

## 1994 Resolutions

Resolution 94-1 A resolution appropriating \$6,400 from the County's FAS Fund for the County's share (20%) of the Federal Aid Agreement for flood repair

Resolution 94-2 A resolution appropriating the County's share (\$24,000) of the cost of the bridge over Talbott Hollow from the Federal Aid Fund

Resolution 94-3 A resolution appropriating the County's share of funds (50%) from the New Bridge Matching Fund for the construction of a Fountain Bluff Township bridge (Sec. 92-06110-00-BR)

Resolution 94-4 A resolution anticipating Township Bridge Funds for the construction of a Fountain Bluff Township Bridge (Sec 92-06110-00-BR)

Resolution 94-5 A resolution approving state certification of the Carbondale Convention and Tourism Bureau as the official Tourism Bureau of Jackson County

Resolution 94-6 A resolution agreeing to participate in the Office of State's Attorney's Appellate Prosecutor for Fiscal Year 1994 in the amount of \$13,020

Resolution 94-7 A resolution approving the ordering of persons on probation to pay up to \$15.00 per day toward the cost of electronic monitoring, provided that they can pay

Resolution 94-8 A resolution approving participation in the Greater Egyptian Planning Commission

Resolution 94-9 A resolution appropriating \$750,000 for the County's Motor Fuel Tax (MFT) Maintenance Program

Resolution 94-10 A resolution accepting the Low or Lone responsible bids for furnishing materials required for 1994 County MFT Maintenance

Resolution 94-11 A resolution accepting the Low or Lone responsible bids for furnishing materials required for 1994 County MFT Maintenance

Resolution 94-12 A RESOLUTION PROVIDING FOR AND REQUIRING THE SUBMISSION OF THE PROPOSITION OF ISSUING \$1.7 MILLION GENERAL OBLIGATION BONDS TO FINANCE LEVEE IMPROVEMENTS TO THE VOTERS OF THE COUNTY OF JACKSON, ILLINOIS, AT THE GENERAL ELECTION TO BE HELD ON NOVEMBER 8, 1994.

Resolution 94-13 A resolution to investigate and ascertain the prevailing rate of wages as defined in the Illinois Prevailing Wage Act for laborers, mechanics and other workers in the locality of Jackson engaged in performing construction of public works, for said County of Jackson

## 1994 Ordinances

Ordinance 94-1 An Ordinance amending 92-8, showing that no more than three (3) trustees on the Jackson County Mass Transit Board may be affiliated with the same political party

Ordinance 94-2 An amendment to Ordinance 93-3, concerning the naming of the County Board Administrative Assistant to the position of Building Official

Ordinance 94-3 AN ORDINANCE TO MAKE A TECHNICAL CORRECTION TO THE JACKSONCOUNTY-CARBONDALE-MURPHYSBOROENTERPRISE ZONE

Ordinance 94-4 AN ORDINANCE TO LIMIT INCENTIVES TO THE JACKSON COUNTY-CARBONDALE-MURPHYSBORO ENTERPRISE ZONE

Ordinance 94-5 An ordinance to dissolve the position of County Weed Commissioner and authorize the Jackson County Extension Service to act on behalf of the County in handling any noxious weed problems that might occur

Ordinance 94-6 An ordinance providing for and approving the transfer of the cable television franchise in the County of Jackson granted pursuant to Ordinance #91-10, dated November 13, 1991 (the "Franchise Ordinance"), amending the Franchise Ordinance in certain respects, and providing the effective date

1994 Resolutions

**Resolution 94-14** A resolution to resurface Truax Traer Road (C.H. 18) from Illinois Route 13 east to U.S. Rt 51

**Resolution 94-15** A resolution whereas, bids will be received by the State of Illinois for the construction of Section 92-00044-01-RS (Truax Traer Road

**Resolution 94-16** A resolution directed to replace bridge section 86-05110-00BR Elk Township

**Resolution 94-17** A resolution to create a special service area, in accordance with 35 ILCS 200/27-20, from the Jackson County Soil and Water Conservation District, the applicant

**Resolution 94-18** Section 95-00000-00-CS Salary of County Engineer

**Resolution 94-19** A resolution Reappointing County Engineer

**Resolution 94-20** A resolution Requesting Consent of the Department of Transportation to the Reappointment of the Incumbent as County Engineer

**Resolution 94-21** A resolution Increasing the Rate of Resident Care at the Jackson County Nursing Home

**Resolution 94-22** A resolution by the Jackson County Board Adopting the Overall Economic Development Program 1993-94

**Resolution 94-23** A resolution to set the annual compensation for the Jackson County Sheriff, County Clerk and Recorder, and the Treasurer

**Resolution 94-24** A resolution to replace bridge section 91-15115-00-BR Somerset Township

**Resolution 94-25** A resolution to support the continued operation of the Office of the State's Attorneys Appellate Prosecutor, and designates the Office of the State's Attorneys Appellate Prosecutor as its Agent to administer the operation of the appellate offices and process said appellate court cases for this County

1994 Ordinances

Ordinance 94-7 An ordinance for the establishment of an altered speed zone beginning at Jackson Avenue South to a point at the intersection of Hickory Ridge Rd. for a total distance of 1.9 miles

Ordinance 94-8 An ordinance for the establishment of an altered speed zone beginning at No Name Road south to the intersection of Boskeydell Road for a total distance of 1 mile

Ordinance 94-9 An ordinance to add territory to the Jackson County-CARBONDALE-Murphysboro Enterprise Zone

Ordinance 94-10 An amended ordinance 94-7 for the establishment of an altered speed zone, beginning at Jackson Avenue south to a point at the intersection of Hickory Ridge Rd. for a total distance of 1.9 miles

Ordinance 94-11 An ordinance for the establishment of an altered speed zone beginning at Illinois Route 13 south to a point at the intersection of FAS 1913 (Old Highway 13) for a total distance of 2.0 miles

Ordinance 94-12 An ordinance creating a special service area in Jackson County, Illinois and Intergovernmental Cooperation Agreement Soil and Water Conservation Special Service Area Jackson County, Illinois

Ordinance 94-13 An ordinance providing for and making the annual tax levy for Jackson County, Illinois for the Year December 1, 1994 Through November 30, 1995

**FEDERAL AID SECONDARY RESOLUTION**

*Resolution #94-1*

**WHEREAS**, Chapter 121, Section 5, paragraph 603 provides for a tax to be levied by a County for the purpose of paying the expense of engineering and construction costs on the Federal Aid Secondary System and,

**WHEREAS**, Jackson County desires to restore several roads damaged by the Mississippi River flooding during the year 1993;

**NOW THEREFORE**, be it resolved by the County Board of Jackson County that the sum of \$6,400.00 be appropriated from the County's Federal Aid Matching Tax Fund to pay for the County's share of cost (20%) of the construction of section 93-00104-01-SC, for the restoration of various highways within Jackson County. Those highways include:

1. Towncreek Rd.
2. Oddfellow Rd.
3. Neunert Rd.
4. Howardton Rd.
5. Swan Pond Rd.

**STATE OF ILLINOIS)**

)

**JACKSON COUNTY**)

*I, Robert B. Harrell, County Clerk in and for the County of Jackson, Illinois, hereby certify the foregoing is a true and complete copy of a resolution adopted by the Jackson County Board at a meeting held on JANUARY 12, 1994.*

*IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 12th day of JANUARY, 1994.*

*Robert B. Harrell*  
\_\_\_\_\_  
Robert B. Harrell, County Clerk

**S E A L**

**FEDERAL AID SECONDARY RESOLUTION**

*Resolution # 94-2*

**WHEREAS, Chapter 121, Section 5, paragraph 603 provides for a tax to be levied by a County for the purpose of paying the expense of engineering and construction costs on the Federal Aid Secondary System and,**

**WHEREAS, Jackson County desires to build a new bridge over Talbott Hollow Drainage Ditch on C.H. 10 (Existing Structure #039-3041), NOW THEREFORE, be it resolved by the County Board of Jackson County that the sum of \$24,000.00 be appropriated from the County's Federal Aid Matching Tax Fund to pay the County's share of cost for engineering and construction for section 84-00095-00-BR, on County Highway 10, commonly known as Big Lake Rd.**

**STATE OF ILLINOIS)**

**)**

**JACKSON COUNTY )**

*I, Robert B. Harrell, County Clerk in and for the County of Jackson, Illinois, hereby certify the foregoing is a true and complete copy of a resolution adopted by the Jackson County Board at a meeting held on JANUARY 12, 1994.*

*IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 12<sup>th</sup> day of JANUARY, 1994.*

*Robert B. Harrell*  
\_\_\_\_\_  
*Robert B. Harrell, County Clerk*

**S E A L**

RESOLUTION # 94-3

WHEREAS, the public welfare demands that the following Township bridge be constructed and;

WHEREAS, there are funds available in the "County Bridge Fund" to cover the County's share of the cost of replacement, now therefore;

BE IT RESOLVED, that the County Engineer of Highways be directed to replace:

<u>BRIDGE SECTION</u>	<u>COUNTY'S SHARE</u>
92-06110-00-BR	\$57,500 (50%)
Ft. Bluff Township	

AND use "County Bridge Funds" to pay the County's share of cost, provided a sufficient balance remains in the County Bridge Fund for administering Section 5-501 of the Road and Bridge Laws, and

BE IT FURTHER RESOLVED, that the County Bridge Funds in the amount of not more than \$57,500.00 be appropriated for such purposes.

I, Robert B. Harrell, County Clerk in and for said County in the State of Illinois, and keeper of the records and files thereof, as provided by statute do hereby certify the foregoing to be a true and complete copy of a resolution adopted by the Jackson County Board at its 12th DAY, 1987 meeting held in Murphysboro, Illinois on 12th DAY, 1987.

Robert B. Harrell  
Robert B. Harrell, County Clerk

S E A L

94-4

RESOLUTION FOR THE ANTICIPATION OF  
TOWNSHIP BRIDGE FUNDS

WHEREAS, the County Board of Jackson County, Illinois, proposes to construct a bridge designated as Section 92-06110-00-BR, in Ft. Bluff Township Road District, and;

WHEREAS the FY 94 Township Bridge Funds allocated to Jackson County are not sufficient to pay 80% of the cost of the above section;

THEREFORE, we hereby agree that the sum of \$115,000 shall be paid from County funds, township funds or other available funds, thereby creating an indebtedness in the Township Bridge Fund for Ft. Bluff Township Road District;

THEREFORE BE IT RESOLVED, that the sum of \$92,000 (80% of \$115,000) be an indebtedness to the County and Township, the same to be repaid from future Township Bridge Program allocations;

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit two certified copies of this Resolution to the State through its District Engineer's Office at Carbondale, Illinois.

---

APPROVED

13 APR, 1994

I, Robert B. Harrell, County Clerk in and for said County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect, and complete copy of a resolution adopted by the County Board of Jackson County, at its regular meeting held at Murphysboro, Illinois on JANUARY 17, 1994.

DEPARTMENT OF TRANSPORTATION

Engineer of Local  
Roads and Streets

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County at my office in Murphysboro Illinois, in said County, this 12th day of JANUARY, 1994.

(SEAL)

*Robert B. Harrell*

Robert B. Harrell, County Clerk

# RESOLUTION

694 - 5

## A RESOLUTION APPROVING STATE CERTIFICATION OF THE CARBONDALE CONVENTION AND TOURISM BUREAU AS THE OFFICIAL TOURISM BUREAU OF JACKSON COUNTY, ILLINOIS

WHEREAS, the Jackson County Board desires to provide tourism information and promote its facilities, services and attractions to visitors of Southern Illinois; and

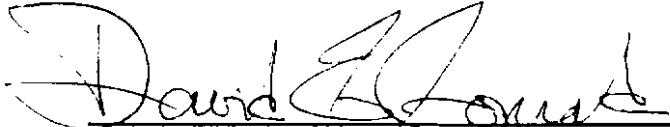
WHEREAS, the Jackson County Board has determined that it is in the best interests of the citizens of Jackson County to obtain the services of a professional tourism agency to meet the goals and objectives of providing such tourism and visitor services

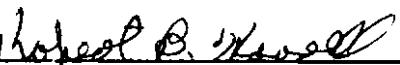
**NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF JACKSON COUNTY, ILLINOIS, AS FOLLOWS:**

(1) That the Jackson County Board does hereby approve and recommend State Certification of the Carbondale Convention and Tourism Bureau as the official tourism bureau of Jackson County, Illinois;

(2) That a signed copy of this Resolution be forwarded to Debbie Moore, Executive Director of the Carbondale Convention and Tourism Bureau for submission to the Illinois Bureau of Tourism.

This resolution passed and adopted by the Jackson County Board on the 9<sup>th</sup> day of FEBRUARY, 1994

  
Chairman, Jackson County Board

  
County Clerk

RESOLUTION

94 - 6

WHEREAS, the Office of the State's Attorneys Appellate Prosecutor was created to provide services to State's Attorneys in Judicial Districts containing less than 3,000,000 inhabitants; and,

WHEREAS, the powers and duties of the Office of the State's Attorneys Appellate Prosecutor are defined and enumerated in the "State's Attorneys Appellate Prosecutor's Act", Public Act 80-1, 1st Special Session, Illinois Revised Statutes, 1977, Chapter 14, Section 201 et. seq., approved December 3, 1977, as amended; and,

WHEREAS, the Illinois General Assembly appropriates monies for the ordinary and contingent expenses of the Office of the State's Attorneys Appellate Prosecutor, one-third from the State's Attorneys Appellate Prosecutor's County Fund and two-thirds from the General Revenue Fund, provided that such funding receives county approval and support from within the respective Judicial Districts eligible to apply; and,

WHEREAS, the Office of the State's Attorneys Appellate Prosecutor shall administer the operation of the appellate offices so as to insure that all participating State's Attorneys continue to have final authority in preparation, filing, and arguing of all appellate briefs and any trial assistance; and,

WHEREAS, the Office of the State's Attorneys Appellate Prosecutor and the Illinois General Assembly have reviewed and approved a budget for Fiscal Year 1994, which funds will provide for the continued operation of the Office of the State's Attorneys Appellate Prosecutor.

NOW, THEREFORE, BE IT RESOLVED that the Jackson County Board, in regular session, this 9th day of MARCH, 19994, does hereby support the continued operation of the Office of the State's Attorneys Appellate Prosecutor, and designates the Office of the State's Attorneys Appellate Prosecutor as its Agent to administer the operation of the appellate offices and process said appellate court cases for this County.

BE IT FURTHER RESOLVED that the attorneys employed by the Office of the State's Attorneys Appellate Prosecutor are hereby authorized to act as Assistant State's Attorneys on behalf of the State's Attorneys of this county in the appeal of all cases, when requested to do so by the State's Attorney, and with the advice and consent of the State's Attorney prepare, file, and argue appellate briefs for those cases; and also, as may be requested by the State's Attorney, to assist in the prosecution of cases under the Illinois Controlled Substances Act, and the Narcotics Profit Forfeiture Act. Such attorneys are further authorized to assist the State's Attorney in the State's Attorney's duties under the Illinois Public Labor Relations Act, including negotiations thereunder, as well as in the trial and appeal of tax objections.

BE IT FURTHER RESOLVED that the Jackson County Board hereby agrees to participate in the Office of the State's Attorneys Appellate Prosecutor for Fiscal Year 1994, commencing December 1, 1993, and ending November 30, 1994, by hereby appropriating a sum of money not to exceed \$ 13,020 for the express purpose of providing a portion of the funds required for financing the operation of the Office of the State's Attorneys Appellate Prosecutor, and agrees to deliver the same to the Office of the State's Attorneys Appellate Prosecutor on request during the 1994 Fiscal Year.

Passed and adopted by the County Board of JACKSON County, Illinois, this 4th day of MARCH, 1994.

David J. Gould  
Chairman

ATTEST: Robert D. Howell  
County Clerk

RESOLUTION

JACKSON COUNTY BOARD

NO: 94 - 7

**WHEREAS**, the supervision of individuals placed on pre-trial or pre-adjudicatory detention, or conditional discharge, probation, including periodic imprisonment and work release or furlough is of vital importance to the citizens of Jackson County; and

**WHEREAS**, the mandatory drug and alcohol testing of some individuals placed on conditional discharge or probation is of vital importance of the citizens of Jackson County; and

**WHEREAS**, the Illinois General Assembly has empowered the County Boards of Illinois with the capacity to establish reasonable fees for the costs incidental to approved electronic monitoring of pre-trial detainees, persons placed on conditional discharge, probation, work release and furlough and also the costs of mandatory drug and alcohol testing of some individuals placed on conditional discharge or probation; and

**WHEREAS**, the Jackson County Board has determined that the costs per person per day for electronic monitoring and the costs of mandatory drug and alcohol testing are subject to change due to the changing nature of the technology involved in such procedures, and that the Court has the capacity through the Probation Department to determine the most cost effective and reasonable procedures available to obtain such monitoring and testing and that such monitoring should not exceed a cost of \$15.00 per day and such alcohol and drug testing should not exceed a cost of \$20.00 per day; and

**THEREFORE, BE IT RESOLVED**, by the county Board of Jackson County this 13<sup>TH</sup> day of April, 1994, that the Court of the First Judicial Circuit of Jackson County, Illinois may order accused persons on pre-trial detention or offenders on conditional discharge or probation who have been assigned to be placed on an approved electronic monitoring device to pay all costs incidental to such approved electronic monitoring in accordance with the accused person or defendant's ability to pay those costs and not to exceed a cost of \$15.00 per day; and

**FURTHER BE IT RESOLVED**, that the Court of the First Judicial Circuit of Jackson County, Illinois, may order offenders on conditional discharge or probation who have been ordered to undergo mandatory drug or alcohol testing, to pay all costs incidental to such testing in accordance with the offenders ability to pay those costs and not to exceed a cost of \$20.00 per day; and

**FURTHER BE IT RESOLVED**, that a copy of this Resolution be submitted to the Chief Judge of the First Judicial Circuit of concurrence.



David E. Conrad  
Chairman, Jackson County Board

Dated: 13 APRIL 1984

ATTEST: Robert D. Harrell  
Robert Harrell  
Jackson County Clerk & Recorder

RESOLUTION NO. 94-5

PARTICIPATION IN THE  
GREATER EGYPT REGIONAL PLANNING AND DEVELOPMENT COMMISSION  
BY JACKSON COUNTY, ILLINOIS

WHEREAS, the Greater Egypt Regional Planning and Development Commission was created by the five counties of Franklin, Jackson, Jefferson, Perry, and Williamson in Southern Illinois to conduct local and areawide planning and economic development activities; and

WHEREAS, the Commission was designated an Economic Development District by the Economic Development Administration, U. S. Department of Commerce; and

WHEREAS, the Commission receives funds from the Economic Development Administration to conduct economic development planning activities; and

WHEREAS, Jackson County is an active participant in the Greater Egypt Regional Planning and Development Commission programs and activities.

NOW, THEREFORE, BE IT RESOLVED THAT:

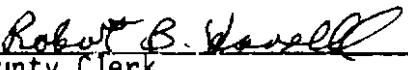
1. The Jackson County Board confirms it is an active participant in the programs and activities of the Greater Egypt Regional Planning and Development Commission; and
2. The Jackson County Board supports the planning grant application to the Economic Development Administration by the Commission to continue economic development planning within the Greater Egypt Economic Development District.

PASSED AND APPROVED THIS 13 DAY OF APRIL, 1994.

JACKSON COUNTY BOARD

  
\_\_\_\_\_  
ITS CHAIRMAN

ATTEST:

  
\_\_\_\_\_  
County Clerk

94 - 9

## COUNTY MAINTENANCE RESOLUTION

RESOLVED, by the County Board of Jackson County, that \$ 757,000.00 is appropriated from the Motor Fuel Tax allotment for the maintenance of the following sections located on County highways and meeting the requirements of the Illinois Highway Code.

Section	Amount
94-00000-00-GM	\$ 757,000.00

and be it further

RESOLVED, that the above designated sections or patrols be maintained under the provisions of said Illinois Highway Code during the year ending December 31, 19 94, and be it further

RESOLVED, that the County Engineer of Highways shall, as soon as practicable after the close of the period as given above, submit to the Department of Transportation, on forms furnished by said Department, a certified statement showing expenditures from and balances remaining in funds authorized for expenditure by said Department under this appropriation, and be it further

RESOLVED, that the County Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation.

APPROVED

STATE OF ILLINOIS

ss

Jackson County,

MAY 11 1994

I, Robert B. Harrell, County Clerk, in and for said County, in the state aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the County Board of Jackson County at its regular meeting held at Murphysboro, on MAY 11, 19 94..

Department of Transportation

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County at my office in Murphysboro in said County this        day of       , 19       .

District Engineer

SEAL

**RESOLUTION #94-10**

BE IT RESOLVED, that the following proposals for furnishing materials required for County Motor Fuel Maintenance 1994 be accepted and the Illinois Department of Transportation be requested to approve such acceptance.

<u>GROUP</u>	<u>LOW BIDDER</u>	<u>MATERIALS</u>	<u>UNIT COST</u>
A	Southern States Asphalt Benton, IL	Bituminous Materials Delivered PEA	0.5298
B	Kinkaid Stone Co. Ava, IL	Seal Coat Aggregate, CA 16 F.O.B. Trucks, Campbell Hill	4.90/ton
	Anna Quarries, Inc. Anna, IL	Seal Coat Aggregate, CA 16 F.O.B. Trucks, Anna Quarry	5.00/ton
C	Kinkaid Stone Co. Ava, IL	Surfacing Materials, F.O.B. Trucks, Campbell Hill CA 6, 9 or 10	4.00/ton
	Anna Quarries, Inc. Anna, IL	Surfacing Materials, F.O.B. Trucks, Anna Quarry CA 6, 9 or 10	3.95/ton
D	Kinkaid Stone Co. Ava, IL	Bituminous Patching Mix F.O.B. Trucks, Campbell Hill CA 16 Mix.	18.75/ton
	Anna Quarries, Inc. Anna, IL	Bituminous Patching Mix F.O.B. Trucks, Anna Quarry CA 16 Mix.	18.95/ton
E	Southern States Asphalt Benton, IL	Emulsified Asphalt (HFE-300) Mixed @ Co. Garage	0.6098/gal.
F	Kinkaid Stone Co. Ava, IL	Emulsified Asphalt Mix F.O.B. Trucks HFE-300 Mix	13.75/ton
	Anna Quarries, Inc. Anna, IL	Emulsified Asphalt Mix F.O.B. Trucks HFE-300 Mix	13.95/ton
G	Kinkaid Stone Co. Ava, IL	Emulsified Asphalt Mix HFE-300 Mix (delivered)	15.94/ton
H	Gerald Forby Trucking Makanda, IL	Surfacing Material, Loc. #1 CA 6 or 10 (delivered)	5.89/ton
I	Kinkaid Stone Co. Ava, IL	Material Riprap (Class A-4) F.O.B. Trucks	7.50/ton
	Anna Quarries, Inc. Anna, IL	Material Riprap (Class A-4) F.O.B. Trucks	7.20/ton
J	Illini Asphalt Benton, IL	Bituminous Materials Applied Liquid Asphalt Aggregate Spread	0.628/gal. 10.94/ton
K	Thompson Culvert Co. Hazelwood, MO	Pipe Culverts, Type 1, CMP Delivered 12" dia., 6 @ 24' 15" dia., 4 @ 30' 18" dia., 2 @ 36' 36" dia., 1 @ 60'	3.64/l.f. 4.48/l.f. 5.36/l.f. 13.54/l.f.

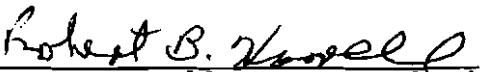
GROUP LOW BIDDERMATERIALSUNIT COST

L	Thompson Culvert Co. Hazelwood, MO	Pipe Culverts, PVC or Alum/Stl. Delivered 36" dia., 156'	19.49/l.f.
---	---------------------------------------	--	------------

STATE OF ILLINOIS  
COUNTY OF JACKSON

I hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Jackson County Board at the meeting held on the 11<sup>th</sup> day of MAY, 1994.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 17<sup>th</sup> day of MAY, 1994.

  
\_\_\_\_\_  
Robert B. Harrell, County Clerk

S E A L

**RESOLUTION # 94-11**

BE IT RESOLVED, that the following proposals for furnishing materials required for Township Motor Fuel Tax Maintenance 1994 be accepted and the Illinois Department of Transportation be requested to approve such acceptance.

<u>GROUP</u>	<u>LOW BIDDER</u>	<u>MATERIALS</u>	<u>UNIT COST</u>
A	Illini Asphalt Benton, IL	Bituminous Materials Applied Liquid Asphalt Aggregate Spread	0.628/gal. 10.94/ton
B	Kinkaid Stone Co. Ava, IL	Bituminous Patching Mix F.O.B. Trucks, CA 16 Mix	18.75/ton Kinkaid Quarry
	Anna Quarries, Inc. Anna, IL	Bituminous Patching Mix F.O.B. Trucks, CA 16 Mix	18.95/ton Anna Quarry
C	Kinkaid Stone Co. Ava, IL	HFE-300 Asphalt Mix F.O.B. Trucks	13.75/ton Kinkaid Quarry
	Anna Quarries, Inc. Anna, IL	HFE-300 Asphalt Mix F.O.B. Trucks	13.95/ton Anna Quarry
D	Froemling Truck Service Campbell Hill, IL	Surfacing Materials (Bradley) Delivered CA 6, 9 or 10	5.60/ton
E	Gerald Forby Trucking Makanda, IL	Surfacing Materials (Degognia) Delivered (Tandem Truck Only) CA 6, 9 or 10	5.89/ton
F	Gerald Forby Trucking Makanda, IL	Surfacing Materials (DeSoto) Delivered CA 6, 9 or 10	5.78/ton
G	Gerald Forby Trucking Makanda, IL	Surfacing Materials (Elk) Delivered CA 6, 9 or 10	5.78/ton
H	Gerald Forby Trucking Makanda, IL	Surfacing Materials (Ft. Bluff) Delivered CA 6, 9 or 10	5.94/ton
I	Gerald Forby Trucking Makanda, IL	Surfacing Materials (Grand Tower) Delivered CA 6, 9 or 10	6.32/ton
J	Bower Truck Service Ava, IL	Surfacing Materials (Kinkaid) Delivered (Tandem Truck Only) CA 6, 9 or 10	6.10/ton
K	Gerald Forby Trucking Makanda, IL	Surfacing Materials (Levan) Delivered CA 6, 9 or 10	5.88/ton
L	Gerald Forby Trucking Makanda, IL	Surfacing Materials (Makanda) Delivered CA 6, 9 or 10	6.21/ton
M	Gerald Forby Trucking Makanda, IL	Surfacing Materials (Murphysboro) Delivered CA 6, 9 or 10	6.02/ton
N	Gerald Forby Trucking Makanda, IL	Surfacing Materials (Ora) Delivered CA 6, 9 or 10	5.84/ton

<u>GROUP</u>	<u>LOW BIDDER</u>	<u>MATERIALS</u>	<u>UNIT COST</u>
O	Gerald Forby Trucking Makanda, IL	Surfacing Materials (Pomona) Delivered CA 6, 9 or 10	6.47/ton
P	Gerald Forby Trucking Makanda, IL	Surfacing Materials (Sand Ridge) Delivered CA 6, 9 or 10	5.98/ton
Q	Gerald Forby Trucking Makanda, IL	Surfacing Materials (Somerset) Delivered CA 6, 9 or 10	5.88/ton
R	Gerald Forby Trucking Makanda, IL	Surfacing Materials (Vergennes) Delivered CA 6, 9 or 10	5.87/ton
S	Kinkaid Stone Co. Ava, IL	Material Riprap, Class A4 FOB Trucks	7.50/ton Kinkaid Quarry
	Anna Quarry Anna, IL	Materials Riprap, Class A4 FOB Trucks	7.20/ton Anna Quarry
T	Thompson Culvert Co. Hazelwood, MO	Pipe Culverts, Type 1, CMP Delivered (Ora Twp.).....15" dia., 1 @ 32' (Ora Twp.).....24" dia., 1 @ 30' (Ora Twp.).....24" dia., 1 @ 42' (Ora Twp.).....48" dia., 1 @ 50' (Vergennes Twp.).....42" dia., 1 @ 32' (Arch) (Vergennes Twp.).....36" dia., 1 @ 32' (Vergennes Twp.).....21" dia., 1 @ 24' (Arch)	4.48/l.f. 8.89/l.f. 8.89/l.f. 24.33/l.f. 23.00/l.f. 13.21/l.f. 6.72/l.f.
U	Froemling Truck Service Campbell Hill, IL	Base Materials (Bradley) Delivered CA 3 or 4	5.90/ton
V	Gerald Forby Trucking Makanda, IL	Material Riprap (Elk) Delivered Riprap Class A4	11.12/ton
W	Kinkaid Stone Co. Ava, IL	Surfacing Material F.O.B. Trucks CA 6, 9 or 10	4.00/ton Kinkaid Quarry

STATE OF ILLINOIS

COUNTY OF JACKSON

I hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Jackson County Board at the meeting held on the 11th day of MAY, 1994.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 17th day of MAY, 1994.

Robert B. Harrell  
Robert B. Harrell, County Clerk

S E A L

A RESOLUTION PROVIDING FOR AND REQUIRING THE  
SUBMISSION OF THE PROPOSITION OF ISSUING  
\$1.7 MILLION GENERAL OBLIGATION BONDS TO  
FINANCE LEVEE IMPROVEMENTS TO THE VOTERS OF  
THE COUNTY OF JACKSON, ILLINOIS, AT THE  
GENERAL ELECTION TO BE HELD ON NOVEMBER 8, 1994

**WHEREAS**, the County Board (the "Board") of The County of Jackson, Illinois (the "County"), has considered the existing levee facilities and the improvements and extensions necessary to be made in order that such levee facilities as improved and extended will adequately serve and protect property of and within the County; and

**WHEREAS**, the Board does hereby find and determine that it is necessary and in the best interests of the County that the levee facilities protecting property in and of the County be improved and extended by the acquisition, construction, equipping and installation of levee improvements constituting repairs to damaged levees and enhancements up to a 100-year flood protection level in the area generally the Degognia & Fountain Bluff Drainage and Levee District and the Grand Tower Levee & Drainage District and related and incidental facilities (the "Project"), substantially in accordance with the plans and estimate that will be prepared by the Army Corps of Engineers at an estimated cost of \$3 million, with respect to which the County may receive a \$1.3 million grant (the "Grant"); and

**WHEREAS**, there are not sufficient funds on hand and available for the purpose of paying the costs of the Project, and therefore, it will be necessary to borrow money and in evidence thereof issue general obligation bonds of the County to the amount set forth above for such purpose; and

**WHEREAS**, before the Board can provide for the acquisition, installation, equipping and construction of the Project, and borrow money and issue bonds for such purpose, a proposition therefore must be submitted to the voters of the County and be approved by a majority of the voters of the County voting on such proposition at an election to be held in and for the County, and it is deemed advisable, necessary and in the best interests of the County that the proposition therefor be submitted to the voters of the County at an election to be held and conducted in accordance with the general primary election law:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED BY THE COUNTY BOARD OF THE COUNTY OF JACKSON, ILLINOIS, as follows:

Section 1. Project Borrowing. That it is necessary and in the best interests of the County that the Board be authorized to improve and extend the levee facilities protecting property in and of the County by the acquisition, construction, equipping and installation of the Project, that it will require not less than the sum of \$3 million for such purpose, and that it is necessary and in the best interests of the County that the Grant be utilized and that money be borrowed and in evidence of the sum to be borrowed that general obligation bonds of the County be issued therefore in the amount of \$1.7 million.

Section 2. Election. That the proposition herein above referred to shall be submitted to the voters of the County in accordance with the general election law at the general election to be held on Tuesday, the 8th of November, 1994, between the hours provided by law for voting on such day (the "Election").

Section 3. Election Precincts. That the Election shall be held in the voting precincts and at the polling places established by the Board for voters of the County at the Election.

Section 4. Notices. That the County Clerk of the County shall give notice of the Election in accordance with the general election law by publishing notices thereof at least once in two or more local, community newspapers published in and having general circulation in the County, the dates of such publications of such notices to be as set forth in The Election Code. The ballot shall also be published as required by The Election Code.

Section 5. Newspaper. That it is hereby found and determined that the *Southern Illinoisan*, in Carbondale, Illinois, and the *Murphysboro American*, in Murphysboro, Illinois, each is a local, community newspaper published in Jackson County and having general circulation in the County under Sections 12-1, 12-4 and 12-5 of The Election Code of the State of Illinois.

Section 6. Form of Notice. That the notice of the Election shall, subject to any modification necessary to comply with The Election Code and other applicable laws, include the following:

NOTICE IS HEREBY GIVEN that at the general election to be held on Tuesday, the 8th day of November, 1994, the following proposition will be submitted to the voters of The County of Jackson, Illinois:

Shall The county of Jackson, Illinois undertake the construction of certain levee improvements and issue bonds in the principal amount of not to exceed \$1.7 million to finance a part of the costs thereof, bearing interest at not to exceed the limits of applicable law?

The polls at such election will be open at 6:00 o'clock a.m. and continued open until 7:00 o'clock p.m. of that day.

Dated this day of JUNE 8, 1994.

Robert B. Plaisted

County Clerk, Jackson County, Illinois

The notice may also enumerate the precincts and polling places. In any event the ballot form and notice enumerating the precincts and polling places shall be published as required by The Election Code.

Section 7. Election. That the ballot to be used at the Election shall be in substantially the following form, with such alterations, changes, insertions and deletions as may be required by Article 24A of The Election Code if an electronic, mechanical or electric voting system (an "Electronic Voting System") is used at the Election:

(Face of Ballot)

OFFICIAL BALLOT

PROPOSITION TO ISSUE \$1.7 MILLION GENERAL OBLIGATION BONDS

(INSTRUCTIONS TO VOTERS: Punch opposite the word "YES" or "NO" to indicate your choice)

---

Shall The County of Jackson, Illinois  
undertake the construction of certain  
levee improvements and issue bonds  
in the principal amount of not to ex-  
ceed \$1.7 million to finance a part of  
the costs thereof, bearing interest at  
not to exceed the limits of applicable  
law?

---

YES

---

NO

OFFICIAL BALLOT

Official ballot for voting on the proposition to issue \$1.7 million Bonds of the County of Jackson, Illinois, to finance levee improvements, at the general election held on November 8, 1994.

Precinct Number: \_\_\_\_\_

Polling Place: \_\_\_\_\_  
\_\_\_\_\_

County Clerk, Jackson County, Illinois

Section 8. Electronic Voting. That, if an Electronic Voting System is used in the County, the County Clerk shall publish, not less than five (5) days prior to the Election, a true and legible copy of the specimen ballot label containing the question to be voted upon at the Election in two or more newspapers published in and having general circulation in the County.

Section 9. Judges. That the Election shall be conducted by the election judges appointed by the Board to act in the precincts at which such proposition will be submitted to the voters of the County.

Section 10. Certify to County Clerk. That after the adoption hereof and not less than 61 days prior to the date of the Election, the County Clerk as ex-officio clerk to the Board shall certify a copy hereof to the County Clerk in order that the proposition set forth herein may be submitted to the voters of the County at the Election.

Section 11. Canvass. That the Election shall be held and conducted and the returns thereof duly canvassed, all in the manner and time as provided by the election law.

Section 12. Conflict. That all resolutions and parts of resolution in conflict herewith be and the same are hereby superseded, that this resolution be in full force and effect forthwith upon its adoption and that this resolution shall be deemed to be subject to modification in application to comply with the general election laws.

Upon motion by T. PIERSON, seconded by L.K. AULEN, adopted this 8<sup>th</sup> day of JUNE, 1994, by roll call vote, as follows:

Voting Aye (names): L. KAY ALLEN, LYLE ATTIG, JACK ELLNER, JAMES KERLEY,  
MARY "MICKEY" KORANDO, BONNIE LONG, P. BLANEY MILLER, DARNECEA MOULTRIE,  
GLENDALYN NOBLE, TROSS PIERSON, JAMES PRIBBLE, GREGORY SCHAEFER, BETSEY STREETER,  
DAVID CONRAD  
Voting Nay (names): NONE

Absent (names): NONE

David G. Ladd

**Chairman, Jackson County Board**

ATTEST:

## County Clerk & Recorder

STATE OF ILLINOIS      )  
                            )    SS.  
COUNTY OF JACKSON      )

CERTIFICATION OF RESOLUTION AND PROPOSITION

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

I do further certify that the foregoing is a full, true and complete excerpt from the proceedings of the meeting of the Board held on the \_\_\_\_\_ day of \_\_\_\_\_, 1994, insofar as the same relates to the adoption of a resolution entitled:

A RESOLUTION PROVIDING FOR AND REQUIRING THE SUBMISSION OF THE PROPOSITION OF ISSUING \$1.7 million GENERAL OBLIGATION BONDS TO FINANCE LEVEE IMPROVEMENTS TO THE VOTERS OF THE COUNTY OF JACKSON, ILLINOIS, AT THE GENERAL ELECTION TO BE HELD ON NOVEMBER 8, 1994,

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

I do further certify that the deliberations of the Board on the adoption of such resolution were conducted openly, that the vote on the adoption of such resolution was taken openly and was preceded by a public recital of the matter being considered and such other information as would inform the public of the business being conducted, that such meeting was held at a specified time and place convenient to the public, that notice of such meeting was duly given to all of the news media requesting such notice, that such meeting was called and held in strict compliance with the provisions of the open meetings laws of the State of Illinois, as amended, and with the provisions of the Counties Code of the State of Illinois, as amended, and that the Board has complied with all of the procedural rules of the Board.

To County Clerk of Jackson County:

There is hereby certified to the County Clerk of The County of Jackson, Illinois for submitting to the voters of the County at the general election to be held on the 8th day of November, 1994, the proposition set forth in such resolution:

"Shall The County of Jackson, Illinois undertake the construction of certain levee improvements and issue bonds in the principal amount of not to exceed \$1.7 million to finance a part of the costs thereof, bearing interest at not to exceed the limits of applicable law?",

which such resolution was duly adopted by the Board on the date set forth above.

IN WITNESS WHEREOF, I hereunto affix my official signature, this 8th day of JUNE, 1994.

Robert B. Maxwell  
County Clerk

STATE OF ILLINOIS      )  
                            )    ss.  
COUNTY OF JACKSON      )

FILING CERTIFICATE

I, the undersigned, do hereby certify that I am the duly qualified and acting County Clerk of Jackson County, Illinois (the "County"), and as such official I do further certify that on the 8th day of JUNE, 1994, there was filed in my office a duly certified copy of a resolution entitled:

A RESOLUTION PROVIDING FOR AND REQUIRING THE SUBMISSION OF THE PROPOSITION OF ISSUING \$ 1.7 MILLION GENERAL OBLIGATION BONDS TO FINANCE LEVEE IMPROVEMENTS TO THE VOTERS OF THE COUNTY OF JACKSON, ILLINOIS, AT THE GENERAL ELECTION TO BE HELD ON NOVEMBER 8, 1994,

duly adopted by the County Board of The County of Jackson, Illinois (the "County"), on the 8th day of JUNE, 1994, and that the same has been deposited in the official files and records of my office.

I do further certify that included in such certification was the form of public question to be placed on the ballot at the general election to be held on the 8th day of November, 1994 (the "Election"), and the date on which such public question was initiated by the adoption of such resolution.

I do further certify that the proposition set forth in such resolution will be submitted to the voters of the District at the Election.

I do further certify that notice that such public question will be submitted to the voters of The County of Jackson at the Election will be given by publication of the notices required by Sections 12-1, 12-4 and 12-5 of The Election Code of the State of Illinois, as amended, in newspapers published in the County, as set forth in Sections 4, 5 and 6 of such resolution.

I do further certify that a true and legible copy of the specimen ballot label containing the question to be voted upon at the Election will be published in two or more newspapers published in and having a general circulation in the County.

IN WITNESS WHEREOF, I hereunto affix my official  
signature and the seal of the County, this 8<sup>th</sup> day of  
JUNE, 1994.

Robert B. Howell  
County Clerk, Jackson County,  
Illinois

(SEAL)

## PREVAILING WAGE RESOLUTION

WHEREAS, the State of Illinois has enacted "An Act regulating wages of laborers, mechanics and other workers employed in any public works by the State, county, city or any public body or any political subdivision or by any one under contract for public works," approved June 26, 1941, as amended, (820 ILCS 130/1 (1992), as amended) (hereinafter referred to as the "Prevailing Wage Act") and

WHEREAS, the aforesaid Act requires that the County of Jackson, State of Illinois, investigate and ascertain the prevailing rate of wages as defined in said Act for laborers, mechanics and other workers in the locality of the County of Jackson employed in performing construction of public works, for said County of Jackson.

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

SECTION 1: To the extent and as required by the Prevailing Wage Act, the general prevailing rate of wages in this locality for laborers, mechanics and other workers engaged in construction of public works coming under the jurisdiction of the County of Jackson is hereby ascertained to be the same as the prevailing rate of wages for construction work in Jackson County area as determined by the Illinois Department of Labor as of June of the current year. A copy of the determination is attached hereto and incorporated herein by reference. As required by the Prevailing Wage Act, any and all revisions of the prevailing rate of wages by the Illinois Department of Labor shall supersede the Department's June determination and apply to any and all public works construction undertaken by the County of Jackson. The definition of any terms appearing in this Ordinance which are also used in aforesaid Act shall be the same as in said Act.

SECTION 2: Nothing herein contained shall be construed to apply said general prevailing rate of wages as herein ascertained to any work or employment except public works construction on the County of Jackson to the extent required by the aforesaid Act.

SECTION 3: The Jackson County Clerk shall publicly post or keep available for inspection by any interested party in the main office of the County of Jackson this determination or any revisions of such prevailing rate of wage. A copy of this determination or of the current revised determination of prevailing rate of wages then in effect shall be attached to all contract specifications.

**RECEIVED**U. S. DEPT. OF LABOR PREVAILING WAGES FOR JACKSON COUNTY, ILLINOIS  
DIVISION OF CONCILIATION & MEDIATION PH(217-782-1710)

JULY 06, 1994

NAME OF TRADE	RGN	TYP	C L	HOURLY-RATES		OVERTIME-RATES			HRLY-FRINGE-RATES		
				S	BASIC	FORMN	M-F>8	SAT	SU&HO	WLFR	PENSN
Jackson County States Attorne											
ASBESTOS ABT-GEN	BLD	14.750	15.150	1.5	1.5	2.0	2.035	2.350	0.000		
ASBESTOS ABT-MEC	BLD	24.010	25.010	1.5	1.5	2.0	2.920	4.320	0.000		
BOILERMAKER	BLD	21.650	23.150	1.5	1.5	2.0	2.900	4.040	0.000		
BRICK MASON	BLD	18.310	18.810	1.5	1.5	2.0	2.600	1.500	0.000		
CARPENTER	ALL	17.280	18.030	1.5	1.5	2.0	3.350	1.500	0.000		
CEMENT MASON	BLD	20.150	20.650	1.5	1.5	2.0	0.000	1.250	0.000		
CEMENT MASON	HWY	20.100	20.600	1.5	1.5	2.0	0.000	1.250	0.000		
ELECTRICIAN	BLD	22.410	24.570	1.5	1.5	2.0	2.600	2.910	0.000		
GLAZIER	BLD	20.330		2.0	2.0	2.0	4.020	5.600	0.000		
HT/FROST INSULATOR	BLD	24.010	25.010	1.5	1.5	2.0	2.920	4.320	0.000		
IRON WORKER	ALL	17.400	18.150	1.5	1.5	2.0	1.850	1.300	0.000		
LABORER	ALL	14.750	15.150	1.5	1.5	2.0	2.035	2.350	0.000		
MACHINERY MOVER	BLD	21.800	22.800	2.0	2.0	2.0	2.000	1.000	1.500		
MACHINIST	BLD	23.150	24.150	2.0	2.0	2.0	2.550	1.000	1.590		
MARBLE MASON	BLD	18.750	19.750	1.5	1.5	2.0	3.250	2.230	0.000		
MILLWRIGHT	ALL	17.280	18.030	1.5	1.5	2.0	3.350	1.500	0.000		
OPERATING ENGINEER	ALL 1	19.200		1.5	1.5	2.0	2.500	1.900	0.000		
OPERATING ENGINEER	ALL 2	17.300		1.5	1.5	2.0	2.500	1.900	0.000		
OPERATING ENGINEER	ALL 3	16.550		1.5	1.5	2.0	2.500	1.900	0.000		
OPERATING ENGINEER	ALL 4	15.900		1.5	1.5	2.0	2.500	1.900	0.000		
OPERATING ENGINEER	ALL 5	15.300		1.5	1.5	2.0	2.500	1.900	0.000		
PAINTER	COM	16.700	17.700	1.5	1.5	2.0	0.000	0.300	0.000		
PAINTER	IND	18.700	19.700	1.5	1.5	2.0	0.000	0.300	0.000		
PILEDRIVER	ALL	17.280	18.030	1.5	1.5	2.0	3.350	1.500	0.000		
PIPEFITTER	BLD	23.200	24.450	2.0	2.0	2.0	2.200	2.050	0.000		
PLASTERER	BLD	20.150	20.650	1.5	1.5	2.0	0.000	1.250	0.000		
PLUMBER	BLD	23.200	24.450	2.0	2.0	2.0	2.200	2.050	0.000		
ROOFER	BLD	13.850	14.650	1.5	1.5	2.0	2.550	0.600	0.000		
SHEETMETAL WORKER	ALL	19.740	20.490	1.5	1.5	2.0	2.450	2.000	1.190		
SPRINKLER FITTER	BLD	20.760	22.260	1.5	2.0	2.0	3.150	2.500	0.000		
STONE MASON	BLD	17.350	17.850	1.5	1.5	2.0	2.100	1.500	0.000		
TERRAZZO MASON	BLD	22.430	22.780	1.5	1.5	2.0	0.000	2.400	0.000		
TILE LAYER	BLD	18.830	19.830	1.5	1.5	2.0	3.250	2.230	0.000		
TRUCK DRIVER	ALL 1	16.975		1.5	1.5	2.0	3.800	2.075	0.000		
TRUCK DRIVER	ALL 2	17.375		1.5	1.5	2.0	3.800	2.075	0.000		
TRUCK DRIVER	ALL 3	17.575		1.5	1.5	2.0	3.800	2.075	0.000		
TRUCK DRIVER	ALL 4	17.825		1.5	1.5	2.0	3.800	2.075	0.000		

\*\*\* PLEASE SEE ATTACHED FOR OVERTIME SPECIFICATIONS NOT LISTED.

SECTION 4: The Jackson County Clerk shall mail a copy of this determination to any employer, and to any association of employers and to any person or association of employees who have filed their names and addresses, requesting copies of any determination stating the particular rates and the particular class of workers whose wages will be affected by such rates.

SECTION 5: The Jackson County Clerk shall promptly file a certified copy of this Ordinance with both the Secretary of State Index Division and the Department of Labor, State of Illinois.

SECTION 6: The Jackson County Clerk shall cause to be published in a newspaper of general circulation within the area a copy of this Ordinance, and such publication shall constitute notice that the determination is effective and that this is the determination of this public body.

PASSED THIS 13<sup>th</sup> DAY OF July, 1994.

  
Chairman, Jackson County Board

ATTEST:

Robert B. Neveil  
JACKSON COUNTY CLERK

**FEDERAL AID SECONDARY RESOLUTION**

*Resolution #94-14*

WHEREAS, Chapter 121, Section 5, paragraph 603 provides for a tax to be levied by a County for the purpose of paying the expense of engineering and construction costs on the Federal Aid Secondary System and,

WHEREAS, Jackson County desires to resurface Truax Traer Road (C.H. 18) from Illinois Route 13 east to U.S. Rt. 51;

NOW THEREFORE, be it resolved by the County Board of Jackson County that the sum of \$400,000.00 be appropriated from the County's Federal Aid Matching Tax Fund to pay for the County's share of cost for engineering and construction on section 92-00044-01-RS, for the improvement of County Highway 18, commonly known as Truax Traer Road.

STATE OF ILLINOIS)

)  
JACKSON COUNTY )

I, Robert B. Harrell, County Clerk in and for the County of Jackson, Illinois, hereby certify the foregoing is a true and complete copy of a resolution adopted by the Jackson County Board at a meeting held on 10 AUG, 1994.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 10 day of AUG, 1994.

*Robert B. Harrell*  
Robert B. Harrell, County Clerk

S E A L

RESOLUTION #94-15

WHEREAS, bids will be received by the State of Illinois for the construction of Section 92-00044-01-RS (Truax Traer Road), Jackson County.

NOW THEREFORE, BE IT RESOLVED, that the County Board of Jackson County concurs in the award of the low responsible bid, if and when made, by the State of Illinois, Department of Transportation for Section 92-00044-01-RS and authorizes and directs the County Clerk to file a certified copy of this Resolution with the State of Illinois, Department of Transportation in Springfield, Illinois, through its District Office at Carbondale, Illinois.

STATE OF ILLINOIS  
ss  
COUNTY OF JACKSON

I, Robert B. Harrell, County Clerk in and for the County of Jackson, Illinois hereby certify the foregoing is a true and complete copy of a Resolution adopted by the Jackson County Board at a meeting held on 10 AUG, 1994.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 10 day of AUG, 1994.

Robert B. Harrell  
Robert B. Harrell, County Clerk

S E A L

RESOLUTION #94-16

WHEREAS, the public welfare demands that the following Township bridge be constructed and;

WHEREAS, there are funds available in the "County Bridge Fund" to cover the County's share of the cost of replacement, now therefore;

BE IT RESOLVED, that the County Engineer of Highways be directed to replace:

BRIDGE SECTION

COUNTY'S SHARE

86-05110-00-BR	\$6,000
Elk Township	

AND use "County Bridge Funds" to pay the County's share of cost, provided a sufficient balance remains in the County Bridge Fund for administering Section 5-501 of the Road and Bridge Laws, and

BE IT FURTHER RESOLVED, that the County Bridge Funds in the amount of not more than \$6,000.00 be appropriated for such purposes.

I, Robert B. Harrell, County Clerk in and for said County in the State of Illinois, and keeper of the records and files thereof, as provided by statute do hereby certify the foregoing to be a true and complete copy of a resolution adopted by the Jackson County Board at its REGULAR meeting held in Murphysboro, Illinois on 10 APR 1994.

Robert B. Harrell  
Robert B. Harrell, County Clerk

S E A L

NOW, THEREFORE, BE IT RESOLVED, by the County of Jackson, through its County Board, as follows:

1. The application of the Jackson County Soil and Water Conservation District for the creation of a special service area, which is attached and incorporated herein by reference, is accepted.

2. Such acceptance is subject to the following:

a. The municipalities that will be included in the geographical boundaries of the special service area must consent to the creation of the special service area within their jurisdiction.

b. The Jackson County Board's formal ordinance to create the special service area and tax levy. The formal ordinance shall be subsequent to the municipalities consent.

3. This resolution shall expire six (6) months after the date that this resolution is adopted by the Jackson County Board.

ADOPTED: 17 SEPT, 1994



Chairman, Jackson County Board

ATTEST: Robert D. Harrell  
Robert Harrell, Clerk

RESOLUTION NO. 94 - 17

WHEREAS, the County of Jackson has received an application to create a special service area, in accordance with 35 ILCS 200/27-20, from the Jackson County Soil and Water Conservation District, the applicant.

WHEREAS, the County of Jackson already provides funding to the applicant; and the County now wishes to create a special service area to provide services which would be implemented by the Jackson County Soil and Water Conservation District.

WHEREAS, the County of Jackson believes that the purpose and mission of the applicant serves an important function in this county and such function is in the general public's best interest.

WHEREAS, the County of Jackson recognizes that the application submitted and attached hereto by reference is only a preliminary step in the creation of a special service area.

WHEREAS, it is anticipated that the County will pass in the future an ordinance for the formal creation of the Jackson County Soil and Water Special Service Area when the applicant has shown to the County of Jackson that certain municipalities in the county have consented to the creation of the special service areas within their jurisdiction.

WHEREAS, the document titled "Application For Jackson County Soil and Water Conservation Special Service Area" is attached and intended to be part of this resolution.

RESOLUTION REAPPOINTING COUNTY ENGINEER

WHEREAS, on January 1, 1995 a vacancy will exist in the Office of County Engineer of Jackson County, said vacancy being caused by the expiration of the six year term of the incumbent, and

WHEREAS, the Jackson County Board by resolution dated 12 Oct. 94 requested the consent of the Department of Transportation, of the State of Illinois, and

WHEREAS, it is expected that the Department of Transportation will give its consent to the reappointment of Albert E. Boudet,

NOW THEREFORE, BE IT RESOLVED, by the Jackson County Board that Albert E. Boudet be, and he is hereby reappointed, County Engineer for Jackson County for a term of six years effective January 1, 1995, and

BE IT FURTHER RESOLVED, by the Jackson County Board that the salary of the County Engineer be fixed at \$58235 per year effective December 1, 1994 through November 30, 1995 with a minimum yearly increase according to the increase as shown in the annually revised County Engineer's/Illinois Department of Transportation's recommended salary schedule.

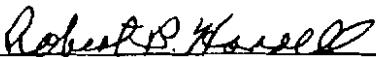
BE IT FURTHER RESOLVED BY THE Jackson County Board that the County Clerk is hereby directed to forward two certified copies of this resolution to the Department of Transportation at Carbondale, IL.

STATE OF ILLINOIS  
ss  
COUNTY OF JACKSON

I, Robert B. Harrell, County Clerk in and for said County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true and complete copy of a resolution adopted by the Jackson County Board at its regular meeting held at Murphysboro, Illinois on 12 Oct., 1994

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County at my office in Murphysboro, Illinois in said County this 13 day of Oct., 1994

SEAL

  
Robert B. Harrell, County Clerk

Resolution No. 94-18

Section 95-00000-00-CS

**SALARY OF COUNTY ENGINEER**

WHEREAS, the County has sufficient Surface Transportation Program funds available and desires to use a portion of said funds to pay a portion of the County Engineer's salary:

WHEREAS, the County desires to appropriate funds for the purpose of payment of the County Engineer's salary for the period beginning December 1, 1994 and ending November 30, 1995.

NOW THEREFORE, BE IT RESOLVED that the sum of \$58,235 be hereby appropriated for payment of the County Engineer's salary. Said appropriation includes \$58,235 Motor Fuel Tax funds.

BE IT FURTHER RESOLVED that the County hereby authorizes the sum of \$29,117.50 of their Surface Transportation Program funds to be made available to the Illinois Department of Transportation for the State's use in exchange for an equal amount of State funds. The State funds shall equal fifty percent (50%) of the County Engineer's annual salary.

STATE OF ILLINOIS)  
)SS  
COUNTY OF JACKSON)

I, ROBERT B. HARRELL, County Clerk of Jackson County, do hereby certify that this is a true and correct copy of a Resolution approved and adopted at the regular meeting of the Jackson County Board held on 12 Oct, 1994, at Murphysboro, Illinois.

Given under my hand and seal this 13 day of Oct, 1994.

(S E A L)

Robert B. Harrell  
County Clerk

RESOLUTION # 94-20

**RESOLUTION REQUESTING CONSENT OF THE DEPARTMENT OF TRANSPORTATION TO  
THE REAPPOINTMENT OF THE INCUMBENT AS COUNTY ENGINEER**

WHEREAS, on January 1, 1995, a vacancy will exist in the office of County Engineer of Jackson County, Illinois, said vacancy being caused by the expiration of the six-year term of office, and

WHEREAS, in accordance with 605 ILCS 5/5-201 of the Illinois Highway Code, the County Board must request the consent of the Department of Transportation before the reappointment of the present incumbent can be made:

**THEREFORE, BE IT RESOLVED**, that the County Board of Jackson County do and hereby does request the consent of the Department of Transportation of the State of Illinois, to the reappointment of Albert E. Boudet as County Engineer, and

**BE IT FURTHER RESOLVED**, that the clerk is hereby directed to transmit two(2) certified copies of this resolution to the Department of Transportation, through its district engineer's office at Carbondale, Illinois.

STATE OF ILLINOIS  
ss  
COUNTY OF JACKSON

I, Robert B. Harrell, County Clerk in and for said County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the Jackson County Board at its REGULAR meeting held at MURPHYSBORO, IL on 12 Oct, 1994.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County at my office in Murphysboro, IL in said County this 13 day of Oct, 1994.

Robert B. Harrell

RESOLUTION INCREASING THE RATE  
OF RESIDENT CARE AT THE  
JACKSON COUNTY NURSING HOME

WHEREAS, The County Board of the County of Jackson, Murphysboro, Illinois, is responsible to set the Nursing Home rates for the residents of the Jackson County Nursing Home; and

WHEREAS, The County Board believes it is in the best interest of the citizens of Jackson County and the residents of the Jackson County Nursing Home to increase the private pay Nursing Care rate for care received by the residents of Jackson County Nursing Home from \$54.00 to \$56.00 per resident day and, the Intensive Care/Alzheimers Units rate from \$65.00 to \$67.00 per resident day beginning December 1, 1994.

BE IT THEREFORE RESOLVED, that the rates charged to residents of the Jackson County Nursing Home for nursing care services is increased to \$56.00 per resident day and for Intensive Care/Alzheimers Units increased to \$67.00 per resident day effective December 1, 1994.

Approved at the October 12, 1994 meeting of the Jackson County Board.

-----  
Gregory V. Schaefer  
Nursing Home Committee  
Chairperson

-----  
David E. Conrad  
Jackson County Board  
Chairperson

RESOLUTION NO. 94-23

WHEREAS, the County Board of Jackson County desires to set the annual compensation for the Jackson County Sheriff, County Clerk and Recorder, and the Treasurer; and

WHEREAS, the County Board has the authority to so set the annual compensation of these office holders; and

WHEREAS, the annual compensation to be paid to these office holders is within the limits of the law; and

WHEREAS, the annual compensation that is set by this present Resolution shall be paid to the officer holders to be elected in the November 1994 election and begin their term of office in December 1994.

THEREFORE, BE IT RESOLVED that the Jackson County Board sets the following annual compensation for the listed office holders in accordance with the following schedule:

A. Sheriff: Beginning December 1, 1994 - \$46,332.00  
Beginning December 1, 1995 - \$47,722.00  
Beginning December 1, 1996 - \$49,154.00  
Beginning December 1, 1997 - \$50,629.00

B. Treasurer  
and County  
Clerk & Recorder:

Beginning December 1, 1994 - \$38,753.00  
Beginning December 1, 1995 - \$39,916.00  
Beginning December 1, 1996 - \$41,114.00  
Beginning December 1, 1997 - \$42,348.00

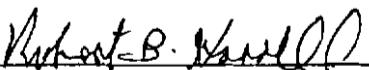
BE IT ALSO RESOLVED that the above salary schedule reflects a three percent (3%) annual salary increase for the time periods shown.

---

APPROVED AND ADOPTED by the Jackson County Board this 31<sup>st</sup> day of Oct., 1994.

  
\_\_\_\_\_  
Chairman, Jackson Co. Board

ATTEST:

  
\_\_\_\_\_  
County Clerk and Recorder

Resolution No. 94-22

RESOLUTION BY THE JACKSON COUNTY BOARD ADOPTING THE  
OVERALL ECONOMIC DEVELOPMENT PROGRAM 1993-94

WHEREAS, Jackson County is an active member of the Greater Egypt Regional Planning and Development Commission, and;

WHEREAS, Jackson County is a designated Economic Development Administration Redevelopment Area County, and;

WHEREAS, the Greater Egypt Regional Planning and Development Commission Region has been designated as an Economic Development District, and;

WHEREAS, the Greater Egypt Regional Planning and Development Commission upon review and consideration of these activities did adopt the "Overall Economic Development Program 1967," and the "Overall Economic Development Program 1976," and the "Overall Economic Development Program 1987," and;

WHEREAS, the Greater Egypt Economic Development District revises and updates the forementioned "Overall Economic Development Program" periodically, and;

WHEREAS, the Economic Development goals and programs of the Redevelopment Area are addressed in the Overall Economic Development Program, and;

WHEREAS, these goals and objectives have been included in the revision and updating of the adopted "Overall Economic Development Program".

NOW, THEREFORE IT IS RESOLVED, Jackson County that, upon review and consideration of this program, does hereby adopt the "Overall Economic Development Program 1993-94".

BE IT FURTHER RESOLVED, that this resolution be spread at length upon the Minute Records of the proceedings of the Jackson County Board.

This Resolution adopted at a regular meeting of the Jackson County Board on this 12 day of Oct, 1994, A.D.

THE JACKSON COUNTY BOARD

  
ITS CHAIRMAN

ATTEST:



RESOLUTION # 94-24

WHEREAS, the public welfare demands that the following Township bridge be constructed and;

WHEREAS, there are funds available in the "County Bridge Fund" to cover the County's share of the cost of replacement, now therefore;

BE IT RESOLVED, that the County Engineer of Highways be directed to replace:

BRIDGE SECTION

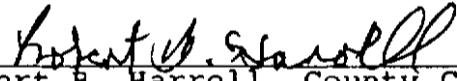
COUNTY'S SHARE

91-15115-00-BR	\$6,000
Somerset Township	

AND use "County Bridge Funds" to pay the County's share of cost, provided a sufficient balance remains in the County Bridge Fund for administering Section 5-501 of the Road and Bridge Laws, and

BE IT FURTHER RESOLVED, that the County Bridge Funds in the amount of not more than \$6,000.00 be appropriated for such purposes.

I, Robert B. Harrell, County Clerk in and for said County in the State of Illinois, and keeper of the records and files thereof, as provided by statute do hereby certify the foregoing to be a true and complete copy of a resolution adopted by the Jackson County Board at its REGULAR meeting held in Murphysboro, Illinois on 9 Nov, 1994.

  
Robert B. Harrell, County Clerk

S E A L

RESOLUTION

• WHEREAS, the Office of the State's Attorneys Appellate Prosecutor was created to provide services to State's Attorneys in Judicial Districts containing less than 3,000,000 inhabitants; and,

WHEREAS, the powers and duties of the Office of the State's Attorneys Appellate Prosecutor are defined and enumerated in the "State's Attorneys Appellate Prosecutor's Act", 725 ILCS 210/1 et. seq., (1992 State Bar Edition), as amended; and,

WHEREAS, the Illinois General Assembly appropriates monies for the ordinary and contingent expenses of the Office of the State's Attorneys Appellate Prosecutor, one-third from the State's Attorneys Appellate Prosecutor's County Fund and two-thirds from the General Revenue Fund, provided that such funding receives county approval and support from within the respective Judicial Districts eligible to apply; and,

WHEREAS, the Office of the State's Attorneys Appellate Prosecutor shall administer the operation of the appellate offices so as to insure that all participating State's Attorneys continue to have final authority in preparation, filing, and arguing of all appellate briefs and any trial assistance; and,

WHEREAS, the Office of the State's Attorneys Appellate Prosecutor and the Illinois General Assembly have reviewed and approved a budget for Fiscal Year 1994, which funds will provide for the continued operation of the Office of the State's Attorneys Appellate Prosecutor.

NOW, THEREFORE, BE IT RESOLVED that the Jackson County Board, in regular session, this 14th day of December, 1994, does hereby support the continued operation of the Office of the State's Attorneys Appellate Prosecutor, and designates the Office of the State's Attorneys Appellate Prosecutor as its Agent to administer the operation of the appellate offices and process said appellate court cases for this County.

BE IT FURTHER RESOLVED that the attorneys employed by the Office of the State's Attorneys Appellate Prosecutor are hereby authorized to act as Assistant State's Attorneys on behalf of the State's Attorneys of this county in the appeal of all cases, when requested to do so by the State's Attorney, and with the advice and consent of the State's Attorney prepare, file, and argue appellate briefs for those cases; and also, as may be requested by the State's Attorney, to assist in the prosecution of cases under the Illinois Controlled Substances Act, and the Narcotics Profit Forfeiture Act. Such attorneys are further authorized to assist the State's Attorney in the State's Attorney's duties under the Illinois Public Labor Relations Act, including negotiations thereunder, as well as in the trial and appeal of tax objections.

BE IT FURTHER RESOLVED that the Jackson County Board hereby agrees to participate in the Office of the State's Attorneys Appellate Prosecutor for Fiscal Year 1995, commencing December 1, 1994, and ending November 30, 1995, by hereby appropriating a sum of money not to exceed \$13,020.00 for the express purpose of providing a portion of the funds required for financing the operation of the Office of the State's Attorneys Appellate Prosecutor, and agrees to deliver the same to the Office of the State's Attorneys Appellate Prosecutor on request during the 1995 Fiscal Year.

Passed and adopted by the County Board of Jackson County, Illinois, this 14th day of December, 1994.

  
Chairman

ATTEST: Irene J. Carlton  
County Clerk

ORDINANCE NO. -74-1

## An Ordinance Amending Ordinance 92-8.

WHEREAS, Jackson County has previously adopted ordinance No. 92-8, establishing the Jackson County Local Mass Transit District; and

WHEREAS, Jackson County desires to clarify the statutorily imposed qualifications required of Transit District Trustees; and

WHEREAS, For that purpose it is necessary to amend the said ordinance so adopted:

NOW THEREFORE: be it ordained by the Jackson County Board, sitting in regular session, that the said Ordinance No. 92-8 be and hereby is amended to read as follows:

WHEREAS, Jackson County desires to provide public transportation for its citizens; and

WHEREAS, the local Mass Transit District Act, 70 ILCS 53610/1 *et seq.*, as amended, provides authority for the establishment of a mass transit district for public transportation for the citizens of Jackson County; and

WHEREAS, the Jackson County Board finds it is desirable to establish a mass transit district for the purpose of providing local public transportation within the meaning of the said statute:

NOW, THEREFORE BE IT ORDAINED by the County Board of Jackson County, Illinois, sitting in regular session, as follows:

1. The Jackson County Mass Transit District is hereby established pursuant to 70 ILCS 53610/1 *et seq.*, as amended.
2. The said Mass Transit District shall be named the Jackson County Mass Transit District.
3. The said Jackson County Mass Transit District shall have any and all authority as may be conferred upon it by the local Mass Transit District Act, 70 ILCS 53610/1 *et seq.*, aforesaid and by any other applicable laws of the State of Illinois.

1

2. A. A Board of Trustees, consisting of five (5) members is hereby established.

3

B. The said Trustees shall be appointed by the Chairman of the County Board of

4 Jackson County with consent of the County Board.

5

C. The Trustees shall serve for a term of four (4) years or less. Terms shall be staggered

6 to the extent possible, so that they expire one year apart and so that the terms of not

7 more than two trustees expire in the same year. Initial terms of the Board of

8 Trustees shall be selected by lot. Thereafter Successor Trustees shall serve a term of

9 four (4) years.

10

D. Trustees shall hold office until a successor has been appointed and qualified.

11 Vacancies on the Board of Trustees shall be filled for the unexpired term in the same

12 manner as for the original appointment.

13

E. No Trustee of the Jackson County Mass Transit District maybe an elected official of

14 the County.

15

F. Each Trustee shall be entitled to one vote on each matter submitted to the Board of

16 Trustees.

17

G. Any Trustee may resign by filing a written resignation with the Chairman of the

18 Jackson County Board.

19

H. A majority of the Board of Trustees shall constitute a quorum of the Board for the

20 purpose of conducting its business and for all other purposes and the act of the

21 majority of trustees present at any meeting at which such a quorum is present shall

22 be the act of the full Board.

23

I. The Board of Trustees may adopt such bylaws and establish such rules and

24 regulations and take such other action as may be necessary to achieve the purpose of

25 the Jackson County Mass Transit District.

26

J. No trustee or employee of the Board of Trustees shall acquire or have any interest,

27 direct or indirect, in any contract or proposed contract for materials or services to be

28 used in connection with the operations of the district.

29

K. Every Trustee shall, at the time of appointment and at all times thereafter while

30 serving as such trustee, be a resident of the Jackson County Mass Transit District.

31

L. Not more than three (3) trustees may be affiliated with the same political party.

32

33

34

35

36

37

38

39

40

41

42

43

44

1  
2 M. Trustees shall receive such compensation as is authorized by applicable statute which  
3 is now set forth in 70 ILCS 3610/4 and provides that a trustee shall receive a per  
4 diem of \$50.00, not to exceed \$200.00 in any given month together with necessary  
5 expenses.

6  
7 4. This Ordinance shall be effective when adopted by an official vote of the Jackson  
8 County Board sitting at regular session and shall have an effective date which shall  
9 be the date of the adoption of this Ordinance.

10  
11 5. Neither the Jackson County Mass Transit District, the members of its Board of  
12 Trustees, nor its officers or employees shall be liable for failure to provide a security  
13 or police force or, if a security or police force is provided, for failure to provide  
14 adequate police protection or security, failure to prevent the commission of crimes by  
15 fellow passengers or other third persons or for the failure to apprehend criminals.

16  
17 6. Trustees may be removed by the chairman of the county board for neglect of duty,  
18 inefficiency or misconduct, provided however that any trustee shall first be entitled  
19 to:  
20 a. Notice by written charges against him or her; and  
21 b. A recorded hearing, before the county board, at least ten (10) days after  
22 delivery of the written charges.  
23 c. An opportunity to be heard at the said hearing in person or by counsel.

24  
25 7. It is the intent of this amendatory ordinance, that the prior ordinance so amended  
26 shall remain in full force and effect, without abatement or change except as may be  
27 specifically set forth in the amendatory ordinance. All rights, privileges,  
28 responsibilities and liabilities accruing under the ordinance amended hereby shall  
29 continue without abatement or abrogation.

30  
31  
32 DONE this JANUARY 3rd, 1994

33  
34  
35  
36  
37  
38  
39  
40  
41  
42   
Chairman, Jackson County Board

ATTEST: Robert B. Keenly  
Jackson County Clerk

[111793MT.ORD]

# ORDINANCE 94 2

AN ORDINANCE AMENDING ORDINANCE 93-3 WHICH REGULATES DEVELOPMENT IN SPECIAL FLOOD HAZARD AREAS.

WHEREAS, the Jackson County Board adopted Ordinance 93-3 on August 2, 1993, to regulate development in Special Flood Hazard Areas; and

WHEREAS, The Federal Emergency Management Agency has concerns regarding Ordinance 93-3 and has suggested several modifications; and

WHEREAS, the Jackson County Board believes it in the best interests of the County to amend Ordinance 93-3 in the manner suggested by the Federal Emergency Management Agency.

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

SECTION ONE: That Ordinance 93-3 is hereby amended by deleting Section 2.c. thereof and inserting in lieu thereof the following as Section 2.c.

c. "Flood plain," "SFHA," or "Special Flood Hazard Area" are synonymous and mean those lands within the jurisdiction of the County that are subject to inundation by the base flood. The SFHAs of the unincorporated areas within the County are generally identified as such on the August 8, 1990 Flood Hazard Boundary Map of the County prepared by the Federal Emergency Management Agency.

SECTION TWO: That Ordinance 93-3 is hereby amended by deleting Section 2.e. thereof and inserting in lieu thereof the following:

e. "Flooding" means that portion of the SFHA required to store and convey the base flood. The floodway for each of the SFHAs of the County shall be according to the best data available to the Illinois State Water Survey Floodplain Information Repository.

SECTION THREE: That Ordinance 93-3 is hereby amended by deleting Section 3 thereof and inserting in lieu thereof the following:

Section 3. Office of Building Official.

- There is hereby created the Office of the Jackson County Building Official, an administrative office of the Jackson County, Illinois, hereinafter the "County". The Administrative Assistant to the Jackson County Board shall be the Jackson County Building Official.

**SECTION FOUR:** That Ordinance 93-3 is hereby amended by deleting the first paragraph of Section 4 thereof and inserting in lieu thereof the following:

The Jackson County Building Official shall be responsible for the general administration and enforcement of this ordinance, including but not limited to the following duties:

**SECTION FIVE:** That Ordinance 93-3 is hereby amended by deleting paragraphs a, b, and c of Section 5 thereof and inserting in lieu thereof as a new paragraph a. of Section 5 the following:

- a. The base flood elevation for each of the SFHAs delineated as an "A Zone" on the Flood Hazard Boundary Map of the County shall be according to the best data available to the Illinois State Water Survey Floodplain Information Repository. When no base flood elevation exists, the base flood elevation shall be the 100 year flood depth calculated according to the formulas presented in Depth & Frequency of Floods in Illinois published by the U.S. Geological Survey, 1976.

**SECTION SIX:** That Ordinance 93-3 is hereby amended by deleting paragraph a of Section 14 thereof and inserting in lieu thereof a new paragraph a as follows:

- a. No increase in the base flood elevation may be permitted unless:
  - (i) the total cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the base flood elevation more than 1.0 foot for the affected hydraulic reach of the stream and will not increase flood damages or potential flood damages;

- (ii) a permit has been issued by the Illinois Department of Transportation, Division of Water Resource as required in Section 14.b.(i); and
- (iii) for all projects involving channel modifications or fill (including levees), the County shall submit sufficient data to the Federal Emergency Management Agency to revise the regulatory flood data.

**SECTION SEVEN:** That Ordinance 93-3 is hereby amended by deleting the word "other" from the first clause of paragraph b. of Section 14.

**SECTION EIGHT:** That Ordinance 93-3 is hereby amended by deleting paragraph (ii) of Section 15 thereof and inserting in lieu thereof a new paragraph (ii) as follows:

- (ii) structural alterations made to an existing building that increase the market value of the building by more than 50%;

**SECTION NINE:** That all remaining Sections and paragraphs of Ordinance 93-3 shall remain in full force and effect and undisturbed by this Ordinance.

**SECTION TEN:** That this Ordinance shall be in full force and effect from and after its passage, approved and publication, as required by law.

APPROVED this 9<sup>th</sup> day of FEBRUARY, 1994, by the Jackson County Board.

  
\_\_\_\_\_  
Chairman, County Board

ATTEST: Robert B. Howell  
County Clerk

ORDINANCE NO. 94-3

AN ORDINANCE TO MAKE A TECHNICAL CORRECTION TO THE  
JACKSON COUNTY-CARBONDALE-MURPHYSBORO ENTERPRISE ZONE

WHEREAS, the Jackson County Board established an Enterprise Zone through Ordinance No. 90-2, pursuant to authority granted it by the Illinois Enterprise Zone Act (The "Act"; P.A. 82-1019), as amended, subject to the approval of the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, an Intergovernmental Agreement was entered into between the County of Jackson, Illinois (hereinafter "County") and the Cities of Carbondale and Murphysboro (hereinafter collectively "Cities"), through which the governments designated certain areas, and any areas subsequently certified from time to time, as an Enterprise Zone pursuant to and in accordance with the Act, subject to certification of the State as in the Act provided, and known as the Jackson County Enterprise Zone; and

WHEREAS, the Jackson County-Carbondale-Murphysboro Enterprise Zone was approved by the Illinois Department of Commerce and Community Affairs, effective March 1, 1990; and

WHEREAS, a request has been made to make a technical correction to the current Enterprise Zone ordinance to adopt language that complies with current state definitions of sales tax and subject to approval by the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, the designating units of government through their designated zone administrator, and pursuant to statute, conducted at least one public hearing within the Enterprise Zone area.

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

SECTION 1. That Ordinance 90-2, the Ordinance Establishing an Enterprise Zone for Jackson County, Illinois, is hereby amended by deleting Section V thereof and inserting in lieu thereof, a new Section V as follows:

SECTION V

Each retailer whose place of business is within the unincorporated areas of Jackson County or the corporate limits of the Cities of Carbondale and Murphysboro and who makes a sale of building materials to be incorporated into real estate located in the Enterprise Zone by remodeling, rehabilitation or new construction, may deduct receipts from such sales that constitute that portion of the Retailers' Occupation Tax which the Illinois Department of

Revenue pays into the Local Government Tax Fund pursuant to 35 ILCS 120/3 plus any receipts from such sales when calculating the tax imposed by any home rule municipality pursuant to 65 ILCS 5/8-11-1 (where applicable); provided, however, that such remodeling, rehabilitation, or new construction is of the nature and scope for which a building permit or certification of eligibility is required and has been obtained. The incentive provided by this Section shall commence the first day of the calendar month following the month in which the Enterprise Zone is designated and certified, and shall continue for the term of the Enterprise Zone.

SECTION 2. That all ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.

SECTION 3. The repeal of any ordinance by this Ordinance shall not affect any rights accrued or liability incurred under said repealed ordinance to the effective date hereof. The provisions of this Ordinance insofar as they are the same or substantially the same as those of any prior ordinance, shall be construed as a continuation of said prior ordinances.

SECTION 4. That it is the intention of the County Board of Jackson County that this Ordinance and every provision thereof shall be considered separable, and the invalidity of any section, clause, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

SECTION 5. That the County Board of Jackson County finds that the subject matter of this Ordinance pertains to government and affairs of Jackson County and is passed pursuant to authorities granted it by State statute and the Illinois Constitution.

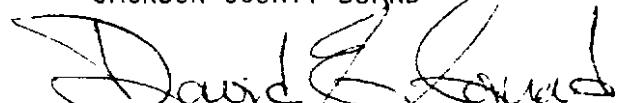
SECTION 6. That this Ordinance shall be known as Ordinance No. 94-3 of Jackson County, Illinois, and shall be in full force and effect from and after its passage, approval, and recording, and after the Illinois Department of Commerce and Community Affairs has approved the application for amendment to the Enterprise Zone in Jackson County, Illinois.

SECTION 7. The Chairman of the Jackson County Board is hereby authorized to execute an amendment to the Intergovernmental Agreement of February 15, 1990, with Cities of Carbondale and Murphysboro to establish jointly an Enterprise Zone within the jurisdiction of the County and Cities.

PASSED this 9<sup>th</sup> day of MARCH, 1994.

APPROVED this 9<sup>th</sup> day of MARCH, 1994.

JACKSON COUNTY BOARD

  
Chairman

ATTESTED:

  
COUNTY CLERK

ORDINANCE NO. 94-4

AN ORDINANCE TO LIMIT INCENTIVES TO THE  
JACKSON COUNTY-CARBONDALE-MURPHYSBORO ENTERPRISE ZONE

WHEREAS, the Jackson County Board established an Enterprise Zone through Ordinance No. 90-2, pursuant to authority granted it by the Illinois Enterprise Zone Act (The "Act"; P.A. 82-1019), as amended, subject to the approval of the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, an Intergovernmental Agreement was entered into between the County of Jackson, Illinois (hereinafter "County") and the Cities of Carbondale and Murphysboro (hereinafter collectively "Cities"), through which the governments designated certain areas, and any areas subsequently certified from time to time, as an Enterprise Zone pursuant to and in accordance with the Act, subject to certification of the State as in the Act provided, and known as the Jackson County Enterprise Zone; and

WHEREAS, the Jackson County-Carbondale-Murphysboro Enterprise Zone was approved by the Illinois Department of Commerce and Community Affairs, effective March 1, 1990; and

WHEREAS, a request has been made to define the term "commercial" as used in this ordinance which may limit tax incentives or benefits, pursuant to authority of the Act, and subject to the approval by the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, the designating units of government through their designated zone administrator, and pursuant to statute, conducted at least one public hearing within the Enterprise Zone area.

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

SECTION 1. That Ordinance 90-2, the Ordinance Establishing an Enterprise Zone for Jackson County, Illinois, is hereby amended by deleting Section VI (b) thereof and inserting in lieu thereof, a new Section VI (b) as follows:

Section VI (b)

b) Such abatement shall be allowed for commercial, industrial or manufacturing property and for such residential property improved through the urban homestead program, located within the zone area. Commercial means the buying and selling of goods and/or services, but does not include the rental or leasing of structures primarily for residential use on a permanent or non-transient basis. Hotels, motels and inns shall be considered commercial for purposes of this Section;

SECTION 2. That all ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.

SECTION 3. The repeal of any ordinance by this Ordinance shall not affect any rights accrued or liability incurred under said repealed ordinance to the effective date hereof. The provisions of this Ordinance insofar as they are the same or substantially the same as those of any prior ordinance, shall be construed as a continuation of said prior ordinances.

SECTION 4. That it is the intention of the County Board of Jackson County that this Ordinance and every provision thereof shall be considered separable, and the invalidity of any section, clause, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

SECTION 5. That the County Board of Jackson County finds that the subject matter of this Ordinance pertains to government and affairs of Jackson County and is passed pursuant to authorities granted it by State statute and the Illinois Constitution.

SECTION 6. That this Ordinance shall be known as Ordinance No. 94-4 of Jackson County, Illinois, and shall be in full force and effect from and after its passage, approval, and recording, and after the Illinois Department of Commerce and Community Affairs has approved the application for amendment to the Enterprise Zone in Jackson County, Illinois.

SECTION 7. The Chairman of the Jackson County Board is hereby authorized to execute an amendment to the Intergovernmental Agreement of February 15, 1990, with Cities of Carbondale and Murphysboro to establish jointly an Enterprise Zone within the jurisdiction of the County and Cities.

PASSED this 9<sup>th</sup> day of MARCH, 1994.

APPROVED this 9<sup>th</sup> day of MARCH, 1994.

JACKSON COUNTY BOARD

  
CHAIRMAN

ATTESTED:

Robert D. Russell  
COUNTY CLERK

# ORDINANCE 94 - 5

## AN ORDINANCE RELATING TO NOXIOUS WEEDS

WHEREAS, by Resolution approved and dated November 10, 1965, the Board of Supervisors of the County of Jackson, Illinois established a Weed Control Department; and

WHEREAS, for nearly thirty years the County Weed Commissioner has operated pursuant to such Resolution; and

WHEREAS, the County Board of the County of Jackson, Illinois, has determined that it no longer desires to have a Weed Control Department; and

WHEREAS, the County Board believes that it is in the best interest of the citizens of the County of Jackson, Illinois, to authorize the Jackson County Extension Service to act on behalf of the County of Jackson, Illinois, in the control and eradication of noxious weeds.

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

SECTION ONE: The Resolution approved and dated November 10, 1965, pertaining to a County Weed Control Department is hereby repealed and declared to be null, void, and of no effect.

SECTION TWO: It shall be unlawful for the owner or occupier of any land within the County of Jackson, Illinois, to allow the existence of or spread of any noxious weed on such land owned or occupied by him or her.

SECTION THREE: The Jackson County Extension Service, or any successor agency, is hereby authorized by the County of Jackson, Illinois, to act on its behalf in controlling and eradicating any noxious weeds within the County. The duties of the Jackson County Extension Service shall be as follows:

- A. Providing current information on regulations concerning noxious weeds;
- B. Serving as liaison with the Illinois Department of Agriculture and providing training for pesticide certifications as necessary;
- C. Providing public information on a continuing basis on noxious weed control through direct mail, newsletters, public meetings and the media.
- D. Serving as a referral agency for public inquiries

about the noxious weed control program;

E. Providing a location at which complaints regarding noxious weeds can be filed; and

F. Providing all necessary, reasonable, and proper materials to effectuate the control of noxious weeds.

**SECTION FOUR:** All complaints regarding the presence of noxious weeds in the County of Jackson, Illinois, shall be presented to the Director of Jackson County Extension Service, who shall make reasonable efforts with the owner or occupier of land upon which the noxious weeds are located for the eradication of such weeds. Should such efforts be unsuccessful, the Director shall inform the Jackson County Extension Service Council which shall then make reasonable efforts to obtain compliance with this Ordinance by the owner or occupier of land upon which noxious weeds are located. Should the efforts of the Council be unsuccessful, the Council shall notify the Jackson County State's Attorney.

**SECTION FIVE:** The Jackson County State's Attorney is hereby authorized to commence any legal action he/she deems necessary and proper to control and eradicate noxious weeds within the County of Jackson, Illinois. The Jackson County Extension Service shall cooperate with the State's Attorney in any action taken by the State's Attorney.

**SECTION SIX:** Any person who is found by a court to have violated Section Two of this Ordinance may be fined by the court in an amount not to exceed Five Hundred Dollars (\$500.00). The court may also enter an order mandating the eradication by such person of any and all noxious weeds existing on such person's land.

**SECTION SEVEN:** Each section of this Ordinance shall be considered separable. The invalidity of any Section of this Ordinance shall not affect any other Section not declared invalid.

**SECTION EIGHT:** This Ordinance shall in full force and effect ten days following its adoption and publication in pamphlet form.

ADOPTED this 11th day of MAY, 1994, at a regular meeting of the County Board of the County of Jackson, Illinois.

  
Chairman

ATTEST: Robert S. Knapp  
County Clerk

ORDINANCE 94-6

An ordinance providing for and approving the transfer of the cable television franchise in the County of Jackson (the "County") granted pursuant to Ordinance No. 91-10, dated November 13, 1991, (the "Franchise Ordinance"); amending the Franchise Ordinance in certain respects; providing for severability; and providing the effective date.

WHEREAS, by the Franchise Ordinance, the County has granted to Galaxy Cablevision, L.P., the right, among other things, to operate a cable television facility within the municipal boundaries of the County; and

WHEREAS, Galaxy Cablevision, L.P. has requested that the County approve the proposed transfer of the Franchise Ordinance by Galaxy Cablevision, L.P. to Galaxy TeleCom, Inc., a Delaware corporation, and/or its permitted assigns (as may be later provided by Galaxy TeleCom, Inc. on a addendum to be labelled Exhibit 1); and the County is willing to consent to such transfer.

NOW, THEREFORE, BE IT ORDAINED BY THE FRANCHISING AUTHORITY OF THE COUNTY:

Section 1. Transfer of Franchise Ordinance. Pursuant to the Franchise Ordinance, consent and approval is hereby granted by the County for the transfer of the Franchise Ordinance from Galaxy Cablevision, L.P. to Galaxy TeleCom, Inc., or any controlled, affiliated or related corporation managed by the Galaxy companies or their principals to which the Ordinance may ultimately be assigned. The Chairman of the County Board is hereby authorized to execute all instruments, documents and agreements in the name of and on behalf of the County which are necessary or desirable in connection with the sale from Galaxy Cablevision, L.P. to Galaxy TeleCom, Inc. of the cable television facilities serving the County, including, without limitation, the Consent to Assignment attached hereto as Annex 1.

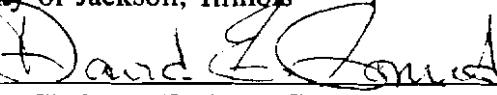
Section 2. Ordinance Affirmed. All terms and provisions of the Franchise Ordinance shall continue in full force and effect, until November 13, 2006.

Section 3. Effective Date. This Ordinance shall be effective upon the closing of the sale from Galaxy Cablevision, L.P. to Galaxy TeleCom, Inc. of the cable television facilities serving the County. Upon or after such closing, Galaxy TeleCom, Inc., shall notify the County of the name of the entity to whom the Ordinance is assigned.

Section 4. Inconsistency. In the event any of the terms and provisions of any other ordinance or regulation of the County are inconsistent with the terms and provisions of this Ordinance, the terms and provision of Ordinance 91-1 shall govern and control.

Signed on this the 13<sup>th</sup> day of JULY, 1994.

County of Jackson, Illinois

By:   
Chairman/Jackson County Board

ATTEST:

Robert B. Jones

County Clerk & Recorder

Annex 1

**CONSENT TO ASSIGNMENT**

The undersigned hereby consents to the attached Assignment from GALAXY CABLEVISION, L.P., a Delaware Limited Partnership ("Assignor") to GALAXY TELECOM, INC., a Delaware corporation, or its assigns (as may be later provided by Galaxy TeleCom, Inc. on an addendum to be labelled Exhibit 1) ("Assignee"), of the cable television franchise of the County of Jackson, Illinois, represented by Ordinance No. 91-10 dated November 13, 1991, in the manner and form of the Assignment hereunto attached.

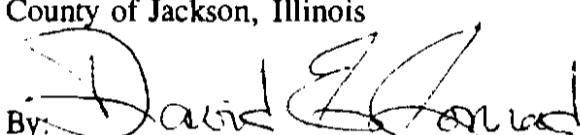
The undersigned hereby certifies that said cable television franchise is valid and binding and in full force and effect, and that the Assignor is the present franchisee thereunder and is in full compliance with said franchise, without default thereunder, and that there are not impediments to future renewals.

This consent shall be effective on the date of the closing of the sale of said cable television system to the above-named Assignee.

Dated JULY 13, 1994.

County of Jackson, Illinois

By:

  
Chairman/Jackson County Board

ATTEST:

Robert B. Wessell  
County Clerk & Recorder

AN ORDINANCE FOR THE ESTABLISHMENT  
OF AN ALTERED SPEED ZONE

IT IS HEREBY DECLARED by the Board of Jackson County, Illinois, that the basic statutory vehicular speed limits established by Section 11-601 of the Illinois Vehicle Code are less than that considered reasonable and proper on the highway listed below for which Jackson County has maintenance responsibility and which is not under the jurisdiction of the Department of Transportation, State of Illinois.

BE IT FURTHER DECLARED that this Board has caused to be made an engineering and traffic investigation upon highway listed below; and,

BE IT FURTHER DECLARED that, by virtue of Section 11-604 of the above Code and subject to approval by the Department, this Board determines and declares that reasonable and proper absolute maximum speed limit upon a portion of C.H. 5 (Town Creek Road) as listed below shall be 45 m.p.h.

A 45 miles per hour speed limit beginning at Jackson Avenue south to a point at the intersection of Hickory Ridge Rd. for a total distance of 1.9 mile.

BE IT FURTHER DECLARED that, by virtue of Section 11-604 of the above code, the Department is hereby requested to review the supporting data and findings of the engineering and traffic investigation submitted and filed in duplicate for each proposed speed zone of said highway described herein.

BE IT FURTHER DECLARED that when this Board is advised that the Department has approved the proposed maximum speed limits for the zones of said highway described herein, signs giving notice thereof shall be erected in conformance with the standards and specifications contained in the Illinois Manual of Uniform Traffic Control Devices for Streets and Highways.

BE IT FURTHER DECLARED that this ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limits.

\*\*\*

I, Robert B. Harrell, County Clerk in and for Jackson County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect, and complete copy of an ordinance adopted by the Board of Jackson County at its regular meeting held at Murphysboro on \_\_\_\_\_, 19\_\_\_\_.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Robert B. Harrell, County Clerk

S E A L

**AN ORDINANCE FOR THE ESTABLISHMENT  
OF AN ALTERED SPEED ZONE**

**IT IS HEREBY DECLARED** by the Board of Jackson County, Illinois, that the basic statutory vehicular speed limits established by Section 11-601 of the Illinois Vehicle Code are less than that considered reasonable and proper on the highway listed below for which DeSoto Township has maintenance responsibility and which is not under the jurisdiction of the Department of Transportation, State of Illinois.

**BE IT FURTHER DECLARED** that this Board has caused to be made an engineering and traffic investigation upon highway listed below; and,

**BE IT FURTHER DECLARED** that, by virtue of Section 11-604 of the above Code and subject to approval by the Department, this Board determines and declares that reasonable and proper absolute maximum speed limit upon a portion of C.H. 12 (Giant City Road) as listed below shall be 50 m.p.h.

A 50 miles per hour speed limit beginning at No Name Road south to the intersection of Boskeydell Road for a total distance of 1 mile.

**BE IT FURTHER DECLARED** that, by virtue of Section 11-604 of the above code, the Department is hereby requested to review the supporting data and findings of the engineering and traffic investigation submitted and filed in duplicate for each proposed speed zone of said highway described herein.

**BE IT FURTHER DECLARED** that when this Board is advised that the Department has approved the proposed maximum speed limits for the zones of said highway described herein, signs giving notice thereof shall be erected in conformance with the standards and specifications contained in the Illinois Manual of Uniform Traffic Control Devices for Streets and Highways.

**BE IT FURTHER DECLARED** that this ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limits.

\*\*\*

I, Robert B. Harrell, County Clerk in and for Jackson County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect, and complete copy of an ordinance adopted by the Board of Jackson County at its regular meeting held at Murphysboro on 16 A/V 94, 1994.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and affixed the seal of said County this 10 day of Aug, 1994.

Robert B. Harrell  
Robert B. Harrell, County Clerk

**S E A L**

ORDINANCE NO. 94-9

AN ORDINANCE TO ADD TERRITORY TO THE  
JACKSON COUNTY-CARBONDALE-MURPHYSBORO ENTERPRISE ZONE

WHEREAS, the Jackson County Board established an Enterprise Zone through Ordinance No. 90-2, pursuant to authority granted it by the Illinois Enterprise Zone Act (The "Act"; P.A. 82-1019), as amended, subject to the approval of the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, an Intergovernmental Agreement was entered into between the County of Jackson, Illinois (hereinafter "County") and the Cities of Carbondale and Murphysboro (hereinafter collectively "Cities"), through which the governments designated certain areas, and any areas subsequently certified from time to time, as an Enterprise Zone pursuant to and in accordance with the Act, subject to certification of the State as in the Act provided, and known as the Jackson County Enterprise Zone; and

WHEREAS, the Jackson County-Carbondale-Murphysboro Enterprise Zone was approved by the Illinois Department of Commerce and Community Affairs, effective March 1, 1990; and

WHEREAS, a request has been made to add territory to the current Enterprise Zone area through the addition of certain parcels of property, pursuant to authority of the Act, and subject to approval by the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, the designating units of government through their designated zone administrator, and pursuant to statute, conducted at least one public hearing within the Enterprise Zone area.

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

SECTION 1. That Ordinance 90-2, the Ordinance Establishing an Enterprise Zone for Jackson County, Illinois, is hereby amended by deleting Section III thereof and inserting in lieu thereof, a new Section III as follows:

Section III

As established by the units of government and approved by the Illinois Department of Commerce and Community Affairs, the area of the Enterprise Zone shall be as described in Exhibits A, A-1, A-2, A-3, A-4, and A-5 and as outlined in the maps in Exhibits B, B-1, B-2, B-3, B-4, and B-5 which exhibits are attached to this Ordinance and made a part hereof.

SECTION 2. That all ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.

SECTION 3. The repeal of any ordinance by this Ordinance shall not affect any rights accrued or liability incurred under said repealed ordinance to the effective date hereof. The provisions of this Ordinance insofar as they are the same or substantially the same as those of any prior ordinance, shall be construed as a continuation of said prior ordinances.

SECTION 4. That it is the intention of the County Board of Jackson County that this Ordinance and every provision thereof shall be considered separable, and the invalidity of any section, clause, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

SECTION 5. That the County Board of Jackson County finds that the subject matter of this Ordinance pertains to government and affairs of Jackson County and is passed pursuant to authorities granted it by State statute and the Illinois Constitution.

SECTION 6. That this Ordinance shall be known as Ordinance No. \_\_\_\_\_ of Jackson County, Illinois, and shall be in full force and effect from and after its passage, approval, and recording, and after the Illinois Department of Commerce and Community Affairs has approved the application for amendment to the Enterprise Zone in Jackson County, Illinois.

PASSED this \_\_\_\_\_ day of \_\_\_\_\_, 1994.

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 1994.

JACKSON COUNTY BOARD

\_\_\_\_\_  
CHAIRMAN

ATTESTED:

COUNTY CLERK \_\_\_\_\_

INTERGOVERNMENTAL COOPERATION AGREEMENT  
SOIL AND WATER CONSERVATION SPECIAL SERVICE AREA  
JACKSON COUNTY, ILLINOIS

The agreement is made between the County of Jackson, through its County Board (hereinafter referred to as the County) and the Jackson County Soil and Water Conservation District (hereinafter referred to as the District). The authorities for the agreement are Article VII, Section 10 of the Illinois Constitution and 5 ILCS 220/1 et. seq., The Intergovernmental Cooperation Agreement Act.

**WHEREAS**, the County is authorized by 35 ILCS 200/27-5 et. seq., to create a special service area and tax levy within that area so formed for the reason that special services are or will be provided to the affected property holders within the special service area.

**WHEREAS**, it is anticipated that a special service area will be created. Further, the parties desire enter into this present agreement, contingent upon the full passage and creation of the special service area.

**WHEREAS**, the governing bodies of this agreement have agreed that the District shall perform the functions of the special service area for the County.

**WHEREAS**, the County agrees to levy and collect a real estate tax in accordance with the adopted County Ordinance.

**THEREFORE**, in consideration of the mutual promises contained herein, the parties agree as follows:

1. The County contracts with the District to perform the obligations of the Jackson County Soil and Water Conservation Special Service Area; which are in general conservation services that are not currently being provided in the special service area such as, by not limited to, education, computer information data, guidance and advice to local officials on natural resources issues, assistance in development of erosion control plans, and technical assistance.

2. The County shall not be required to perform any services within the special service area, except as delineated below.

3. That in consideration of the District's performance of the services in the special service area, the County agrees to levy and collect a real estate tax. The County agrees to pay to the District all monies collected by the levy, including interest accruing to those sums, in accordance with the revenue laws of this State and the creation Ordinance.

1

FILED  
NOV 17 1994

*Robert B. Hassell*  
COUNTY CLERK  
JACKSON COUNTY CLERK'S OFFICE

100-0000

4. The District shall submit an annual report to the County by September 1 of each year. The report shall contain a description of the accomplishments of the special service area for the preceding year, along with a proposed plan for the following year, and an annual budget for the following year.

5. The County shall levy and collect, in accordance with applicable State law, only that amount of tax as requested in the District's annual report, subject to the maximum authorized mill rate and any conditions stated in the creation Ordinance.

6. The District shall submit its annual report to the Jackson County Land Use and Economic Development Committee, which shall be deemed henceforth as the oversight committee of the proposed special service area.

7. The District shall maintain suitable liability insurance for the services it provides within the special service area. The District shall also hold the County harmless, or otherwise indemnify the County, against any loss or liability that may occur in the special service area as a result of the District's fault.

8. This agreement shall be terminated by either party upon at least one year's advance notice to either party.

9. This agreement may be amended only by written consent of the parties.

10. Each party to this agreement shall pass a valid resolution authorizing the execution of this present agreement.

11. This agreement shall be deemed the full and complete agreement between the parties.

---

IN WITNESS THEREOF, THE PARTIES HAVE HERETO SET THEIR SIGNATURES THIS

9TH DAY OF Nov., 1994.

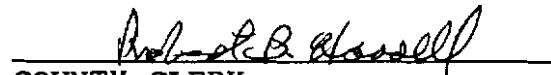
JACKSON COUNTY BOARD:

  
\_\_\_\_\_  
BY ITS CHAIRMAN

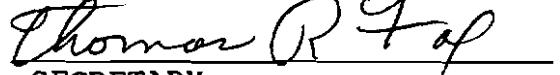
SOIL AND WATER CONSERVATION DISTRICT:

  
\_\_\_\_\_  
BY ITS CHAIRMAN

ATTEST:

  
\_\_\_\_\_  
COUNTY CLERK

ATTEST:

  
\_\_\_\_\_  
SECRETARY

**AMENDED ORDINANCE #94-7 FOR THE EST  
OF AN ALTERED SPEED ZONE**

*94-10*

**IT IS HEREBY DECLARED** by the Board of Jackson County, Illinois, that the basic statutory vehicular speed limits established by Section 11-601 of the Illinois Vehicle Code are less than that considered reasonable and proper on the highway listed below for which Jackson County has maintenance responsibility and which is not under the jurisdiction of the Department of Transportation, State of Illinois.

**BE IT FURTHER DECLARED** that this Board has caused to be made an engineering and traffic investigation upon highway listed below; and,

**BE IT FURTHER DECLARED** that, by virtue of Section 11-604 of the above Code and subject to approval by the Department, this Board determines and declares that reasonable and proper absolute maximum speed limit upon a portion of C.H. 5 (Town Creek Road) as listed below shall be 45 m.p.h.

**A 50 miles per hour speed limit** (amended from 45 mph) beginning at Jackson Avenue south to a point at the intersection of Hickory Ridge Rd. for a total distance of 1.9 mile.

**BE IT FURTHER DECLARED** that, by virtue of Section 11-604 of the above code, the Department is hereby requested to review the supporting data and findings of the engineering and traffic investigation submitted and filed in duplicate for each proposed speed zone of said highway described herein.

**BE IT FURTHER DECLARED** that when this Board is advised that the Department has approved the proposed maximum speed limits for the zones of said highway described herein, signs giving notice thereof shall be erected in conformance with the standards and specifications contained in the Illinois Manual of Uniform Traffic Control Devices for Streets and Highways.

**BE IT FURTHER DECLARED** that this ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limits.

\*\*\*

I, Robert B. Harrell, County Clerk in and for Jackson County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect, and complete copy of an ordinance adopted by the Board of Jackson County at its regular meeting held at Murphysboro on 14 SEP, 1994.

**IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County this 15 day of SEP, 1994.**

*Robert B. Harrell*  
Robert B. Harrell, County Clerk

**S E A L**

**AN ORDINANCE FOR THE ESTABLISHMENT  
OF AN ALTERED SPEED ZONE**

**Q4-11**

**IT IS HEREBY DECLARED** by the Board of Jackson County, Illinois, that the basic statutory vehicular speed limits established by Section 11-601 of the Illinois Vehicle Code are less than that considered reasonable and proper on the highway listed below for which Jackson County has maintenance responsibility and which is not under the jurisdiction of the Department of Transportation, State of Illinois.

**BE IT FURTHER DECLARED** that this Board has caused to be made an engineering and traffic investigation upon highway listed below; and,

**BE IT FURTHER DECLARED** that, by virtue of Section 11-604 of the above Code and subject to approval by the Department, this Board determines and declares that reasonable and proper absolute maximum speed limit upon a portion of T.R. 272 (Country Club Rd) as listed below shall be 45 m.p.h.

**A 45 miles per hour speed limit beginning at Illinois Route 13 south to a point at the intersection of FAS 1913 (Old Highway 13) for a total distance of 2.0 mile.**

**BE IT FURTHER DECLARED** that, by virtue of Section 11-604 of the above code, the Department is hereby requested to review the supporting data and findings of the engineering and traffic investigation submitted and filed in duplicate for each proposed speed zone of said highway described herein.

**BE IT FURTHER DECLARED** that when this Board is advised that the Department has approved the proposed maximum speed limits for the zones of said highway described herein, signs giving notice thereof shall be erected in conformance with the standards and specifications contained in the Illinois Manual of Uniform Traffic Control Devices for Streets and Highways.

**BE IT FURTHER DECLARED** that this ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limits.

\*\*\*

I, Robert B. Harrell, County Clerk in and for Jackson County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect, and complete copy of an ordinance adopted by the Board of Jackson County at its regular meeting held at Murphysboro on 14 SEP 1994.

**IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County this 15 day of SEP, 1994.**

*Robert B. Harrell*  
Robert B. Harrell, County Clerk

**S E A L**

ORDINANCE NO. 94 - 12ORDINANCE CREATING A SPECIAL SERVICE AREA IN  
JACKSON COUNTY, ILLINOIS

WHEREAS, the County of Jackson, Illinois, through its county board, has accepted an application from the Jackson County Soil and Water Conservation District to create a special service area in certain areas of Jackson County.

WHEREAS, the county is authorized, in accordance with 35 ILCS 200/27-5 et. seq., to create a special service area for the purpose of providing special services to the county.

WHEREAS, the county is also authorized, in accordance with section 27-75, to levy a property tax for the purpose of providing and paying for those special services within the special service area.

WHEREAS, the proposed special services are unique and in addition to those services already being provided to the special service area.

WHEREAS, the County of Jackson deems the creation of the special service area and those services to be provided within it to be in the best interest of the citizens of the special service area. The preservation of, education on, and technical assistance for soil and water conservation is vital to the needs of the citizens. The County of Jackson also feels these special services are consistent with good stewardship of our natural resources, and the creation of the special service area is intended to be a policy statement toward that aim.

WHEREAS, it is desired that the Jackson County Soil and Water Conservation District be responsible for all the special services implemented and provided within the special service area.

WHEREAS, it is also desired that because these special services are proposed to be implemented and provided by another unit of local government, an intergovernmental cooperation agreement should be executed.

WHEREAS, pursuant to requirement certain communities within Jackson County have expressly authorized the creation of the special service area within their jurisdictions and to be part of the special service area. These communities are: Ava, Campbell Hill, Dowell, Elkville, Gorham, Grand Tower and Makanda.

WHEREAS, it is intended that the name of the special service area be the Jackson County Soil and Water Conservation Special Service Area.

ORDINANCE NO. 94 - 12ORDINANCE CREATING A SPECIAL SERVICE AREA IN  
JACKSON COUNTY, ILLINOIS

WHEREAS, the County of Jackson, Illinois, through its county board, has accepted an application from the Jackson County Soil and Water Conservation District to create a special service area in certain areas of Jackson County.

WHEREAS, the county is authorized, in accordance with 35 ILCS 200/27-5 et. seq., to create a special service area for the purpose of providing special services to the county.

WHEREAS, the county is also authorized, in accordance with section 27-75, to levy a property tax for the purpose of providing and paying for those special services within the special service area.

WHEREAS, the proposed special services are unique and in addition to those services already being provided to the special service area.

WHEREAS, the County of Jackson deems the creation of the special service area and those services to be provided within it to be in the best interest of the citizens of the special service area. The preservation of, education on, and technical assistance for soil and water conservation is vital to the needs of the citizens. The County of Jackson also feels these special services are consistent with good stewardship of our natural resources, and the creation of the special service area is intended to be a policy statement toward that aim.

WHEREAS, it is desired that the Jackson County Soil and Water Conservation District be responsible for all the special services implemented and provided within the special service area.

WHEREAS, it is also desired that because these special services are proposed to be implemented and provided by another unit of local government, an intergovernmental cooperation agreement should be executed.

WHEREAS, pursuant to requirement certain communities within Jackson County have expressly authorized the creation of the special service area within their jurisdictions and to be part of the special service area. These communities are: Ava, Campbell Hill, Dowell, Elkhorn, Gorham, Grand Tower and Makanda.

WHEREAS, it is intended that the name of the special service area be the Jackson County Soil and Water Conservation Special Service Area.

## INTERGOVERNMENTAL COOPERATION AGREEMENT

## SOIL AND WATER CONSERVATION SPECIAL SERVICE AREA

## JACKSON COUNTY, ILLINOIS

The agreement is made between the County of Jackson, through its County Board (hereinafter referred to as the County) and the Jackson County Soil and Water Conservation District (hereinafter referred to as the District). The authorities for the agreement are Article VII, Section 10 of the Illinois Constitution and 5 ILCS 220/1 et. seq., The Intergovernmental Cooperation Agreement Act.

WHEREAS, the County is authorized by 35 ILCS 200/27-5 et. seq., to create a special service area and tax levy within that area so formed for the reason that special services are or will be provided to the affected property holders within the special service area.

WHEREAS, it is anticipated that a special service area will be created. Further, the parties desire enter into this present agreement, contingent upon the full passage and creation of the special service area.

WHEREAS, the governing bodies of this agreement have agreed that the District shall perform the functions of the special service area for the County.

WHEREAS, the County agrees to levy and collect a real estate tax in accordance with the adopted County Ordinance.

THEREFORE, in consideration of the mutual promises contained herein, the parties agree as follows:

1. The County contracts with the District to perform the obligations of the Jackson County Soil and Water Conservation Special Service Area; which are in general conservation services that are not currently being provided in the special service area such as, by not limited to, education, computer information data, guidance and advice to local officials on natural resources issues, assistance in development of erosion control plans, and technical assistance.

2. The County shall not be required to perform any services within the special service area, except as delineated below.

3. That in consideration of the District's performance of the services in the special service area, the County agrees to levy and collect a real estate tax. The County agrees to pay to the District all monies collected by the levy, including interest accruing to those sums, in accordance with the revenue laws of this State and the creation Ordinance.

1

FILED  
NOV 17 1994

Robert B. Russell  
COUNTY CLERK  
JACKSON COUNTY CLERK'S OFFICE

STATE OF ILLINOIS  
JACKSON COUNTY  
RECORD

95 JAN 12 PM 1:36

Recorder

Deane J. Carlton

4. The District shall submit an annual report to the County by September 1 of each year. The report shall contain a description of the accomplishments of the special service area for the preceding year, along with a proposed plan for the following year, and an annual budget for the following year.

5. The County shall levy and collect, in accordance with applicable State law, only that amount of tax as requested in the District's annual report, subject to the maximum authorized mill rate and any conditions stated in the creation Ordinance.

6. The District shall submit its annual report to the Jackson County Land Use and Economic Development Committee, which shall be deemed henceforth as the oversight committee of the proposed special service area.

7. The District shall maintain suitable liability insurance for the services it provides within the special service area. The District shall also hold the County harmless, or otherwise indemnify the County, against any loss or liability that may occur in the special service area as a result of the District's fault.

8. This agreement shall be terminated by either party upon at least one year's advance notice to either party.

9. This agreement may be amended only by written consent of the parties.

10. Each party to this agreement shall pass a valid resolution authorizing the execution of this present agreement.

11. This agreement shall be deemed the full and complete agreement between the parties.

---

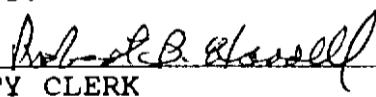
IN WITNESS THEREOF, THE PARTIES HAVE HERETO SET THEIR SIGNATURES THIS

9TH DAY OF Nov., 1994.

JACKSON COUNTY BOARD:

  
BY ITS CHAIRMAN

ATTEST:

  
COUNTY CLERK

SOIL AND WATER CONSERVATION DISTRICT:

  
BY ITS CHAIRMAN

ATTEST:

  
SECRETARY

E. Reviewing and assisting in development of plans to control erosion during and after construction of highways, subdivisions, shopping centers and other commercial improvements.

7. There shall be an intergovernmental cooperation agreement entered into between the Jackson County Board and the Soil and Water Conservation District that shall detail the specifics pertaining to the special service area and the rights and obligations of each party. By adopting this present Ordinance, authorization is given to the Chairman of the Jackson County Board to enter into and execute the intergovernmental cooperation agreement.

8. The Jackson County Board shall specify the details as to the amount of the taxes to be levied each year necessary to provide the special service area (up to the above authorized maximums), provision for payment of the implementation costs for the special service area, and other details between the parties.

9. In accordance with the Special Services Area Tax Law, 35 ILCS 200/27-5 et. seq., a public hearing and all commensurate requirements of the Act shall be complied with before this Ordinance becomes effective. The present Ordinance shall be effective once the public hearing has occurred and a copy of the Ordinance and attached map have been filed with the Jackson County Clerk.

10. A public hearing shall be conducted on the proposal to establish the special service area and accompanying tax levy on December 15, 1994, at 1:00 p.m. The location is to be determined subject to the condition that it be a place of suitable accommodation and accessible to all members of the general public.

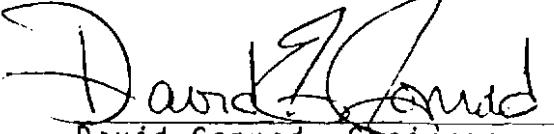
11. The Jackson County Treasurer is authorized to withdraw such sums from the county general fund necessary to mail out all notices required under the Act and securing a suitable hearing site.

12. Subject to the final effectiveness of the present Ordinance, there shall henceforth be created in the County Treasurer's office a fund to be known as the "Soil and Water Conservation Special Service Area Fund" which is to be utilized for the deposit and transfer of all funds received from the tax levy.

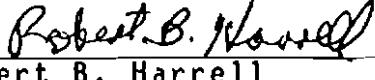
13. After the public hearing this Ordinance with the attached map and the intergovernmental cooperation agreement shall be filed on record at the Jackson County Clerk's office.

BE IT SO ORDAINED, ADOPTED, AND ENTERED THIS 9TH DAY  
OF NOV, 1994.

JACKSON COUNTY BOARD:  
BY ITS CHAIRMAN

  
\_\_\_\_\_  
David Conrad, Chairman

ATTEST:

  
\_\_\_\_\_  
Robert B. Harrell  
Jackson County Clerk

FOR DETAILED MAP SEE PC2 SLOT 47.

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 \$292,996 is levied pursuant to 405 ILCS 20/4 - 5, 6, for the operation of the Community Mental Health (708) Board;

11. The sum of \$290,000 is levied pursuant to 605 ILCS 5/5 - 601, for the County Highway purposes;

12. The sum of \$145,000 is levied pursuant to 605 ILCS 5/5 - 603, for Federal Aid Matching;

13. The sum of \$145,000 is levied pursuant to 605 ILCS 5/5 - 602, for the County Bridge Funds;

14. The sum of \$833,395 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;

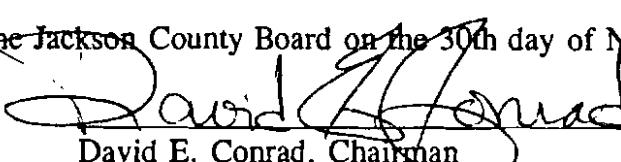
16. The sum of \$93,975 is levied pursuant to 505 ILCS 45/8, for support of the Jackson county Cooperative Extension Service.

17. The sum of \$200,000 is levied pursuant to 55 ILCS 5/5-1012, for the purpose of debt service payments on an indebtedness owed by the county on general obligation bonds issued for the purpose of river levee improvements.

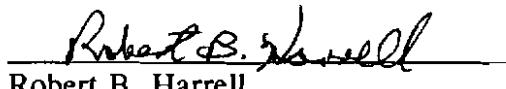
18. The sum of \$35,225 is levied pursuant to 35 ILCS 200/27-75, for the purpose of providing services in the Jackson County Soil and Water Conservation Special Service Area.

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, 1994.

  
\_\_\_\_\_  
David E. Conrad, Chairman  
Jackson County Board

ATTEST:

  
\_\_\_\_\_  
Robert B. Harrell  
Jackson County Clerk & Recorder

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

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, 1994 and ending November 30, 1995;

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD, THAT THE SUM OF \$5,053,568 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 \$770,845 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 \$150,000 is levied pursuant to 745 ILCS 10/9 - 107, for costs of tort liability protection;
4. The sum of \$240,000 is levied pursuant to 745 ILCS 10/9 - 107, for costs of insurance contracts for worker's compensation;
5. The sum of \$25,000 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 \$600,000 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 \$450,000 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 \$265,000 is levied pursuant to 55 ILCS 5/5 - 25003, for Public Health purposes;