



Kane County

County Board

Meeting Minutes

Government Center
719 S. Batavia Ave., Bldg. A
Geneva, IL 60134

Tuesday, January 9, 2024

9:45 AM

County Board Room

1. CALL TO ORDER

The Adjourned Meeting of the Kane County Board was held at the Kane County Government Center, 719 S. Batavia Ave., Bldg. A, Geneva, IL 60134 on January 9, 2024. Chairman Pierog called the meeting to order at 9:52 AM.

2. ROLL CALL

PRESENT:	Board Member Mavis Bates
	Board Member Dale Berman
	Board Member Ron Ford
	Board Member Leslie Juby
	Board Member Mo Iqbal
	Board Member Michael Kenyon
	Board Member Chris Kious
	Board Member Anita Lewis
	Board Member Myrna Molina
	Board Member Bill Roth
	Board Member Jarett Sanchez
	Board Member Monica Silva
	Board Member Clifford Surges
	Board Member Bill Tarver
	Board Member Vern Tepe
	Board Member Rick Williams
	Board Member David Young
	Chairman Corinne M. Pierog
REMOTE:	Board Member Deborah Allan
	Board Member Gary Daugherty
	Board Member Mark Davoust
	Board Member Michael Linder
	Board Member Bill Lenert
	Board Member Cherryl Strathmann
REM NO VOTE:	Board Member Michelle Gumz

3. REMOTE ATTENDANCE REQUESTS

Madam Chair asked for consensus to allow remote attendance requests for: Board members Lenert, Linder, Davoust, Daugherty, Strathmann, and Allan. Board consensus was received. (Member Gumz was allowed to listen but not vote.)

4. PLEDGE OF ALLEGIANCE & INVOCATION

Board Member Roth said the invocation. Ms. Zoe Cryner (phonetic), with Support over Stigma, a veteran's organization that focuses on the mental health issues of the military and first responders, led the assembly with the Pledge of Allegiance. Madam Chair asked that Ms. Cryner work with Board Member Roth's Committee to learn more about her organization and to work with Kane County Connects to share the organization's information.

5. APPROVAL OF MINUTES: December 12, 2023

RESULT:	APPROVED BY UNANIMOUS CONSENT
MOVER:	Chris Kious
SECONDER:	Mo Iqbal

6. OLD BUSINESS**A. Options to Regulate Unscheduled Migrant Busses in Kane County**

ASA Frank discussed some options the board could take regarding the issues surrounding the impact of migrants being bussed into Kane County and being dropped off at Metra train stations. Specifically, the board could place financial support behind the Office of Emergency Management (OEM) or the Sheriff to alleviate issues. However, to draft a resolution or ordinance similar to what other towns have done to deter the bus companies, the board did not have that authority. Member Surges discussed his meeting with Madam Chair, Congressman Foster and others on this matter. Details followed as to the plans already in place by the OEM and the Sheriff's office.

Member Williams reminded the board that Kane County has to again deal with policies from the state and federal level, but has no authority to address them. He offered to draft a proclamation from this board to convey to state and federal leaders that the current process cannot continue due to the financial costs to the county and its residents. Board consensus was received for Williams to draft the proclamation. Madam Chair shared her conversation with the Governor's office which relayed that federal funding will be going to Chicago for the migrants. Details followed. She has spoken to other county chairs who agree that buses should continue to Chicago where the in-take center is located. She plans to draft a letter to the City of Chicago, along with other county board chairs.

7. PUBLIC COMMENT (Agenda Items)

Ms. Sherry Liske, a Kane County resident, shared a positive perspective on the cooperation that is taking place in the Fox Valley and the next county to assist the migrants/asylum-seekers with clothing, etc. She asked that everyone to work together.

Ms. Patti Lackman, a Batavia resident and second vice president for the League of Women Voters of Central Kane County, shared her and her agency's concerns about buses randomly dropping off migrants in Kane County, yet appreciated the various

local responding agencies who were coordinating efforts to get the migrants to Chicago. Per Lackman, the National League believes immigration policies should promote the reunification of families, meet the economic, business and employment needs of the U.S. and be responsive to those facing political persecution/humanitaria crisis. Ms. Lackman read various studies about immigration issues and social policy. She hopes Illinois will continue to support migrants with state and federal funding.

Llona Steel, a Geneva resident, and former first vice president of The League of Women Voters for Central Kane County, thanked the board for supporting the good of Kane County and for its support to assist the asylum-seekers to Chicago. She urged the board to read an article on the first page of this past Sunday's *Tribune* newspaper regarding immigration. She read the position of the Illinois and National League of Women Voters on this matter and stated the county should apply for all necessary funding to assist the asylum-seekers.

Brian Anderson, from Sugar Grove, encouraged the League of Women Voters to read the U.S Constitution, specifically Article 4, Section 4 as it pertains to the county's laws. He also referenced the chairwoman's comments at the last Executive Committee meeting regarding the (school) buses being used by a certain Kane County school district to transport the illegal immigrants to Chicago without that school board aware of the matter. He stated he, as a tax payer, would like to know if 75% of his taxes that go to his school district will be used to transport illegal immigrants. Also, he spoke to the numbers of asylum-seekers reported by Homeland Security and how those numbers have significantly increased yearly. He stated the process was not being followed.

Michelle Bettag, a St. Charles resident, voiced her concern that this matter was going to get worse. She reminded the board there are low income/minority individuals already living in Chicago facing difficult times who feel they are being replaced by the illegal migrants. She stated the migrants and the U.S. President are breaking the law currently, the Chairwoman was more concerned about what Governor Pritzker wants, and was not concerned about the citizens of Kane County. She voiced concern about 10 million people showing up in 2024 with no vaccines as well as concern for the overall health and safety of Kane County residents whose school buses were being used to transport illegal immigrants. She wanted a statement from Kane County relaying its stance on this matter.

Denise Gorlack spoke to a web site survey from 2022 that compares illegal immigrants and U.S. born families regarding the amount of welfare they collect. The survey notes that 59% of households headed by illegal immigrants access welfare as compared to 52% of households headed by legal immigrants. Illegal immigrants receive more welfare than all U.S. citizens combined.

Steve Brezwitz (phonetic) a St. Charles resident, corrected some comments that were voiced above. Chicago Sanctuary City law meant that the police department and the resources of the City of Chicago were not going to be used to seek and deport illegal immigrants. The meaning had been distorted. He described how migrants are desperate to get to the U.S. for a better life, whether from fleeing from persecution,

economics, wars, etc. He asked Kane County to treat those arriving here with dignity and respect.

8. NEW AND UNFINISHED BUSINESS

A. Madam Chairman's Comments

Madam Chair voiced that she wanted to ensure everyone that the arriving busloads should continue to travel to the City of Chicago safely and not be diverted to the county's communities, which are ill-prepared in resources to handle such matters. She does not want excess stress created on the county's residents nor the children that are on those buses.

B. Discussion

C. Ordinance

D. Zoning Petitions

- Petition # 4619 Petitioner: James Ariola Trust (TPE IL KN216 [TMP-23-1504](#) LLC)

Mr. Scott Osborn, petitioner's representative, was present to answer questions/concerns on the petition. Mr. Kyle Barry, attorney for the petitioner, noted the ZBA and Development Committee supported the petition for solar panels unanimously with the referenced conditions. Engineer Emily Kahanic was present to answer questions.

Board member questions followed as to the manufacturer of the solar panels (probably China), whether U.S. manufacturers were considered, the type of panels, the solar panel disposal options, the removal of carbon from the atmosphere, energy savings, etc. The project would be a community-solar project.

Development Director, Mark VanKerkhoff, referenced two new documents in the agenda packet: the Findings of Fact form -- one typed and one handwritten.

(Consent received to have Board Member Linder participate in the meeting and vote remotely.)

RESULT:	ADOPTED BY ROLL CALL VOTE
MOVER:	Ron Ford
SECONDER:	Mo Iqbal
AYE:	Deborah Allan, Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Leslie Juby, Mo Iqbal, Michael Kenyon, Chris Kious, Michael Linder, Bill Lenert, Anita Lewis, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cheryl Strathmann, Clifford Surges, Bill Tarver, Vern Tepe, and Rick Williams

NAY: David Young

- Petition # 4620 Petitioner: Steven Benner Trust (TPE IL KN415 [TMP-23-1505](#) LL)

Development Ford reviewed the petition noting there were neighbor objectors. The ZBA recommended approval with the stipulations its provided. **Member Ford moved to approve the petition, as presented. Member Kious seconded the motion.**

Board discussion followed with Member Juby, reading some conflicting information among the Zoning Board regarding Finding of Fact No. 1. She preferred that an annual or two-year soil monitoring of the site take place versus the ZBA's recommendation of five years. Mr. Barry, petitioner's attorney, stated the petitioner had no objection to a two-year monitoring.

Board member Surges conveyed that two mayors reached out to him to discuss this solar project, pointing out that the Longmeadow Parkway was created to be an economic corridor and not a solar field. The site sits on Huntley Road. Because Member Surges did not have enough information to make a decision, he asked the board to delay this petition for 30 days to allow, at least, the municipalities to respond.

Member Surges moved to return Petition 4620 back to the Zoning Board of Appeals to consider concerns related to the Long Meadow Parkway Corridor and bring the matter to the February (13th) County Board meeting. Second by Member Young.

A question arose whether economic development could be a factor for denying a petition. Also mentioned by SAO Frank, the board could subject the petitioner to the county's process, i.e., the county's special use process where the seven standards for a special use must be met. Attorney for the petitioner, Mr. Barry, questioned the return of the petition to the ZBA since the issues raised were already addressed at the public hearing and answered in the Findings of Fact. The Villages of Algonquin and Carpentersville submitted letters on the day of the hearing, and the applicant best addressed the concerns raised in those letters. It was pointed out by Member Tepe that no one from either village showed up to testify.

For the board, Development Director Mark VanKerkhoff referred to the site's location on the overhead, noting the trend and character of the area. He reviewed the petitioner's amended site plan. More explanation followed from Member Surges on how the area has changed dramatically in recent years. Other board members voiced their comments in support or opposition of the amended motion.

Roll call on the above motion followed:

Aye: Allan*, Daugherty*, Davoust*, Ford, Juby, Kenyon, Kious, Lenert*, Linder*, Molina, Roth, Sanchez, Silva, Strathmann*, Surges, Tarver, Williams, Young

Nay: Bates, Berman, Iqbal, Lewis, Tepe

MOTION PASSED. Vote: 18-5 [Petition No. 4620 was returned to the Zoning Board of Appeals.]

E. New Business

F. Appointments

- Kane County Emergency Telephone Systems Board (ETSB) [TMP-24-1790](#)
Appointments

The following three individuals were re-appointed to the Emergency Telephone Systems Board (ETSB) for three years:

- Eric Passarelli, Police Chief, Geneva (Reappointment) (Expires 1/1/2027)
- Myrna Molina, Kane County Board (Reappointment) (Expires 1/1/2027)
- Mike Fagel, Public Member, Sugar Grove (Reappointment) (Expires 1/1/2027)

(Tepe steps away 11:35 AM)

RESULT:	APPROVED BY ROLL CALL VOTE
MOVER:	Chris Kious
SECONDER:	Mavis Bates
AYE:	Deborah Allan, Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Leslie Juby, Mo Iqbal, Michael Kenyon, Chris Kious, Michael Linder, Bill Lenert, Anita Lewis, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cheryl Strathmann, Clifford Surges, Bill Tarver, Vern Tepe, Rick Williams, and David Young

- Kane County Zoning Board Appointments [TMP-24-1793](#)

Development Exec. Director VanKerkhoff extended appreciation to former retired chairman of the Zoning Board, Jim Plonczynski. Ms. Tracy Aris will be the new ZBA Chairperson, as appointed by the County Board Chairwoman.

RESULT:	APPROVED BY ROLL CALL VOTE
MOVER:	Ron Ford
SECONDER:	Mark Davoust

AYE:	Deborah Allan, Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Leslie Juby, Mo Iqbal, Michael Kenyon, Chris Kious, Michael Linder, Bill Lenert, Anita Lewis, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cherryl Strathmann, Clifford Surges, Bill Tarver, Rick Williams, and David Young
AWAY:	Vern Tepe

G. Committee Updates

Member Surges reminded the Board that tomorrow's Human Services Committee meeting will focus on Illinois residency requirements (Tepe returns 11:39 AM) and the board possibly setting a policy on how it should be handled. Administration Committee Chair Kious relayed that tomorrow his committee will be discussing the Master Plan. Also, a special Committee of the Whole meeting will take place tomorrow (Wednesday, January 10, 2024 at 1:00 PM) to discuss the Facilities Master Plan update and a potential site for a new public health facility.

9. **Resolutions/Ordinances**

----- **CONSENT AGENDA** -----

Madam Chair asked if anyone would like to remove an agenda item from the Consent Agenda. Member Williams removed Res. Nos. 24-027 and 24-028 and stated he will not be voting on these two resolutions. Member Daugherty removed Res. No. 24-025. Madam asked for a motion to approve the Consent Agenda with the exception of Resolution Nos. 24-025, 24-027 and 24-028. (Member Williams recuses himself.)

Authorizing Amendment to Res 23-356 Authorizing the Use of Revenue Recoupment Funds Under the American Rescue Plan Act for the Countywide Water Monitoring Network Project and the Water Sustainability Mapping Project for the Kane County Department of Environmental and Water Resources [24-001](#)

An Ordinance Establishing the Woodgate Subdivision Special Service Area (or Special Service Area No. SW-56) of Kane County, Illinois and the Levy of Taxes for the Purpose of Paying the Cost of Providing Special Services in and for Such Area [24-002](#)

Approving November 2023 Claims Paid [24-003](#)

Authorizing FY23 Budget Adjustment and Transfer from the Tax Sale & Error Fund to the General Fund [24-004](#)

Authorizing FY24 Budget Adjustment for the Circuit Clerk's Office [24-005](#)

Authorizing FY24 Budget Adjustment and Fund Transfer from Fund 234 to Fund 221 [24-006](#)

Authorizing a Design-Build with ENCAP, Inc for the Design and Construction of the Geneva Creek Stabilization Project in Kane [24-007](#)

County

- Authorizing Annual Renewal of CityView License and Maintenance with Harris Corporation [24-008](#)
- Authorizing Renewal of Contract for Benefit Administration Services [24-009](#)
- Authorization of a Contract Extension for Kane County Building Automation System (BAS) & Repair Services [24-010](#)
- Authorizing a Contract Extension for Mill Creek SSA Brush Pick-up Services [24-011](#)
- Authorizing a Contract Extension for Mill Creek SSA Turf Fertilization/Weed Control Services [24-012](#)
- Authorizing a Contract Extension for Mill Creek SSA Parkway Tree & Stump Removal Services [24-013](#)
- Ratifying an Emergency Purchase Affidavit to Purchase a 2023 Ford Super Duty F-450 Salt Truck for the Building Management Department [24-014](#)
- Approving the Purchase of a Replacement Vehicle for the Sheriff's Office [24-015](#)
- Authorizing Capital Projects from the Capital Fund [24-016](#)
- Authorizing Participation in the Appellate Prosecutor Program [24-017](#)
- Amending Section 2-196(A) of the Kane County Code (Depositories for Funds of County Treasurer/Collector) [24-018](#)
- Restating the Kane County Equal Employment Opportunity Plan for July 1, 2021 - June 30, 2022 [24-019](#)
- Authorizing the Kane County Sheriff's Office to Implement a Standard Security Protocol to Enhance and Maintain Safety Measures for the Kane County Government Center [24-020](#)
- Approving Appropriation of the County Engineer's Salary and Authorizing the Transfer of Funds Therefore, Kane County Section No. 24-00000-00-CS and 24-CS089-00-AC [24-021](#)
- Approving FY2024 County Maintenance MFT Appropriation, Kane County Section No. 24-00000-00-GM [24-022](#)
- Approving FY2024 County Maintenance MFT Appropriation, Kane County Section No. 24-00000-00-RF [24-023](#)
- Approving an Agreement with Workday Adaptive Planning of Pleasanton, California for Access to and Use of Data Analytics and Budgeting/Forecasting Software [24-024](#)
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Approving Purchase of One (1) 2025 Elgin Broom Bear Street Sweeper for the Kane County Division of Transportation [24-026](#)

Approving an Appropriation for Chicago Metropolitan Agency for Planning (CMAP) [24-029](#)

Approving an Engineering Services Agreement with H.R. Green, Inc. of Aurora, Illinois for the 2024 Structure Safety Inspection Program, Kane County Section No. 23-00568-00-EG [24-030](#)

RESULT: APPROVED THE CONSENT AGENDA

MOVER: Mavis Bates

SECONDER: Michael Kenyon

AYE: Deborah Allan, Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Leslie Juby, Mo Iqbal, Michael Kenyon, Chris Kious, Michael Linder, Bill Lenert, Anita Lewis, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cherryl Strathmann, Clifford Surges, Vern Tepe, and David Young

RECUSED: Rick Williams

AWAY: Bill Tarver

-----**END OF CONSENT AGENDA**-----

Approving Adopt-A-Highway Applicants [24-025](#)

Member Daugherty voiced concern that no policy existed to regulate who can apply for the Adopt the Highway program.

RESULT: ADOPTED BY ROLL CALL VOTE

MOVER: Chris Kious

SECONDER: Michael Kenyon

AYE: Deborah Allan, Mavis Bates, Dale Berman, Mark Davoust, Ron Ford, Leslie Juby, Michael Kenyon, Chris Kious, Bill Lenert, Anita Lewis, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cherryl Strathmann, Clifford Surges, Bill Tarver, Vern Tepe, and David Young

NAY: Gary Daugherty, and Mo Iqbal

RECUSED: Rick Williams

AWAY: Michael Linder

(Resolution Nos. 24-027 and 24-028 were taken together in one motion.)

Approving an Intergovernmental Agreement for the Jurisdictional Transfer of Old Bliss Road from the County of Kane to the Blackberry Township Road District

[24-027](#)

RESULT: **ADOPTED BY ROLL CALL VOTE**

MOVER: Mark Davoust

SECONDER: Jarett Sanchez

AYE: Deborah Allan, Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Leslie Juby, Mo Iqbal, Michael Kenyon, Chris Kious, Michael Linder, Bill Lenert, Anita Lewis, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cherryl Strathmann, Clifford Surges, Bill Tarver, Vern Tepe, and David Young

RECUSED: Rick Williams

Providing for the Transfer of Jurisdiction of Part of Bliss Road to the Blackberry Township Road System from the Kane County Highway System

[24-028](#)

RESULT: **ADOPTED BY ROLL CALL VOTE**

MOVER: Mark Davoust

SECONDER: Jarett Sanchez

AYE: Deborah Allan, Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Leslie Juby, Mo Iqbal, Michael Kenyon, Chris Kious, Michael Linder, Bill Lenert, Anita Lewis, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cherryl Strathmann, Clifford Surges, Bill Tarver, Vern Tepe, and David Young

RECUSED: Rick Williams

Authorizing Amendment to 23-357 Authorizing the Use of the State and Local Fiscal Recovery Funds to Hire Two Staff Members for the American Rescue Plan Program and Fund Associated Expenses

[24-031](#)

(Per Madam Chair, this item was pulled from the agenda, to be further reviewed by the ARPA Committee.)

RESULT: **NO VOTE REQUIRED**

Authorizing Certain Actions Relative to the Tax Agent

[24-032](#)

(Member Williams returns.)

RESULT: ADOPTED BY ROLL CALL VOTE**MOVER:** Mo Iqbal**SECONDER:** Chris Kious

AYE: Deborah Allan, Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Leslie Juby, Mo Iqbal, Michael Kenyon, Chris Kious, Michael Linder, Bill Lenert, Anita Lewis, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cherryl Strathmann, Clifford Surges, Bill Tarver, Vern Tepe, Rick Williams, and David Young

Authorizing Settlement Agreement with Wexford Health Sources, INC.

[24-033](#)**RESULT: ADOPTED BY ROLL CALL VOTE****MOVER:** Myrna Molina**SECONDER:** Michael Kenyon

AYE: Deborah Allan, Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Leslie Juby, Mo Iqbal, Michael Kenyon, Chris Kious, Michael Linder, Bill Lenert, Anita Lewis, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cherryl Strathmann, Clifford Surges, Bill Tarver, Vern Tepe, Rick Williams, and David Young

10. EXECUTIVE SESSION (if needed)

None.

11. PUBLIC COMMENTS (Non-Agenda Items)

Resident Jodie Zitko, stated she is a volunteer and director for the Illinois Chapter of United Sovereign Americans. She shared her concerns about uncovered information about the state's voter database. She was asking the board to authorize an audit of the 2022 General Election -- from registration to certification -- in order to ensure the votes, as counted, are accurate under the law. She was seeking the board's support for a drafted resolution to conduct an audit of the 2022 General Election, which resolution was shared with state and county officials as well as election certifiers. She offered to meet afterwards to discuss the resolution. (Tepe leaves 11:56 AM)

Michelle Peterson read Part 1 of the resolution, as drafted by the Illinois Chapter of United Sovereign Americans. She further stated the county is a home-rule entity if it wanted to create it's own ordinance.

Molly Leseur, read Part 2 of the resolution as drafted by the Illinois Chapter of United Sovereign Americans. Discrepancies were read.

Lorie Van Heil read Part 3 of the referenced-resolution. She further added that she ran for a local school board in the last election and explained why. Furthermore, she relayed when there is an interruption in the election process the public sees skepticism in the voting process.

Ken Zitko, also a volunteer and director for the Illinois Chapter of United Sovereign Americans, reviewed the basis for the audit request and asked for the board's support to adopt the resolution that was read and distributed to them during the meeting. Their member website is www.Unite4Freedom.com. He asked the board to view some videos on the website and relayed that if board members had questions to invite them back and place the matter on the agenda.

12. ADJOURNMENT TO TUESDAY, FEBRUARY 13, 2024

The meeting adjourned at 12:07 PM.

RESULT:	APPROVED BY VOICE VOTE
MOVER:	Michael Kenyon
SECONDER:	Rick Williams