



Kane County County Board Meeting Minutes

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

Tuesday, April 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 April 9, 2024.

Chairman Pierog called the meeting to order at 9:46 AM.

2. ROLL CALL

PRESENT:	Board Member Deborah Allan Board Member Dale Berman Board Member Ron Ford Board Member Michelle Gumz Board Member Leslie Juby Board Member Mo Iqbal Board Member Michael Kenyon Board Member Chris Kious Board Member Bill Lenert Board Member Anita Lewis Board Member Myrna Molina Board Member Bill Roth Board Member Jarett Sanchez Board Member Monica Silva Board Member Cheryl Strathmann Board Member Clifford Surges Board Member Bill Tarver Board Member Vern Tepe Board Member David Young Chairman Corinne M. Pierog
REMOTE:	Board Member Gary Daugherty Board Member Mark Davoust Board Member Michael Linder
ABSENT:	Board Member Rick Williams
AWAY:	Board Member Mavis Bates

Also Present: Chf. Dpty. Clerk Weilandt; Co. Bd. staff Valdez; Finance Exec. Dir. Hopkinson; Treasurer Lauzen; KDOT Dir. Schoedel; Auditor P. Wegman; Circuit Clerk Barrerio; Development Dir. Vankerkhoff; KaneComm Dir. Guthrie; OEM Dir. Scott Buziecki; PIO Mann; State's Atty. Mosser & staff Frank, O'Brien, Shepro, Brady*, Hunt*; ITD Exec. Dir. Fahnstock & staff Lasky*; and members of the press & public.

3. REMOTE ATTENDANCE REQUESTS

Madam Chair asked for consensus to allow board members Daugherty, Davoust, Sanchez, and Linder to attend the meeting remotely. Board consensus was received.

4. PLEDGE OF ALLEGIANCE & INVOCATION

Board Member Davoust led the assembly with the recital of the Pledge of Allegiance. Member Lewis said the invocation.

5. APPROVAL OF MINUTES: March 12, 2024 & March 27, 2024

RESULT:	APPROVED BY UNANIMOUS CONSENT
MOVER:	Chris Kious

6. PUBLIC COMMENT (Agenda Items)

Prior to public comment, Madam Chair announced that a prior proclamation was not on the agenda because it was not an actual bill. The matter was moved to the (General Assembly's) Assignments Committee in March 2023 and was not called forward. Therefore no discussion or vote could take place on something that was not an active bill. She offered to send an email on the matter to those interested.

Mr. Esposito spoke to Proposition Resolution No. 24-165 for the transfer of funds from elections from 2023 to 2024 and hoped that the budget was balanced. Regarding Res. No. 24-166 he was also concerned about the 1% Special County Retailers' Occupation Tax increase and felt the referendum was not good timing. Store prices were already very high. Lastly, he voiced concern the last two resolutions on the agenda did not follow proper procedure.

Steve Brewsewitz voiced concern about the proposed retailers' tax referendum. The county could not expect to cut taxes and keep the same services going. Therefore, the tax increase was necessary. He cited various scenarios supporting his premise. He wanted the retailer's tax referendum on the ballot.

Edward Mark asked that the board focus on the county's infrastructure. He believed the question should be on the ballot and let the people vote.

Kathy Fleesburg (phonetic), spoke to Resolution Nos. 23-136, -137 and -138 and objected to the funds being used to support these resolutions, as it appeared the county was over budget. She questioned the funding amounts of Resolution No. 24-138 and where the monies were coming from. Health department funds should be used toward fixing the building, not purchasing a new building. She asked for more transparency and found the funds going to transportation trucks were too much.

Debbie Kanorowski expressed concern about the 1% retailers' tax being asked of the county's citizens for public safety, not infrastructure and the fact that the increase will be added to the cost of goods. She noted the county cannot currently attract businesses without adding costs to the retailers. She voiced concern the county was

not passing any proclamation against illegal immigrants, eventually resulting in more crime. She objected to the emergency appropriation for the election equipment funds. She stated Wisconsin voters approved bans on private funding for elections by 54 to 45 in their recent primary election.

Mark Schrage read Resolution 23-165 as it relates to the 2023 budget line item Special Purpose Equipment noting when the election equipment was to be paid in 2023 when most of the equipment arrived in 2024. As a result the 2024 budget had to be amended to reflect same. He questioned the certification of the equipment in September, 2023, when most of it arrived in 2024. He further asked why the old equipment was replaced and be considered as "an upgrade" when all of the old pieces are new?

Jenine Maher (remote), Elburn, discussed that while it was said that county property taxes have not been raised in the past 13 years, the economy has steadily increasing with inflation, and the taxpayers were paying high taxes. She asked why the retailers' sales tax was being proposed now, when in the past the county had survived depressions in prior years. The county was one of the highest taxed counties in the nation. She asked the board to not place the referendum on the November ballot and be better stewards of the county's funds. (Gumz steps away 10:17 AM)

7. PUBLIC COMMENT (Non-Agenda Items)

Mark Avarar spoke to Resolution No. 24-166 and shared that at the prior Legislative Committee he mentioned that McHenry County (Gumz returns 10:18 am) approved a similar, but smaller tax, for mental health. He explained how the groundwork was laid in prior years for the success of that tax increase. He urged the board to take similar steps and work together for a successful passage. On a different matter, Mr. Avarar spoke to the new Fair Labor Standards Act, a federal act that classifies independent contractors, putting them at risk and spoke to the objections that have been filed. (House Joint Res. No. 116) Mr. Avarar addressed House Bill 5345 and the concerns of that bill. He has queried the county's State's Attorney's office of what procedures are being followed.

Brian Anderson (remote), Sugar Grove, referred to the March 21, 2024 Public Service Committee meeting where it was stated by some board members that the county was "blacklisted" and Springfield was watching Kane County. Specifically, the county was paying a lobbyist \$10,000/month and it was conveyed by a board member that he/she could not speak with the lobbyist, which raised a red flag. Mr. Anderson stated it should also be a warning to the board members. He extended appreciation to a number of board members who spoke at the last special County Board meeting about the referendum question but asked each board if he/she knew how to manage fiscal responsibility correctly.

Mr. Mark Schlage, shared his comments that national and local elected representatives appear to determine who are fit and unfit at any time and those who wish to gain power over others, serving their own interests and causing the disempowerment of the majority, resulting in servitude.

Victoria [inaudible] spoke to Resolution Nos. 24-136, -137 and -138, and asked why the \$141,000 was not budgeted and why was it now being requested. She stated the money should be used more wisely. She also requested that a dollar amount be written on the resolution, for transparency purposes. Lastly she voiced concern about the funding that is going toward the illegals who do not have to work, stating crime will increase.

Treasurer Lauzen mentioned two meetings ago the chairwoman falsely insinuated that he was in favor of the sanctuary status and illegal immigration. He reminded the board the previous proclamation was drafted by Member Williams opposing illegal immigration and while the board voted on the proclamation, the Chairwoman refused to vote and take a position. Contrarily, he stated his public record has been clear for 20 years and that he opposes illegal immigration. Excerpts of his speeches followed, along with comments made by President John F. Kennedy on the importance of the observance of the law. He did not appreciate the chairwoman lying about him.

Katie O'Conner read a definition of an illegal person and shared that four years ago the country was safe. She supported the Treasurer's comments.

Jean Mayer discussed the history of our government and why our country formed. She spoke to repressive government, i.e., socialism, communism, Marxism and the subsidies that are given to illegal aliens, which are kindness without repercussions. Lastly, she reminded the board of the words of Patrick Henry (one of the founders of our country) and the words from Argentina's new president who, speaking at the World Economic Forum, warned the "West" was in danger of its freedoms being co-opted by leaders who would purposely take our country's freedoms. Socialism leads to poverty. Ms. Mayer voiced that If the USA merges into a new world order, it will be taking orders from a global entity. Leveling the U.S.'s economy must be lowered to other, poorer countries and it is occurring right now with the open border policies and providing illegal aliens the privileges of U.S. citizens at the taxpayers' expense. Examples followed. She asked the board to stand up and vote for the proclamation opposing non-citizen voting and force the topic onto the agenda.

Board Member David Young read the proclamation, as drafted by Mr. Williams, and stated it was passed at the Public Service Committee meeting with a 4-3 vote, noting the proclamation should have been placed on the Board agenda today to be discussed. He questioned why it was not on the agenda.

SAO Frank explained why the proclamation was not on the agenda. However, under New Business it could return to discussion for the following month.

8. NEW AND UNFINISHED BUSINESS

A. Madam Chairman's Comments

Madam Chair asked that Resolution No. 24-166 be moved to the Finance Committee. No discussion. (See vote near bottom of agenda.)

Due to the lengthy agenda, Madam Chair asked the board to discuss the Consent Agenda now. However, Member Lenert suggested to discuss the zoning petitions prior to the Consent Agenda due to the public in the room. Permission received. The board then proceeded to follow the regular agenda.

- Recognizing April as National Volunteer Appreciation Month [24-134](#)

Because the month of April is recognized as National Volunteer Appreciation Month, Office of Emergency Management Director, Scott Buziekci, recognized and thanked OEM volunteers Brian Pechtold, Terry Ostrander, David Pesola, and Larissa Melton, along with all other volunteers, for their support to the OEM office.

RESULT:	ADOPTED BY VOICE VOTE
MOVER:	Myrna Molina
SECONDER:	Michael Kenyon

- Proclaiming April 14-20, 2024 National Public Safety Telecommunicators Week [24-135](#)

Michelle Guthrie, Director for KaneComm (911) reminded the board that Public Safety Telecommunicators Week is designated as the second full week in April and recognizes all 911 telecommunicators -- those working behind the scenes. Present were Deputy Director Stoffa and Operations Manager, Christopher McMeen. Other telecommunication centers within Kane County were also recognized by Dir. Guthrie. The board was encouraged to visit the telecommunicators and express their gratitude.

RESULT:	ADOPTED BY VOICE VOTE
MOVER:	Michelle Gumz
SECONDER:	Bill Roth

D. Appointments

None.

E. Committee Updates

None.

11. RESOLUTIONS/ORDINANCES

----- CONSENT AGENDA -----

The Chairwoman asked if anyone would like to remove an item from the Consent Agenda. Member Strathmann removed Res. No. 24-148; Surges removed #24-151 and #24-152; Iqbal removed #24-137 and Tarver removed #24-150. The chairwoman asked for a motion to approve the Consent Agenda with the exception of Resolution Nos. 24-137, 24-148, 24-150, 24-151, and 24-152. (Tepe steps away at 11:04 AM.)

Authorizing the Use of State and Local Fiscal Recovery Funds to Fund Pre-Arrest Diversion and Equity: Flexible Participant Funds for the Kane County State's Attorney's Office [24-136](#)

Authorizing the Use of State and Local Fiscal Recovery Funds to Fund the Reimbursement of Finance Staff Pay and Benefits for Hours Worked on ARPA Administration Tasks for Kane County Finance Department [24-138](#)

Approving February 2024 Claims Paid [24-139](#)

Authorizing an Amendment to the Agreement with Healy, Bender, Patton and Been, and RC Wegman for the Construction of an Accessible Ramp at the Kane County Sheriff's Office (RFQ# 42-020) [24-140](#)

Authorizing Service Agreement with Facilities Survey, LLC. (FSI) for the Building Management Department's Work Order Software [24-141](#)

Authorizing a Contract with Langton Group for the Mill Creek SSA Landscape Maintenance Services Program (Tree Related Services) (BID# 24-025-TK) [24-142](#)

Authorizing a Contract with Everlast Blacktop, Inc. for the North Sidewalk Improvement Project for the Mill Creek SSA (BID# 24-024-KK) [24-143](#)

Authorizing a Contract Extension with Netceed and Heartland Business Systems for Cisco Hardware, Software, Services, and Smartnet (RFP# 34-020) [24-144](#)

Authorizing Updated Capital Projects from the Capital Fund [24-145](#)

Authorizing Expenditure of Funds for Commercial Floor Coverings and Related Services with Mohawk Industries Through OMNIA Partners (Contract# 2020002149) [24-146](#)

Authorizing the Expenditure of Funds with Zoom Video Communications Inc. for Zoom Web Conferencing Services for the Kane County Information Technologies Department [24-147](#)

Authorizing the Purchase of Three Vehicles for the State's Attorney's Office	<u>24-149</u>
Approving Adopt-A-Highway Applicants	<u>24-153</u>
Approving Purchase of Three (3) V-Body & Equipment Packages Including Installation Thereof on Three (3) Tandem Axle Trucks for the Kane County Division of Transportation	<u>24-154</u>
Approving an Agreement with Genuine Parts Company dba Napa Auto Parts of Atlanta, Georgia for Non-OEM Auto Parts and Supplies for the Kane County Division of Transportation	<u>24-155</u>
Approving a Deposit for Six (6) 2026 Tandem Axle Truck Cab & Chassis for the Kane County Division of Transportation	<u>24-156</u>
Approving Purchase of Three (3) 2025 Tandem Axle Truck Cab and Chassis for the Kane County Division of Transportation	<u>24-157</u>
Approving a Contract for Construction with Builders Paving, LLC of Hillside, Illinois for 2024 Kane County Resurfacing Project, Kane County Section No. 23-00565-00-RS	<u>24-158</u>
Approving a Contract for Construction with Plote Construction Inc. of Hoffman Estates, Illinois for Longmeadow Parkway Section C-2B, Kane County Section No. 21-00215-29-CH	<u>24-159</u>
Approving Contract for Construction with Plote Construction, Inc. of Hoffman Estates, Illinois for Fabyan Parkway at Western Avenue Intersection and Multi-Use Path Reconstruction Project, Kane County Section No. 22-00548-00-PV	<u>24-160</u>
Approving a Contract for Construction with Builders Paving, LLC of Hillside, Illinois for 2024 Dundee Township Maintenance Project, Section No. 24-07000-01-GM	<u>24-161</u>
Approving a Contract for Construction with Builders Paving, LLC of Hillside, Illinois for 2024 Elgin Township Maintenance Project, Section No. 24-08000-01-GM	<u>24-162</u>
Approving an Amendment to the Agreement with Ciorba Group, Inc. of Chicago, Illinois for On-Call Phase III Engineering Services, Kane County Section No. 23-00564-00-EG	<u>24-163</u>

Approving an Agreement with State Materials Engineering, LLC
dba S.T.A.T.E. Testing, LLC of East Dundee, Illinois for 2024
On-Call Material Testing Services, Kane County Section No.
24-00371-04-EG

[24-164](#)

RESULT:	APPROVED THE CONSENT AGENDA
MOVER:	Michael Kenyon
SECONDER:	Ron Ford
AYE:	Deborah Allan, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Michelle Gumz, 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
ABSENT:	Rick Williams
AWAY:	Mavis Bates

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

9. EXECUTIVE SESSION

A. Settlement of Claims

Madam Chair asked for a motion to go into executive session to discuss settlement of claims and pending/probable and imminent litigation. The board moved into executive session at 11:05 AM.

RESULT:	APPROVED BY ROLL CALL VOTE
MOVER:	Michael Kenyon
SECONDER:	Ron Ford
AYE:	Deborah Allan, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Michelle Gumz, 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
ABSENT:	Rick Williams
AWAY:	Mavis Bates

10. OPEN SESSION

The board returned to open session at 11:53 AM. The roll was called and a quorum was established with 22 board members. (Away: Bates; Absent: Williams).

B. Ordinance

None.

C. Zoning Petitions

- Petition # 4616 Petitioner: Alexander/Johnson (KaneSolar2, LLC) [TMP-23-1147](#)

Madam Chair invited the petitioner and others to speak on this petition with a time limit.

Mr. Mike Noonan, with Foley & Lardner, 321 N. Clark St., #3000, Chicago, representing petitioner KaneSolar02 and Horizon Solar Power, reminded the board that several ZBA hearings have been held on the petition and have been before this board many times. Since the February 27, 2024, the parties have tried to come to an agreement. During last week's meeting it was offered to Mr. Lundgren's clients to include increased tree density coverage and each neighbor was offered funds to increase screening on their own property. To assure that access to neighbors' farms would be maintained, a letter from Mr. Kent Kleckner confirmed the 25-foot wide travel path would remain. It was consistent with Horizon's plan dated 12/18/2023. The offer was not accepted by the neighbors nor was a counteroffer provided. Mr. Noonan explained that counsel said his clients were interested in a permanent access easement over the property so that Mr. Kleckner can access the land. It was relayed that an easement is unnecessary because the property has functioned without an easement for years and can function as in the past. In closing, Mr. Noonan asked for approval of the petition based on the three conditions he read out loud to the board. If denied, Horizon will be reviewing legal action.

Mr. Andy Melka, with Horizon Solar Power, understood the neighbors' issues were: access for farming and screening. Approving the project would not block access to their property since access is available off of Meredith Road in addition to the ways that the property lines have been adjusted. Views are not a protected right in Illinois; however, significant enhancements (a 50% increase in density and tree height) have been provided to the current screening, the site plan is sufficient for access, as per Mr. Kleckner's letter, and the panels will not be disruptive to the wedding venue. Lastly, Mr. Melka reminded the board that the appraisal from Maroose & Co. states the solar panel site will not affect the surrounding property values. He referenced the amended motion to be made by the board.

Ms. Blair Alexander, property owner of the proposed solar site, stated the project was good, especially for the plant, and asked for this board's approval.

Atty. Tait Lundgren, Foster & Buick, Sycamore, spoke in opposition to this petition, explaining the concessions that were being made to allow for farming access. He pointed out the petitioner did not own the property and had no legal authority to give his clients permission to travel across the land and into the farmland. His clients are of the opinion that they hold the legal right to the access by prescriptive use of the easement for the past 20 years. Two lawsuits have been filed regarding that issue. Mr. Lundgren asked the board to focus on the acts and deny the petition because the revised site plan does not comply with state statute or the county ordinance. Lastly, he noted that there is a pending bill in the Illinois General Assembly to change the state's solar statute on setbacks from 50 feet to 500 feet.

Atty. Stuart Peterson, representing an adjacent owner, summarized his concerns about property values decreasing and the real estate appraisal was provided to the board immediately prior to the board voting, giving the board no time to review the appraisal. Mr. Peterson stated that nothing has changed since the ZBA vote, other than the petitioners wanting another chance before the board and to threaten a lawsuit. He reiterated that Item B in the Lasalle/St. Clair factors, and the county's ordinance, was a key factor in denying the special use on this petition. He also believes such concerns are why there is a pending house bill going through the Legislature. He asked the board to deny and keep the vote from the board's February County Board meeting.

Mr. Chuck Haskin, 1N700 Meredith Road, Maple Park (western edge of his property borders the site) shared his objections of this petition. He believes the petitioners, under the guise of working together, have been untrustworthy and cited the reasons why. The Kaneville Township board opposed the petition, the county's ZBA opposed the petition and now petitioners threatened a lawsuit because the board voted based on the facts presented. He asked the board to deny the petition.

Ms. Carrie Svilhik, Meredith Road, whose western edge of her property borders the proposed site, shared her and her neighbors' concerns who voiced objection to the petition. She referenced a prior solar field approved by the board. That company worked with the residents, as compared to the subject petitioner for #4616. Ms. Svilhik reported the landowner, Richard Johnson, refuses to be involved in the discussions and the petitioner has only met with a few residents of the Pine Tree Subdivision, where more families lived. Horizon did not hire specialists; instead they hired an attorney and a lobbyist. Due to the zoning board denying the petition its second time, she asked the board to do the same.

Ms. Gayla Argent, a Route 38 resident, said her entire southern and eastern edges of her property border the proposed site. She is representing her family and other neighbors who signed a petition against the petition. The board approved other solar sites that were well chosen and the petitioner worked with the neighbors. Horizon's representative stated they wanted to be a good neighbor but they have not, mocking the residents' concerns. As stated on its

website and ask Mr. Melka has stated publicly, Horizon Solar is a developer who sells to long-term investors and eventually moves on. Ms. Argent reminded the board the subject property is zoned agricultural and it is up to the board to assess the matter and grant or not grant the zoning variance to allow the land to be used in any other way. She asked the board to deny the petition again.

Mr. Melka returned and stated the second ZBA vote found nothing to support the six findings of fact, except for the views and lack of a site-specific study, which his company addressed. The access matter was not for this board to vote upon. He did reach out to (objectors) Carried Svihlik and Chuck Haskin before the first public hearing but there was no response; only insults. He stated the concerns were addressed and he was amenable to increasing the density to 15 feet if the board wanted to discuss it further.

Atty. Tait Lundgren, for the objector, returned and asked that the maps be amended with a two-thirds vote.

Mr. Melka, responding to a question, relayed the solar panel height, when tilted, is 8 to 10 feet tall depending upon the topography. Atty. Lundgren, referring to the petitioner's plan, stated it was 15 feet.

Board questions followed on how the setbacks were measured and if the panels were built on a hill. Mr. Melka stated a hill existed on the western central part of the site.

Ms. Gala Argent stated her home sits 40 feet high and she would need a 66 ft. barrier. And a 30 ft. rise exists from the Meredith neighbors to the western side.

Opening the matter up to board discussion, Member Iqbal pointed out that nothing in the code discusses "view" and the protection of it. Regarding the vineyard, there was no proof that the panels would affect the crop. As to the rodents on the solar farm, he suggested the owner taken care of them now before they cut the wires. Lastly, there was no definitive study that the solar farm will devalue the nearby properties. He believed the ZBA erred in its decision and asked the board to approve the request. Member Lenert, however, stated he opposed the petition prior and would not support it again due to it being the fourth solar farm in the area and it was becoming too dense in the area. He reiterated the ZBA voted unanimously to reject the request and so did the Board. The amount of effort put in by the neighbors, the cost of their legal defense and their quality of life was enough for him to not support the petition. Additional members expressed their support or objection to the petition with SAO Mosser explaining the requirements of the party seeking the variance and what evidence must be provided as to each of the necessary elements to obtain that variance. The term "comfort" is not defined. Furthermore, she pointed out the ZBA did not find that there was anything under Subsection A of the LaSalle/St. Clair factors that was presented under that factor. She relayed the board could review that subsection and make a decision on whether the request

should or should not be granted based on that information. (Members Lenert and Young leave.)

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

(Short recess)

(The board took a short recess at 12:46 PM; reconvened at 12:56 PM.)

Madam Chair asked for the roll to be called to establish a quorum. The Clerk called the roll and a quorum was established with 20 board members present. (Absent: Williams; Away: Bates, Lenert, Young)

- Petition # 4626 Petitioner: Seven 14 Properties [TMP-24-1894](#)

Madam Chair invited the public to speak on Petition 4626, with a time limit.

Mr. Robert Enders, opposed the petition and discussed how the petitioner Seven 14 Properties uses his investment property under the guise of agri-tourism, holds events without proper health or liquor permits, and disregards the county's ordinance regarding noise and occupancy requirements. Other concerns followed. Mr. Enders requested that a property impact study (Iqbal steps away 1:03 PM) be done. He believes the petitioner is trying to get his business approved in a rural residential area through a back-door route versus pursuing the conventional business commercial route. He asked the board to not reward the owner with an approved special use request and requested the petitioner follow certain conditions, if the request is approved. Mr. Enders stated why he moved out to a rural area and said the proposed use was detrimental to the use and enjoyment of the surrounding properties.

Mr. Bill Meyer, Hampshire, lives adjacent to the subject property. He agreed with the above speaker, explaining the business operates without permits and he has had to listen to music every weekend for the past two years. He moved to the area to find tranquility and has found nothing of the sort. He discussed

the disturbances and people coming up to his home in the early morning hours, asking for rides home, people revving their car (engines) when events are ending on the subject property, etc. He asked the board for consideration.

Development Dir. Van Kerkhoff reviewed the petitioner's request for a Rezoning from F-District Farming to F-1 District Rural Residential to accommodate an existing single family home and F-2 District - Agricultural related sales, service, processing, research, warehouse and marketing with a special use for an event venue to allow for open weddings. A review of maps followed. Asked what makes the site agricultural, Dir. Vankerkhoff noted a horse stable exists. Asked if the petitioners were living on the site, Dir. Vankerkhoff said the petitioners represented they would live on-site. Further noted, the petitioners were cited with offenses and a Cease and Desist was ordered. A list of the conditions for approval followed. Member Surges suggested to mimic the conditions of the Milk Pail wherein Vankerkhoff noted the petitioner has put the noise level condition upon itself.

Atty. Joe McMahon, introduced petitioner, Jay Manjarrez, and referenced the petitioner's zoning request and request for special use. He shared the petitioner's long history in farming, stating the zoning change would allow the petitioner to use the barn for special events -- weddings, baptisms, family parties, etc. Atty. McMahon confirmed police were at the property five times, some of ordinance violations being issued and others not, but the ordinance violations were resolved. He stated his client is being proactive by purchasing audio equipment to measure the noise decibels. The food will be catered; a third-party will apply for an alcohol permit; etc. 23 conditions are part of the request. He asked the board approve the petition.

Board member questions followed as to the amount of acreage the site was, sound deafening devices for the animals in the main barn, decibel measurement, the district the property was located in, how a special use could be revoked, addressing future violations, duration of the decibel time, etc. (Member Bates arrives 1:42 PM.)

Atty. McMahon described the additional conditions the petitioner was amenable to and those that he was not, as it would negatively affect the petitioner's business, noting it would be the most regulated event venue in the county.

Other board members shared their support or objection to the petition.

Neighbor Mr. Meyer returned, explained the reasons for his objection, and asked the board to not support the petition.

The roll was called: Allan stated voted Nay, referring to paragraphs A and B. Linder voted Nay, referring to paragraphs A and B. Young voted Nay, referring to paragraphs A and B.

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

(Madam Chair leaves meeting at 1:58 PM and turns meeting over to Vice Chair Tepe.)

- Petition # 4627 Petitioner: Donald Stoxen, Mary Oehler, Anne Wesemann, Linda Stoxen and Julie Stoxen [TMP-24-2036](#)
Per Dir. VanKerkhoff, there were no objectors on this petition.

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

A. Vote on Settlement Approval in Case 22WC019824

RESULT:	APPROVED BY VOICE VOTE
MOVER:	Clifford Surges
SECONDER:	Michael Kenyon

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

B. Vote on Settlement Approval in Case 21WC027893

(Allan steps away.) The initial amount is for \$96,055.95 with a separate medical reserve of \$17,000.00. No discussion followed.

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

Authorizing the Use and Transfer of State and Local Fiscal Recovery Funds from Lost Revenue RecoUpment Fund 356 to General Fund 001 to Fund Pre-Arrest Diversion and Equity: Operation Funds for the Kane County State's Attorney's Office

[24-137](#)

Two scrivener's errors were noted. Member Iqbal believed the wording of the resolution could be shortened with focus on the recoupment of funds, whereas, Member Sanchez explained the excess wording for ARPA projects is part of the justification process.

RESULT:	ADOPTED BY ROLL CALL VOTE
MOVER:	Myrna Molina
SECONDER:	Jarett Sanchez
AYE:	Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Michelle Gumz, Leslie Juby, Mo Iqbal, Michael Kenyon, Chris Kious, Michael Linder, Anita Lewis, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cherryl Strathmann, Clifford Surges, Bill Tarver, and David Young

ABSENT:	Rick Williams
AWAY:	Deborah Allan, and Bill Lenert

Authorizing Health Department Purchase of Mosquito Larvicide

[24-148](#)

Per Member Lewis, the Finance department requested a revision to the wording and asked that it be returned to the Finance Committee for its 4/24/2024 meeting.

KC Finance and Budget Committee

RESULT:	SENT BACK TO COMMITTEE
MOVER:	Anita Lewis
SECONDER:	Leslie Juby

Authorizing the Purchase of an Armored Vehicle for the Sheriff's Office

[24-150](#)

Member Tarver did speak to Sheriff Hain, who explained the current armored vehicle is deployed 3 to 4 times a month, saved one deputy's life during the unrest of 2020, sustaining a bullet in the front windshield. With this purchase, three other military armored, and undependable, vehicles will be phased out. The sheriff does have the funds to purchase the new vehicle through its annual vehicle budget. (Member Allan arrives remote).

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

(Resolution Nos. 24-151 and 21-152 were taken together in one motion.)

Creating Illinois Residency Requirements for County Employees

[24-151](#)

KC Human Services Committee

RESULT: SENT BACK TO COMMITTEE

MOVER: Clifford Surges

SECONDER: Michael Kenyon

Amending Resolution 23-518 Approving the Kane County Per Diem Meal Rates for Calendar Year 2024

[24-152](#)

KC Human Services Committee

RESULT: SENT BACK TO COMMITTEE

MOVER: Clifford Surges

SECONDER: Michael Kenyon

Approving a Bottled Water Delivery Services Contract with DS Services of America, Inc., dba Primo Water North America of Tampa, Florida for a Countywide Bottled Water Delivery Program (BID# 24-018-TK)

[24-107](#)

ASO Frank explained this resolution and the four following resolutions were pulled by his office last month due to his office not having reviewed them for legality purposes. After review, no issues were found.

RESULT: ADOPTED BY ROLL CALL VOTE

MOVER: Jarett Sanchez

SECONDER: Bill Roth

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

ABSENT: Rick Williams

AWAY: Bill Lenert

Authorizing Expenditure of Funds for Furniture, Installation, and Related Services with Fellowes Through OMNIA Partners

[24-109](#)

RESULT: ADOPTED BY ROLL CALL VOTE

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

Authorizing Expenditure of Funds and Using a Joint Purchasing Agreement for the Purchase of Furniture, Installation, and Related Services from Midwest Office Interiors

[24-110](#)

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

Authorizing Expenditure of Funds and Using a Joint Purchasing Agreement for the Purchase of Maintenance, Repair and Operations (MRO) Supplies, and Equipment Through Lowe's Pro

[24-111](#)

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

Authorizing the Building Management Department to Participate
in the OMNIA Joint Purchasing Agreement with Amazon
Services, LLC, Online Marketplace

[24-114](#)

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

Authorizing an Emergency Appropriation and Budget Adjustment
for Fiscal Year 2024 for the Upgrade of the Kane County Voting
System, Hardware, Software, and Related Services with Hart
InterCivic

[24-165](#)

This was a housekeeping matter.

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

Authorizing the Submission to the Electors of the County of Kane by Referendum on the [DATE], [election type] Election Ballot the Question of Imposing a [XX]% Special County Retailers' Occupation Tax for Public Safety Purposes

[24-166](#)

The board moved Resolution No. 24-166 back to the Finance Committee.

KC Finance and Budget Committee

RESULT:	SENT BACK TO COMMITTEE
TO:	KC Finance and Budget Committee
MOVER:	Chris Kious
SECONDER:	Bill Tarver
AYE:	Deborah Allan, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Michelle Gumz, 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
ABSENT:	Rick Williams
AWAY:	Mavis Bates

12. NEW BUSINESS

Member Young asked why the proclamation that was passed at the Public Service Committee meeting was not on today's agenda. State's Atty. Mosser offered to speak to Member Young on how the topic could return to the agenda. Vice Chair Tepe added that Madam Chair found a key error with the document and did not place it on the agenda. Young disagreed.

Vice Chair Tepe entertained a motion to put reports on file. Motion by Member Kious, second by Iqbal to place the reports on file. Motion passed unanimously by voice vote.

Member Bates wished a Happy Eve to those who celebrate the holiday.

13. ADJOURNMENT TO TUESDAY, MAY 14, 2024

Motion by Member Kenyon to adjourn the meeting at 2:27 PM. Motion passed unanimously by voice vote.

RESULT:	APPROVED BY VOICE VOTE
MOVER:	Michael Kenyon