

ORDINANCES 1995

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ORDINANCE 95 - 1

WHEREAS, the Illinois County Code, 55 ILCS 5/5-1067, provides that the County Board may name or change the name of any street, lane, road or highway in the unincorporated area of the county; and

WHEREAS, the County Board of Jackson County had previously approved and enacted Ordinance number 92-2, which Ordinance incorporated certain maps attached to the Ordinance. The maps named or renamed various streets, lanes, roads or highways situated in the unincorporated ares of the county; and

WHEREAS, in conjunction with implementing and maintaining the emergency telephone system (911) in the county various streets, roads, lanes, and highways situated in the unincorporated areas of the county have been named or renamed since the enactment of the previously mentioned County Ordinance number 92-2; and

WHEREAS, the Jackson County Board deems it to be in the best interest of the residents of the unincorporated areas that these named and renamed streets, roads, lanes, and highways be adopted as provided in this present Ordinance; and

WHEREAS, the Jackson County Board believes such naming and renaming of thoroughfares in the unincorporated areas of the county is essential to sufficiently provide emergency telephone services and emergency response to the residents of the unincorporated areas of the county;

THEREFORE, BE IT ORDAINED BY THE COUNTY BOARD OF JACKSON COUNTY, ILLINOIS, AS FOLLOWS:

A. Jackson County Ordinance 92-2 is hereby repealed effective upon the passage of this present Ordinance.

B. All streets, roads, lanes, and highways in the unincorporated areas of Jackson County are hereby named or renamed as depicted on the attached maps of Jackson County, Illinois and its various townships. The attached maps are incorporated herein by reference and made a part of this Ordinance.

C. This present Ordinance shall be effective upon the date of its adoption.

APPROVED AND ENACTED at the regular meeting of the Jackson County Board this 11th day of January, 1995.

ATTEST:

Irene J. Carlton
Irene J. Carlton, County Clerk

William "Bill" Alstat, Chairman
JACKSON COUNTY CLERK'S OFFICE
Irene J. Carlton

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FILED

ORDINANCE 95- 2

AN ORDINANCE AMENDING ORDINANCE 93-1 IN PART, CLARIFYING VARIOUS PROVISIONS PERTAINING TO BOARD MEMBERS' TERMS OF OFFICE

WHEREAS, there exists an Emergency Telephone System Board (ETSB) for Jackson County, Illinois; which ETSB was created by the authority of the Jackson County Board; and

WHEREAS, there exists Jackson County Ordinance 93-1, approved February 10, 1993; which Ordinance amended Jackson County Ordinance 90-6; and

WHEREAS, the Jackson County Board at the request of the ETSB wishes to now amend Ordinance 93-1; which amendments will clarify the ETSB's members' terms of office; and

WHEREAS, it is intended that the present proposed Ordinance is to only amend Ordinance 93-1 as stated in the present proposed Ordinance; and

WHEREAS, it is also intended that those portions of Ordinance 93-1 not made obsolete by or inconsistent with the provisions of the present proposed Ordinance be incorporated herein with the present proposed Ordinance as if actually recited within.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY BOARD OF JACKSON COUNTY, ILLINOIS, AS FOLLOWS:

Section 1.

That Section 2 of Jackson County Ordinance 93-1 is hereby amended, by adding the following paragraph after that Section:

Notwithstanding any of the above language, and notwithstanding any letters of appointment the ETSB members may receive from the Chairman of the Jackson County Board, the

members of ETSB shall continue to serve in office after their respective term of office has expired until their successor has been duly appointed, qualified and seated. The foregoing sentence shall only apply to ETSB appointments made after January 1, 1995.

Section 2

The present Ordinance amends Ordinance 93-1 only to the extent that the language contained herein is inconsistent with the language of that Ordinance; and to that extent the language contained herein shall be controlling. Any other language of Ordinance 93-1 that is not specifically inconsistent with the present Ordinance shall remain in full force and effect, without change, and is hereby incorporated herein by reference.

Section 3

The present Ordinance shall be in full force and effect upon approval by the County Board of Jackson County, Illinois.

APPROVED AT THE REGULAR MEETING OF THE JACKSON COUNTY BOARD
THIS eleventh DAY OF January, 1995.


William "Bill" Alstat
Chairman, Jackson County Board

ATTEST:


Irene Carlton, County Clerk

ORDINANCE NO. 95 - 3

AN ORDINANCE FOR THE PURPOSE OF IMPLEMENTING THE SENIOR
CITIZENS TAX FREEZE HOMESTEAD EXEMPTION

WHEREAS, the County of Jackson, Illinois, through the Jackson County Board, recognizes its legal obligation to implement the Senior Citizens Tax Freeze Homestead Exemption, 35 ILCS 200/15-172 et. seq.

WHEREAS, the new law requires that in counties of less than 3,000,000 inhabitants applications for the new homestead exemption shall be accepted from applicants until February 15, 1995 for the taxable year 1994.

WHEREAS, the new law also requires of counties of less than 3,000,000 inhabitants that applications for the new homestead exemption for the taxable year 1995 and all subsequent taxable years shall be accepted until July 1.

WHEREAS, the new law permits the county discretion in establishing an application submission date sooner than July 1 of each year.

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD:

1. That applications for the new homestead exemption shall be accepted by the County Assessor's office for the taxable year 1994 until close of business February 15, 1995, and no later.

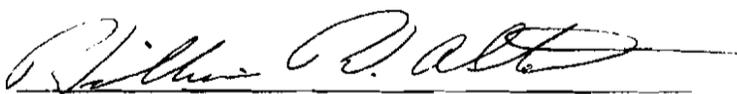
2. That applications for the new homestead exemption shall be accepted by the County Assessor's office for the taxable year 1995 and all subsequent taxable years until close of business July 1, and no later, of each year.

3. That all timely filed applications shall be processed according to the mandates of the Senior Citizens Tax Freeze Homestead Exemption Act, 35 ILCS 200/15-172 et. seq.

4. That the present Ordinance shall be effective on the Date it is adopted by the Jackson County Board.

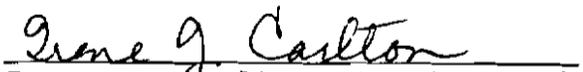
ADOPTED BY THE JACKSON COUNTY BOARD AT ITS REGULAR PUBLIC MEETING FEBRUARY 8, 1995.

BY ITS CHAIRMAN:



William W. Alstat

Attest:


Irene J. Carlton, County Clerk

AN ORDINANCE ABATING THE ANNUAL TAX LEVY FOR JACKSON COUNTY,
ILLINOIS FOR THE YEAR DECEMBER 1, 1994 THROUGH
NOVEMBER 30, 1995

WHEREAS, the Jackson County Board adopted at its special meeting on November 30, 1994 its tax levy ordinance for the year beginning December 1, 1994 through November 30, 1995;

WHEREAS, the tax levy ordinance included a \$200,000.00 levy for the purpose of debt service payments on general obligation bonds that were contemplated being issued in 1995 for the river levee project;

WHEREAS, it is now apparent that such general obligation bonds may not be issued or needed in 1995;

WHEREAS, the Jackson County Board in conformity with State law must abate said tax levy ordinance in the amount of \$200,000.00 - the amount levied for the debt service payments on the general obligation bonds.

NOW, THEREFORE, BE IT ORDAINED AND ADOPTED BY THE JACKSON COUNTY BOARD THAT:

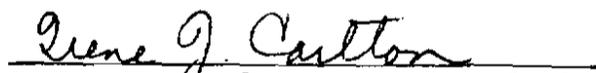
1. The sum of \$200,000.00 is hereby abated from the tax levy ordinance passed by the Jackson County Board on November 30, 1994;
2. The tax levy ordinance passed by the Jackson County Board on November 30, 1994 is hereby incorporated by reference into the present ordinance, except that portion abated by the present ordinance;
3. The County Clerk is hereby authorized and shall abate, in conformity with the present ordinance, the real estate taxes to be extended by the annual tax levy ordinance adopted by the Jackson County Board on November 30, 1994;
4. The present ordinance shall be effective upon its adoption by the Jackson County Board on February 8, 1995.

APPROVED BY THE JACKSON COUNTY BOARD AT ITS REGULAR MEETING ON
FEBRUARY 8, 1995.

By its Chairman:


William W. Alstat

ATTEST:


Irene J. Carlton, County Clerk

AN ORDINANCE REPEALING ORDINANCE 94 - 12 WHICH ESTABLISHED
THE JACKSON COUNTY SOIL AND WATER CONSERVATION
SPECIAL SERVICE AREA

WHEREAS, the County of Jackson, Illinois, through its county board, adopted Ordinance 94 - 12 on November 9, 1994; which Ordinance created the Jackson County Soil & Water Conservation Special Service Area, pursuant to 35 ILCS 200/27-5 et. seq.(1992).;

WHEREAS, with the creation of the special service area, the Jackson County Board also approved and authorized a real estate tax levy to be extended to those areas of the special service area to pay for the costs associated with the special service area;

WHEREAS, the Jackson County Board now wishes to repeal and dissolve the special service area, and the accompanying tax levy, effective January 1, 1996;

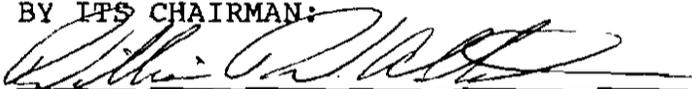
WHEREAS, the Jackson County Board wishes to make it clear that it is not intended this repeal shall, in any way, affect the validity of the special service area so created by Ordinance 94 - 12, and its accompanying tax levy, until the present Ordinance goes into effect on the date indicated below.

NOW, THEREFORE, BE IT ORDAINED AND ADOPTED AS FOLLOWS:

1. Ordinance No. 94 - 12 is hereby repealed, effective as indicated below.
2. The Jackson County Soil and Water Conservation Special Service Area is hereby dissolved, effective as indicated below.
3. The tax levy associated with the special service area is hereby eliminated, effective as indicated below.
4. The special service area and its accompanying tax levy shall continue to be in effect and valid until the date this present repealing Ordinance becomes effective.
4. The present Ordinance shall become effective on January 1, 1996.

APPROVED AND ADOPTED BY THE JACKSON COUNTY BOARD AT ITS REGULAR MEETING THIS 8th DAY OF March, 1995.

BY ITS CHAIRMAN:



William W. Alstat, Chairman
Jackson County Board

ATTEST:

Irene J. Carlton
Irene J. Carlton, County Clerk

ORDINANCE 95 - 6

A ORDINANCE APPROVING THE EXECUTION OF A LEASE BETWEEN
THE COUNTY OF JACKSON, ILLINOIS AND THE CITY OF AVA,
ILLINOIS FOR THE PURPOSE OF SECURING A SITE
TO LOCATE AN AMBULANCE BASE

WHEREAS, the County of Jackson, d/b/a the Jackson County Ambulance Service, hereby finds it convenient and desires to locate, maintain and operate an ambulance base in the Ava, Illinois area;

WHEREAS, the City of Ava, Illinois has graciously offered to the County a parcel of land owned by the City which is available for lease to the County;

WHEREAS, the County and the City have come to terms on the lease of the property, and a lease has been presented to the County for approval;

WHEREAS, the County is authorized to enter into long-term leases with other units of governments pursuant to the Local Government Property Transfer Act, 50 ILCS 605/0.01 et. seq.;

NOW, THEREFORE, BE IT ORDAINED AND ADOPTED AS FOLLOWS:

1. The Jackson County Board, on behalf of the Jackson County Ambulance Service, has negotiated and examined the purposed lease agreement between the County and the City of Ava, Illinois and hereby approves it.

2. Upon the adoption of the present Ordinance, the Chairman of the Jackson County Board is hereby authorized to sign and execute the lease on behalf of the County of Jackson and its ambulance service.

3. The Director of the Ambulance Service, from the available funds at the ambulance service, shall remit to the City of Ava the \$1.00 rental fee upon the Chairman's execution of the lease agreement.

4. After the lease agreement is properly executed a copy of it shall be recorded in the Jackson County Recorder's Office.

APPROVED AND ADOPTED BY THE JACKSON COUNTY BOARD AT ITS REGULAR MEETING THIS 10 DAY OF May, 1995.

Attest:

Irene J. Carlton
Irene J. Carlton
Jackson County Clerk & Recorder

William W. Alstat
William W. Alstat
Chairman, Jackson Co. Board

AN ORDINANCE REGULATING WATER SUPPLIES, CONSTRUCTION AND
MODIFICATION OF WATER WELLS, SEALING OF ABANDONED WELLS
AND THE INSPECTION OF WATER SUPPLIES AND THEIR
COMPONENTS IN JACKSON COUNTY, ILLINOIS

WHEREAS, the Jackson County Board, through the Jackson County Health Department, has deemed it necessary and desirable to regulate water supplies for health and safety purposes;

WHEREAS, the authority for the present Ordinance can be found generally at 20 ILCS 2305/2; 55 ILCS 5/5-1052; 55 ILCS 5/5-1072; 55 ILCS 5/5-25001 et. seq. and 415 ILCS 30/1 et. seq.

NOW, THEREFORE, BE IT ORDAINED AND ADOPTED AS FOLLOWS:

SECTION 1 - DEFINITIONS

The following definitions shall apply in the interpretation and enforcement of this Ordinance:

1. ABANDONED WELL shall mean a water or monitoring well that is no longer used to supply water, or is in such a state of disrepair that the well or boring has the potential for transmitting contamination into an aquifer or otherwise threatens the public health or safety.

2. COMMUNITY PUBLIC WATER SYSTEM shall mean a public water system that serves 15 service connections used by residents, or regularly serves 25 or more residents for at least 60 days each year.

3. HEALTH AUTHORITY shall mean that person or persons designated by the Jackson County Health Department to enforce this Ordinance.

4. HEALTH DEPARTMENT shall mean the Jackson County Health Department, including its duly authorized representatives.

5. HEALTH DEPARTMENT ADMINISTRATOR shall mean the individual selected by the Jackson County Board of Health to administer, enforce the policies, Ordinances, Resolutions and laws of the Board.

6. NON-COMMUNITY PUBLIC WATER SYSTEM shall mean a public water system that is not a community water system, and has at least 15 service connections used by nonresidents, or regularly serves 25 or more nonresident individuals daily for at least 60 days each year.

7. POTABLE WATER shall mean water that is suitable for human consumption and that meets the Health Department's standards for drinking water.

8. PRIVATE WATER SYSTEM shall mean any supply that provides water for drinking, culinary and sanitary purposes and serves an owner-occupied single family dwelling.

9. SEMI-PRIVATE WATER SYSTEM shall mean a water supply that is not a public water system, yet the semi-private system serves a segment of the public other than an owner-occupied single family dwelling.

10. WATER WELL shall mean an excavation that is drilled, cored, bored, washed, driven, dug, jetted or otherwise constructed when the intended use is for the location, diversion, artificial recharge or acquisition of ground water.

SECTION 2 - ADOPTION BY REFERENCE

In addition to those provisions set forth in this present Ordinance, the following provisions, including any future revisions or amendments, are hereby incorporated herein by reference as if part of the Ordinance:

1. Illinois Water Well Construction Code, 77 Ill. Adm. Code 920.
2. Illinois Water Well Pump Installation Code, 77 Ill. Adm. Code 925.
3. Drinking Water Systems Code, 77 Ill. Adm. Code 900.
4. Public Area Sanitary Practice Code, 77 Ill. Adm. Code 895).

SECTION 3 - PUBLIC WATER SUPPLY USE

In those locations where a public water supply is reasonably available, it will be required that the sole source of water be supplied by the public water line. A public water supply is deemed reasonably available when the subject property is located within 200 feet of the public water supply to which connection is practical and is permitted by the controlling authority for the public water supply.

SECTION 4 - POTABLE WATER SUPPLY REQUIRED

All premises for human habitation or occupancy shall be provided with a potable water supply. The potable water supply shall not be connected to non-potable water and shall be protected against back flow and back siphonage in accordance with the requirements of the Illinois Plumbing Code. Each potable water supply shall provide quantities of water that are sufficient for drinking, culinary and sanitary needs of the dwelling or premises served. A minimum system pressure of 20 pounds per square inch

shall be maintained throughout each potable water supply.

SECTION 5 - ABANDONED WELLS

Wells that are abandoned shall be sealed in a manner prescribed by the Health Authority and the Illinois Water Well Construction Code. The Health Authority shall inspect abandoned wells that have been sealed to determine as to whether a water well is considered abandoned, based upon the definition of an abandoned well and the facts of each case.

SECTION 6 - PERMIT REQUIRED

No water well shall be constructed or deepened except in accordance with this Ordinance. It shall be unlawful to construct or deepen a water well unless a permit has first been obtained from the Health Department. A non-community public water supply shall not be constructed without first obtaining a permit from the Illinois Department of Public Health.

SECTION 7 - WATER WELL AND/OR PUMP INSTALLATION/LICENSED CONTRACTOR

It shall be the responsibility of the licensed contractor to insure that a permit has been issued before any construction or deepening of a well is begun and to follow the conditions of the permit. Failure of the contractor to insure a permit has been issued or to violate the conditions of the permit shall constitute a violation of this Ordinance. All water wells shall be constructed in accordance with the Illinois Water Well Construction Code. All individuals who construct water wells and install pumps shall be licensed by the Illinois Department of Public Health in accordance with the Water Well and Pump Installation Contractors License Act, 225 ILCS 345/1 et. seq.

SECTION 8 - APPLICATION FOR PERMIT/PROPERTY OWNER'S RESPONSIBILITY

A. It shall be the property owner's responsibility to obtain a permit before any construction or deepening of a well is begun. Failure of the property owner to obtain a permit before any construction or deepening of a water well is begun shall constitute a violation of this Ordinance.

B. All applications for a permit under the provisions of this Ordinance shall be made in writing and in such form as prescribed by the Health Department. Sufficient data shall be included to determine whether the proposed applications for permit meets the requirements of this Ordinance.

SECTION 9 - ISSUANCE OF PERMIT

Upon submission of the application for permit, including the plans and specifications of the proposed water well or component thereof, the Health Authority shall review the application prior to issuance of a permit. The Health Authority may require additional information, which may include the location of private sewage disposal systems and/or water wells on adjacent properties. It shall be the responsibility of the applicant or an authorized agent

of the applicant to obtain all necessary data and to design a system which shall meet the requirements of the Ordinance. If the Health Authority, upon review of the application, finds that the application meets the requirements of this Ordinance, and upon payment of the required fee, a permit shall be issued to the applicant. The permit shall include specifications specific to each proposed water well and shall include a statement as to any restrictions relating to the location, materials, components or type of water well to be constructed or deepened.

SECTION 10 - PERMIT VALIDITY

A permit to construct or deepen a water well is valid for a period of twelve (12) months from the date of issuance. If construction has not started within this period, the permit is void.

SECTION 11 - PERMIT FEE

The permit application fee shall be the same fee as what is charged, from time to time, by the Illinois Department of Public Health.

SECTION 12 - EXCEPTIONS

A permit to construct or deepen a water well shall not be required when such water well does or will serve a community public water system or function as a monitoring well.

SECTION 13 - INSPECTIONS

The Health Authority shall have the authority to enter any property at any reasonable time for inspection purposes to determine compliance with the provisions of this Ordinance. It shall be the duty of the owner or occupant of the property to allow the Health Authority free access to the property for inspection purposes to determine compliance with the provisions of this Ordinance.

SECTION 14 - INSPECTIONS OF COMPLETED WORK

A water well shall not be placed into operation until the installation of the water well and its components have been inspected to verify compliance with applicable provisions of this Ordinance, and written approval has been obtained from the Health Authority. To the degree practical and permitted by the Health Authority, the completed installation shall remain uncovered and/or accessible for inspection purposes until approved by the Health Authority.

SECTION 15 - NOTIFICATION OF INSPECTION

The Health Authority shall be notified by the permit holder or licensed contractor at least two (2) days prior to commencing construction or deepening of a water well for which a permit has been issued. Also, the Health Authority shall be notified at least two (2) days prior to sealing of an abandoned well by the licensed contractor or the individual authorized by the Health Authority to

seal the abandoned well.

SECTION 16 - SUSPENSION OF PERMIT

Upon inspection by the Health Authority, if it is found that any provision of this Ordinance or any permit specifications for a stated property have been violated, the Health Authority shall notify the installer to make specified changes in the work to allow compliance with the provisions of this Ordinance and the permit. If such changes are not made within a period of time specified by the Health Authority, the permit shall be suspended, and it shall be unlawful to place the water well into operation.

SECTION 17 - DISINFECTION AND ANALYSIS

All components of a new water well construction and/or modification shall be thoroughly disinfected with a strong chlorine solution which will yield a dosage of at least 100 parts per million to the water in the well. After purging the system of any chlorine residual, a water sample shall be taken and satisfactory bacteriological results, as confirmed by a certified laboratory, shall be obtained prior to utilizing the water system for drinking or culinary purposes. A certified laboratory shall mean a laboratory operated by the Illinois Department of Public Health or a laboratory given certification approval by the aforementioned agency for analyzing samples of water for potable uses.

SECTION 18 - CONTINUING ANALYSIS

It shall be the duty of every owner of every water well serving a semi-private water system to have the water therein bacteriologically analyzed by a certified laboratory as required by the Health Authority. Such water shall also be bacteriologically analyzed whenever the water lines are opened up for repair, replacement or extension of the water distribution system. The water from a semi-private water system shall meet the nitrate, chemical and bacteriological requirements contained in the Drinking Water Systems Code.

SECTION 19 - PENALTIES

Any person who violates any provision of this Ordinance, or any rule, regulation or statute of the Illinois Department of Public Health, shall be guilty of a petty offense and fined not more than \$500.00 nor less than \$100.00. Each day's violation shall constitute a separate offense.

SECTION 20 - ENFORCEMENT

Any violation of this Ordinance shall be prosecuted by the Jackson County State's Attorney's office. Any violation may be commenced by a citation to appear on a date certain, or by complaint.

SECTION 21 - SEVERABILITY

If any provision of this Ordinance is held to be invalid such invalidity does not affect other provisions or applications of the Ordinance that can be given effect without the invalid application or provision: and to this end the provisions of this Ordinance are severable. .

SECTION 22 - EFFECTIVE DATE

This Ordinance shall be effective fifteen days after its adoption by the Jackson County Board.

ADOPTED AND APPROVED BY THE JACKSON COUNTY BOARD AT ITS REGULAR MEETING THIS 17th DAY OF June, 1995.

BY ITS CHAIRMAN


William W. Alstat

ATTEST:


Irene J. Carlton, County Clerk

ORDINANCE NO. 95 - 8

AN ORDINANCE AMENDING THE JACKSON COUNTY FOOD SERVICE ORDINANCE

WHEREAS, the Jackson County Board previously adopted a Food Service Ordinance which still remains in effect;

WHEREAS, the Jackson County Health Department administers and enforces that Ordinance;

WHEREAS, at the recommendation of the Jackson County Health Department, the present Ordinance should be amended;

WHEREAS, the Jackson County Board deems it in the best interest of the general health and safety of the citizens of this County to adopt such recommended amendment to the Jackson County Food Service Ordinance.

NOW, THEREFORE, BE IT ORDAINED AND ADOPTED AS FOLLOWS:

1. The Jackson County Food Service Ordinance is hereby incorporated herein by reference as if part of the present Ordinance, except those portions which are specifically amended by the present Ordinance.

2. Section H, i.e. - REVOCATION OF PERMITS is hereby amended to add the following to the first sentence of sub-paragraph e. The new language added by this present Ordinance is in **bold**

"For serious or repeated violations, or when the permit holder has had two (2) suspensions of their permit during the preceding twelve (12) month period, or for interference with the Health Authority in the performance of his duties, the permit may be permanently revoked after an opportunity for a hearing has been provided by the Health Authority....."

3. All other portions of the Ordinance shall remain the same and are not intended to be affected by the present amendment.

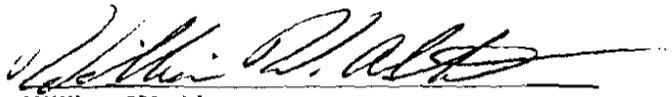
4. The Jackson County Health Department, upon the passage of the present amendment, shall be authorized to incorporate the present amendment into the existing food service Ordinance, and reprint the same as if the present amendment had always been a part of the Ordinance.

5. The Jackson County Board Chairman shall be authorized to sign the present Ordinance.

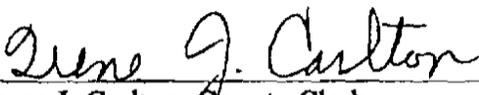
6. The present amendment shall become effective upon adoption by the Jackson County Board.

ADOPTED BY THE JACKSON COUNTY BOARD AT ITS REGULAR MONTHLY MEETING THIS 12th DAY OF July, 1995.

BY ITS CHAIRMAN:


William W. Alstat

ATTEST:


Irene J. Carlton, County Clerk

ORDINANCE NO. 95 - 9

AN ORDINANCE TO REQUIRE CONVICTED PRISONERS OF THE JACKSON COUNTY JAIL AND OTHERS TO REIMBURSE JACKSON COUNTY FOR EXPENSES INCURRED AS A RESULT OF THEIR INCARCERATION

WHEREAS, the cost of housing, feeding and providing medical care to prisoners incarcerated in the Jackson County Jail have escalated, and are expected to continue to do so, creating a tremendous financial burden to the citizens of Jackson County, Illinois;

WHEREAS, the same observation can be made regarding prisoners, for which Jackson County is financially responsible for, confined in other jail facilities;

WHEREAS, the Jackson County Board desires to set a reasonable rate it may charge and collect from those prisoners having the ability to pay the charges;

WHEREAS, the authority for the Jackson County Board to set and collect a reimbursement can be found at 730 ILCS 125/17, 20 & 21 (1994).

NOW, THEREFORE, BE IT ORDAINED AND ADOPTED BY THE JACKSON COUNTY BOARD, THE FOLLOWING:

1. For purposes of this Ordinance, the following words shall be defined as:

PRISONER - shall mean any person convicted and incarcerated either for a set period of time, temporary or intermittent, in the Jackson County Jail or any other facility in which Jackson County is financially liable for the prisoner's care and upkeep.

CONVICTED - shall mean a finding, plea, or ruling of guilty by any court of competent jurisdiction.

MEDICAL CARE - shall mean all care and services related to the medical, mental and physical well-being of a prisoner. Medical care shall also include any hospital care or services and prescription drugs.

INCARCERATED - in the context of this Ordinance only, shall mean those ordered to be confined on or after _____, or those arrested on or after

_____. It shall not include those prisoners already confined as of _____, or those prisoners where the order for their confinement already includes a provision for the reimbursement of incarceration costs. This definition shall not be intended to create a new penalty.

DAY - shall mean a twenty four (24) hour period of time beginning at 12:01 a.m.

2.A. The Jackson County Sheriff or his official designees are hereby authorized to charge and collect from each prisoner the following amounts:

1. For housing and feeding, \$ 50.00 each day; and
2. For medical care, the actual cost so incurred.

B. The amounts stated above shall begin to accrue at the time the prisoner is incarcerated. In no event shall any prisoner be charged for less than one day of charges, regardless of their length of incarceration on any given day.

C. Medical charges may be assessed from the beginning of the incarceration through the end of the incarceration.

D. Notwithstanding anything else to the contrary, no prisoner shall be assessed and the Sheriff shall not collect from any prisoner any amounts due and owing as a result of this present Ordinance until such prisoner has been convicted of a criminal offense by any court of competent jurisdiction. In the event, however, any such conviction allows the prisoner credit for time already served, the prisoner may be charged and assessed the credited time for any charges authorized by this Ordinance for any days prior to their conviction.

3. The charge and collection of the above amounts, however, are also subject to the following limitations:

a. In no circumstance may the charges be collected from a prisoner unless that prisoner has the reasonable ability to repay the charges so incurred. Such indicia of reasonable ability to pay would be employment, possession of marketable assets, or a known likelihood the prisoner will receive some monetary resources within the next six months.

b. If another party is legally obligated to pay for the care of the prisoner, that other party shall first be billed for the charges. Subject to existing law, the prisoner shall be responsible for any charges not paid by third party payers.

c. Efforts to collect the charges so incurred shall first be directed toward the prisoner's voluntary compliance to pay the charges. Failing that, the Sheriff may refer the matter to the Jackson County State's Attorney for further collection activities.

4. The Jackson County State's Attorney is authorized to act as the County's and Sheriff's legal agent in collecting any charges so incurred by a prisoner. The Jackson County Sheriff, upon consultation with the State's Attorney's office, shall have the authority to negotiate the settlement of any charges where the incurred amount owed by the prisoner does not exceed \$10,000.00. Beyond that, the Sheriff must seek the consent of the Jackson County Board before any such amount is settled or comprised.

5. All monies collected from the prisoner shall belong to the County and be deposited with the Jackson County Treasurer into the County's General Fund.

6. In the event any provision of the present Ordinance shall be held invalid or void by any court or administrative body of competent jurisdiction, the remaining unaffected provisions shall be severable and entitled to full force and effect.

7. No prisoner under the care, jurisdiction or control of another entity shall be affected by the present Ordinance.

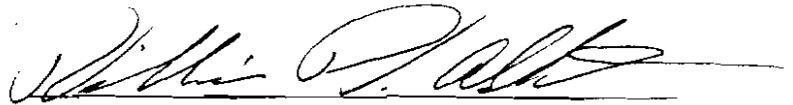
8. Nothing contained in the present Ordinance obligates the Sheriff or the State's Attorney's Office to enforce the present Ordinance.

9. The present Ordinance shall be effective when adopted by the Jackson County Board.

10. The Jackson County Chairman shall be authorized to sign this present Ordinance on behalf of the Jackson County Board.

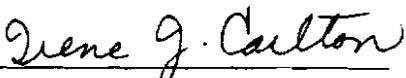
ADOPTED BY THE JACKSON COUNTY BOARD AT ITS REGULAR MEETING THIS 13 DAY OF September, 1995.

By its Chairman:



William W. Alstat, Chairman
Jackson County Board

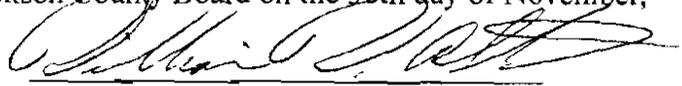
ATTEST:


Irene J. Carlton, County Clerk

9. The sum of \$50,000 is levied pursuant to 55 ILCS 5/5 - 23029, 23030, 23039, 23040, for the purpose of treating and caring for those affected with Tuberculosis;
10. The sum of \$307,645 is levied pursuant to 405 ILCS 20/4 - 5, 6, for the operation of the Community Mental Health (708) Board;
11. The sum of \$320,000 is levied pursuant to 605 ILCS 5/5 - 601, for the County Highway purposes;
12. The sum of \$160,000 is levied pursuant to 605 ILCS 5/5 - 603, for Federal Aid Matching;
13. The sum of \$160,000 is levied pursuant to 605 ILCS 5/5 - 602, for the County Bridge Funds;
14. The sum of \$832,735 is levied pursuant to 50 ILCS 20/18, to pay the annual rent payable to the Public Building Commission for the Jackson County Jail;
15. The sum of \$66,000 is levied pursuant to 55 ILCS 5/5 - 1034, for the purpose of social services for senior citizens;
16. The sum of \$123,337 is levied pursuant to 505 ILCS 45/8, for support of the Jackson county Cooperative Extension Service.

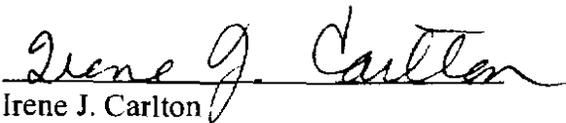
The Jackson County Clerk of Jackson County is directed to extend and the Ex-Officio Collector of taxes for Jackson County is directed to collect the foregoing amounts pursuant to law.

Approved at this special meeting of the Jackson County Board on the 30th day of November, 1995.



William W. Alstat, Chairman
Jackson County Board

ATTEST:



Irene J. Carlton
Jackson County Clerk & Recorder

TRUTH IN TAXATION
CERTIFICATE OF COMPLIANCE

I, the undersigned, hereby certify that I am the presiding office of the Jackson County Board, and as such presiding officer I certify that the levy ordinance, a copy of which is attached, was adopted pursuant to, and in all respects in compliance with the provisions of 18-55 through 18-100 of the "Truth in Taxation Act."

Notice and hearing requirements of Sections 18-70 through 18-85 of the Truth in Taxation Act are applicable.

This certificate applies to the 1996 levy.

Date: 11-30, 1995.

Presiding Officer:



William W. Alstat, Chairman
Jackson County Board

95-10

AN ORDINANCE PROVIDING FOR AND MAKING THE ANNUAL TAX LEVY FOR
JACKSON COUNTY, ILLINOIS FOR THE YEAR DECEMBER 1, 1995
THROUGH NOVEMBER 30, 1996

WHEREAS, the Jackson County Board is authorized and required by law to levy and collect taxes annually for various purposes; and

WHEREAS, the Jackson County Board has heretofore adopted a budget for the fiscal year beginning December 1, 1995 and ending November 30, 1996;

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD, THAT THE SUM OF \$5,150,120 is hereby levied upon all taxable property in Jackson County, Illinois, as equalized or assessed by the Department of Revenue, for the purpose of meeting and defraying the necessary expenses and liabilities as set forth in the aforesaid annual budget and the budgets of the County agencies referred to herein. The following levies are hereby made and adopted:

1. The sum of \$828,676 is levied pursuant to 55 ILCS 5/5 - 1024 , for general corporate purposes;
2. The sum of \$401,132 is levied pursuant to 55 ILCS 5/5 - 1028, for Ambulance purposes;
3. The sum of \$222,000 is levied pursuant to 745 ILCS 10/9 - 107, for costs of tort liability protection;
4. The sum of \$119,000 is levied pursuant to 745 ILCS 10/9 - 107, for costs of insurance contracts for worker's compensation;
5. The sum of \$55,000 is levied pursuant to 745 ILCS 10/9 -107, to provide for the County's payment and contribution for unemployment insurance;
6. The sum of \$647,595 is levied pursuant to 40 ILCS 5/7 - 171 & 5/7 - 132 , for the County's payment and contribution to the Illinois Municipal Retirement Fund (I.M.R.F.);
7. The sum of \$572,000 is levied pursuant to 40 ILCS 5/21 - 110, 5/21 -110.1 , for the County's payment and contribution to the Social Security System;
8. The sum of \$285,000 is levied pursuant to 55 ILCS 5/5 - 25003, for Public Health purposes;