZARDOUS MATERIALS

If WJE encounters, or reasonably suspects that it has encountered, hazardous materials in the project, WJE shall cease activity on the project and promptly notify the client. The client shall initiate action, where appropriate, to identify and investigate the nature and extent of hazardous materials in the project and to abate and/or remove the same as may be required by federal, state or local statute, ordinance, code, rule, or regulation now existing or hereinafter enacted or amended. Unless otherwise specially provided in writing, the services to be provided by WJE do not include identification of hazardous materials, and WJE has no duty to identify or attempt to identify the same within the area of the project.

It is further understood and agreed that services WJE will undertake for the client may be uninsurable obligations involving the presence or potential presence of hazardous materials. Therefore, the client agrees, except (1) such liability as may arise out of WJE's sole negligence in the performance of services under this agreement or (2) to the extent of insurance coverage available for the claim, to hold harmless, indemnify and defend WJE and its employees, subcontractors and agents from and against any and all claims, lawsuits, damages, liability and costs, including but not limited to, costs of defense, arising out of or in any way connected with the presence, discharge, release, or escape of hazardous materials. This indemnification applies only to

existing conditions and not to conditions caused or created by WJE. "Hazardous materials" includes, but is not limited to, any substance, waste, pollutant (including mold and mildew) or contaminant, in whatever form, now or hereafter included with such terms under any federal, state or local statute, ordinance, code, rule or regulation now existing or hereinafter enacted or amended.

SUSPENSION OF SERVICES

If the client fails to make payment when due for WJE's services and expenses, WJE may, upon seven days' written notice to the client, suspend performance of services under this Agreement. Unless payment in full is received by WJE within seven days of the date of the notice, the suspension shall take effect without further notice. In the event of a suspension of services, WJE shall have no liability to the client for delay or damage caused the client because of such suspension of services.

FIXED PRICE CONTRACTS

Where WJE and the client have agreed to a fixed price contract, the following WJE Standard Terms and Conditions are specifically excluded: Time Charges, Expenses, Equipment Usage, Affiliated Consultants, and Subcontracted Services. Progress payments will be made monthly as a percent of completion unless otherwise arranged with the client. Other WJE Standard Terms and Conditions stated herein remain in effect.

TIME CHARGES

Time charges are accrued on an hourly basis, unless other arrangements are established. Minimum time charges for personnel at a job site are 8 hours per day, unless time can be utilized on another job. Hourly rates are not increased for overtime. Billing rates may be increased annually.

EXPENSES

Public transportation, subsistence and out-of-pocket expenses incurred during travel, communications, reproduction and shipping charges will be billed at cost plus 5% (invoiced as an expense service fee.) Use of company or personal vehicles are billed at \$ 0.40 per mile.

Expended materials for field and laboratory investigations, rental equipment, and fees advanced on client's behalf will be billed at cost plus 10% (invoiced as an expense service fee.)

Clients may be charged for the cost of providing copies of receipts or detailed "back-up" information concerning expenses.

EQUIPMENT USAGE

WJE equipment used in field or laboratory work is billed at approximately 1% of the replacement cost per day, subject to adjustment for minimum or extended usage.

AFFILIATED CONSULTANTS

WJE retains certain affiliated consultants as independent contractors. These affiliated consultants are billed at rates equivalent to WJE employees of similar education and professional experience.

STORAGE

Material samples not consumed in WJE's work will be discarded 30 days after completion of the project unless the client requests other disposition. Charges will be made for extended storage of materials, records, or equipment. WJE will exercise reasonable care in safeguarding materials, records, or equipment, but disclaims any liability for loss or damage.

SUBCONTRACTED SERVICES

Services are billed at cost plus 10% if the subcontracted firm has at least \$500,000 of Professional/General Liability Insurance, otherwise cost is marked up 20%.

SUBPOENAS AND COURT ORDERS

The client is responsible, after notification, for payment of time charges, attorney fees and other expenses resulting from a required response to subpoenas or court orders issued at the request of any party concerning any part of WJE's work. Charges are based on billing rates in effect at the time of WJE's response.

DISPUTE RESOLUTION

Any dispute that should arise between the client and WJE shall first try to be resolved through mediation. The mediator shall be mutually agreed upon and chosen from a list provided by the American Arbitration Association or other source of experienced professional mediators.

INSURANCE

WJE is protected for general, automobile, workers' compensation and employers' liability coverage by policies written by national insurance carriers rated by the A.M. Best Company. The primary limits are \$1,000,000 with a \$2,000,000 aggregate on general liability. Excess coverage applies to exposures over \$1,000,000. Endorsements are not allowed. Coverage is subject to annual renewal. Increased coverage will be sought if requested. Charges for additional coverage will be billed to the client.

BILLING TERMS

The firm or individual engaging WJE is responsible for payment of charges unless WJE is notified in writing, prior to the time that the charges are incurred, that the engagement is on behalf of another party. Accumulated charges will be billed in approximately monthly intervals. State and local sales and use tax will be included in the billing if applicable. Payment in full (in US dollars) is due upon receipt of the invoice. Invoices which are unpaid 30 days from the invoice date are considered past due and subject to an interest charge at the rate of 1 1/2% per month (or at a lower maximum legal rate) plus related attorneys' fees and collection expenses.

The client is responsible for payment of all charges. Agents of the client who engage WJE are also responsible for payment of all charges unless WJE agrees otherwise in writing prior to the time that the charges are incurred.

Copyright 2001 Wiss, Janney, Elstner Associates, Inc.

Members Salch/Emmett moved the County Board approve a Request for Approval of Proposal Received from Wiss, Janney, Elstner Associates, Inc. for Development of Preliminary Construction Cost Estimates for Masonry Repairs - Old County Courthouse - Facilities Management. Member Gordon questioned the deadline date. Mr. Zeunik replied that Jack Moody, the Director of Facilities Management, has been in contact with Wiss, Janney, Elstner Associates, Inc. and they are aware of the Board Meeting schedule and indicated they have already allocated staff and time to complete the study so that it will done in-time for the October Property Committee Meeting. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

Member Salch stated the General Report is located on pages 147-152.

JUSTICE COMMITTEE:
Member Sommer, Chairman, presented the following:

DESCRIPTION OF INTEGRATED MINI-GRANT ENFORCEMENT PROGRAM (IMaGE)

Problem Statement

Motor vehicle crashes are the leading cause of death for Americans between the ages of 5 through 24. In Illinois, during 1998, 1,393 persons were killed in fatal crashes. In 1997, approximately 134,960 persons were injured in crashes. The cost per death in Illinois for 1997 was \$980,000 and the cost per nonfatal disabling injury was \$34,100.

Many lives could be saved by changing public attitudes regarding risk taking behaviors such as speeding, impaired driving, and the non-use of safety belts and child safety seats. It has been shown that visible enforcement programs focusing on these violations offer the greatest potential for changing these behaviors.

Project Objectives

The purpose of the integrated mini-grant enforcement (IMaGE) activity is to reduce the incidence of motor vehicle crashes, and the resulting injuries and fatalities, through increased enforcement of occupant restraint, impaired driving and speed laws. In order to achieve this purpose, the following goals have been defined:

1. To achieve a higher use of safety belt and child safety seats.
2. To increase enforcement of occupant restraint, impaired driving and speed laws.
3. To reduce the number of fatal traffic crashes.

Survey requirements and enforcement performance objectives which will assist with meeting these goals are as follows:

1. For a project which encompasses a population less than 2500:
 - ◆ 60 - 70 patrol hours per enforcement campaign (350 hours annually).
 - ◆ A minimum of one (1) motorist contact (written warnings and citations) for every 124 patrol minutes.
 - ◆ Thirty (30) percent of all contacts must be for occupant protection violations.
 - ◆ No more than 50 percent of contacts should be for speed violations.
 - ◆ Conduct pre and post safety belt surveys at two (2) sites.
2. For projects which encompass a population of 2,501 - 10,000:
 - ◆ 85 - 95 patrol hours per enforcement campaign (475 hours annually).
 - ◆ A minimum of one (1) motorist contact (written warnings and citations) for every 45 - 60 patrol minutes.

- ◆ Thirty six (36) percent of all contacts must be for occupant protection violations.
 - ◆ No more than 50 percent of contacts should be for speed violations.
 - ◆ Conduct pre and post safety belt surveys at four (4) sites.
3. For a project which encompasses a population of 10,001 - 25,000:
- ◆ 95 - 105 patrol hours per enforcement campaign (525 hours annually).
 - ◆ A minimum of one (1) motorist contact (written warnings and citations) for every 45-60 patrol minutes.
 - ◆ Thirty two (32) percent of all contacts must be for occupant protection violations.
 - ◆ No more than 50 percent of contacts should be for speed violations.
 - ◆ Conduct pre and post safety belt surveys at six (6) sites.
4. For projects which encompass a population of 25,001 - 50,000:
- ◆ 125 - 135 patrol hours per enforcement campaign 675 hours annually).
 - ◆ A minimum of one (1) motorist contact (written warnings and citations) for every 30 - 45 patrol minutes.
 - ◆ Thirty three (33) percent of all contacts must be for occupant protection violations.
 - ◆ No more than 50 percent of contacts should be for speed violations.
 - ◆ Conduct pre and post safety belt surveys at eight (8) sites.
5. For a project which encompasses a population over 50,000:
- ◆ 135 - 145 patrol hours per enforcement campaign (725 hours annually).
 - ◆ A minimum of one (1) motorist contact (written warnings and citations) for every 45-60 patrol minutes.
 - ◆ Thirty (30) percent of all contacts must be for occupant protection violations.
 - ◆ No more than 50 percent of contacts should be for speed violations.
 - ◆ Conduct pre and post safety belt surveys at ten (10) sites.

Because the focus of this program is on three identified risk taking behaviors, it is recommended that a proportionate emphasis be placed on enforcement of occupant restraint, impaired driving and speed laws.

Methods of Procedure

1. Conduct at least five integrated mini-grant enforcement campaigns with special emphasis on increased enforcement of occupant restraint, impaired driving and speed laws. The increased activity conducted by the local agency will coincide with the established timetable.
2. The five integrated mini-grant enforcement campaigns must follow a four-five week schedule that consists of the following:

Week:	Activity:
1	Public information campaign and press releases announcing the enforcement campaign and a media event.
2 and 3	Conduct of Integrated Enforcement campaign for a minimum of specified overtime hours. Patrols must be spread out over the two week period.
4	Press releases on results of program.

3. Conduct **Pre-project** and **Post-project Safety Belt Surveys** during Campaigns 1 and 5. The number of survey sites is based on the population of the city or county where the project is located. The sites selected should be in the area where traffic safety problems exist or improvement in compliance is desired, and where enforcement patrols will be conducted. The surveys should be conducted during daylight hours. The **Pre-Surveys** are to be conducted before the first enforcement campaign, and the **Post-Surveys** are to be conducted after the final enforcement campaign.
4. At the beginning of the integrated mini-grant enforcement campaign, information outlining all phases of the program shall be given to police department personnel, news media, and court (prosecutors and judges) personnel.
5. Daily instructions shall be given at roll call, outlining program goals and encouraging officers' participation.
6. Local agencies shall utilize only Illinois Law Enforcement Training and Standards Board (ILETSB) certified police officers or deputies for the surveys and overtime enforcement.
7. The Division of Traffic Safety (DTS) will reimburse expenditures for personal services, the employer's share of fringe benefits (pension and social security), and operation of automotive equipment by hire-back officers in performing surveys and conducting overtime enforcement.
8. DTS will provide, upon request, materials to assist the local agency in preparing public information campaigns and press releases.

Reporting

1. A **progress report** must be submitted to DTS after each enforcement campaign. The report is due by the **tenth of the month following the campaign**, and shall consist of:
 - ◆ Completed IMaGE Summary of Activity form (*Attachment A*)*.
 - ◆ Copies of public information and education campaign materials, news releases, articles, etc., that were published. The level of this activity will be factored into project evaluation by DTS.
 - ◆ Completed Safety Belt Usage Survey forms (*Attachment B*) should accompany the *first* and *last* progress reports.*

2. The **final report** is due no later than **November 1**, and should be accompanied by the final claim for reimbursement. The final report should include a narrative describing:
 - ◆ The project's accomplishments (goals met and not met).
 - ◆ Problems encountered and successes.
 - ◆ A year-end summary of all activity (as submitted on *Attachment A*)*.
 - ◆ Crash data for the project year (*Attachment C*)*

Reimbursement

A Highway Safety Project Claim for Reimbursement form (*Attachment D*)* and an IMaGE Overtime Hire-Back Cost Documentation form (*Attachment E*)* must be submitted after each enforcement campaign. The claim is due by the tenth of the month following the campaign. The final claim is due November 1.

Monitoring

The DTS will conduct on-site visits to observe project activities and progress toward completion of stated goals, as well as to provide assistance as needed. Failure to maintain operation of the project at the level agreed upon in the approved Highway Safety Project Agreement may result in the termination of funding.

* *Attachments will be included with approval package.*

IMaGE CAMPAIGN GENERAL REQUIREMENTS

Week 1

Pre-Public Information and Education (PI&E) Campaign

- ◆ Press release stating purpose and dates of increased enforcement campaign stressing the following:
 - ◆ Purpose.
 - ◆ Serious/certain enforcement (perception of risk).
 - ◆ Injury prevention.
 - ◆ Importance of obeying traffic laws.
 - ◆ Cost of traffic ticket fines.
- ◆ Optional:
 - ◆ Displays (library, health providers, etc.).
 - ◆ Presentations (schools).
 - ◆ Media event.

Weeks 2 & 3

Enforcement Period

- ◆ Outline all phases of the program to officers.
- ◆ Daily roll call announcement.
- ◆ Stress that all officers must wear safety belts.
- ◆ Conduct a minimum of specified hours increased/overtime enforcement, *throughout* the two week period.
- ◆ Distribute educational materials to non-users of safety belts.
- ◆ Rewards for compliance to laws (donated by local merchants, if possible).

Week 4

Post-PI&E Press Release on Results

- ◆ Tell how the community did.
- ◆ Inform public that more increased enforcement campaigns will be conducted in the future.

All campaigns will follow the above schedule. In addition, safety belt surveys will be conducted in Campaigns 1 and 5, which consist of 5 weeks.

- ◆ Conduct pre-survey in Week 1 of Campaign 1.
- ◆ Conduct post-survey in Week 4 of Campaign 5, at the same time, day and sites where the pre-surveys were conducted.

**THIS CALENDAR WILL BE UPDATED LATER
FOR FY 2002**

Integrated Mini-Grant Enforcement FY 2001 Campaign Dates		
#1	FOCUS - DUI	
	Nov. 5 - 11, 2000	Safety Belt Pre-Survey
	Nov. 12 - 18, 2000	PI&E
	Nov. 19 - Dec. 2, 2000	Enforcement
	Dec. 3 - Dec. 9, 2000	Press Release
	Jan 10, 2001	Report Due
#2	FOCUS - OCCUPANT RESTRAINT	
	Feb. 4 - Feb. 10, 2001	PI&E
	Feb. 11 - 24, 2001	Enforcement
	Feb 25 - March 3, 2001	Press Release
	March 10, 2001	Report Due
#3	FOCUS - OCCUPANT RESTRAINT	
	May 13 - 19, 2001	PI&E
	May 20 - June 2, 2001	Enforcement
	June 3 - June 9, 2001	Press Release
	July 10, 2001	Report Due
#4	FOCUS - DUI	
	June 17 - 23, 2001	PI&E
	June 24 - July 7, 2001	Enforcement
	July 8 - 14, 2001	PI&E
	Aug. 10, 2001	Report Due
#5	FOCUS - SPEED	
	Aug. 19 - 25, 2001	PI&E
	Aug. 26 - Sept. 8, 2001	Enforcement
	Sept. 9 - 15, 2001	Safety Belt Post-Survey
	Sept. 16 - 22, 2001	Press Release
	Oct. 10, 2001	Report Due

INTEGRATED MINI-GRANT ENFORCEMENT (IMaGE) LOCAL AGENCY OBLIGATIONS

The following activities will be performed between October 1 and September 30.

The Local Agency agrees to the following:

1. To conduct five integrated mini-grant enforcement campaigns with special emphasis on occupant restraint, impaired driving and speed laws.
2. To provide overtime traffic enforcement for the specified hours spread throughout the two week enforcement period with an emphasis on occupant restraint, impaired driving and speed violations.
3. To utilize only ILETSB certified police officers for the surveys and overtime enforcement.
4. Officers will be permitted, and encouraged, to issue multiple citations to drivers who have committed several violations; such as, exceeding maximum speed and failure to wear safety belt, or improper child restraint.
5. Local Agency will select target enforcement areas where traffic safety problems exist or improvement in compliance is desired and conduct pre-campaign safety belt surveys in those areas. Post-safety belt surveys will be conducted by the same officer at the same time, day and sites at the end of the final enforcement campaign.
6. Local Agency will inform the news media of the special program and keep them apprised of enforcement campaign periods and their results.
7. Local Agency will report after each campaign to DTS, listing all traffic enforcement activity, including both overtime and regular patrol activity (Attachment A).
8. Reimbursement Agreement: Local Agency shall submit claims for reimbursement to DTS no later than the tenth of the month following each enforcement campaign. DTS will not be able to honor claims for reimbursement received after November 1. This deadline is crucial as the federal government requires that all paperwork for the entire state program to be completed by December 31.
9. Eligible costs include:
 - Overtime pay for enforcement and conducting pre/post surveys at officer's overtime rate, not to exceed time + one half; pension and social security; and operation of automotive equipment.

Cost records and accounts pertaining to the work covered by this agreement shall be kept available for inspection for a period of three (3) years following the date of final payment. Copies of such records shall be made available, upon request, to DTS representatives.

**INTEGRATED MINI-GRANT ENFORCEMENT PROGRAM
(IMaGE)
BUDGET**

Name of Agency: McLean County Sheriff's Office

Population under your jurisdiction: 129,180

Enforcement performance objectives category:

- | | |
|---|--|
| 1. <input type="checkbox"/> less than 2,500 | 4. <input type="checkbox"/> 25,001 - 50,000 |
| 2. <input type="checkbox"/> 2,501 - 10,000 | 5. <input checked="" type="checkbox"/> Over 50,000 |
| 3. <input type="checkbox"/> 10,001 - 25,000 | |

PERSONAL SERVICES

Total Project Hours (include travel and patrol)	<u>725</u>
Survey Hours	<u>20</u>
Total Hours	<u>745</u>

Average Rate (include overtime [not to exceed time + one half] and/or straight time rates, whichever is appropriate)

\$ 34.16

Total Hours X Average Rate = \$ 25,450

**FRINGE BENEFITS (EMPLOYER'S SHARE)
(if applicable)**

Pension \$ 25,450 (total salaries) X 13.0 % = \$ 3,308

**SOCIAL SECURITY (EMPLOYER'S SHARE)
(if applicable)**

7.65 % X \$ 25,450 (total salaries) = \$ 1,947

TRAVEL – Life Savers Conference

\$1,000

EQUIPMENT

1 Radar Unit @ \$1,819

Equipment Total \$1,819

OPERATION OF AUTOMOTIVE EQUIPMENT

\$3.45 X 26,500 (total miles) = \$ 9,142

GRAND TOTAL \$ 42,666

78



Illinois Department of Transportation
 Division of Traffic Safety
 3215 Executive Park Drive/P.O. Box 19245
 Springfield, Illinois 62794-9245

Highway Safety Project Request

1. Applicant Agency: <u>MCLEAN County Sheriff</u> Address: <u>104 W. Front Street</u> <u>Bloomington, Illinois 61702</u> TIN/FEIN: <u>37-6001569</u>	For Office Use Only Project Number: <u>PTI-0057-062</u> Project Title: <u>Integrated Mini-Grant Enforcement</u> PSP/Task: _____ Year of Funding _____ PSP Title: _____
2. Governmental Unit: <u>McLean County Gov't.</u> Address: <u>Same as above</u> TIN/FEIN: <u>Same as above</u>	3. Starting Date: _____ 4. Expiration Date: _____ 5A-E. Project Description (attached) <input type="checkbox"/> Yes <input type="checkbox"/> No

5F. Project Description Summary:
 This project provides funds for the agency to hireback officers during selected integrated enforcement periods. During these periods, certified officers working overtime will concentrate on enforcement of all traffic laws with special emphasis on occupant restraint, impaired driving, and speed violations.

Proposed	Federal	Local	Total
5G. Project Budget:			
Personal Services	\$25,450		\$25,450
Fringe Benefits	3,308		3,308
Social Security	1,947		1,947
Travel	1,000		1,000
Contractual Services			
Printing			
Commodities			
Equipment	1,819		1,819
Oper/Auto/Equipment	9,142		9,142
Totals	\$42,666		\$42,666

6. A. Acceptance - It is understood and agreed by the undersigned that this project, if approved, is subject to the attached Agreement Conditions.
 B. "Obligation of the state shall cease immediately, without penalty or further payment being required if, in any fiscal year, the Illinois General Assembly or federal funding source fails to appropriate or otherwise make available funds for this contract."

7A. Project Director: <u>Lt. Bonnie Serone</u> Name: <u>Bonnie Serone</u> Title: <u>Lieutenant</u> Address: <u>104 W. Front Street</u> Telephone: <u>309-888-5166</u> Fax: <u>888-5936</u>	7B. Authorizing Official: Name <u>David Owens</u> Title: <u>Sheriff</u> Address: <u>104 W. Front Street</u> Telephone: <u>309-888-5034</u> Fax: <u>888-5072</u>
--	---

Members Sommer/Kinzingler moved the County Board approve a Request for Approval to Submit Grant Application - IDOT Traffic Safety Grant - Sheriff's Department. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

Member Sommer, Chairman, presented the following:

PERSONAL SERVICES CONTRACT

This Agreement, entered into this 20th day of August, 2001, between the County of McLean, a Body Politic and Corporate, hereinafter known as "the County", the McLean County State's Attorney, hereinafter known as "State's Attorney", and KRISTIN KRSEK, hereinafter known as "Contract Assistant State's Attorney."

WHEREAS, the County has authority under *Illinois Compiled Statutes*, Chapter 55, Section 5-5.1005 to make all contracts and do all other acts in relation to the concerns of the County necessary to the exercise of its corporate powers; and

WHEREAS, there is a necessity to provide additional professional legal services for the Office of the State's Attorney; and

WHEREAS, the Contract Assistant State's Attorney has the capacity to provide such services;

NOW, THEREFORE:

1. KRISTIN KRSEK is hereby appointed a Contract Assistant State's Attorney for the State's Attorney's Office.
2. The purpose of this personal services contract is to provide professional legal services in the traffic unit of the State's Attorney's Office commencing August 20, 2001, and continuing until December 30, 2001. It is contemplated that the Contract Assistant State's Attorney will provide part-time services estimated to require approximately three to four full workdays each week. However, the Contract Assistant State's Attorney retains the discretion to determine the actual hours and work location of her services, subject to the requirements of the Court. The County shall pay to the Contract Assistant State's Attorney, and the Contract Assistant State's Attorney agrees to accept, \$2,019.21 per each contract pay period, i.e. each 21 days, until this agreement is terminated.

The Contract Assistant State's Attorney agrees as follows:

1. To provide professional legal services in the State's Attorney's Office estimated to require the equivalent of three to four full workdays each week, with discretion to determine actual hours and work location, subject to the requirements of the projects actually assigned.
2. The Contract Assistant State's Attorney, as an independent contractor, shall indemnify and hold harmless the County, its agents, employees and assigns against any and all claims arising out of or relating to the Contract Assistant State's Attorney's activities pursuant to this agreement.

It is further agreed by both parties:

1. The parties enter into this agreement on the date first stated above and, further, the agreement shall continue until terminated.
2. The Contract Assistant State's Attorney is and shall be an independent contractor for all purposes, solely responsible for the results to be obtained and not subject to the control or supervision of the County or State's Attorney in so far as the manner and means of performing the services and obligations of this agreement. However, the County and State's Attorney reserve the right to review the Contract Assistant State's Attorney's work and service during the performance of this agreement to ensure that this agreement is performed according to its terms.
3. Nothing in this agreement shall prevent the Contract Assistant State's Attorney from engaging in other employment apart from the services provided by this contract.
4. The Contract Assistant State's Attorney shall pay all current and applicable City, County, State and Federal taxes, licenses, assessments, including federal excise taxes, and those required by the Federal Insurance Contribution Act and Federal and State Unemployment Tax Acts.
5. The parties agree to comply with all terms and provisions of the Equal Employment Opportunity Clause of the Illinois Human Rights Act.
6. This agreement shall be governed by and interpreted in accordance with the laws of the State of Illinois. All relevant provisions of the laws of the State of Illinois applicable hereto and required to be reflected are set forth herein or incorporated herein by reference.
7. No waiver of any breach of this agreement or any provision hereto shall constitute a waiver of any other or further breach of this agreement or any provision thereof.
8. This agreement may be amended at any time by mutual agreement of the parties. Before any amendment is valid, it must first be reduced to writing and signed by both parties.
9. This agreement may not be assigned by either party without the prior written consent of the other party.
10. This agreement is terminable at the will of any party upon the giving of fourteen days notice in writing. Written notice shall be mailed to the following address:

For the State's Attorney:

Mr. Charles G. Reynard
McLean County State's Attorney
McLean County Law and Justice Center
104 West Front Street, Room 605
Bloomington, Illinois 61701

For the McLean County Board:

Mr. John M. Zeunik
County Administrator
McLean County Law and Justice Center
104 West Front Street, Room 701
Bloomington, Illinois 61701

For the Contract Assistant State's Attorney:

KRISTIN KRSEK

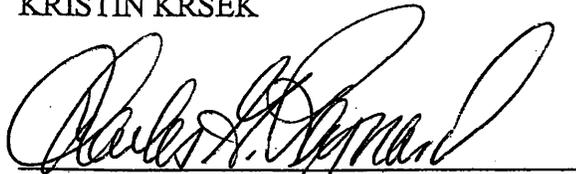
11. This agreement is severable and the invalidity or unenforceability of any provision of this agreement or any party hereto shall not render the remainder of this agreement invalid or unenforceable.
12. This agreement shall be binding upon parties hereto and upon the successors and interest, assigns, representatives, and heirs of such party.
13. The parties agree that the foregoing and the attached document(s), if any, constitute all of the agreement between the parties; and

IN WITNESS THEREOF, the parties have affixed their respective signatures on the date first above noted.

APPROVED:



KRISTIN KRSEK



Charles G. Reynard
McLean County State's Attorney



Michael F. Sweeney, Chairman
McLean County Board

ATTEST:



Peggy Ann Milton, Clerk of the County
Board of McLean County, Illinois

Members Sommer/Berglund moved the County Board approve a Request for Approval of a Contract for Professional Services with Ms. Kristen Krsek, Attorney At Law - State's Attorney's Office. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

Member Sommer stated Ms. Walker was there to discuss the areas of major concern with the 800 MHz Radio System. Ms. Walker shared the following: The system was purchased and installed in 1997 by EF Johnson, and was built according to specifications that McLean County provided the company. The system meets specifications; however, it is proven to provide inadequate coverage for the public safety agencies that it serves which is virtually everyone in the County except the rural fire departments. The problems with the system include very poor quality audio, garbled transmissions, inability to transmit from portables, inability to access the system at a variety of times, and it's creating an officer safety and firefighter safety issue. We have been working with EF Johnson since the beginning of this year and we have been developing a plan of action to improve the current system. We have done everything that can be done in the short term to improve the system performance. They were in town at the end of August to do a propagation study and, from that study, they have developed a list of potential solutions to our radio system problems. That report will be presented to the MetCom Operations Board for review and action on Thursday morning.

Member Hoselton stated he noticed there were dead spots in the County and one of the comments was about erecting additional towers. He asked if the Board has looked into leasing one of the towers already in the County. Member Sommer said the concept of building was one of the options but before that would ever occur there would be a review of existing locations that might be used.

Member Sommer also noted that the security in the Law and Justice Center is sometimes or often compromised by its own employees and he thought he should put everyone on notice that the Justice Committee will deal with that at their next meeting to make sure that everyone is observing the security protocols.

LAND USE AND DEVELOPMENT:
Member Gordon, Chairman, presented the following:

**FINDINGS OF FACT AND RECOMMENDATION
OF THE McLEAN COUNTY ZONING BOARD OF APPEALS**

This is the findings of fact and the recommendation of the McLean County Zoning Board of Appeals to the McLean County Board concerning an application of Bryan & Nikki Hoggins in case 01-34-S. They are requesting a special use to allow a single family residence in the Agriculture District on land undesirable for agricultural purposes on a 10 acre property which is located in Money Creek Township immediately west of Road 2150E approximately 1½ miles south of Road 2700N.

After due notice, as required by law, the Board of Appeals held a public hearing in this case on September 4, 2001 in Room 700 of the Law and Justice Center, 104 West Front Street, Bloomington, Illinois, and hereby report their findings of fact and their recommendation as follows:

PHYSICAL LAYOUT - The 10 acre property is partly in crop production, partly in grass and trees. The property has 40 feet of frontage on the west side of Road 2150E, an oil and chip road 18 feet in width. The property includes a driveway that is 40 feet in width and extends approximately 1,000 feet west from Road 2150E. This driveway extends to a tract 400 feet east and west by 1,000 feet north and south. The 400 by 800 foot tract has a drainage way flowing south through it with land in crop production located on either side.

SURROUNDING ZONING AND LAND USES - The land on all sides is zoned A-Agriculture. The land to the north, east and west is used for crop production. The land to the south is in pasture and woods and contains a single family residence.

LAND EVALUATION AND SITE ASSESSMENT (LESA) - A LESA analysis was completed for the site. The soils score was 99.38 out of 125 points. The site assessment score was 112 out of 175 points. The total LESA score was 211.38 points out of 300. A score below 225 points means the property is of low value for agricultural land protection.

ANALYSIS OF SEVEN STANDARDS - After considering all the evidence and testimony presented at the hearing, this Board makes the following analysis of the seven standards contained in Article 8 Section 803 (Standards for Special Use Permits) of the McLean County Zoning Ordinance.

1. The proposed special use will be detrimental to or endanger the health, safety, morals, comfort, or welfare of the public. This 10 acre property includes land that is desirable for agricultural uses. The property is a good farm field that includes a drainage way. Part of the land is in crop production and the government has spent money putting in terraces to make it suitable for crop production. The drainage way on the property contains outlets from field tile that drain nearby farm fields which may be disrupted if not properly maintained.

2. The proposed special use may be injurious to the use and enjoyment of other property in the immediate vicinity for purposes already permitted or substantially diminish property values in the immediate area. The property to the north, east and west is in crop production. The driveway to this property extends approximately 1,000 feet east of the public road and the 400 foot by 1,000 foot property extends 1,000 feet north into an area used for crop production. A farmer of adjacent land indicated that he has a master's degree in soil science and that the subject property is suitable for crop production and has a very good corn crop on it at this time. He indicated that Radford Soil, the primary soil on the subject property, produces very well in the no-till method of farming and limits erosion in sloped areas. He also testified that this is an urban encroachment into good farm land and about personal experiences with non-farm residents causing problems with farmers where crop production is the principal use of adjacent property.
3. The proposed special use may impede the orderly development of the surrounding property for uses permitted in the district. The property to the north, east and west of this property is in crop production. There is no buffer between the proposed residence and the adjacent property in crop production.
4. Adequate utilities, access roads, drainage and/or other necessary facilities have been or will be provided. The proposed dwelling would be served by a private well and a septic system approved by the McLean County Health Department. The property has 40 feet of frontage on the west side of Road 2150E.
5. Adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets. It appears that safe sight distance can be provided at the proposed entrance. An entrance permit has been obtained from the Money Creek Township Road Commissioner for the proposed entrance.
6. The establishment, maintenance and operation of the special use will not be in conformance with the preamble to the regulations of the Agriculture District. "It is the purpose of the Agricultural District to provide a means by which agricultural land may be protected and enhanced as an economic and environmental resource of major importance to the County." In addition to other objectives, this district is intended to accomplish the following objectives: "Protect the value of agricultural land from indiscriminate incompatible and conflicting land uses;" and "Provide for the location and govern the establishment and use of limited non-farm dwellings".
7. The proposed special use, in all other respects, conforms to the applicable regulations of the Agriculture District.

After considering all the evidence and testimony presented, this Board finds that the application does not meet all the standards as found in the McLean County Zoning Ordinance and also the application does not meet one of the individual criteria for establishing a residential use in the A-Agriculture District. The land is not found to be undesirable for

Therefore this Board recommends that a special use be denied on the property described above to allow the construction of one single family dwelling.

ROLL CALL VOTE UNANIMOUS - The roll call vote was seven members for the motion to recommend denial, none opposed and no members were absent.

Respectfully submitted this 4th day of September 2001, McLean County Zoning Board of Appeals.

(Sally Rudolph)
Chair

Sally Rudolph, Chair
Richard Dean
James Finnigan
Joe Elble
David Kinsella
Jerry Hoffman
Michael Kuritz

Members Gordon/Bostic moved the County Board approve the Motion to Deny the Application of Bryan and Nikki Hoggins in Case 01-34-S. Member Sommer stated it was brought to his attention that there has been a dearth of information submitted and it is his feeling that this should be sent back to the Zoning Board for further review. Chairman Sweeney asked if Member Sommer wished to make a Substitute Motion. Members Sommer/Hoselton made a Substitute Motion that this be sent back to the Zoning Board for further review due to insufficient information. Member Bostic asked which party was negligent in getting sufficient information if front of the Zoning Board. Member Sommer answered it was not necessarily one or the other. Member Bostic stated if something is spoken outside the hearing, it is ex parte communication. Member Sommer replied not a request for further information. Member Owens asked what the Board would gain by sending this back to the ZBA. Member Sommer replied the staff was very supportive of the application and, for whatever reason, it was denied. Chairman Sweeney stated, in the packet, they only listed one item of the seven. Clerk Milton shows all Members present voting in favor of the Substitute Motion. Motion carried.

Member Gordon, Chairman, presented the following:

**FINDINGS OF FACT AND RECOMMENDATION
OF THE McLEAN COUNTY ZONING BOARD OF APPEALS**

This is the findings of fact and the recommendation of the McLean County Zoning Board of Appeals concerning an application of Leslie R. Quiram in case 01-35-Z. He is requesting a text amendment of the Zoning Ordinance for the unincorporated area of McLean County. He is requesting a text amendment to Section 602.18.A of the Zoning Ordinance to amend the regulations governing home occupations, to delete chiropractor clinics from the list of prohibited home occupations and to allow a chiropractor office as a permitted use by including chiropractor in the list of professional offices that are permitted; or in the alternative, to allow chiropractor offices as a home occupation by special use permit.

After due notice, as required by law, the Board of Appeals held a public hearing in this case on September 4, 2001 in Room 700, Law and Justice Center, 104 West Front Street, Bloomington, Illinois and hereby reports the findings of fact and the recommendation as follows:

The section on home occupations in the Zoning Ordinance contains regulations about how a home occupation shall be incidental and subordinate to the principal residential use of the premises and shall not occupy more than 25 percent of the total floor area of the dwelling unit, exclusive of the basement. This section also states that not more than one employee who does not reside in the house may work at the location of the home occupation.

The section on home occupations also includes lists of appropriate home occupations and a list of prohibited home occupations. The applicant pointed out that chiropractor offices are more like uses listed as appropriate home occupations in the Zoning Ordinance than like uses listed as prohibited. The list of appropriate home occupations includes art, dancing or music schools, beauty shops, barber shops and tanning salons. The list of offices that are permitted includes professional offices for architects, engineers, planners, lawyers, accountants, bookkeepers, and offices for realtors, insurance agents, brokers, sales representatives, and manufacturing representatives.

The list of prohibited offices for home occupations includes physician, dental or chiropractor clinics. The list of home occupations prohibited includes antiques - retail, grocery sales, equipment rental, automobile and other motor vehicle repair services, veterinary clinics, kennels and stables.

The applicant stated that his office would not require special equipment to operate - only a chair and special table. He indicated that his home would be a secondary office. The primary office would be located in town where he would have an x-ray machine and other specialized equipment. He indicated that having an office at home would allow him to provide emergency care at times when he would not be available at his office in town.

Findings and Recommendation
01-35-Z, Page 2

Therefore, this Board recommends that the text amendment be approved to delete chiropractor clinics from the list of prohibited home occupations and to allow a chiropractor office as a permitted use by including chiropractor in the list of professional offices that are permitted.

ROLL CALL VOTE UNANIMOUS - The roll call vote was seven members for the motion to recommend granting, none opposed and no members were absent.

Respectfully submitted this 4th day of September 2001, McLean County Zoning Board of Appeals.

(Sally Rudolph)

Chair

Sally Rudolph, Chair
Richard Dean
James Finnigan
Joe Elble
David Kinsella
Jerry Hoffman
Michael Kuritz

**AMENDATORY ORDINANCE
AMENDING THE McLEAN COUNTY ZONING ORDINANCE**

WHEREAS, Leslie R. Quiram has proposed that certain portions of the text of Section 602.18.A of the McLean County Zoning Ordinance be amended; and

WHEREAS, the McLean County Zoning Board of Appeals, after due notice as required by law, held a public hearing on said proposal, identified as Case 01-35-Z and has recommended that the said Zoning Ordinance be amended as follows: to amend the regulations governing home occupations, to delete chiropractor clinics from the list of prohibited home occupations and to allow a chiropractor office as a permitted use by including chiropractor in the list of professional offices that are permitted, and

WHEREAS, the County Board of McLean County, Illinois deems it necessary and proper and in the public interest to so amend said zoning ordinance of said county; now, therefore,

BE IT ORDAINED that the McLean County Zoning Ordinance be and hereby is amended as follows:

Amend Section 602.18.A (10) Particular Home Occupations Permitted:

- d. Professional offices for architects, engineers, planners, lawyers, accountants, bookkeepers, chiropractors, and similar professions

Amend Section 602.18.A (11) Particular Home Occupations Prohibited:

- g. Physician or Dental Clinics

Adopted by the County Board of McLean County, Illinois this 18th day of September 2001.

ATTEST:

APPROVED:

Peggy Ann Milton, County Clerk
McLean County, Illinois

Michael Sweeney, Chairman
McLean County Board

Members Gordon/Bostic moved the County Board approve a Request for Approval of an Ordinance Amending the Text of the Zoning Ordinance as Requested by Leslie R. Quiram in Zoning Case 01-35-Z. Member Gordon stated the reason that he asked to pull this from the Consent Agenda was due to inconsistencies in the narrative regarding the prohibition of chiropractic services in a private home. He said that prohibition should be deleted. Member Gordon then stated, according to Phil Dick, in the staff report regarding this proposed text amendment which was presented to the Zoning Board of Appeals, Mr. Dick's recommendation was that Dr. Quiram's request for this deletion be denied. Member Gordon read the following from the staff report: "an office that functions primarily when a patient or client is present, operates most efficiently when patient or client appointments are scheduled for the convenience of the provider, similar to you own doctor, dentist, or chiropractor office. Such an office could impact the neighborhood by causing a backup of patients in the home causing additional parking impact in the yard or neighborhood in addition to establishing a need for off-premise signage if the office is located in a remote part of the County." Member Gordon then said, even at that point he is not convinced that the ZBA decision should be over-ruled. Member Gordon requested that someone make a Substitute Motion to recommit this to the ZBA. Member Sorensen/Rodman made a Substitute Motion to recommit this to the ZBA. Clerk Milton shows all Members present voting in favor of the Substitute Motion. Motion carried.

Member Gordon, Chairman, presented the following:

RESOLUTION

**ADOPTING A PRELIMINARY PLAN
For the Sherwood Lake Subdivision, File S-01-09**

WHEREAS, Joe Harrison, DBA Harrison Homes and Larry Bielfeldt have requested approval of a preliminary plan for the Sherwood Lake Subdivision, file S-01-09, as provided in the Land Subdivision Regulations of McLean County; and

WHEREAS, said preliminary plan shows 49 residential lots and one lot to be used as an out-lot; and

WHEREAS, a public hearing on said proposed preliminary plan was held by the Land Use and Development Committee of the McLean County Board as required by law; and

WHEREAS, the Land Use and Development Committee recommends that the proposed preliminary plan for Sherwood Lake Subdivision be approved with a stipulation that approval of the construction plans for said subdivision is contingent upon approval of a permit by the Illinois Environmental Protection Agency for the proposed sewage treatment plant and provided modifications are made to said preliminary plan as stipulated in staff report as modified at the public hearing; now, therefore,

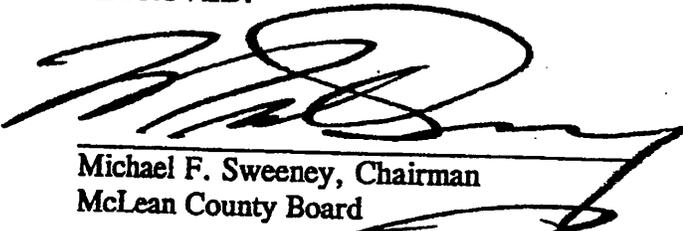
BE IT RESOLVED that the preliminary plan for the Sherwood Lake Subdivision as amended, File S-01-09, be and hereby is approved.

Adopted by the County Board of McLean County, Illinois, this 18th day of September 2001.

ATTEST:


Peggy Ann Milton, County Clerk
McLean County, Illinois

APPROVED:


Michael F. Sweeney, Chairman
McLean County Board

McLean County Department of Building and Zoning

SUBDIVISION STAFF REPORT
LAND USE AND DEVELOPMENT COMMITTEE

CASE NUMBER S-01-09

1. REFERENCE

- a. Public hearing date: September 6, 2001
- b. Subdividers' names and addresses: Joe Harrison, DBA Harrison Homes, RR 1 Box 76, Bloomington, IL 61704 and Larry Bielfeldt, 3004 GE Road, Bloomington, IL 61704
- c. Notice of this public hearing was published in the Pantagraph on August 18, 2001 as required by law

2. LOCATION, LAND USE AND REQUEST:

- a. Property location: Immediately southwest of the intersection of Roads 2000E (Tanglewood Road) and Road 950N
- b. Township: Old Town Township
- c. Parcel Numbers: 22-29-400-002 & 003
- d. Existing zoning: R-1 Single Family Residence District
- e. Applicant request: Approval of a preliminary plan for the Sherwood Lake Subdivision, file S-01-09. The proposed subdivision contains 49 residential lots and one out lot. The County Board approved rezoning of the property to the R-1 District and a planned residential development on the property on August 21, 2001.
- f. Existing land use: Pasture

3. DIMENSIONS:

- a. Size of Parcel: 60 acres
- b. Road Frontage: 60 feet on Briar Drive to the west, 60 feet on Blue Bird Drive to the south and 1,331 feet on Road 2000E (Tanglewood Road) to the west

4. EXISTING LAND FEATURES:

- a. Topography: In part relatively flat and in part significant slope
- b. Drainage: A drainage way runs through the property and flows to the east
- c. Vegetation: Grass and trees
- d. Public Road: Road 2000E - oil and chip 24 feet in width; Blue Bird Drive - oil and chip 28 feet in width; and Briar Drive - concrete with curb and gutter 31 feet in width

5. SURROUNDING ZONING:

- a. North: R-2 Single Family Residence District
- b. East: Agriculture District
- c. South: R-1 Single Family Residence District
- d. West: R-1 Single Family Residence District

6. SURROUNDING LAND USE:

- a. North: Residential subdivision
- b. East: Pasture and single family residence
- c. South: Residential subdivision
- d. West: Residential subdivision

7. BACKGROUND:

One street connection is shown in the proposed subdivision plan to each of the adjacent roads: to Road 2000E (Tanglewood Road) on the east, to the Briar Drive stub street in the Sherwood Subdivision and to the Blue Bird Drive stub street in the Lakeview Estates Subdivision. The proposed entrance to Road 2000E is at a location that meets safe sight distance. The proposed streets meet the minimum requirements of the subdivision code (except as noted below); they are concrete with curb and gutter.

Road 2000E is an oil and chip road approximately 24 feet in width that directly follows the topography of the hilly terrain. This road is identified in the McLean County Comprehensive plan as a collector road. The applicant and the Old Town Township Road Commissioner have entered into a road agreement that will provide a means to upgrade Road 2000E where it is adjacent to the subject property.

The proposed subdivision will use shared wells; each well will serve six dwellings. The septic system will need to be approved by the Illinois Environmental Protection Agency (IEPA); a septic tank will be located on each lot, will drain into a common collector which will flow to a tertiary treatment system. The treatment system will be owned and maintained by a home owners association. Shared wells and a common sewage treatment system make large lots less important.

Ten of the forty nine proposed lots are less than 150 feet in width; these are all greater than 120 feet in width and are greater than 200 feet in depth. The minimum lot size for residential lots in the R-1 District is 150 feet by 150 feet. In addition, two of the lots that are over an acre in area do not meet the minimum width requirement of 200 feet; this is due in part to the uneven terrain which caused these lots to be relatively deep and therefore large in area.

8. RECOMMENDATION:

In conjunction with Jeff Tracy of the Highway Department and Tom Anderson of the Health Department, staff recommends the preliminary plan meets minimum requirements of the Subdivision Ordinance provided the following stipulations:

1. Drainage easements need to be shown for flood routes through lots;
2. Width of easements need to be shown for tiles;
3. Pavement radius for cul-de-sac should be 55 feet rather than 50 feet;
4. Dedication of right-of-way needs to be shown from centerline of road;
5. Drain tile in front of Lots 23, 24, 33, 35,36,37 and 38 should be in easement instead of road right-of-way;
6. No access strip should be shown along Tanglewood Road and on Jared Drive from Tanglewood Road to Janel Drive;
7. General Note 13 should be changed to read "as required by the McLean County Highway Department";
8. Tertiary treatment area needs to be clearly identified on an out lot; and
9. Approval of the construction plans is contingent upon approval of a permit by the Illinois Environmental Protection Agency for the proposed sewage treatment plant.

Respectfully submitted,



Philip Dick, AICP, Director

X:\LUStaffRepS-01-09A

ad

Members Gordon/Sorensen moved the County Board approve a Resolution Adopting a Preliminary Plan for the Sherwood Lake Subdivision, File S-01-09. Member Rodman stated the reason he asked for this to be removed from the Consent Agenda is there is an issue in the County regarding discharge water that this development and one or two others in the County will have. He stated at the hearing when this was considered, he asked where that discharge water will go and was told that the discharge water will go below the lake. Member Rodman said he understands that above this property there is another subdivision that has the same kind of discharge water that is going into the lake, and he would like to know how the lake is protected. Rodman/Renner made a Substitute Motion to send this back to the Land Use and Development Committee for further consideration. Member Gordon stated there are a couple of concerns here. One concern is the other subdivision is a 35-lot subdivision that has no more than four homes under construction, none of them occupied, and the treatment plant is hooked up but not operating because nothing is flowing into it yet. He said we do not know anything about the quality of downstream discharge that may eventually feed into Sherwood Lake. Member Gordon asked Mr. Ruud whether the County has the legal authority to consider the volume of treated water from an EPA approved system as a reason for rejecting a subdivision. Mr. Ruud responded he believed what precipitated this removal from the Consent Agenda was an ex parte communication which he thought was inappropriate to consider in a matter that has already gone to hearing. He then said unfortunately we don't have the authority to question the amount of discharge in relation to this kind of collector system. That is placed in the hands of the Illinois EPA. Mr. Ruud continued, in your packet you will see on page 24 the Resolution that adopts the preliminary plan that has a stipulation to this approval already wisely made by your Land Use Committee, and with the help of the Building and Zoning staff. He quoted, "that it be approved with the stipulation that approval of the construction plans for said subdivision is contingent upon approval of a permit by the Environmental Protection Agency that for the proposed sewage treatment plant." The EPA will make those decisions with respect to the flow and any potential danger. Mr. Ruud further stated to send it back would really go nowhere, because we are stipulating this approval is contingent upon the EPA having this public hearing and gathering all the necessary evidence where Dr. Anderson and other interested parties as well as the developers can appear, present evidence, and due process can hold the day. He said he would not recommend sending this back because he is not sure the County has the authority to do anything about matters which are in the hands of the EPA. Mr. Ruud said the legislature can make changes but doesn't think we can. Chairman Sweeney asked, because he did not get the e-mail from Dr. Anderson, if he could see a show of hands of the Members who have seen it. Half the Members raised their hands. Member Rodman stated it is well known there is another subdivision up the stream from there, so he does not consider

that as extra information, but what he didn't realize is that they were using the same kind of fluid system. He asked if they chose to require some extra safety factors around the lake, such as a fence, is that not within the purview of the Land Use Committee? Mr. Ruud stated he was not sure what a fence would do. Member Rodman agreed but stated there might be other things so he would like to see this go back and would ask that people support that. Member Gordon asked Mr. Ruud, as long there may be something along the lines of what Member Rodman mentioned, a fence, not to do anything to the quality of the water but for people jumping into the water, would that be within the purview of the Committee to require or stipulate as part of the approval if it is sent back. Mr. Ruud stated that on pages 26 and 27 there were several recommendations with regards to drainage easements, the width, the pavement radius, the dedication of right-of-way, drain tile access strip, and he supposed they could consider a fence too. Chairman Sweeney asked what subdivision this is adjacent to. Member Bostic answered Sherwood Lakes. Chairman Sweeney then said so it is the same developer. Member Gordon asked if he could call upon Mr. Dick and his expertise in this matter as far as his knowledge of what led to the presentation as well as all of the stipulations that were in when they voted to recommend approval. Mr. Dick stated typically there are no regulations in the subdivision ordinance that state when or if fences are necessary, so he didn't know, according to the subdivision ordinance, if they can require it. He said what you are supposed to do when reviewing a subdivision plat is to find out whether or not it meets the requirements of the subdivision ordinance. There is no such requirement to have a fence around it so if a developer proposes a subdivision plat that doesn't have a fence around it we can't make them do it. Member Gordon asked Mr. Dick if in his experience, the County has the authority to consider the volume of treated wastewater from an EPA approved plant as a reason for rejecting a subdivision preliminary plan. Mr. Dick stated he would presume not. He said if we are going to rely on the EPA to provide the review of the septic system then that is the direction we need to go. We don't need to have separate hearings to do the same things they are supposed to do just as we would prefer the EPA not do the zoning part of the hearings. Member Gordon asked if that has been the practice of the committee over the years. Mr. Dick responded that is correct. If the County Health Department is involved in the review and it's a system that they would oversee the construction then the County would be involved, but once it's turned over to the EPA then they do the review and they have their own hearing process. Member Sommer asked if indeed the fluid discharge meets the EPA standards will the EPA take monthly action to inspect, do we have any choice in the matter, or is it a "once done, always done" type of thing, irrespective of whether the quality might change. Member Gordon answered that his understanding is that EPA monitoring is done on a regular basis but he doesn't know with what frequency. Mr. Keller answered EPA requires a licensed operator. This is a self-contained sewage

treatment system, not a septic system. He said septic systems are on site wastewater disposal systems which are monitored on a monthly basis. They have to have a licensed operator and those are sent to an EPA lab and if they fail to meet those standards, which are very stringent, then they can get a cease and desist order and they can't discharge. Member Kinzinger asked if this is sent back, is this something that can be addressed in more depth than they have time or the heart to do tonight. Member Gordon asked, what would be addressed in more detail? Member Kinzinger said the County's role in everything and what we can and can't do. Member Gordon said the Committee is certainly in a position to gather more information on the County's proper and appropriate and permissible legal role, and if the Board wishes us to look into that as part of the deliberations on this matter then we will do so. Member Gordon said he is uncertain what the Committee might be able to come up with, that would in any way change the list of stipulations and he is not yet certain that sending it back is going to add directly relevant information to this subdivision proposal. He said there is a distinction between this subdivision proposal and the larger questions that have been appropriately raised about State authority and how far down it reaches and County authority and how far up it reaches. Member Kinzinger asked if they could address the question in a larger sense if they don't send this back. Member Rodman stated a number of ladies and gentleman appeared earlier on this same kind of fluid discharge system regarding Apollo Acres and the subdivision next to it. He said one of the comments made by an expert when asked if he would let his children play in that water was no he would not let his children play in that water no matter how it appears to be or how low the fecal count and that sort of things is. Member Rodman stated they are dealing with a situation here that falls in the gaps between the County role and the State role. He said when the State looks at this, they will look at that subdivision and that fluid system stand-alone. They won't consider anything else. He also said they will just look at that one situation and ask if this meets their requirements and if it does, then they will approve it. Member Rodman continued, for the first time in McLean County we have a fluid discharge system that when it is in operation in one subdivision it will be rolling into another one. He said the State won't look at that and we are saying the County is not supposed to look at that, so who is. Member Rodman further stated somebody ought to at least think about it and make a conscious decision rather than, say it's not my responsibility. Member Sweeney asked for a roll call vote on the substitute Motion to send this back to the Land Use and Development Committee. Member Bass stated we should be reminded that Mr. Ruud has made a profound statement that this does not come under the jurisdiction of our County. Mr. Ruud reiterated that to send it back gives him some discomfort and he suggested not sending this back to discuss those matters that they really have no legal authority to control. Mr. Ruud said if they are going to be considering similar subdivisions, they are going to be having this happen repeatedly. In order to get definitive law on the role of the County it

is probably more of a legislative issue that could be directed to our folks in Springfield. Member Sommer asked what is a closed system. Mr. Keller answered what we are talking about is on-site wastewater and if you are alluding to the State then a septic system. He said that is where the sewage is handled strictly on the lot. It is subsurface. Mr. Keller stated this is what you commonly deal with with a septic tank and a septic field where essentially it is handled on the lot. The only exception to that is we do have service discharging systems if it is an acre or more and as long as it doesn't create a hazard. Member Bostic stated when they sat in that EPA hearing they told us there is no open body of water in the State of Illinois that is safe to be in. No creek, no river, or no lake because they all test high on E-coli, other little bugs, and agricultural run off and they said there is no safe water unless it is being treated. Member Gordon said if we are going to need to get in touch with our legislature, then that is something Executive Committee needs to be thinking about. He said this has been an issue for some time and it's an issue that Mr. Ruud rightly points out is not going to go away. Chairman Sweeney said the Land Use and Development Committee has to send something to the Executive Committee that deals with legislative issues, and then they can take it to the full Board. Member Salch stated he was strongly against the County Board being involved in trying to determine whether water quality meets the standards. He said we have people in Springfield who are trained to do this. He continued, when we start becoming involved in this we are going to find ourselves asking a lot more questions than we solve. Clerk Milton shows the roll call vote on the Substitute Motion to send this back to the Land Use and Development Committee as follows: Kinzinger-yes, Nuckolls-no, Owens-no, Pokorney-no, Renner-yes, Rodman-yes, Salch-no, Selzer-no, Sommer-no, Sorensen-no, Bass-no, Berglund-no, Bostic-yes, Emmett-no, Gordon-no, Hoselton-no, Johnson-no. Substitute Motion defeated thirteen to four. Call for the question on the main Motion. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

Prior to the Report of the County Administrator, there was a three-minute recess.

COUNTY ADMINISTRATOR'S BUDGET MESSAGE

September 18, 2001

To the Honorable Chairman and Members of the McLean County Board:

In accordance with the Resolution Establishing the Budget Policy for Fiscal Year 2002 adopted by the McLean County Board on May 15, 2001, and in accordance with Chapter 55, Section 5-61001 of the *Illinois Compiled Statutes* (1998), I respectfully submit for your review a balanced budget for funding McLean County Government's programs and services during Fiscal Year 2002. The Recommended Budget has been balanced within each fund using revenues projected to be available to the County during Fiscal Year 2002.

The presentation of the Fiscal Year 2002 Recommended Budget marks a "turning point" for County government. Since fiscal year 1989, McLean County government has experienced continued growth in revenue. On average, County government has experienced revenue growth of between 4.5% and 5.0% annually. This growth has been the result of an expanding equalized assessed valuation base and continued growth in sales tax revenue. For a brief period of time, sales tax revenue was the single largest revenue source in the County's General Fund. This combination of an expanding equalized assessed valuation base and strong growth in sales tax revenue provided the County with sufficient revenues to address the many challenges that a growing County faces and to provide necessary programs and services. In preparing the Fiscal Year 2002 Recommended Budget, for the first time in the past 13 years, County government must address three significant fiscal issues that limit the projected growth in revenues in 2002.

First, the County's equalized assessed valuation is projected to increase only 3.94% over the prior year. Though the County's equalized assessed valuation continues to increase, the rate of growth has been slowed by the decrease in farmland values. As illustrated on the chart following the Tax Levy exhibit, farmland value per acre in McLean County will decrease 10% this year. The Supervisor of Assessments has advised that farmland values will decrease by another 10% next year.

COUNTY ADMINISTRATOR'S BUDGET MESSAGE

September 18, 2001

To the Honorable Chairman and Members of the McLean County Board:

In accordance with the Resolution Establishing the Budget Policy for Fiscal Year 2002 adopted by the McLean County Board on May 15, 2001, and in accordance with Chapter 55, Section 5-61001 of the *Illinois Compiled Statutes* (1998), I respectfully submit for your review a balanced budget for funding McLean County Government's programs and services during Fiscal Year 2002. The Recommended Budget has been balanced within each fund using revenues projected to be available to the County during Fiscal Year 2002.

100

The presentation of the Fiscal Year 2002 Recommended Budget marks a "turning point" for County government. Since fiscal year 1989, McLean County government has experienced continued growth in revenue. On average, County government has experienced revenue growth of between 4.5% and 5.0% annually. This growth has been the result of an expanding equalized assessed valuation base and continued growth in sales tax revenue. For a brief period of time, sales tax revenue was the single largest revenue source in the County's General Fund. This combination of an expanding equalized assessed valuation base and strong growth in sales tax revenue provided the County with sufficient revenues to address the many challenges that a growing County faces and to provide necessary programs and services. In preparing the Fiscal Year 2002 Recommended Budget, for the first time in the past 13 years, County government must address three significant fiscal issues that limit the projected growth in revenues in 2002.

First, the County's equalized assessed valuation is projected to increase only 3.94% over the prior year. Though the County's equalized assessed valuation continues to increase, the rate of growth has been slowed by the decrease in farmland values. As illustrated on the chart following the Tax Levy exhibit, farmland value per acre in McLean County will decrease 10% this year. The Supervisor of Assessments has advised that farmland values will decrease by another 10% next year.

(2)

Second, for the first time in my tenure as County Administrator, sales tax revenue received in the current fiscal year will be lower than the total sales tax revenue received in the prior year. McLean County has experienced years when sales tax revenue failed to meet the adopted budget projection. However, Fiscal Year 2001 is likely to be the first year when actual sales tax revenue is less than the previous year.

Third, like every employer – whether private or public – McLean County must budget for increased healthcare costs in the coming year. Nationally, healthcare costs are projected to increase 15%-20% in the coming year. Once again, the high cost of prescription drugs and the increased use of new genetically engineered drugs to fight and manage disease are the primary cause for the sharp increase in the healthcare costs.

Equalized Assessed Valuation:

The following table illustrates the dollar increase and the percentage increase in the County's equalized assessed valuation since 1990.

<u>Year</u>	<u>Equalized Assessed Valuation</u>	<u>McLean County Equalized Assessed Valuation: 1990 – 2001</u>	<u>Amount of Increase</u>	<u>% Change</u>
1990	\$ 1,195,433,142.00			
1991	\$ 1,287,775,057.00		\$ 92,341,915.00	7.72%
1992	\$ 1,298,734,004.00		\$ 10,958,947.00	0.85%
1993	\$ 1,397,491,156.00		\$ 98,757,152.00	7.60%
1994	\$ 1,522,264,749.00		\$124,773,593.00	8.93%
1995	\$ 1,650,280,594.00		\$128,015,845.00	8.41%
1996	\$ 1,809,201,122.00		\$158,920,528.00	9.63%
1997	\$ 1,949,003,362.00		\$139,802,240.00	7.17%
1998	\$ 2,055,062,536.00		\$106,059,174.00	5.44%
1999	\$ 2,338,722,687.00		\$238,660,151.00	13.80%
2000	\$ 2,475,150,505.00		\$136,427,818.00	5.83%
2001 Projected	\$ 2,572,706,665.00		\$ 97,556,160.00	3.94%

(3)

Other than 1992, the year when McLean County and the other local taxing bodies saw the impact of the settlement agreement with then Diamond Star Motors, the County's equalized assessed valuation has consistently increased by more than 5% over the previous year. Even though the Supervisor of Assessments estimates that 2001 new construction growth will add \$57,500,000.00 in value in 2001, this growth is offset by the reduction in farmland value. The impact of the projected 3.94% increase in the equalized assessed valuation on the Fiscal Year 2002 Recommended Budget can best be illustrated by the following two examples.

Example #1 - Impact on County Government's Budget:

The County's General Fund is limited by law to a property tax rate of \$0.25 per \$100.00 of equalized assessed valuation. The County's projected 2001 equalized assessed valuation of \$2,572,706,665.00 will be further reduced by homestead exemptions, senior citizen exemptions, and tax increment financing districts. Using an adjusted equalized assessed valuation of \$2,382,326,372.00 (equal to a 3.94% increase over the prior year), the maximum levy amount that the County's General Fund can raise is equal to \$5,955,815.00. In sharp contrast, if the projected 2001 equalized assessed valuation increased by 5% over the prior year (adjusted equalized assessed valuation of \$2,501,442,691.00), the County's General Fund would be able to raise \$6,253,606.00, which represents an additional \$297,791.00 at the maximum tax rate of \$0.25 per \$100.00. Or, if the County needed to raise \$5,955,815.00, an increase of 5% would result in a property tax rate of \$0.23808 per \$100 of equalized assessed valuation.

Example #2 - Impact on County Property Owner:

For a property taxpayer living in a home with a fair market value of \$150,000.00 and an equalized assessed value of \$50,000.00, there is also a financial impact as a result of the reduced growth in the County's overall equalized assessed valuation. For example, if County government needs to levy \$22,000,000.00, the County's overall property tax rate would total \$0.92347 per \$100 of equalized assessed valuation. If the County's equalized assessed valuation increased by 5%, then the County's overall property tax rate would total \$0.87949 per \$100 of equalized assessed valuation. For that homeowner with a fair market value of \$150,000.00, the difference in the two tax bills would be \$22.00 ($\$500 \times 0.92347 = \461.74 vs. $\$500 \times 0.87949 = \439.74).

The impact on the Fiscal Year 2002 Recommended Budget is twofold: a reduction in the amount of funds that can be raised from the property tax levy and an increase in the County's overall property tax rate. Here is another example of the financial impact of the projected reduction in the growth of the County's equalized assessed valuation. New programs and services will add \$810,734.00 to

(4)

the County's total property tax levy in Fiscal Year 2002. At the projected increase of 3.94%, these new programs and services will add 3.4 cents to the County's property tax rate. If the County's overall equalized assessed valuation was projected to grow at the more typical rate of 5%, these new programs and services would have added 0 cents to the County's overall tax rate.

Sales Tax Revenue:

The County's central location and excellent transportation network of interstate highways has turned McLean County and Bloomington-Normal into a regional retail trade center. Within Bloomington-Normal, construction continues on a new Menard's on Veterans Parkway and on a Lowe's Hardware Discount center on East Empire. Sometime this fall, construction is expected to begin on a new Wal-Mart on Route 9 west. Since the Board approved the addition of a County sales tax equal to 1% in the unincorporated areas of the County and 1/4 of 1% in the incorporated cities, towns, and villages, the County has experienced significant growth in sales tax revenue. The following table illustrates the growth in sales tax revenue.

Sales Tax Revenue: 1991 - 2001

<u>Year</u>	<u>Sales Tax Revenue</u>	<u>Amount of Increase</u>	<u>% Change</u>
1991	\$ 3,192,276.00		
1992	\$ 3,291,702.00	\$ 99,426.00	3.11%
1993	\$ 3,543,046.00	\$ 251,344.00	7.64%
1994	\$ 3,843,176.00	\$ 300,130.00	8.47%
1995	\$ 3,958,678.00	\$ 115,502.00	3.01%
1996	\$ 4,231,250.00	\$ 272,572.00	6.89%
1997	\$ 4,327,530.00	\$ 96,280.00	2.28%
1998	\$ 4,542,530.00	\$ 215,000.00	4.97%
1999	\$ 4,842,255.00	\$ 299,725.00	6.59%
2000	\$ 5,003,211.00	\$ 160,956.00	3.32%
2001 Year-to-Date	\$ 3,374,963.00		
2001 Projected	\$ 4,912,445.00	(\$ 90,766.00)	(1.81%)

(5)

The projected decrease in total sales tax revenue in the current fiscal year marks a milestone “turning point” for County government. If the current year-to-date sales tax trend continues through the end of the year, 2001 will mark the first year that McLean County’s sales tax receipts were lower than the previous year’s sales tax receipts. In fact, if you look back to the first year that the County received sales tax receipts, the County has never experienced a decline in sales tax revenue. Each and every year, the County’s sales tax revenue has exceeded the prior year’s revenue. In some years, the County’s sales tax revenue exceeded the adopted budget appropriation by 2%-3%. Whether the dramatic decline in sales tax revenue is a result of the national economic slowdown or whether the decline is a result of increased Internet based sales by County residents, the fiscal impact on the County’s 2002 Recommended Budget is significant. Projecting a 4% increase in sales tax receipts in Fiscal Year 2002 produces only \$122,290 more than the total sales tax collected in 2000 and \$305,489 less than the 2001 adopted budget figure.

Employer’s Health Insurance:

In the 2001 Adopted Budget, the employer’s cost for health insurance was increased from \$1800.00 per full-time equivalent employee to \$2100.00 per full-time equivalent employee, an increase of 16.76%. As noted earlier, the increase in pharmaceutical costs are driving the projected double-digit increase in healthcare costs. Specifically, pharmaceutical costs for mental health drugs, genetically engineered “wonder” drugs, and the advent of “lifestyle” drugs – prescription drugs that have gained widespread appeal as a result of direct marketing to consumers – have contributed to the escalating use of prescription drugs and the increasing costs. The County’s Employee Benefit Committee met throughout the summer to discuss this issue and examine possible alternatives. Through the Committee’s efforts and negotiations with the County’s current health insurance provider, the employer’s cost for health insurance in Fiscal Year 2002 will increase from \$2100.00 per full-time equivalent employee to \$2300.00 per full-time equivalent employee, which is an increase of 9.5%. During a time when many private sector and public sector employers are seeing double-digit percentage increases in healthcare costs, holding the employer’s healthcare cost increase to below 10% is a significant accomplishment. The Employee Benefit Committee members are to be commended for their efforts in holding the line on the County’s healthcare costs.

Overview of the General Fund:

The General Fund is the County’s primary operating fund. Under generally accepted governmental accounting standards, by definition, the General Fund accounts for all of the County’s financial resources for those County offices and departments which are not required to be accounted for in another fund. The Fiscal Year 2002 Recommended Budget for the General Fund totals

(6)

\$24,586,464.00, an increase of \$768,872.00 or 3.23% over the Fiscal Year 2001 Adopted Budget. The County Elected Officials and Appointed Department Heads submitted budget requests totaling \$25,258,734.00.

After the Elected Officials and appointed department heads submitted their departmental budget requests for Fiscal Year 2002, an initial analysis of available revenue versus requested expenditures showed that revenues were projected to increase by 2.7% and expenses were requested to increase by 10.25%. Further analysis of General Fund revenue sources illustrated the limited availability of new revenue to address the wide gap between revenues and expenditures.

As in the Fiscal Year 2001 Adopted Budget, the General Fund property tax levy accounts for the largest single revenue source. The proposed 2001 General Fund property tax levy for property taxes due and payable in September, 2002 is \$5,955,815.00, which represents a 5.65% increase over the 2000 tax levy of \$5,637,160.00. The Fiscal Year 2002 Recommended Budget projects a General Fund tax rate of \$0.25000 per \$100.00 of equalized assessed valuation, the statutory maximum tax rate for the General Fund. Because of the limited revenues available in the General Fund, the Fiscal Year 2002 Recommended Budget increases the tax levy amount to the statutory maximum. The total increase of \$318,655.00 in the tax levy can be attributed to the projected decline in Sales Tax revenues, the decline in Interest earned on Investments, and nominal increases in the fees, fines, and charges for service revenues.

The Retailers' Occupation Tax (Sales Tax) is projected to decrease from \$5,430,990.00 in the Fiscal Year 2001 Adopted Budget to \$5,125,501.00 in Fiscal Year 2002. As described earlier, the Fiscal Year 2001 Sales Tax revenue will be significantly below the adopted budget amount and will likely be less than the total Sales Tax revenues collected in Fiscal Year 2000. Projected to year-end, the 2001 sales tax revenue will total approximately \$4.9 million. The Fiscal Year 2002 Recommended Budget projects an increase of 4.3% over the estimated year-end Sales Tax revenues. In discussions with the City of Bloomington and the Town of Normal, it is clear that the two municipalities are also experiencing fluctuations in Sales Tax revenues. Year-to-date the City of Bloomington reports that Sales Tax revenue is running ahead of last year and is tracking with the budgeted amount. In contrast, the Town of Normal reports that Sales Tax revenue is flat in comparison to last year and is tracking significantly below the budgeted amount.

McLean County's share of the State Income Tax is projected to increase slightly in Fiscal Year 2002 as a result of the 2000 census. State Income tax dollars are distributed to local governments from the State Local Government Income Tax Distributive Fund. The formula used by the State is based on population. Since the 2000 census shows an increase in the total population in the unincorporated area of the County, the Illinois Department of Revenue has confirmed to the Treasurer's Office that McLean County

(7)

will see an increase in State Income Tax revenues. The year-to-date State Income Tax revenue through August 31, 2001 is tracking at 76% of the budgeted amount. With the year-to-date revenue tracking slightly ahead of the budgeted amount and recognizing the increase due to the County as a result of the 2000 census, the Fiscal Year 2002 Recommended Budget State Income Tax revenue totals \$1,425,500.00.

In Fiscal Year 2002, the Personal Property Replacement Tax Revenue is projected to increase from \$985,120.00 to \$1,087,803.00. This 10.4% increase in Personal Property Replacement Tax Revenue is the result of budgeting Personal Property Replacement Tax Revenue previously budgeted in the Health Fund, Highway Fund, Bridge Matching Fund, and County Matching Fund in the General Fund. This change in the allocation of Personal Property Replacement Tax Revenue was necessitated by the General Fund's weak revenue growth. Prior to making this change, Clifton Gunderson, the County's current outsider auditor, was asked if the County was prohibited from budgeting Personal Property Replacement Tax revenues in this manner. Clifton Gunderson responded that the County is only required to budget Personal Property Replacement Tax dollars in the IMRF Fund. The balance of Personal Property Replacement Tax dollars may be budgeted in any manner deemed appropriate by the County Board. The total amount of Personal Property Replacement Tax dollars budgeted is equal to the amount stated in the letter from the Illinois Department of Revenue to the County Treasurer.

The single largest non-tax source of revenue in the General Fund is licenses, fees, and fines. In the Fiscal Year 2002 Recommended Budget, the following County offices illustrate the projected growth in revenue to be derived from licenses, fees, and fines. In the County Recorder's Office, revenue from Recording Fees is projected at \$500,000.00 which is the same level as budgeted in Fiscal Year 2001. Year-to-date Recording Fee revenue through August 31, 2001 totals \$418,077.00, which is 83.6% of the budgeted amount. Sales of Revenue Stamps is projected at \$300,000.00 in Fiscal Year 2002. Year-to-date Sales of Revenue Stamps revenue through August 31, 2001 totals \$228,559.00, which is equal to 76.2% of the budgeted amount.

The increased activity in the Recorder's Office is a result of the actions taken by the Federal Reserve Bank to lower interest rates. In the County Treasurer's Office, the impact of lower interest rates can be seen in the significant decrease in the Interest earned on Investments. In the Fiscal Year 2001 Adopted Budget, the Treasurer's Office projected interest earnings at \$767,000.00. With declining investment rates on Certificates of Deposit and Money Market funds, the Treasurer's Office is projecting \$611,500.00 revenue from Interest earned on Investments, a 20% decrease over the 2001 Adopted Budget. The Federal Reserve's decision to cut interest rates by another ½% point yesterday will further reduce the County's earnings on investments.

(8)

In the Circuit Clerk's Office, revenue from Traffic and Criminal Fines is projected to remain "flat" at \$615,000.00. Year-to-date Traffic and Criminal Fine revenue through August 31, 2001 totals \$479,665.00, which is equal to 77.9% of the budgeted amount. Revenue from County fines is projected to increase from \$856,600.00 to \$887,500.00. Year-to-date County Fines revenue through August 31, 2001 totals \$698,287.00, which is 81.5% of the budgeted amount. The revenue to be gained from Court System Fees is projected to increase from \$231,595.00 to \$235,000.00. Through August 31, 2001, year-to-date revenue totals \$191,532.00, which is 82.7% of the budgeted amount.

In the Public Defender's Office, the revenue from Public Defender's fees is projected to increase from \$30,000.00 to \$110,000.00 in Fiscal Year 2002. This 267% increase is the result of the end of the Illinois Criminal Justice Information Authority Violent Crime Defense Fund Grant. Under the terms of the grant, Public Defender fees generated by the Violent Crime Defense grant were credited to the grant fund and counted as the County's local match. With the end of the grant funding, all of the Public Defender fee revenue will be credited in the County's General Fund.

107

For the twenty-three offices and departments in the County's General Fund, the Recommended Budget for thirteen of the departments is projected to increase by less than 3% over the adopted budget for fiscal year 2001. Seven of the thirteen departments show an actual decrease over the Fiscal Year 2001 Adopted Budget. The Elected Officials and Appointed Department Heads are to be commended for their hard work in preparing lean departmental budget requests and for their cooperation throughout the preparation of the Fiscal Year 2002 Recommended Budget. In order to present a balanced Fiscal Year 2002 General Fund budget, all County offices and departments were asked to make cuts in their individual departmental requests. Most of the County offices and departments made cuts equal to the requested amount prepared by the Administrator's Office. Several County offices and departments exceeded the amount of the cuts requested.

The Fiscal Year 2002 Recommended Budget for the Public Defender's Office contains the largest increase in total dollars. The Public Defender's budget increases from an adopted budget of \$980,938.00 in Fiscal Year 2001 to a Recommended Budget of \$1,209,705.00 in fiscal year 2002. More than 19% of this increase is attributable to the Board's decision earlier this year to continue funding the positions and services formerly funded by a Violent Crime Defense Fund grant from the Illinois Criminal Justice Information Authority. The Board's action moves \$184,463.00 from the Violent Crime Defense Fund to the General Fund. As noted earlier, the Public Defender fee revenues formerly credited to the grant fund are now being credited in the General Fund.

(9)

The County Auditor's Office contains the second largest increase in total dollars. The Auditor's Office Recommended Budget increases from an adopted budget in Fiscal Year 2001 of \$217,401.00 to \$264,658.00 in Fiscal Year 2002. This 21.7% increase reflects the Board's action earlier this year to increase the staffing in the Auditor's Office by adding a full-time Internal Auditor.

With the purchase of the 115 East Washington Street Building for use by the non-Justice offices located in the Law and Justice Center, the Fiscal Year 2002 Recommended Budget for the Facilities Management Department increases to \$3,079,701.00 from \$2,554,043.00 in Fiscal Year 2001. The Fiscal Year 2002 maintenance and operations expense for the Government Center Building is budgeted at \$436,467.00. This new expense accounts for 83% of the increase in the Facilities Management Department.

The Fiscal Year 2002 Recommended Budget includes limited funding in the General Fund to continue work on the Integrated Justice Information System project. With the completion of design, development and installation of the Probation/Court Services module and the Automatic Disposition Reporting module, the single largest phase of remaining work to be completed is the Civil side of the Circuit Court and Circuit Clerk's Office. The Recommended Budget also includes funding for the County's share of the Countywide Geographic Information System (the "GIS") project.

The Parks and Recreation Department budget includes a recommended appropriation of \$12,000.00 in Purchase of Radio Equipment. This funding will enable the Department to purchase and install an Emergency Weather siren at COMLARA Park. With the increased usage at the Park's campground, COMLARA Park needs an Emergency Weather siren located within the Park to provide adequate notice to all of the guests using any of the facilities of the Park.

In the General Fund, the Elected Officials and Appointed Department Heads requested 24.10 new positions in the Fiscal Year 2002 Recommended Budget. With a General Fund overall increase of only 3.23% over the 2001 Adopted Budget, the only new positions recommended are those positions that are funded entirely by fee revenue or by the Public Building Commission Operations and Maintenance lease. In an Attorney General's Opinion issued on April 22, 1992, the Illinois Attorney General was asked whether separate fees collected by the Circuit Clerk, the County Recorder, and the County Clerk may be used to compensate personnel who enter data into the various record and document storage systems. In each case, the Attorney General affirmed that the fees collected in these various Document Storage Funds may be used to compensate personnel who are engaged in entering information into the document storage systems used in each office. Historically, in McLean County, these Special Revenue fee supported funds have been used primarily to purchase document storage systems, capital equipment, and contract for records storage and retrieval services.

(10)

Given the tight budget limitations in the County's General Fund, it is entirely appropriate and fiscally responsible to expect these fee supported Document Storage Funds to pay the salary expenses of existing as well as new positions in these offices.

The recommended new positions address specific workload and new programs and services within the following General Fund County offices and departments.

County Clerk' Office – County Clerk Document Storage Fund 0164, Department 05

Add 1.0 FTE Deputy Clerk at Grade G-04

Annual Salary-	\$20,794.00
Employee Medical-	\$ 2,300.00
FICA-	\$ 1,654.00
IMRF-	\$ 908.00

The document storage fees collected by the County Clerk fund this new position. The County Clerk's Document Storage Fee Fund is to be used to improve and enhance automation efforts in the Office. The County Clerk requested this new position to address specific workload demands and automation of the Office's vital records. Previously, seasonal employees have been budgeted in this Special Revenue Fund to assist with the workload and ongoing automation efforts.

Circuit Clerk's Office – Department 15

Add 1.0 FTE Office Support Specialist II at Grade G-06

Annual Salary-	\$24,031.00
Employee Medical-	\$ 2,300.00
FICA-	\$ 1,838.00
IMRF-	\$ 1,002.00

(11)

This new position is funded by the Circuit Clerk's Court Document Storage fee revenue. In the Court Document Storage Fund 0142, an Interfund Transfer line item has been added and \$26,024.00 has been budgeted. This new position was requested by the Circuit Clerk to address workload demands in the office and to assist the office with the preparation and tracking of documents that are scheduled to be microfilmed. The Court Document Storage Special Revenue Fund is entirely supported by fees collected in the Circuit Clerk's Office. The revenues collected are to be used to assist the Circuit Clerk with records and document storage and to provide funding for microfilming and archive storage of Court documents.

Facilities Management Department – Department 41

Add 1.0 FTE Building Maintenance Mechanic II at Grade 07

Annual Salary-	\$27,556.00
Employee Medical-	\$ 2,300.00
FICA-	\$ 2,109.00
IMRF-	\$ 1,150.00

110

Add 1.0 FTE Building Maintenance Worker at Grade 04

Annual Salary-	\$22,760.00
Employee Medical-	\$ 2,300.00
FICA-	\$ 1,741.00
IMRF-	\$ 949.00

Add 1.0 FTE Building Maintenance Mechanic I at Grade 05

Annual Salary-	\$23,845.00
Employee Medical-	\$ 2,300.00
FICA-	\$ 1,824.00
IMRF-	\$ 994.00

(12)

Add 4.5 FTE Custodians at Grade 03

Annual Salary-	\$92,849.00
Employee Medical-	\$10,350.00
FICA-	\$ 7,103.00
IMRF-	\$ 3,872.00

Add 1.0 FTE Lead Custodian at Grade 03

Annual Salary-	\$22,697.00
Employee Medical-	\$ 2,300.00
FICA-	\$ 1,736.00
IMRF-	\$ 947.00

111

These new positions are recommended for the Government Center. Funding for these positions will be provided through the Public Building Commission Operations and Maintenance Lease Agreement with the County. As is the case with the Law and Justice Center, the County's lease agreement with the Public Building Commission provides that the County will operate and maintain the Government Center building. Per the terms of this Lease Agreement, the Public Building Commission reimburses the County for these services.

For the first time in my thirteen years as County Administrator, the Fiscal Year 2002 Recommended Budget includes a reduction in the number of employees through outsourcing of a service presently provided by County staff. Within the Information Services Department, the Records Management program is recommended to be eliminated as of January 1, 2002. This program provides microfilm services to the Recorder's Office, the Circuit Clerk's Office, and other County offices on a more limited basis. The Fiscal Year 2001 Adopted Budget appropriated \$97,020.00 to support this service. The Records Management Program includes 3.53 full-time equivalent positions. During budget discussions with the Director of Information Services, it became very clear that the future of the Records Management program was at a "turning point." In order to effectively continue the program and improve the level of services provided, the County would need to purchase expensive new capital equipment and add an additional full-time position. In Fiscal Year 2002, the Records Management program budget would need to increase to \$164,941.00. From a fiscal, cost benefit

(13)

perspective, the 70% increase in the proposed budget cannot be supported when the County can outsource this service for less than the present budgeted appropriation for this program. In meetings with the County Recorder and the Circuit Clerk, the two largest users of the Records Management service, both expressed a willingness to outsource this service and to pay the contract fees from their respective Document Storage Funds. Many Central Illinois Counties and many Collar Counties have already taken the step to outsource this service. The Fiscal Year 2002 Recommended Budget eliminates the Records Management Program in the Information Services Department and the corresponding 3.53 full-time equivalent positions as of January 1, 2002.

To balance the Fiscal Year 2002 Recommended Budget in the General Fund, grant funding in the amount of \$22,279.00 in the County Board's departmental budget has been deleted. Four community based organizations – YWCA Senior Citizens' Service Center, the Community COMPACT, Children's Discovery Museum, and Peace Meals – will be affected by this recommendation. The Fiscal Year 2002 Recommended Budget limits funding to those agencies and governments with whom the County has entered into an Intergovernmental Agreement. The decision to deny grant funding to community based organizations is always difficult. However, when the Fiscal Year 2002 Recommended Budget for the General Fund proposes to eliminate one entire program and 3.53 full-time equivalent positions, it is equally difficult to continue grant funding for community based organizations..

Overview of the Health Department Funds:

The Persons with Developmental Disabilities Fund property tax levy is projected to increase 2.0% with the projected tax rate declining from \$0.02290 per \$100.00 of equalized assessed valuation to \$0.02249 per \$100.00 of equalized assessed valuation. The property tax levy for the Persons with Developmental Disabilities Fund totals \$535,860.00, which represents an increase of \$10,968.00 over the prior year. Of the total dollars budgeted, \$533,102.00 will be spent on Mental Health Services.

The tax levy for the Tuberculosis Care and Treatment Fund totals \$244,810.00, which represents an increase of \$9,415.00 over the prior year. The projected property tax rate for the TB Care and Treatment Fund is projected to increase 4% from this year's property tax rate. The total operating budget for the TB Care and Treatment Fund totals \$260,649.00, which represents a 4.76% increase over the fiscal year 2001 Adopted Budget.

The proposed property tax levy for the Health Department Fund 0112 totals \$2,381,763.00, which represents an increase of 6.62% over the prior year. This increase results from the budgetary decision to move the Personal Property Replacement Tax revenue in the

(14)

amount of \$51,965.00 from the Health Fund to the General Fund. The Fiscal Year 2002 Recommended Budget for the Health Department Fund totals \$3,289,946.00, which represents a 3.57% increase over the prior year. The Recommended Budget includes spending \$745,210.00 on Mental Health Services.

The Health Department Fund includes the following new position, which is to be budgeted in the Environmental Health program.

Health Department Fund 0112, Health Department 0061

Add 1.0 FTE Staff Sanitarian

Salary-	\$29,853.00
Employee Medical-	\$ 2,300.00
FICA-	\$ 2,284.00
IMRF-	\$ 1,254.00

113

This new position is requested to handle the increased workload in the Environmental Health division brought on by an expansion in the food sanitation program, private sewage disposal program, and the potable water program. This increase is consistent with strategies contained within the Board of Health's Strategic Plan. Funding to support this new position will be generated through several different sources. The Health Department has experienced a gradual increase in the number and type of food establishments, which has resulted in a gradual increase in the funding base. The Health Department is also proposing that a new permitting fee of \$100.00 be assessed for geothermal wells. This action will generate revenue to help support this new position and will serve to coordinate the placement of geothermal wells with water wells and private sewage disposal systems.

Overview of the Highway Department Funds:

For the County Highway Fund, the Fiscal Year 2002 Recommended Budget totals \$2,443,121.00. This represents an increase of \$79,121.00 or 3.35% higher than the fiscal year 2001 Adopted Budget. In the Highway Department Fund, \$70,623.00 of Personal Property Replacement Tax revenue was moved from this Fund and added in the General Fund. The property tax levy for the Highway Department is \$1,786,744.00, which represents an increase of \$93,744.00 or 5.54% over the prior year. The Recommended

(15)

Budget tax levy is projected to generate a tax rate equal to \$0.07500 per \$100.00 of equalized assessed valuation. The Capital Outlay Budget for the County Highway Fund totals \$670,121.00 and includes \$114,621.00 for the Construction of Roads and Bridges, \$397,000.00 for the Purchase of Machinery and Equipment, and \$110,000.00 for Capital Improvement projects.

For the Bridge Matching Fund, the Fiscal Year 2002 Recommended Budget totals \$1,258,163.00. This represents an increase of \$32,163.00 or 2.62% over fiscal year 2001. The property tax levy for the Bridge Matching Fund has been increased from \$1,129,000.00 in fiscal year 2001 to \$1,191,163.00 in fiscal year 2002, which represents an increase of \$62,163.00 or 5.50%. The Bridge Matching Fund includes an appropriation of \$991,463.00 for the Construction of Bridges and Culverts.

For the County Matching Fund, the Fiscal Year 2002 Recommended Budget totals \$903,372.00. This represents an increase of \$36,372.00 or 4.20% over Fiscal Year 2001. The property tax levy has been increased from \$847,000.00 to \$893,372.00, an increase of \$46,372.00 or 5.47% over Fiscal Year 2001. Of the total Recommended Budget, \$894,672.00 has been appropriated for the Construction of Roads and Bridges.

The County's Motor Fuel Tax Fund Recommended Budget totals \$3,555,000.00. This budget reflects an increase of 3.2% in County Motor Fuel tax funds. In Fiscal Year 2002, the County Motor Fuel tax funds are projected to increase from \$2,810,000.00 in Fiscal Year 2001 to \$2,900,000.00 in Fiscal Year 2002. The Motor Fuel Tax Fund includes \$650,000.00 for Engineering and Design. In the Capital Outlay category, the Motor Fuel Tax Fund includes \$1,253,000.00 for the Construction of Roads and Bridges.

Overview of the Nursing Home:

The Fiscal Year 2002 Recommended Budget for the Nursing Home totals \$5,276,119.00, which represents an increase of \$97,354.00 or 1.88% over the Fiscal Year 2001 Adopted Budget. The Nursing Home's projected revenue includes an 11% decrease in Illinois Public Aid reimbursement. In the Fiscal Year 2002 Recommended Budget, Illinois Public Aid reimbursement totals \$2,646,673.00. Private pay revenue is projected to increase from \$1,336,995.00 in fiscal year 2001 to \$1,547,600.00, an increase of 15.8%.

Overview of the Metro McLean County Centralized Communications Center:

The Fiscal Year 2002 Recommended Budget for MetCom totals \$2,007,075.00, which represents an increase of \$98,130.00 or 5.1% over the Fiscal Year 2001 Adopted Budget. The County's share of MetCom's 2002 budget increases from \$408,514.00 to \$416,453.00, which represents a 1.9% increase over the 2001 Adopted Budget. The following new positions are recommended to be added in the Fiscal Year 2002 MetCom budget.

Add 1.5 FTE Emergency Communication Supervisors

Annual Salary-	\$63,428.00
Employee Medical-	\$ 3,450.00
FICA-	\$ 4,852.00
IMRF-	\$ 3,450.00

115

During Fiscal Year 2002, the addition of these positions will increase the complement of first-line supervisors from 3.0 full-time equivalent positions to 4.5 full-time equivalent positions. This will provide a first-line supervisor for every shift, 7 days a week, 24 hours a day. This recommendation has been reviewed by the City Managers of Bloomington and Normal. From the perspective of the MetCom Operations Board, the need for first-line supervision around the clock, 365 days a year is a top priority.

Overview of the Recommended Property Tax Levy for all County Funds:

The Resolution Establishing the Budget Policy for Fiscal Year 2002 sets forth the following policy statement on setting the County's total property tax levy and the estimated property tax rate:

“Real property taxes and all other 2002 revenue shall be sufficient to meet the required expenditures for Fiscal Year 2002, with following recommendation:

When preparing the Recommended Budget for Fiscal Year 2002, the County Administrator shall make every effort to hold the 2001 County overall tax rate as close to the 2000 County overall tax rate as possible.”

(17)

McLean County government, like most non-home rule local governments in Illinois, continues to rely on the property tax as the single largest source of revenue. When the Fiscal Year 2001 Recommended Budget was presented, the adjusted equalized assessed valuation was estimated to be \$2,263,312,550.00, which represented an increase of \$97,986,306.00 or 4.53% over the prior year. As shown in the following table, the adjusted equalized assessed valuation as certified by the County Clerk for property tax bills due and payable on September 10th totaled \$2,291,748,217.00. The adjusted equalized assessed valuation generated an overall County property tax of \$0.91609 per \$100.00 of equalized assessed value.

In preparing the Fiscal Year 2002 Recommended Budget, the Adopted Budget Policy Resolution is the basis for preparing an estimate of the County's equalized assessed valuation for the 2001 property tax bills due and payable in September, 2002. Illinois law permits the County Board to set the individual property tax levy for each County fund at any dollar amount that the Board determines is necessary to meet the County's operating expenses in Fiscal Year 2002. By calculating the property tax rate for each County fund, the County Clerk will determine whether the County's tax levy for each fund exceeded the statutory maximum rate. Historically, the County Board has taken a more conservative approach when determining the County's overall property tax levy.

After reviewing the Supervisor of Assessment's analysis of the impact of the decline in farmland value, the Fiscal Year 2002 Recommended Budget has been prepared based on a projected increase of 3.94% in the County's equalized assessed valuation. The 2001 equalized assessed valuation (the "EAV") is projected to grow by \$90,578,155.00 to a total EAV of \$2,382,326,372.00. This projected EAV has been adjusted to account for the various exemptions and the increases in the assessed value in the County's tax increment financing districts. For the County funds permitted by Illinois law to levy a property tax, the proposed property tax levy in the Recommended Budget complies with the statutory rate limit for each fund and still provides sufficient dollars for the services to be provided to the taxpayers of McLean County.

The proposed 2001 property tax levy for all County funds totals \$22,840,918.00, which is an increase of \$1,846,381.00 from the adopted 2000 property tax levy. For the Fiscal Year 2002 Recommended Budget, the combined overall County property tax rate is projected to total \$0.95877 per \$100.00 of equalized assessed value. The projected County tax rate reflects an increase of \$0.04267 per \$100.00 of equalized assessed value. The increase in the County's overall property tax levy is attributable to four factors. First, as noted earlier, the decline in farmland values has reduced the growth in the County's overall equalized assessed valuation to 3.94%. Second, because of the lower growth in equalized assessed valuation, five of the County funds are proposing a property tax levy that will result in the maximum statutory tax rate. Third, the voters in McLean County approved a referendum earlier this year that permits

(18)

the Cooperative Extension Service to levy a property tax in an amount not greater than \$0.05 per \$100.00 of equalized assessed valuation. The Cooperative Extension Service has submitted a proposed property tax levy of \$395,000.00, which adds \$0.01658 to the County's overall property tax rate. Fourth, the Board's approval of the purchase of the 115 East Washington Street Building and the Board's authorization to finance the purchase and renovation of this building through the Public Building Commission will add a new debt service property tax levy and a new lease operations and maintenance property tax levy.

For the property taxpayer who lives in a home with a fair market value of \$150,000.00, that portion of the property tax bill attributable to McLean County would total \$479.39. For your review and consideration, a Table listing the individual property tax levy for each County fund and the projected property tax rate has been included in the exhibits before the County Board departmental budget.

Personnel Costs: Across the Board Increase:

McLean County government is fortunate to have dedicated, hard-working employees who strive on a daily basis to provide the best service to the citizens. The Budget Policy Resolution states that employee salaries shall be budgeted in accordance with the County's Personnel Policies and Procedures Ordinance. The Resolution also states that employees' salaries shall be budgeted consistent with the principles of equity vis-à-vis the approved contract increases provided to employees covered by collective bargaining agreements, the general impact of inflation, and employee morale. In accordance with the Budget Policy, the Fiscal Year 2002 Recommended Budget includes an across the board increase of 2.5% for all County employees other than the Elected Officials and those employees covered by collective bargaining agreements.

Five Year Capital Improvement Budget: Fiscal Year 2002 – Fiscal Year 2006:

Along with the Fiscal Year 2002 Recommended Budget, the Five-Year Capital Improvement Program for Fiscal Year 2002 through Fiscal Year 2006 is presented for your review and consideration. The Five Year Plan includes improvements and renovations to County facilities and buildings. The Highway Department's Five Year Capital Improvement Program for the County's roads, bridges, and highways is also included in this Plan.

The preparation of the Fiscal Year 2002 Recommended Budget presented a real challenge. In many ways, this Recommended Budget represents a "turning point" for County government. Critical strategic decisions and policies will need to be discussed in the coming

(19)

months. The County's equalized assessed valuation will experience another 10% decrease in farmland values prior to the preparation of the Fiscal Year 2003 budget. Revenues in the County's General Fund are not likely to increase by more than 3.0% - 3.5% next year. The time is right for the County Board and the Elected Officials and appointed department heads to carefully review and consider how County programs and services can best be provided during a period of reduced or flat revenue growth.

The preparation of the Fiscal Year 2002 Recommended Budget requires the cooperation and assistance of all of the Elected Officials and Appointed Department Heads. I wish to again thank the Elected Officials and Department Heads for their continued cooperation during the many weeks of budget preparation and review. I would also like to thank Don Newby and his crew for their efforts to see that the Recommended Budget books are properly collated and bound.

I would like to thank Terry Lindberg for his valuable assistance and counsel during the preparation of the Recommended Budget. His work as Chairman of the Employee Benefits Committee was critical to the successful completion of the Recommended Budget. I would also like to acknowledge and thank Ms. Pam Deaton and Ms. Kathy Carroll, the summer interns who worked on many of the tasks required to complete this budget on time for presentation to the Board today.

Mr. Chairman and Members of the McLean County Board, I am pleased to present the Fiscal Year 2002 Recommended Budget to you for your consideration and review. I respectfully request that the Recommended Budget, the Five Year Capital Improvement Budget, and the 2001 Combined Property Tax Levy for all County Funds be referred to the appropriate Oversight Committees for review and that the Fiscal Year 2002 Recommended Budget be laid on the table for public review and comment.

Respectfully submitted,

John M. Zeunik
County Administrator

McLEAN COUNTY PROPERTY TAX LEVY: 2000 - 2002

COUNTY FUNDS	MAXIMUM TAX RATE	PROPERTY TAX LEVY IN 2000		PROPERTY TAX LEVY IN 2001		PROPERTY TAX LEVY IN 2002		CHANGE FROM PRIOR YEAR	
		PAYABLE TAX RATE	AMOUNT	PAYABLE TAX RATE	AMOUNT	PAYABLE TAX RATE	AMOUNT	TAX RATE INCREASE/(DECREASE)	AMOUNT
General Fund 0001	\$ 0.25000	\$ 5,413,315.61	\$ 0.24685	\$ 5,657,160.00	\$ 0.25000	\$ 5,955,815.00	\$ 0.00315	\$ 298,655.00	5.28%
Persons/Dev. Disabilities 0110	\$ 0.10000	\$ 514,048.45	\$ 0.02290	\$ 524,892.00	\$ 0.02249	\$ 535,860.00	\$ (0.00041)	\$ 10,968.00	2.09%
TB Care & Treatment 0111	\$ 0.07500	\$ 229,091.52	\$ 0.01027	\$ 235,395.00	\$ 0.01028	\$ 244,810.00	\$ 0.00000	\$ 9,415.00	4.00%
Health Department 0112	\$ 0.15000	\$ 2,140,858.06	\$ 0.09747	\$ 2,233,780.00	\$ 0.09972	\$ 2,375,756.00	\$ 0.00225	\$ 141,966.00	6.36%
County Highway 0120	\$ 0.07500	\$ 1,581,987.35	\$ 0.07987	\$ 1,693,000.00	\$ 0.07500	\$ 1,786,744.00	\$ 0.00113	\$ 93,744.00	5.54%
Bridge Matching 0121	\$ 0.04872	\$ 1,054,946.95	\$ 0.04926	\$ 1,129,000.00	\$ 0.05000	\$ 1,191,163.00	\$ 0.00074	\$ 62,163.00	5.51%
County Matching 0122	\$ 0.03750	\$ 790,993.68	\$ 0.03996	\$ 847,000.00	\$ 0.03750	\$ 893,372.00	\$ 0.00054	\$ 46,372.00	5.47%
Children's Advocacy 0129	\$ 0.00400	\$ 86,613.05	\$ 0.00395	\$ 90,532.00	\$ 0.00400	\$ 95,293.00	\$ 0.00005	\$ 4,761.00	5.26%
F I C A 0130	NONE	\$ 1,292,266.70	\$ 0.07578	\$ 1,736,629.00	\$ 0.07822	\$ 1,863,565.00	\$ 0.00245	\$ 126,936.00	7.31%
I M R F 0131	NONE	\$ 1,418,288.69	\$ 0.04866	\$ 1,119,782.00	\$ 0.05115	\$ 1,218,587.00	\$ 0.00229	\$ 98,805.00	8.82%
Historical Museum 0134	\$ 0.00200	\$ 43,306.52	\$ 0.00198	\$ 45,266.00	\$ 0.00200	\$ 47,646.00	\$ 0.00002	\$ 2,380.00	5.26%
Tort Judgment 0135	NONE	\$ 1,666,816.94	\$ 0.07801	\$ 1,787,714.00	\$ 0.07799	\$ 1,857,869.00	\$ (0.00002)	\$ 70,155.00	3.92%
Veterans Assistance 0136	\$ 0.03000	\$ 131,868.37	\$ 0.00606	\$ 138,911.00	\$ 0.00607	\$ 144,697.00	\$ 0.00001	\$ 5,786.00	4.17%
L & J Debt Service 0161	NONE	\$ 2,115,740.00	\$ 0.09232	\$ 2,115,740.00	\$ 0.08881	\$ 2,115,740.00	\$ (0.00351)	\$ -	0.00%
L & J Add'l Rental 0162	NONE	\$ 1,549,940.53	\$ 0.07155	\$ 1,639,726.00	\$ 0.07134	\$ 1,699,434.00	\$ (0.00003)	\$ 59,708.00	3.64%
115 Gov't Center Debt Service	NONE				\$ 0.01007	\$ 240,000.00	\$ -	\$ 240,000.00	
115 Gov't Center Add'l Rental	NONE				\$ 0.00738	\$ 175,734.00	\$ -	\$ 175,734.00	
Cooperative Extension Service	\$ 0.05000	\$ 411,273.00	\$ 0.01689	\$ 386,972.00	\$ 0.01658	\$ 395,000.00	\$ -	\$ 395,000.00	
MetCom E911 Debt Service	NONE	\$ (411,273.00)	\$ (0.01689)	\$ (386,972.00)	\$ (0.01452)	\$ (346,023.00)	\$ (0.00211)	\$ (24,301.00)	-6.28%
E911 Surcharge Abatement	NONE				\$ (0.01452)	\$ (346,023.00)	\$ 0.00211	\$ 24,301.00	-6.28%
TOTAL:		\$ 20,032,082.42	\$ 0.91609	\$ 20,994,537.00	\$ 0.95860	\$ 22,837,065.00	\$ 0.04251	\$ 1,842,548.00	8.78%
Equalized Assessed Valuation:		\$ 2,338,722,687.00		\$ 2,475,150,505.00		\$ 2,572,706,665.00		\$ 97,556,160.00	3.94%
Adjusted EAV for Computing Tax Rates:		\$ 2,165,326,244.00		\$ 2,291,748,217.00		\$ 2,382,326,372.00		\$ 90,578,155.00	3.95%

FISCAL YEAR 2002 RECOMMENDED BUDGET

COUNTY FUND	FY 2000 ADOPTED	FY 2000 ACTUAL	FY 2001 ADOPTED	FY 2001 AMENDED	FY 2002 RECOMMENDED	AMOUNT INCREASE	% CHANGE
GENERAL FUND 0001							
0001 County Board	1,583,714	1,245,045	1,275,246	2,279,098	1,202,173	-73,073	-5.73%
0002 County Administrator	352,210	397,360	365,017	365,017	375,863	10,846	2.97%
0003 County Auditor	198,163	204,647	217,401	243,806	264,658	47,257	21.74%
0004 County Treasurer	307,472	308,150	346,968	346,968	340,962	-6,006	-1.73%
0005 County Clerk	494,488	507,632	519,316	519,316	582,126	62,810	12.09%
0006 County Recorder	174,784	168,141	188,651	188,651	176,061	-12,590	-6.67%
0008 Merit Board	11,006	14,644	12,432	12,432	14,631	2,199	17.69%
0015 Circuit Clerk	1,302,788	1,427,855	1,550,525	1,554,042	1,625,633	75,108	4.84%
0016 Circuit Court	708,875	783,960	760,293	760,293	763,551	3,258	0.43%
0018 Jury Commission	77,901	77,626	85,628	85,628	92,762	7,134	8.33%
0020 State's Attorney	1,662,169	1,741,600	1,896,905	1,897,563	1,911,813	14,908	0.79%
0021 Public Defender	925,763	975,079	980,938	980,938	1,209,705	228,767	23.32%
0022 Court Services	2,472,926	2,844,635	2,811,557	2,813,563	2,962,810	151,253	5.38%
0029 Sheriff's Department	5,601,918	5,781,493	5,868,235	5,905,216	6,036,671	167,436	2.85%
0031 Coroner's Office	345,285	339,355	357,643	360,118	354,847	-2,796	-0.78%
0032 Rescue Squad	31,555	30,831	25,355	25,355	25,355	0	0.00%
0038 Building & Zoning	259,421	264,275	272,363	272,363	261,845	-10,518	-3.86%
0040 Parks and Recreation	381,371	333,403	394,771	433,271	383,510	-11,261	-2.85%
0041 Facilities Management	2,388,686	2,199,449	2,554,043	2,560,203	3,079,701	525,658	20.58%
0043 Information Services	2,287,936	2,294,220	2,215,027	2,278,420	1,782,557	-432,470	-19.52%
0047 E.S.D.A.	134,045	140,948	142,087	142,087	145,207	3,120	2.20%
0048 Bloomington Election	355,551	356,584	375,620	375,620	390,902	15,282	4.07%
0049 Assessment Office	605,578	524,492	601,571	675,771	604,121	2,550	0.42%
Total for General Fund:	22,663,605	22,961,424	23,817,592	25,075,539	24,586,464	768,872	3.23%

120

SPECIAL REVENUE FUNDS

	FY 2000 ADOPTED	FY 2000 ACTUAL	FY 2001 ADOPTED	FY 2001 AMENDED	FY 2002 RECOMMENDED	AMOUNT INCREASE	% CHANGE
0102 Dental Sealant Grant	124,426	123,022	178,077	178,077	163,869	-14,208	-7.98%
0103 W.I.C. Grant	261,648	229,013	247,739	247,739	244,672	-3,067	-1.24%
0104 Health Promotion Grant	8,000	8,031	15,000	15,000	16,500	1,500	10.00%
0105 Preventive Health Grant	77,100	141,515	179,978	197,054	173,567	-6,411	-3.56%
0106 Family Case Management	590,710	643,461	661,100	661,100	694,080	32,980	4.99%
0107 AIDS/Communicable Disease	52,991	51,198	53,123	53,123	50,842	-2,281	-4.29%
0109 Case Coordination Unit	-	-	-	-	-	-	-
0110 Persons/Dev. Disabilities Fund	514,254	510,162	524,892	524,892	535,860	10,968	2.09%
0111 TB Care & Treatment Fund	241,577	211,703	248,796	252,291	260,649	11,853	4.76%
0112 Health Department Fund	3,064,661	3,007,184	3,176,379	3,197,409	3,289,946	113,567	3.58%
0113 S.P.I.C.E. Grant	20,518	9,445	19,546	19,546	21,535	1,989	10.18%
0120 Highway Department Fund	2,242,000	1,828,990	2,364,000	2,409,147	2,443,121	79,121	3.35%
0121 Bridge Matching Fund	1,157,000	875,003	1,226,000	1,226,000	1,258,163	32,163	2.62%
0122 County Matching Fund	811,000	7,300	867,000	867,000	902,372	35,372	4.08%
0123 Motor Fuel Tax Fund	3,770,000	2,619,155	3,780,000	3,783,988	3,555,000	-225,000	-5.95%
0129 Children's Advocacy Center	319,899	327,620	355,372	415,967	389,462	34,090	9.59%
0130 Social Security Fund	1,292,282	1,599,114	1,736,629	1,736,629	1,863,565	126,936	7.31%
0131 I.M.R.F.	1,546,746	1,157,399	1,141,185	1,141,185	1,218,587	77,402	6.78%
0133 Cooperative Extension Service	-	-	-	-	395,000	395,000	-
0134 Historical Museum Fund	44,897	44,897	46,801	46,801	49,181	2,380	5.09%
0135 Tort Judgement Fund	1,673,418	1,578,791	1,792,214	1,797,035	1,859,369	67,155	3.75%
0136 Veterans Assistance Commission	131,971	122,692	138,911	138,911	144,697	5,786	4.17%
0137 Recorder Document Storage	130,000	141,182	126,500	126,500	244,935	118,435	93.62%
0139 Community Policing Grant	-	-	-	-	0	0	-
0140 Circuit Clerk Automation	167,500	139,139	193,661	194,672	240,347	46,686	24.11%
0141 Court Security Fund	293,844	287,834	288,509	288,604	289,787	1,278	0.44%
0142 Court Document Storage	153,179	158,401	180,000	188,623	201,736	21,736	12.08%
0143 Child Support Collection	65,000	15,777	52,820	52,820	54,500	1,680	3.18%
0145 Juvenile Probation Services	-	-	50,000	50,000	53,000	3,000	6.00%
0146 Adult Probation Services	394,201	138,088	470,585	470,585	517,757	47,172	10.02%
0148 Probation Early Intervention Grant	29,328	-	-	-	0	0	-
0149 Violent Crime Defense Grant	170,584	136,089	157,999	199,452	0	-157,999	-100.00%
0150 Sheriff Domestic Violence Grant	85,000	91,731	85,000	85,000	85,000	0	0.00%

	FY 2000 ADOPTED	FY 2000 ACTUAL	FY 2001 ADOPTED	FY 2001 AMENDED	FY 2002 RECOMMENDED	AMOUNT INCREASE	% CHANGE
SPECIAL REVENUE FUNDS							
0152 Asset Forfeiture Fund	4,650	11,740	100,000	100,000	100,000	0	0.00%
0158 IV-D IDPA Child Support Fund	308,728	334,223	360,662	360,682	375,899	15,237	4.22%
0159 Solid Waste Management Fund	23,500	20,167	25,000	25,000	170,000	145,000	580.00%
0161 PBC Lease	2,115,613	2,115,613	2,115,613	2,115,613	2,355,613	240,000	11.34%
0162 PBCRent/Operations & Maintenance	1,550,012	1,550,012	1,639,726	1,639,726	1,875,168	235,442	14.36%
0164 County Clerk Document Storage	24,822	19,105	24,822	24,822	31,066	6,244	25.16%
0166 COPS in School Grant	-	2,106	36,150	36,150	40,000	3,850	10.65%
0167 GIS Fees					80,000		
0452 MetCom Centralized Communications	1,758,417	1,634,666	1,908,945	2,075,095	2,007,075	98,130	5.14%
Total for Special Revenue Funds:	25,219,476	21,891,568	26,568,734	26,942,238	28,251,920	1,683,186	6.34%
TRUST AND AGENCY FUNDS							
0147 Evergreen Lake Lease Fund	18,240	7,940	19,277	19,277	17,000	-2,277	-11.81%
I-0350 McBarnes Building Capital Lease	51,953	48,953	56,462	56,462	47,700	-8,762	-15.52%
N-0360 Fairview Building Lease	53,724	50,140	55,131	55,131	66,398	11,267	20.44%
Total for Trust and Agency Funds:	123,917	107,033	130,870	130,870	131,098	228	0.17%
ENTERPRISE FUND							
0401 Nursing Home	4,999,206	4,916,648	5,178,765	5,178,765	5,276,119	97,354	1.88%
Total for Enterprise Fund:	4,999,206	4,916,648	5,178,765	5,178,765	5,276,119	97,354	1.88%
TOTAL OPERATING BUDGET:	53,006,204	49,876,673	55,695,961	57,327,412	58,245,601	2,549,640	4.58%

122

Members Sommer/Sorensen moved the budget be received and added to the record and authorize the Clerk to transcribe the budget message in full and the budget be sent to each Oversight Committee for action. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

OTHER BUSINESS AND COMMUNICATION:

Member Sorensen asked if immediately following the County Board Meeting the Members of the Finance Committee would please gather together for the purpose of setting dates for special budget cycle meetings of the Finance Committee.

Member Selzer stated he gets constant questions about the issue with the 911 service, with MetCom and the radios. He said he wants to make sure that the Board realizes they need to do something. Member Selzer said, he doesn't know what we need to do to light a fire under somebody but it is time that that fire get lit. He stated the people in District 6 feel very strongly about it. They are very concerned about the safety of the people who are out there every day and they are very concerned about where their dollars are going.

Clerk Milton reminded all officials petitions are available in her office. She said today was the first day to pick them up and the first day to file them will be December 10, 2001 at 8:00 a.m.

Member Sommer said three times this evening we were reviewing bids that were non-existent. There was only one bid. He stated the process should possibly be reviewed. Mr. Hoselton did suggest that we advertise over a wider area. Chairman Sweeney stated he was sure the Administration Office got the message.

Member Owens noted the handout regarding the Greater McLean County Memorial Tribute this Sunday and invited all to attend. Member Owens said he feels very strongly about this and asked for continued prayers for the Nation and the President.

The McLean County Auditor presented the following and recommends same for payment:

MCLEAN COUNTY BOARD COMPOSITE

September 18, 2001

2001 Budget Expenditures

COMMITTEE	PENDING EXPENDITURES	PRE-PAID EXPENDITURES	TOTAL EXPENDITURES
Executive	\$219.37	\$328,339.37	\$328,558.74
Finance		\$300,471.29	\$300,471.29
Human Services	\$213.99	\$330,980.77	\$331,194.76
Justice	\$9,369.04	\$1,193,924.24	\$1,203,293.28
Land Use		\$14,820.29	\$14,820.29
Property		\$301,949.37	\$301,949.37
Transportation		\$730,867.24	\$730,867.24
Health Board		\$305,942.59	\$305,942.59
Disability Board		\$43,629.72	\$43,629.72
T. B. Board		\$16,526.14	\$16,526.14
Total	\$9,802.40	\$3,567,451.02	\$3,577,253.42



Michael F. Sweeney, Chairman
McLean County Board

Members Kinzinger/Owens moved the County Board approve the bills as presented, cast unanimous ballot, and authorize Chairman Sweeney to sign them. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

Members Owens/Gordon moved for adjournment until Tuesday, October 16, 2001 at 5:00 p.m., in the Law and Justice Center, Room 700, Bloomington, Illinois. Clerk Milton shows all Members present voting in favor of the Motion. Motion carried.

Time: 7:03 p.m.

Michael Sweeney
County Board Chairman

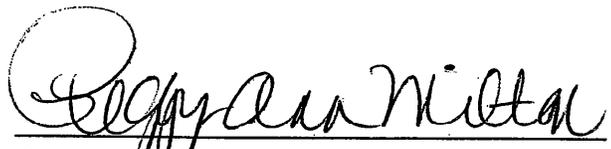


Peggy Ann Milton
County Board Clerk

STATE OF ILLINOIS)
)
COUNTY OF McLEAN)

I, Peggy Ann Milton, County Clerk in and for the State and County aforesaid, do hereby certify the foregoing to be a full, true and correct copy of the proceedings had by the McLean County Board at a meeting held on the 18th day of September, 2001, and as the same appears of record.

IN WITNESS WHEREOF, I have set my hand and official seal this 4th day of October, 2001.



Peggy Ann Milton, McLean County Clerk