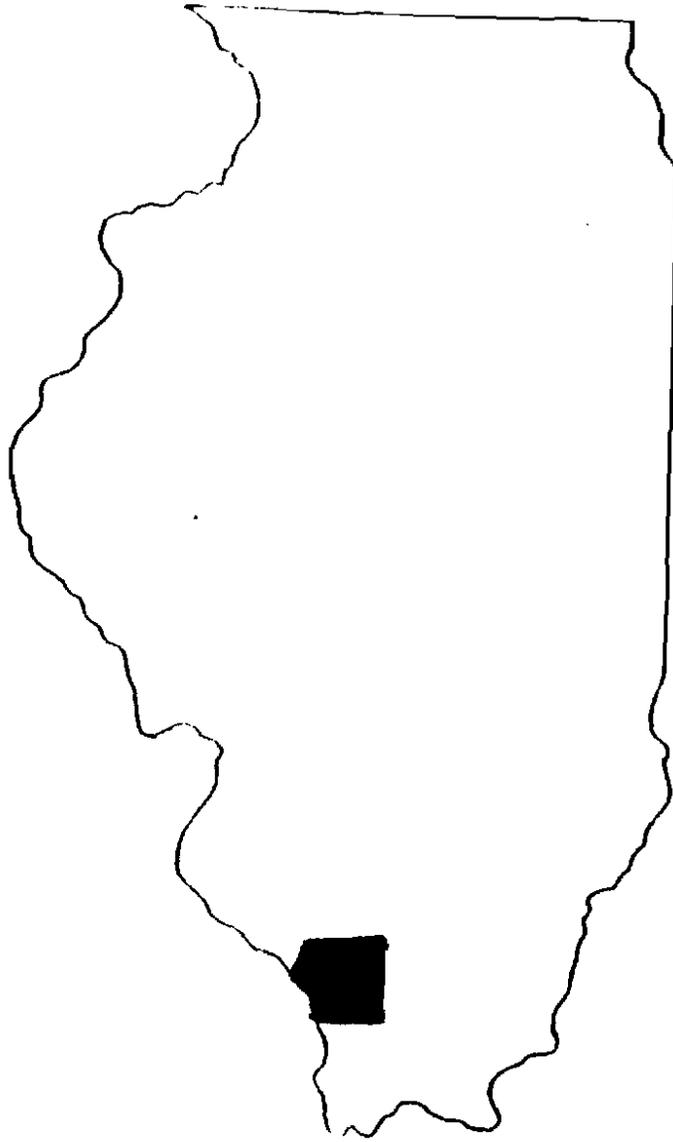


90-1

JACKSON COUNTY
BED AND BREAKFAST
ORDINANCE



ARTICLE I

Section 1. CONSTRUCTION

This Ordinance shall be liberally construed to the end that the health, safety, and welfare of the people of Jackson County, Illinois, and those people using the services of Bed and Breakfast Establishments, as that term is herein defined, may be protected.

Section 2. DEFINITIONS

Unless the context otherwise requires, the following words and phrases as used in this Chapter shall be construed according to the definitions set forth below:

- A. "Bed & Breakfast Establishments" - shall mean an operator occupied residence providing accommodations for a charge to the public with no more than five (5) guest rooms for rent. Breakfast shall be provided to the guests only. Bed and Breakfast Establishments shall not include motels, hotels, boarding houses, or food service establishments.
- B. "Operator" - shall mean the owner of the bed and breakfast establishment, or the owner's agent, who is required by this Ordinance to reside in the bed and breakfast establishment, or on contiguous property.
- C. "Guest Room" - shall mean a sleeping room intended to serve no more than two (2) transient guests per night.
- D. "Licensee" - means any person licensed to operate and maintain a bed and breakfast establishment under the provisions of this Ordinance.
- E. "Person" - means any individual, firm, trust, partnership association, corporation, or combination of individuals acting for a common purpose.
- F. "Health Department" - The Health Department of the County of Jackson, which is to administer the business of the Jackson County Board of Health.

- G. Alcoholic Liquor. Includes alcohol, spirits, wine and beer and every liquid or solid, patented or not, containing more than one-half of one percent of alcohol by volume, and capable of being consumed as a beverage by a human being.
- H. Change In Interest or Ownership. The phrase change in interest or ownership means:
- (1) a change in the form of ownership from an individual or partnership to a corporation, or from a partnership to an individual;
 - (2) a change from an individual to a partnership such as the addition or deletion of any partner; or
 - (3) the transfer of over five percent (5%) of the stock in a corporation, except for a corporation listed on a national stock exchange in which event the transfer of a controlling interest, or over twenty-five (25%) of the stock thereof.
- I. Breakfast - shall mean the daily meal served between 6:00 a.m. and 10:30 a.m.

Section 3. Applicability of State Law.

All provisions of the "Bed and Breakfast Act," approved and effective September 14, 1987, (Ill. Rev. Stat., 1987, Ch. 71, Sec. 101 et seq.) and as it shall be amended in the future are hereby incorporated and made a part of this ordinance insofar as the provisions of such state law pertain to this county. In the event of a conflict between state law and any provision of this Ordinance, the state law shall govern.

Section 4. Severability

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance.

ARTICLE II

LICENSES

Section 1. License Required

- A. It shall be unlawful of any person to advertise, maintain, or operate, be it publicly or privately, any Bed and Breakfast Establishment within the boundaries of Jackson County, Illinois, but outside the boundaries of any municipality having a bed and breakfast ordinance, without first obtaining a license from the Health Department.
- B. Any person desiring to operate a Bed and Breakfast Establishment shall make a written application for a license at least one month prior to the proposed date of opening on forms provided by the Health Department. Such application shall be completed and signed by the owner of his or her representative.
- C. The application shall contain the following information:
 1. The name, business address, business telephone number, residence address and residence telephone number of the proposed licensee, operator and property owner. If the proposed licensee, operator or property owner is a corporation, the officer's names and residence addresses shall be furnished.
 2. The address and legal description of the proposed Bed and Breakfast Establishment.
 3. A drawing of the site showing: a) the location of all existing and proposed structures in relation to the property lines. b) the location of all existing and proposed parking areas and driveways in relation to the property lines and structures.
 4. Existing and proposed floor plans of all structures on the property.
 5. If the site of the proposed Bed and Breakfast Establishment is within one and one-half miles of the Carbondale city limits, a permit or

letter of authorization from the Zoning authorities of the City of Carbondale.

6. Any other information as may be required to determine compliance with this Ordinance.

Section 2. Application Review Procedure

A. The Health Department shall inspect the premises proposed to be operated as a Bed and Breakfast Establishment. The inspection by the Health Department shall address, at a minimum, the following aspects:

1. Whether a site plan is necessary;
2. Whether, in applicable situations, the Jackson County Subdivision Ordinance has been complied with;
3. Whether any modifications are needed to meet any federal, state, or local regulations, as well as handicapped-accessibility standards;
4. Whether any modifications are needed to meet all local fire regulations, the State Fire Marshall's requirements for one- and two-family dwellings, and all additional requirements in the State Bed and Breakfast Act;
5. Whether the information provided by the proposed licensee, operator, or property owner is true and accurate. Providing false information will result in denial of the license.
6. Whether any modifications are needed to meet the Jackson County Health Department standards and all additional requirements in the State Bed and Breakfast Act.

B. If the foregoing inspection reveals any deficiencies, the Health Department shall notify the applicant of such deficiencies.

Section 3. Issuance of License

A. The Health Department shall not issue a Bed and

Breakfast license until it has determined that all of the following requirements have been met:

1. All applicable Health Department licenses and approvals have been issued.
 2. All applicable state and local Fire Department standards have been complied with including:
 - a. The state Fire Marshall's requirements for one and two-family dwellings.
 - b. Additional standards as required by the Illinois Bed and Breakfast Act (Public Act 85-399).
 - c. All other applicable local fire prevention and construction standards.
 3. The licensee shall maintain minimum liability insurance coverage of \$100,000 for each individual and \$300,000 for each occurrence. The licensee shall submit a certificate of liability insurance showing the County listed as a certificate holder. Failure to maintain minimum liability insurance shall result in automatic revocation of the bed and breakfast license.
 4. The licensee shall submit a certificate of registration from the Illinois Department of Revenue for payment of any applicable state hotel taxes.
 5. The licensee shall have registered with the County of Jackson for the payment of all applicable county taxes, including sales tax and hotel/motel room tax.
 6. The Bed and Breakfast Ordinance license fee has been paid.
- B. Once the license is issued, the licensee shall display the license at all times in a location easily viewed by guests and prospective guests of the Bed and Breakfast Establishment.
- C. A license is valid through December 31st of the year of issuance. No license shall be granted for a period exceeding one year.
- D. Licensed Bed and Breakfast Establishments shall be

reinspected by the Health Department for compliance with this ordinance prior to renewal of license.

- E. A license shall be a purely personal privilege and shall not constitute property. Nothing in this Section shall be construed to grant a right to transfer or accept the transfer or any license whenever there is a change in interest or ownership. If the applicant seeks to transfer the license to a new location, the proposed location must comply with all rules, regulations, and State statutes applicable to the operation and maintenance of a licensed premise. No bed and breakfast license shall be transferred to any person or operator other than the person or operator to whom such license was issued.
- F. The death of a licensee, termination of a partnership, dissolution of a corporation, or bankruptcy of a licensee shall cause the license to cease to exist except that the administrator or executor of the estate or trustee in bankruptcy may continue to operate the business for three (3) months upon order of the appropriate court; provided, however, that the trustee, administrator or executor of an estate shall meet the qualifications set forth in this ordinance.

Section 4. Suspensions/Revocation of Licenses

- A. Bed and Breakfast Establishment Licenses may be suspended temporarily by the Health Department for failure by the licensee to comply with the requirements of this Ordinance. Whenever a licensee fails to comply with the provisions of this Ordinance, the Health Department shall notify in writing the licensee that the Bed and Breakfast license is immediately suspended and that an opportunity for a hearing will be provided if a written request for a hearing is filed by the licensee with the Health Department within 72 hours of such notice.
- B. Bed and Breakfast Establishment Licenses may be revoked permanently by the Health Department for serious or repeated violations of the requirements of this Ordinance. Prior to permanent revocation, the Health Department shall notify the licensee in writing, stating the reasons for which the license is subject to revocation and advising that the license shall be permanently revoked at the end of five (5) days following service of such notice unless a request for a hearing is filed by the licensee with the Health Department within such five (5) day period.

Section 5. Hearings

- A. Whenever this Ordinance requires a hearing, regarding a license or licensee, the licensee shall be afforded notice of such hearing. Such notice shall state:
1. The time, place, and nature of the hearing.
 2. A reference to the particular sections of the ordinances involved.
 3. A statement informing the licensee that he may respond by presenting evidence and argument.
- B. A hearing required under this Ordinance shall be held in accordance with the following rules:
1. A hearing shall be held at a reasonable time, date and place.
 2. No cause shall be heard earlier than three (3) days after receipt by a licensee of the notice required under this article.
 3. A licensee may present evidence and argument and can be represented by a licensed attorney of this state.
 4. The Health Department may limit, but not prohibit, the presentation of evidence and argument.
 5. Where a licensee has received the requisite notice under the Ordinance and fails to appear at the hearing, the Health Department may act ex parte.
- C. Any decision, order, or determination rendered by the Health Department which affects the rights, duties, or privileges of a licensee, shall be in writing and shall notify the licensee personally or by certified mail of the decision.
- D. A request for a continuance of any hearing in any matter before the Health Department will not be allowed by the Health Department unless for good and valid reason presented in writing. The Health Department may, in its discretion, grant a continuance if extenuating or unusual circumstances are presented in support of the

request for continuance.

- E. A complete record of all evidence, testimony and comments before the Health Department shall be made by either a certified court reporter or electronic tape recording, at the discretion of the Health Department. Any licensee requesting recording by a certified court reporter shall provide such certified court reporter.
- F. Witnesses shall be sworn, but in all other respects, hearings shall be informal and the strict rules of evidence shall not apply.
- G. A licensee who is adversely affected by a decision of the Health Department may proceed under the Administrative Review provisions of the Code of Civil Procedure. Ill. Rev. Stat., Chapter 110, Paragraph 3-101 et seq. All costs of preparing and transcribing the record before the Health Department shall be borne by the licensee.

ARTICLE III

INSPECTION

Section 1. Inspection of Bed and Breakfast Establishments

- A. At least once every twelve (12) months, the Health Department shall inspect each Bed and Breakfast Establishment licensed under this Ordinance and may make as many additional inspections as are necessary for the enforcement of this Ordinance.
- B. The Health Department shall be allowed, after presentation of proper identification, to enter, at any reasonable time, any Bed and Breakfast Establishment licensed under this Ordinance for the purpose of making an inspection to determine compliance with this Ordinance.
- C. The Health Department shall be permitted to examine all records of the Bed and Breakfast Establishment to assure that the health, safety, and welfare of the people of Jackson County and of those persons using the Bed and Breakfast Establishment are protected.

ARTICLE IV

MINIMUM SANITATION STANDARDS

Section 1. Food Sanitation Requirements.

- A. Food shall be clean, wholesome, free from spoilage, free from adulteration and misbranding and safe for human consumption. Containers of food shall be stored above the floor, on clean racks, shelves or other clean surfaces in such a manner as to be protected from splash or other contamination. Milk of only pasteurized Grade A may be used. Use of home canned food is prohibited except for jams and jellies.
- B. Food shall be protected from contamination while being stored, prepared and served, and during transportation. Perishable foods shall be stored at temperatures that will protect them against spoilage. Potentially hazardous food shall be maintained at safe temperatures of 45 degrees F. or below, or 140 degrees F. or above, as appropriate, except during necessary periods of preparation and serving. Frozen food shall be kept at temperatures that will keep them frozen, except when being thawed for preparation. Potentially hazardous frozen food shall be thawed at refrigeration temperatures or below, quick thawed as part of the cooking process, or thawed by another method approved by the local Health Department. An indication thermometer shall be located in each refrigerator. Raw fruits and vegetables shall be washed thoroughly before use. Stuffings, poultry, and pork products shall be cooked to heat all parts of the food at least 165 degrees F. before being served. Salads made of meat, poultry, potatoes, fish, shellfish, or eggs and other potentially hazardous prepared food shall be prepared from chilled products with a minimum of manual contact. Portions of food once served to an individual may not be served again. Laundry facilities shall be separated from food preparation areas. Live animals shall be excluded from food preparation areas.
- C. No person knowingly infected with a communicable disease that may be transmitted by food handling may work in a bed and breakfast establishment.
- D. If the bed or breakfast operator suspects that any employee, family member or the operator himself or herself has a communicable disease, the operator shall notify the local Health Department immediately.

- E. All operators shall be certified. Certification shall be achieved by successfully completing an examination offered by the Illinois Department of Public Health as described in the current edition of the State of Illinois Food Service Sanitation Rules and Regulations.
- F. Persons preparing or serving food or washing utensils shall wear clean outer garments and maintain a high degree of personal cleanliness. They shall wash their hands thoroughly before starting work and as often as necessary while working to remove soil and contaminants. After visiting a toilet room, persons shall wash their hands thoroughly in a lavatory but never in the kitchen sink.
- G. No one, while preparing or serving food, may use tobacco in any form.
- H. Utensils shall be kept clean and in good repair.
- I. Multi-use eating and drinking utensils shall be thoroughly cleaned after each use. Facilities needed for the operations of washing, rinsing and sanitizing shall be provided.
- J. Pots, pans and other utensils used in the preparation or serving of food or drink and all food storage utensils shall be thoroughly cleaned after each use. Cooking surfaces of equipment, if any, shall be cleaned at least once each day. Non-food contact surfaces of equipment shall be cleaned at intervals that will keep them in a clean and sanitary condition.
- K. Residential sinks and home-style mechanical dishwashing machines are acceptable facilities for washing multi-use eating and drinking utensils. Utensils shall be air dried.
- L. Immediately following either manual or mechanical washing of eating or drinking utensils, and pots, pans and other cooking utensils, these utensils shall be effectively sanitized by being submerged in a hypochloride solution with a chlorine concentration continuously maintained in one hundred parts per million, or another approved sanitizing solution which shall be used at the concentration tested and approved by the local Health Department. Dishpans may be used to accomplish the final sanitizing rinse.
- M. The reuse of single-service utensils is prohibited.

Section 2. Soap, Linen and Towels

Each person who is provided accommodations shall be provided individual soap and clean individual bath cloths and towels. Clean bed linen in good repair shall be provided for each guest who is provided accommodations and shall be changed between guests and as often as necessary. Clean linen shall be stored and handled in a sanitary manner.

Section 3. Water Supply

Enough potable water for the needs of the bed and breakfast establishment shall be provided from a source constructed and operated according to law. The water supply shall be sampled and analyzed prior to the opening of the bed and breakfast establishment and annually thereafter to determine the acceptability of the quality of the water. The Health Department shall review the analysis of the water supply.

Section 4. Fire Safety Standards

Bed and breakfast establishments shall meet the State Fire Marshal's requirements for one-and two-family dwellings. In addition, the following standards shall be required:

- A. Manual extinguishing equipment shall be provided on each floor in accordance with NFPA 10-Standards for the Installation of Portable Fire Extinguishers.
- B. All combustibles or flammable liquids shall be stored in approved metal containers. No combustible storage in or under stairways.
- C. All trash containers shall be metal with tight fitting lids.
- D. No cooking facilities shall be permitted in guest rooms.
- E. All hallways and stairways shall be adequately lighted.
- F. No portable heating devices shall be permitted in guest rooms.
- G. The operator shall submit a floor plan of the bed and breakfast establishment to the local Fire Department.

H. Smoke detectors shall be provided in each guest room.

Section 5. Sewage Disposal

All water-carried sewage shall be disposed of by means of;

- (a) a public sewage system; or
- (b) a private sewage disposal system that is constructed and operated in accordance with the Jackson County Sewage Disposal System Ordinance.

Section 6. Plumbing

All plumbing shall be sized, installed, and maintained in accordance with applicable provisions of the Illinois State Plumbing Code. Any applicable local ordinances may be followed when the standards stated herein are equal to or exceed those contained in the aforementioned Code. There shall be no cross-connection between the safe-water supply and any unsafe or questionable water supply, or any source of pollution through which the safe water supply might be contaminated.

Section 7. No Alcoholic Liquor

No Bed and Breakfast Establishment shall serve any alcoholic liquor to its guests on its premises.

ARTICLE V
LICENSE FEES

The annual fees for a Bed and Breakfast license shall be \$ 50.00. Fees for licenses issued after June 30 of each year shall be reduced by one-half of the entire fee. All licenses shall expire on December 31 of the year in which they were issued pursuant to Article II, Section 3.C. of this Ordinance.

ARTICLE VI

This Ordinance shall be in full force and effect on February 1, 1990, following its adoption by the County Board of Jackson County.

Approved and enacted this 10th day of January, 1990
at a regular meeting of the Jackson County Board.

D. Blaney Miller
D. Blaney Miller
Chairman

ATTEST:

Robert B. Harrell
Robert B. Harrell
County Clerk & Recorder

ORDINANCE NO. 90-2

AN ORDINANCE ESTABLISHING AN ENTERPRISE ZONE
IN JACKSON COUNTY

WHEREAS, the economy in Jackson County is severely depressed; and

WHEREAS, the unemployment rate in Jackson County exceeds both the state and national rates of unemployment; and

WHEREAS, these economic conditions adversely impact upon the individual citizens, businesses and taxing authorities within Jackson County; and

WHEREAS, the County has pursuant to statute conducted at least one public hearing within the proposed Enterprise Zone area; and

WHEREAS, the "Illinois Enterprise Zone Act", Ill. Rev. Stat., 1987, Ch. 67 1/2, Para. 601, et seq., authorizes a county by ordinance to designate an area within its jurisdiction as an Enterprise Zone, subject to the certification of the Department of Commerce and Community Affairs; and

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD, hereby establishes an Enterprise Zone within its jurisdiction, as indicated herein:

SECTION I

Jackson County hereby establishes an "Enterprise Zone", pursuant to authority granted by the Illinois Enterprise Zone Act (The "Act"; PA 82-1019), as amended, subject to the approval of the Illinois Department of Commerce and Community Affairs, and subject to the provisions of the Act.

SECTION II

The term of the zone shall commence with the date the Enterprise Zone is designated and certified by the Illinois Department of Commerce and Community Affairs pursuant to Section 5.3 of the Act, and shall terminate at midnight of December 31 of the 20th (twentieth) year after the year in which the Enterprise Zone is certified, unless otherwise stated herein.

SECTION III

As established by the units of government and approved by the Illinois Department of Commerce and Community Affairs (DCCA), the area of the Enterprise Zone shall be as described in Exhibit A and as outlined in the map in Exhibit B, which exhibits are attached to this Ordinance and made a part hereof.

SECTION IV

Jackson County hereby declares and affirms that the zone area is qualified for designation as an Enterprise Zone in accordance with the provisions of the Illinois Enterprise Zone Act, and further affirms that:

- a) the zone area is a contiguous area;
- b) the zone area comprises a minimum of one-half square mile and not more than twelve square miles in total area;
- c) the zone area is a depressed area;
- d) the zone area satisfies any additional criteria established by the Illinois Department of Commerce and Community Affairs; and,
- e) on the 16th day of October, 1989 the Jackson County Board conducted a public hearing within the zone area on the question of whether to create the zone, what local plans, tax incentives and other programs should be established in connection with the zone, and what the boundaries of the zone should be, and that public notice was given in at least one newspaper of general circulation within the zone area, not more than 20 days nor less than 5 days before the hearing.

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 when calculating the tax imposed pursuant to the "Municipal (or County) Retailers' Occupation Tax Act"; 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 VI

Jackson County authorizes and directs the County Clerk to abate ad valorem taxes imposed upon real property, located within the Enterprise Zone area, upon which new improvements have been constructed or upon which existing improvements have been renovated or rehabilitated, subject to the following conditions:

- a) any abatement of taxes on any parcel shall not exceed the amount attributable to the construction of the improvements and the renovation or rehabilitation of existing improvements on such parcel;

- b) such abatement shall be allowed for commercial, industrial or manufacturing property, also for residential property improved through the urban homestead program, located within the zone area;
- c) such abatement shall be at the rate of: 100% of the value of the improvements, for the assessment year in which the improvements are made, and the four assessment years immediately following the year in which the improvements are made, and 50% of the value of the improvements for the succeeding five years; and,
- d) such abatement shall be permitted at the percentage of value of the improvements for the assessment year in which improvements are made to restore historic buildings (i.e., buildings on the National Historical Register), and the assessment years immediately following the year in which the improvements are made at the rate of 100% of the value of the improvements for the first seven (7) years, and 50% of the value of the improvements for the second three (3) years;
- e) the abatement is allowed only for improvements costing more than \$10,000 market value, the nature and scope of which a building permit or certification of eligibility is required and has been obtained;
- f) such abatement shall continue and be in full force as set forth in this Section for any improvements which are completed within the term of the Enterprise Zone as specified in Section III of this enactment.

SECTION VII

In the case of any and all permit fees required and charged by the County for the rehabilitation, expansion or new construction of any commercial, industrial, manufacturing or community development assisted projects within the Zone Area, such permit fees (but not the permits themselves) shall be waived in their entirety. The permit fee waiver herein provided for shall include all fees charged for building, plumbing, electrical, zoning and excavation permits where a building permit or certification of eligibility is otherwise required and has been obtained for such rehabilitation, expansion or new construction, but shall not include such permit fees charged for the mere repair or replacement of electrical, plumbing or mechanical systems not undertaken in connection with such rehabilitation, expansion or new construction.

SECTION VIII

Pursuant to Section 10 of the Illinois Enterprise Zone Act, Jackson County hereby establishes an urban shopstead program and an urban homestead program. Under the urban shopsteading program, the County may sell to a Designated Zone Organization a structure or portion thereof it owns for a sum not to exceed \$100. The Designated Zone Organization shall agree to renovate or remodel the property to meet the standards and level of maintenance stated in the agreement between the Designated Zone Organization and the County. The Designated Zone Organization may sell or lease such structure to commercial and industrial businesses pursuant to the procedures set forth in the sales agreement between it and the County. The Designated Zone Organization may retain the structure in whole or in part for its own use. Any proceeds derived from the use, lease or sale of such property shall accrue to the Designated Zone Organization.

Under the urban homestead program, the County may sell to an individual a residence or any portion thereof that the County owns within the zone area for a sum of \$100. The individual must agree to renovate or remodel the property to meet the standards and level of maintenance stated in the sales agreement between the individual and the County, and the individual must live in the residence for seven years. At the end of the seven year period, the County shall assign title to the property over to the individual, provided satisfactory improvements to the property have been made pursuant to the agreement with the County.

The urban homestead program and the urban shopstead program shall be subject to rules and guidelines issued by the Zone Administrator, with the approval of the Jackson County Board, provided such rules and guidelines are not inconsistent with the Act.

SECTION IX

The Zone Administrator may recommend to the County Board one or more organizations that qualify as Designated Zone Organizations under the provisions of the Illinois Enterprise Zone Act. Upon approval of the County Board, for a term of years set by the County Board, the organization may:

- a) provide or contract for provision of services including, but not limited to: crime watch patrols within zone neighborhoods; volunteer day care centers; or, other types of public services as provided by ordinance or regulation;
- b) provide a forum for business, labor and government action on Enterprise Zone innovations;
- c) receive title to publicly-owned land;
- d) solicit and receive contributions to improve the quality of life in the zone area; and,
- e) perform such other functions as the County Board may deem appropriate, not inconsistent with the Illinois Enterprise Zone Act.

SECTION X

The position of "Zone Administrator" is hereby created. The Zone Administrator will be the Executive Director of the Greater Egypt Regional Planning and Development Commission. In its capacity as a regional planning and development organization, the Commission is an agency of the Jackson County Board. The duties of the Zone Administrator shall be performed in addition to the regular duties of the staff of the Commission.

It shall be the power and duty of the Zone Administrator to:

- a) supervise the implementation of the provisions of this ordinance and the Illinois Enterprise Zone Act:

- b) act as a liaison between the County, the Illinois Department of Commerce and Community Affairs, designated zone organization(s); and other state, federal, and local agencies, whether public or private;
- c) conduct an ongoing evaluation of the Enterprise Zone program and submit such evaluation reports on at least a quarterly basis to the County Council and Illinois Department of Commerce and Community Affairs;
- d) promote the coordination of other relevant programs, including, but not limited to, housing, community and economic development, small business, financial assistance and employment training with the Enterprise Zone;
- e) recommend qualified designed zone organizations to the County Board; and,
- f) have other such duties as specified by the County Board.

SECTION XI

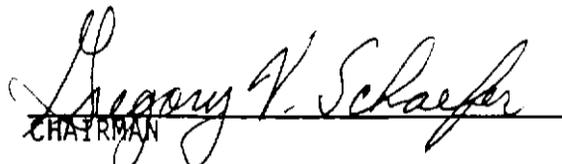
This ordinance supersedes any previous ordinances, and specifically that ordinance passed October 11, 1989, as it related to establishing an Enterprise Zone in Jackson County.

The Chairman of the Jackson County Board is hereby authorized to execute an intergovernmental agreement with the Cities of Carbondale and Murphysboro to establish jointly an Enterprise Zone within the jurisdiction of the County and the Cities.

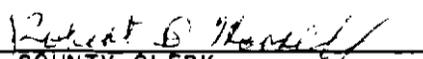
PASSED this 14TH day of FEBRUARY, 1989.

APPROVED this 14TH day of FEBRUARY, 1989.

JACKSON COUNTY BOARD


 CHAIRMAN
 ACTING CHAIRMAN

ATTESTED:


 COUNTY CLERK

ENTERPRISE ZONE
INTERGOVERNMENTAL AGREEMENT

THIS AGREEMENT entered into on the _____ day of December, 1989, by and between the County of Jackson, Illinois, (hereinafter "County") and the Cities of Carbondale and Murphysboro, (hereinafter collectively "Municipalities").

WHEREAS, the State of Illinois has enacted the "Illinois Enterprise Zone Act" (hereinafter referred to as "Act") to alleviate distressed economic conditions in certain depressed areas; and

WHEREAS, the health, safety and welfare of the residents of the County and Municipalities are dependent, in part, upon a healthy private sector of the County and Municipalities' economy; and

WHEREAS, the development, growth and expansion of the private sector requires a cooperative and continuous partnership between government and the private sector; and

WHEREAS, there are certain areas in the County and the Municipalities that need the particular attention of government, business, and labor to attract private sector investment and directly aid the County entirely and the residents thereof; and

WHEREAS, a disproportionate number of residents within the incorporated municipalities of Carbondale and Murphysboro, and adjacent areas of unincorporated Jackson County for several years have suffered poverty, unemployment, and economic distress related to the locally prolonged national recession, shifts of industries throughout the County, and a variety of other economic factors negatively affecting the incorporated and unincorporated areas above mentioned; and

WHEREAS, the duly constituted legislative bodies of the County and the Municipalities are cognizant of the distressed conditions existing within this area and are desirous of alleviating these distressed conditions; and

WHEREAS, the County and the Municipalities have indicated their willingness and desire to cooperate in designating portions of the Municipalities as well as unincorporated areas in the County as Enterprise Zone; and

WHEREAS, the Intergovernmental Cooperation Act (PA 78-785), as enacted by the State of Illinois, Section 3, provides as follows:

"Section 3. Intergovernmental Agreement. Any power or powers, privileges or authority exercised or which may be exercised by a public agency of this State may be exercised and enjoyed jointly with any other public agency of this State and jointly with any public agency of any other State or of the United States to the extent that laws of such other state or of the United States do not prohibit joint exercise or enjoyment."

WHEREAS, the parties to this Agreement have had conferred upon them the exercise of powers authorized in Chapter 67 1/2 of the Illinois Revised Statutes.

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL PROMISES CONTAINED HEREIN AND IN FURTHER CONSIDERATION OF THE RECITALS HEREINABOVE SET FORTH, IT IS HEREBY AGREED BETWEEN THE COUNTY AND THE MUNICIPALITIES, AS FOLLOWS:

SECTION 1: Description. The area precisely described in Exhibit A hereto attached and any areas subsequently certified from time to time by the State of Illinois are hereby designated an Enterprise Zone pursuant to and in accordance with the Act, subject to certification of the State as in the Act provided, shall be known as the Jackson County Enterprise Zone (hereinafter referred to as "Zone Area").

SECTION 2: Qualifications. The County and the Municipalities hereby declare and affirm that the zone area is qualified for designation as an Enterprise Zone in accordance with the provisions of the Act, and further affirm that:

- (a) The zone area is a contiguous area;
- (b) The zone area comprises a minimum of one-half square mile and not more than twelve square miles in total area;
- (c) The zone area is a depressed area;
- (d) The zone area satisfies any additional criteria established by the Illinois Department of Commerce and Community Affairs;
- (e) On the 10th and 16th days of October, 1989, public hearings were conducted within the zone area on the question of whether to create the zone, what local plans, tax incentives and other programs should be established in connection with the zone, and what the boundaries of the zone should be, and that public notice was given in at least one newspaper of general circulation within the zone area; not more than 20 days nor less than five days before the hearing; and
- (f) The zone area addresses a reasonable need to encompass portions of more than one (1) municipality and adjacent unincorporated areas of the County.

SECTION 3: Enterprise Zone Designation. The area described in the duly adopted ordinances and any areas subsequently certified by the State of Illinois are hereby designated as an Enterprise Zone, subject to the approval of IDCCA, in accordance with the law.

SECTION 4: Terms and Effect. This Agreement shall be and become effective for a period of twenty (20) years, unless sooner rescinded or as otherwise amended, on the date that the area described in Section 1, is designated an Enterprise Zone by IDCCA, in accordance with law.

SECTION 5: Sales Tax Credits. Each retailer whose place of business is within the unincorporated areas of the County or the corporate limits of the Municipalities 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 when calculating the tax imposed pursuant to the "Municipal (or County) Retailers' Occupation Tax Act"; 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 and has been certified to by the Zone Administrator. 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 6: Property Tax Abatements. The County and the Municipalities authorize and direct the County Clerk to abate ad valorem taxes imposed upon real property, located within the Enterprise Zone area, upon which new improvements have been constructed or upon which existing improvements have been renovated or rehabilitated, subject to the following conditions:

- (a) Any abatement of taxes on any parcel shall not exceed the amount attributable to the construction of the improvements and the renovation or rehabilitation of the existing improvements on such parcel;
- (b) Such abatement shall be allowed only for commercial, industrial or manufacturing property, also for residential property improved through the urban homestead program, located within the zone area;
- (c) Such abatement shall be at the rate of: 100 percent of the value of the improvements for the year in which the assessment for the improvements is made, and the four (4) assessment years immediately following the year in which the assessment for the improvements are made, and 50 percent of the value of the improvements for the succeeding five (5) years;
- (d) such abatement shall be permitted at the percentage of value of the improvements for the assessment year in which improvements are made to restore historic buildings (i.e., buildings on the National Historical Register), and the assessment years immediately following the year in which the improvements are made at the rate of 100% of the value of the improvements for the first seven (7) years and 50% of the value of the improvements for the second three (3) years.

comprised of the above named Officers' delegates. This Organization will be the governing body of the Enterprise Zone; it will elect its Chairman.

SECTION 9: Designated Zone Organization. The Zone Administrator will recommend to the Management Organization one or more organizations that may qualify as Designated Zone Organizations (hereinafter "DZO") under the provisions of the Illinois Enterprise Zone Act. Upon approval by the Management Organization, for a term of years set by the Management Organization, the DZO may:

- (a) Provide or contract for provisions of service including, but not limited to: crime watch patrols within zone neighborhoods; volunteer day care centers; or, other types of public services as provided by ordinance or regulation;
- (b) Provide a forum for business, labor and government action or Enterprise Zone innovations;
- (c) Receive title to publicly-owned land;
- (d) Solicit and receive contributions to improve the quality of life in the zone area; and
- (e) Perform such other functions as the Municipalities and County may deem appropriate, not inconsistent with the Illinois Enterprise Zone Act.

SECTION 10: Zone Administrator. The Zone Administrator shall be the Executive Director of the Greater Egypt Regional Planning and Development Commission for the first two years of the operation of the Enterprise Zone. The Zone Administrator shall be appointed every two years by the Management Organization.

The Zone Administrator shall be accountable to the Zone Management. The Zone Administrator will be responsible for the day-to-day operations and implementations of the zone area and will be the liaison between the Zone Management and the IDCCA.

The Zone Administrator shall be empowered, subject to approval by the Zone Management, to:

- (a) Supervise the implementation of the provisions of this Inter-governmental agreement and the Illinois Enterprise Zone Act;
- (b) Act as a liaison between the County and Municipalities, the Illinois Department of Commerce and Community Affairs, designated zone organizations, and other State, Federal and local agencies, whether public or private;
- (c) Conduct an ongoing evaluation of the Enterprise Zone program and submit such evaluation reports on at least an annual basis to the Zone Management Organization;

- (d) Recommend qualified designated zone organizations to the Management Organization.
- (e) Collect and report to IDCCA information required to meet the reporting requirements set forth in Section 6(A)(1) of the Act. Such data shall be summarized on forms provided by IDCCA.
- (f) Monitor the accomplishments of the local Enterprise Zone objectives.
- (g) Have other such duties as specified by the Management Organization, to appoint personnel as appropriate to assure the smooth operation of the Enterprise Zone.

The Zone Administrator will be responsible for the duties and tasks listed below. To accomplish these duties and tasks, the Zone Administrator may receive technical/professional support from a Development Advisory Committee consisting of professionals, whose organizations have active and ongoing economic development programs within the Enterprise Zone.

Duties of the Zone Administrator shall be:

1. To develop and recommend a comprehensive planning program for the Enterprise Zone.
2. To serve as the primary technical/professional vehicle for triggering the implementation of the Enterprise Zone program objectives.
3. To examine and recommend local incentives, benefits, and programs to accomplish stated objectives.
4. To develop and analyze social, physical and economic data regarding population trends; labor force, land use patterns; size, type and status of existing commercial, industrial and manufacturing facilities and capacity within the Enterprise Zone; infrastructure availability and condition, and other factors pertaining to community planning; and to recommend planning-related actions.
5. Promote the coordination of other relevant programs, including, but not limited to, housing, community and economic development, small business, financial assistance and employment training within the Enterprise Zone.
6. To act as a liaison between the County of Jackson, and the Cities of Carbondale and Murphysboro, and any designated zone organization, IDCCA, any Federal agency and any local planning groups in support of the Enterprise Zone program and plan.
7. To collect and analyze data and submit reports required by the Department of Commerce and Community Affairs on a timely basis.
8. To act as program manager responsible for the Enterprise Zone's day-to-day operations.

9. To identify available sites for locating new businesses and prepare documentation with specifics on each site.
10. To identify vacant and under-used buildings available for businesses and industrial use and prepare documentation with specifics on each building.
11. To hold educational forums and program for Enterprise Zone businesses and residents to explain and promote program benefits and incentives.

The Zone Administrator will provide support and encouragement to government, chambers of commerce and industrial groups and DZOs to:

1. Review supportive planning studies and reports to insure technical proficiency and program efficiency.
2. Coordinate planning activities and program implementation with other County and/or City departments or department programs.
3. Market available sites and buildings to attract new and/or induce expansion of business and industry within the Enterprise Zone.
4. Identify areas needing infrastructure improvements within the Enterprise Zone.
5. Enhance the Enterprise Zone's existing and future export, potentials through activities which will promote a foreign trade zone and internodal product handling services within the zone.
6. Coordinate Enterprise Zone development planning and implementation with other relevant programs, including, but not limited to, housing, community and economic development, small business, financial assistance and employment training within the Enterprise Zone.
7. Provide opportunities for business, labor, neighborhood associations and zone residents to participate in the development of zone programs sponsored by any designated zone organization.
8. Coordinate available any future economic development incentives within the Enterprise Zone by "networking" with the professionals, developers and realtors and maintaining contact with the previous plant locations as well as prospects.
9. Assist businesses and Enterprise Zone residents in receiving available local, State or federal economic development incentives and benefits.
10. Participate in the development and implementation of a business retention program.

The undersigned parties have caused this INTERGOVERNMENTAL AGREEMENT to be executed by their duly designed officials, as authorized by the Enterprise Zone Ordinance adopted by their respective governing bodies. This agreement supersedes any previous agreement, specifically the agreement executed on October 24, 1989, as it related to establishing an Enterprise Zone in Jackson County.

Agreed to on the day of December, 1989.

COUNTY OF JACKSON

BY: _____
County Board Chairman

CITY OF CARBONDALE, ILLINOIS

BY: _____
City Manager

CITY OF MURPHYSBORO, ILLINOIS

BY: _____
Mayor

WITNESS:

BY: _____
Greater Egypt Regional Planning
and Development Commission

90-3
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 greater than that considered reasonable and proper on the highway listed below for which Carbondale 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 the 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 limits upon a portion of FAS 921 (Reed's Station Road) as listed below shall be 45 miles per hour:

A 45 miles per hour speed limit beginning at the intersection of FAS 921 (Reed's Station Road) and Ill. Route 13 northerly to a point approximately 200 feet north of the intersection of FAS 921 with Township Road 235 for a total distance of approximately 6200 feet.

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 street or 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 zone or zones of said street or 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.

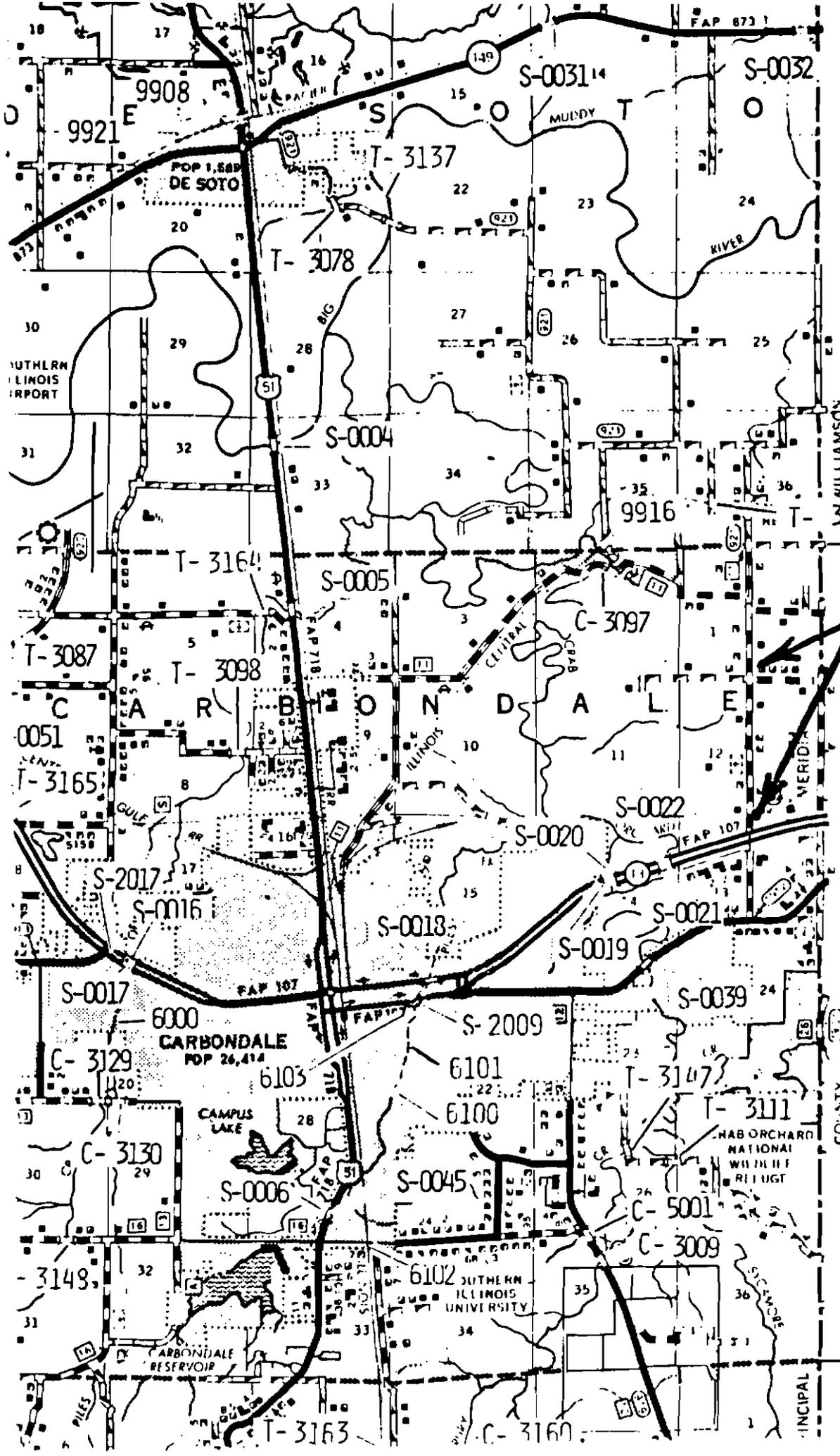
BE IT FURTHER DECLARED that this ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limits.

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, Illinois on

_____, 19____.

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

S E A L



- UNIMPROVED GRADED AND SOIL SURFACE GRAVEL OR BITUMINOUS PAVED ROAD
- DIVIDED HIGHWAY
- MUNICIPAL HIGHWAY
- HIGHWAY SECTION
- NAV
- FREIGHT FERRY
- DAM
- DOCK PIER
- NAVIGABLE
- NARROW STREET
- PROPOSED 45 MPH SPEED ZONE
- TRAFFIC HIGH FORD OVER
- SCHEDULED MILITARY
- RAILWAY OR OTHER RAILROADS SEPARATED BY ADJACENT RAILROADS
- RAILROAD
- RAILROAD
- INSLT OF MUNICIPAL ADJACENT
- FARM UNIT
- BUSINESS
- SCHOOL
- CHURCH
- CHURCH

1700N

1600N

1300N

1200N

1100N

1000N

900N

WILLIAMSON COUNTY

ROUTE FAS 921 FROM Ill. 13 north
 TO 3/4 mi N. of Ill. 13 A DISTANCE OF 3/4 MILES
 IN CARBONDALE TOWNSHIP, JACKSON COUNTY

I SPOT SPEED STUDIES (ATTACHED)

N.B.
S.B.

CHECK NO.	85th %	10 MPH PACE UPPER LIMIT
<u>546</u>	<u>46</u>	<u>43</u>
<u>748</u>	<u>48</u>	<u>42</u>

V DRIVEWAY CONFLICTS

RESIDENTIAL DRIVES	<u>17</u>	x	<u>1.0</u>	=	<u>17</u>
SMALL BUSINESS DRIVES	<u>-</u>	x	<u>5.0</u>	=	<u>-</u>
LARGE BUSINESS DRIVES	<u>-</u>	x	<u>10.0</u>	=	<u>-</u>
DRIVEWAY CONFLICT NUMBER TOTAL	<u>17</u>				
<u>17</u> (D.C.N)		-		<u>22.7</u>	
<u>0.75</u> MILES		CONFLICT NO./MILE			

II TEST RUNS

RUN NO.	AVERAGE SPEED MPH	
	NB or WB	SB or EB
<u>1</u>		
<u>2</u>		
<u>3</u>		
<u>4</u>		
<u>5</u>		

VI MISCL. FACTORS

PEDESTRIAN VOLUME

ACCIDENT RATE RATIO:
2.385 STATEWIDE AVG. = 0-4
 ROUTE

PARKING PERMITTED YES NO

III PREVAILING SPEED

85th PERCENTILE AVG.	<u>47</u> MPH
UPPER LIMIT AVG.	<u>42.5</u> MPH
TEST RUN AVG.	<u>-</u> MPH
PREVAILING SPEED:	<u>44.75</u> MPH

VII PREVAILING SPEED ADJUSTMENT

DRIVEWAY ADJUSTMENT	<u>-</u>	%
PEDESTRIAN ADJUSTMENT	<u>-</u>	%
ACCIDENT ADJUSTMENT	<u>0</u>	%
PARKING ADJUSTMENT	<u>-</u>	%
TOTAL (MAX 20%)	<u>0</u>	%
$\frac{\text{MPH}}{\text{PREVAILING SPEED}} \times \frac{\%}{\text{ADJUSTMENT}} = \text{(Max. 9 MPH)}$		
ADJUSTED PREVAILING SPEED:	<u>44.75</u> MPH	

IV EXISTING SPEED LIMITS

ZONE BEING STUDIED	<u>55</u> MPH
VIOLATION RATE	<u>198</u> %
ADJACENT ZONES N or W	<u>-</u> MPH
LENGTH	_____ MILES
S or E	<u>-</u> MPH
LENGTH	_____ MILES

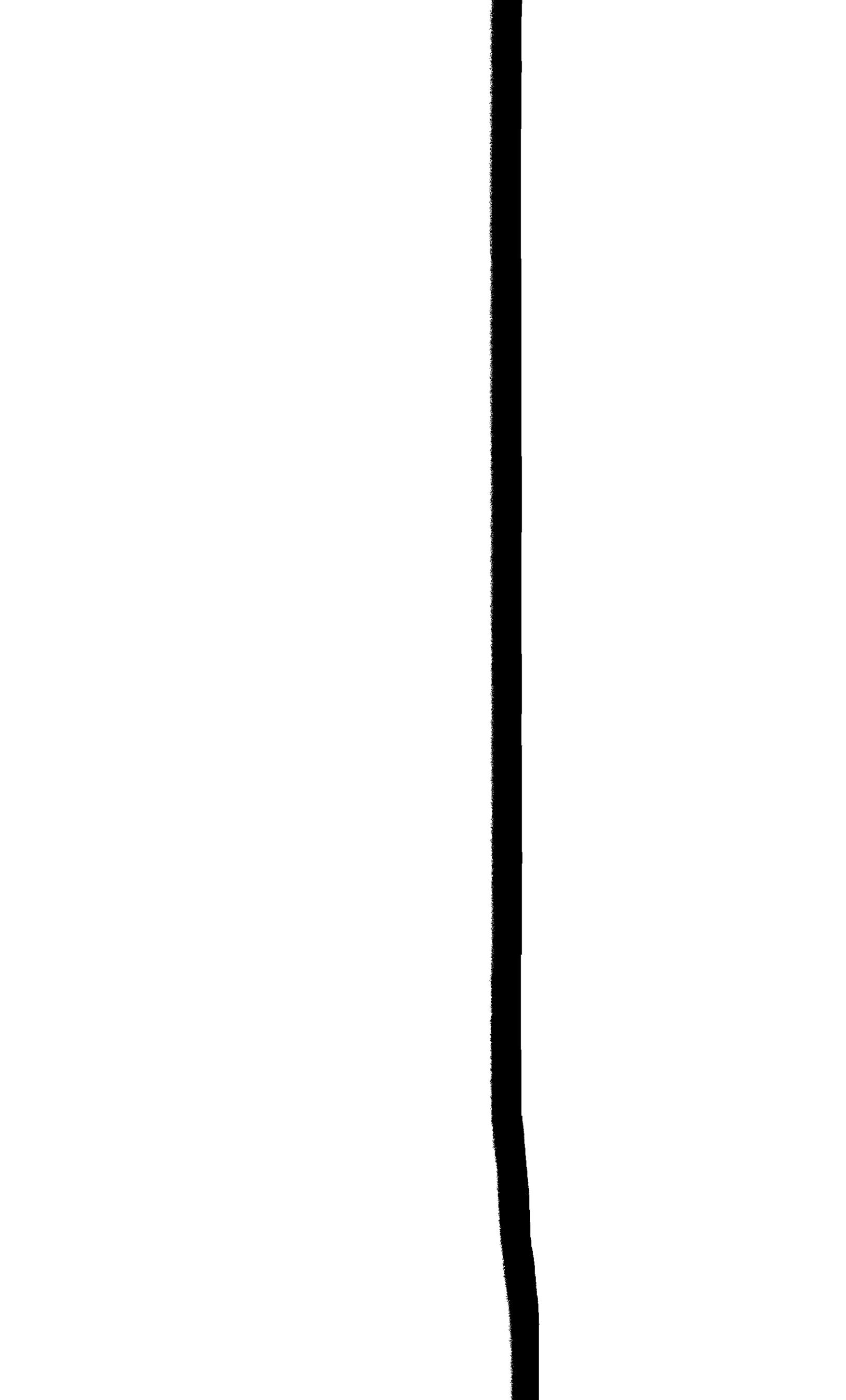
VIII REVISED SPEED LIMIT

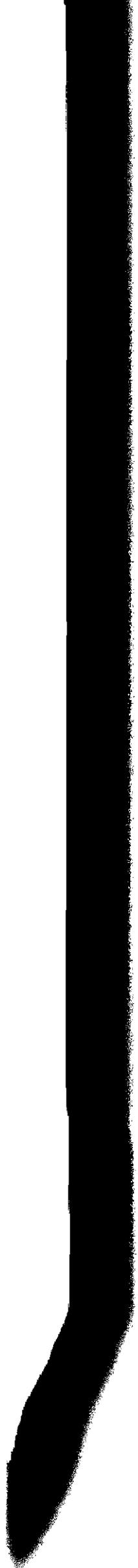
RECOMMENDED SPEED LIMIT 45 MPH

ANTICIPATED VIOLATION RATE _____ %

RECOMMENDED BY _____
 ORGANIZATION _____
 DATE _____

APPROVED BY _____
 DATE _____





ORDINANCE 90-4

AN ORDINANCE ESTABLISHING THE PREVAILING WAGE FOR JACKSON COUNTY, ILLINOIS

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 anyone under contract for public works," approved June 26, 1941 as amended, (Illinois Revised Statutes, 1987, Ch. 38, Par. 39s-1 et seq. as amended by Public Acts 86-799 and 86-693); and

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

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

SECTION 1: To the extent and as required by "An Act regulating wages of laborers, mechanics and other workers employed in any public works by State, County, City or any public body or any political subdivision or by anyone under contract for public works," approved June 26, 1941, as amended, 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 Board of Jackson County, Illinois as hereby ascertained to be the same as the prevailing rate of wages for construction work in the Jackson County area as determined by the Department of Labor of the State of Illinois as of June of 1990, a copy of that determination being attached hereto and incorporated herein by reference. As required by the Act, any and all revisions of the prevailing rate of wages by the Department of Labor of the State of Illinois shall supercede the Department's June determination and apply to any and all public works construction undertaken by Jackson County, Illinois. The definition of any terms appearing in this Ordinance which are also used in the aforesaid Act shall be the same as in the 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 of the County Board of Jackson County, Illinois, 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 Clerk of Jackson County, Illinois, this determination or any revisions of such prevailing rate of wages. 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.

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 persons or association of employees who have filed their names and addresses, requesting copies of any determination stating the particular rates and particular class of workers whose wages will be affected by such rates.

SECTION 5: Then 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 of the 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 15th day of June, 1990.

D. Blaney Miller
D. Blaney Miller, Chairman

ATTEST:

Robert B. Harrell
Robert B. Harrell
Jackson County Clerk

ILLINOIS DEPARTMENT OF LABOR PREVAILING WAGES FOR JACKSON COUNTY EFFECTIVE 06/01/90

These Prevailing Wages shall be included in the contracts and their advertised specifications to which any public body, as defined in Section 2 of the Prevailing Wage Act (Ill. Rev. Stat. 1987, Ch. 40, par. 39a-1), is a party, for the construction, reconstruction, maintenance and/or repair of public buildings or public works within the State of Illinois which requires or involves the employment of laborers, workers, and mechanics, and owner/operators. Minimum wages, overtime rate and fringe benefits certified herein shall be paid. This scale of prevailing wages to be paid shall be posted by the contractor in a prominent and easily accessible place at the site of work. This determination is the property of the Illinois Department of Labor and shall not be altered without their consent in writing.

NAME OF TRADE	RG	C L S	TYP	HOURLY RATES		OVERTIME RATE			HRLY FRINGE RATES			
				BASIC	FORMN	M-F	SA	SU&HL	WLFR	PENSN	VACTN	
						AFTER	ALL	ALL				
							8 HRS	HRS	HRS			
ASBESTOS ABT-MEC			BLD	14.500	22.790	1.5	1.5	2.0	2.350	3.360	.000	
ASBESTOS ABT-GEN			BLD	14.500	14.750	1.5	1.5	2.0	1.335	1.000	.000	
HT/FRST INSUL.			BLD	22.790	23.790	1.5	1.5	2.0	2.350	3.360	.000	
BOILERMAKERS			BLD	20.850	22.350	1.5	1.5	2.0	2.150	2.000	.000	
BRICKLAYERS			BLD	16.250	16.750	1.5	1.5	2.0	1.500	1.150	.000	
CARPENTERS			ALL	16.730	17.480	1.5	1.5	2.0	1.670	1.000	.000	
CEMENT MASONS			BLD	18.500	19.000	1.5	1.5	2.0	.000	.000	.000	
CEMENT MASONS			HWY	18.700	19.050	1.5	1.5	2.0	.000	.000	.000	
ELECTRICIANS			BLD	20.330	22.360	1.5	1.5	2.0	1.400	2.640	.000	
GLAZIERS			BLD	21.420		2.0	2.0	2.0	2.500	5.400	.000	
IRON WORKERS	NW		ALL	19.500	20.500	1.5	1.5	2.0	1.600	2.050	.000	
IRON WORKERS	SE		ALL	16.400	16.900	1.5	1.5	2.0	1.600	1.050	.000	
LABORERS			ALL	14.500	14.750	1.5	1.5	2.0	1.335	1.000	.000	
MARBLE WORKERS			BLD	19.450		1.5	1.5	2.0	.000	.350	.000	
OPER. ENGINEERS			ALL 1	18.750		1.5	1.5	2.0	1.400	1.500	.000	
OPER. ENGINEERS			ALL 2	16.850		1.5	1.5	2.0	1.400	1.500	.000	
OPER. ENGINEERS			ALL 3	16.100		1.5	1.5	2.0	1.400	1.500	.000	
OPER. ENGINEERS			ALL 4	15.450		1.5	1.5	2.0	1.400	1.500	.000	
OPER. ENGINEERS			ALL 5	14.850		1.5	1.5	2.0	1.400	1.500	.000	
PAINTERS			COM	15.200	16.200	1.5	1.5	2.0	.000	.300	.000	
PAINTERS			HWY	16.600	17.600	1.5	1.5	2.0	.000	.300	.000	
PAINTERS			IND	17.100	18.100	1.5	1.5	2.0	.000	.300	.000	
PLUMBERS, FITTERS			BLD	20.400	21.400	2.0	2.0	2.0	1.400	1.700	.000	
PLASTERERS			BLD	16.500	17.000	1.5	1.5	2.0	.000	.000	.000	
SPRINKLER FITTERS			BLD	19.460	20.710	1.5	2.0	2.0	2.400	2.500	.000	
ROOFERS			BLD	13.750	14.450	1.5	1.5	2.0	1.800	.600	.000	
SHEET METAL WRKRS			BLD	17.930	18.680	1.5	1.5	2.0	1.900	1.700	1.080	
TERRAZZO WORKERS			BLD	19.450		1.5	1.5	2.0	.000	.350	.000	
TILE LAYERS			BLD	17.420		1.5	2.0	2.0	1.950	1.805	.000	
TRUCK DRIVERS			ALL 1	16.175		1.5	1.5	2.0	2.100	1.725	.000	
TRUCK DRIVERS			ALL 2	15.575		1.5	1.5	2.0	2.100	1.725	.000	
TRUCK DRIVERS			ALL 3	16.775		1.5	1.5	2.0	2.100	1.725	.000	
TRUCK DRIVERS			ALL 4	17.025		1.5	1.5	2.0	2.100	1.725	.000	

Jackson County

IRONWORKERS NW That part of the county Northwest of a diagonal line between the Rt. 51-county line intersection on the North to Jones Ridge.

The following list is considered as those days for which holiday rates of wages for work performed apply:

New Years Day, Memorial/Decoration Day, Fourth of July, Labor Day, Veterans Day, Thanksgiving Day, Christmas Day.

Generally, any of these holidays which fall on a Sunday is celebrated on the following Monday. This then makes work performed on that Monday payable at the appropriate overtime rate for holiday pay. Common practice in a given local may alter certain days of celebration such as the day after Thanksgiving for Veterans Day. If in doubt, please check with IOOL.

EXPLANATION OF CLASSES

TRUCK DRIVER - BUILDING, HEAVY AND HIGHWAY CONSTRUCTION-JACKSON COUNTY

Class 1. Drivers on 2 axle trucks hauling less than 9 ton. Air compressor and welding machines and brooms, including those pulled by separate units, truck driver helpers, warehousemen, mechanic helpers, greasers and tiremen, pickup trucks when hauling materials, tools, or men to and from and on-the-job site, and fork lifts up to 6,000 lb. capacity.

Class 2. Two or three axle trucks hauling more than 9 ton but hauling less than 16 ton. A-frame winch trucks, hydrolift trucks, or similar equipment when used for transportation purposes. Fork lifts over 6,000 lb. capacity, winch trucks, four axle combination units, and ticket writers.

Class 3. Two, three or four axle trucks hauling 16 ton or more. Drivers on water pulls, mechanics and working foremen, and dispatchers.

Five axle or more combination units.

Class 4. Low Boy and Oil Distributors.

OPERATING ENGINEERS - BUILDING, HEAVY AND HIGHWAY CONSTRUCTION-JACKSON COUNTY

Class 1. APSCD or Equal Spreading Machine, Backhoe, Backfiller, Boom or Winch Cat, Bituminous Mixplane Machine, Blacksmith, Bituminous Surfacing Machine, Bull-Dozer, Crane, Shovel, Dragline, Truck Crane, Pile Driver, Concrete Breaker, Concrete or Pumpcrete Pumps, Dinky or Standard Locomotives, Well or Caisson Drills, Elevating Grader, Fork Lifts, Flexplane, Grapple, Hi-Lift Hoists, Guy-Derricks, Hysters, Mechanic Motor Patrol, Mixers-21 cu. ft. or over, Push Cats, Pulls and Scrapers, Two Well Point Pumps, Pulverizer or Tiller, Pugmill, Rubber-Tired Farm Type Tractor with Bulldozer/Blade/Auger or hi-lift over 1/2 yd., Jersey Spreader, Tract-Air used with Drill or Hi-Lift Trenching or Ditching Machines, Wood Chipper w/Tractor, Self-Propelled Roller w/Blade, Equipment Greaser, Self-Propelled Bump Grinder on Concrete pavement, Boat Operator.

Class 2. Any type tractor pulling any type roller or disc, Two Air Compressors (220 cu. ft. capacity or over), Two Airtract Drills, Air-Track Drill w/Compressor, Automatic Bins or Scales w/Compressor or Generator, Pipeline Boring Machine, Bulk Cement Plant w/Separate Compressor, Power Operated Bull Float, Hydra-Lift w/Single Motor, Straw Mulcher Blower w/Spout, Self-Propelled Roller/Compactor, Back-End man on Bituminous Surfacing Machine.

Class 3. Air Compressor w/Valve driving piling, Boom or Winch Type Truck, Two Conveyors, Self-Propelled Concrete Saw, Form Grader, Truck Crane Oiler, Self-Propelled Vibrator, Rubber Tired Farm Type Tractor w/Blade/Bulldozer/Auger/hi-lift - 1/2 yd. or less, Elevator Operator, Self-Propelled Chip Spreader.

Class 4. Air-Track Drill (one), Belt Drag Machine, Power Broom, Mechanical Plasterer Applicator, Tract-Air, Air Compressor (220 cu. ft. or over) One, Air Compressor (under 220 cu. ft.) four, Automatic Bin, Bulk Cement Plant w/Built-in Compressor running off same motor or electric motor, Fireman or Switchman, Self-Propelled Form Tamper, Light Plants (4), Welding Machines (4), Pumps (4), or Combination of four (4) Pumps, Light Plants, Welding Machines, Air-Compressors (under 220 cu. ft.), Mudjacks or Wood Chipper, Mixers - less than 21 cu. ft. Mortar Mixer w/Skip or Pump, Pipeline Tract Jack, One Operating Engineer may operate and maintain any combination of the following pieces of equipment, not to exceed four (4) which shall be within a reasonable distance, such combination may include any equipment in this classification: (Compressors, Light Plants, Generators, Welding Machines, Pumps or Conveyors), One Well-Point Pump, Two Motor Driven Heaters.

Class 5. One Air Compressor (under 220 cu. ft.), One Engine-Driven Conveyor, One Motor Driven Heater, One Light Plant, One Pump, One Welding Machine, One Umac or Equa Spreader, Conveyor Operator on Self-Propelled Chip Spreader, Oilers.

Other Classifications of Work:

For definitions of classifications not otherwise set out, the Department generally has on file such definitions which are available. If there is no such definition on file, the Bureau of Labor Statistics SIC list will be used. If a task to be performed is not subject to one of the classifications of pay set out, the Department will upon being contacted state which neighboring county has such a classification and provide such rate, such rate being deemed to exist by reference in this document. Further, if no such neighboring county rate applies to the task, the Department shall undertake a special determination, such special determination being then deemed to have existed under this determination.

Prevailing rates of wages have been determined for the following classifications which may not be listed: barber, hairdresser and cosmetologist; baker; bartender; cook (Cook, Sangamon); elevator operator; food service worker (Cook, Sangamon, U of I-C); furniture mover (Cook); janitor (Cook, Macon); maintenance worker-power plant; millwright; moving picture machine operator; operating engineer-stationary or hazardous waste, sewage disposal and water plant, floating platform; patrol officer (Cook); piledriver; railroad construction and maintenance worker; security guard; stationary fireman; sound technician; telecommunication service technician; theatrical stage employee; tug boat operator; underwater diver; well drillers. If a project requires these, or any classification not listed, please contact IOOL at 217/782/1710 for wage rates or clarifications.

ORDINANCE 90-5

AN ORDINANCE WITH RELATION TO THE ESTABLISHMENT OF A 9-1-1 EMERGENCY TELEPHONE SYSTEM IN JACKSON COUNTY, ILLINOIS

WHEREAS, the State of Illinois has enacted into law the Emergency Telephone System Act, Ill. Rev. Stat., Ch. 134, Paragraph 31 et seq., as amended, (the "ACT"); and

WHEREAS, the Act enables counties and municipalities to impose a surcharge on monthly billed subscribers of telecommunication carriers at a rate per network connection in order to implement and/or upgrade and maintain a "9-1-1" emergency telephone system; and

WHEREAS, the Act requires the telecommunication carriers to collect the surcharge from its monthly billed subscribers residing within the corporate limits of the county or municipality imposing the surcharge; and

WHEREAS, the Act allows the telecommunication carriers to deduct and retain 3% of the gross amount of surcharge collected for reimbursement of the expense of accounting and collecting the surcharge; and

WHEREAS, the Act allows the governing body of a county, by ordinance, to call for a binding referendum on the question of imposing a surcharge on telecommunication carriers for the purpose of installing, maintaining a 9-1-1 emergency telephone number system; and

WHEREAS, the County Board of Jackson County, Illinois, deems it to be in the best interest of Jackson County, Illinois, to

implement and maintain a 9-1-1 emergency telephone system and to impose a surcharge on telecommunication carriers to be passed on to its subscribers to pay for the costs associated therewith; and

WHEREAS, the County Board of Jackson County, Illinois, believe it is in the best interest of the citizens of Jackson County to cause a referendum to be placed on the ballot at the November 6, 1990 General Election.

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

SECTION ONE: That the foregoing recitals are hereby incorporated by reference as if fully set forth within this Section One.

SECTION TWO: A surcharge is hereby imposed, subject to the provisions of Section Three, upon the monthly billed subscribers of telecommunication carriers residing within Jackson County, Illinois, for the funding of a 9-1-1 emergency telephone system.

SECTION THREE: The County Clerk of Jackson County, Illinois, shall place a referendum on the ballot at the November 6, 1990 General Election for all legal voters residing in Jackson County to vote upon the following question:

Shall the County of Jackson impose a surcharge in an amount not to exceed \$1.25 per month per network connection on telecommunications carriers, which surcharge expense will be added to the monthly bill, you receive for telephone or telecommunications charges, for the purpose of installing and maintaining a 911 Emergency Telephone System?	YES
	NO

SECTION FOUR: If a majority of the votes cast upon the question set forth in Section Three are in favor thereof, a surcharge is hereby imposed on monthly billed subscribers of telecommunication carriers residing within Jackson County, Illinois, at a rate not to exceed \$1.25 per month per network connection, as hereinafter defined. A network connection shall be deemed to be not in service where a subscriber's account is uncollectible.

SECTION FIVE: A monthly bill subscriber shall be deemed to reside within Jackson County, Illinois, if the service address, as hereinafter defined, is located within Jackson County.

SECTION SIX: For purposes of this ordinance, the following definitions shall apply:

- a. "Network Connection" means the number of voice grade communication channels directly between a subscriber and a telecommunications carrier's public switched network without the intervention of any other telecommunications carriers switched network which would be required to carry the subscriber's interpremises traffic.
- b. "Service Address" means the location of the subscriber's telecommunications facilities accessing the network connection or connection(s) that are subject to the surcharge. If this is not a defined location, service address shall mean the location of a subscriber's primary use of the network connection as defined by telephone number, authorization code, or location in Illinois where bills are sent.
- c. "Telecommunications Carrier" means any natural individual, firm, trust, estate, partnership, association, joint stock company, joint adventure, corporation, municipal corporation or political subdivision of this State, or a receiver, trustee, conservator or other representative appointed by order of any court engaged in the business of transmitting messages by means of electricity.

SECTION SEVEN: The County Clerk of Jackson County shall provide any telecommunication carriers collecting the surcharge with a certified list of those network connections assigned to governmental entities, which provide police, firefighting, medical, and other emergency services, to be exempt from imposition of the surcharge. The certified list may be revised by the Emergency Telephone System Board on 60 days prior written notice provided to the telecommunication carriers.

SECTION EIGHT: The surcharge shall be imposed not later than 90 days from the date the County Clerk of Jackson County certifies to any of the telecommunication carriers, who are required to collect the surcharge, that the referendum referred to Section Three has passed.

SECTION NINE: Each telecommunication carrier is hereby authorized and directed to deduct 3% from the gross amount of the surcharge collected prior to remittance under Section Ten of this ordinance in reimbursement for the expense of accounting and collecting the surcharge.

SECTION TEN: Every telecommunication carrier shall remit to the Treasurer of Jackson County, Illinois, the amount of the surcharge collected for each calendar month within 30 days following expiration of each month to which the surcharge applies, less any network or other 9-1-1 or sophisticated 9-1-1 system charge then due to the particular telecommunication carrier as shown on an

itemized bill and the 3% accounting and collection charge described in Section Nine.

SECTION ELEVEN: Each telecommunication carrier shall make simultaneously with the remittance described in Section Ten a return to the Treasurer of Jackson County, Illinois, for the period to which the remittance applies stating as follows:

1. The name of the telecommunication carrier.
2. The telecommunication carrier's principal place of business.
3. The number of network connections to which the surcharge applies.
4. The amount of surcharge collected.
5. Such other reasonable and related information as the corporate authorities may require.

SECTION TWELVE: If it shall appear that an amount of surcharge has been paid which was not due under the provisions of this ordinance, whether as the result of a mistake of fact or an error of law, then such amount shall be credited against any surcharge due, or to become due, under this ordinance; provided that no amounts erroneously paid more than three (3) years prior to the filing of a claim therefor shall be so credited. Ninety days prior notice shall be given to the Emergency Telephone System Board on any credit against a surcharge due.

SECTION THIRTEEN: No action to recover any amount of surcharge due under the provisions of this ordinance shall be commenced more than three (3) years after the due date of such amount.

SECTION FOURTEEN: To facilitate the implementation and maintenance of a 9-1-1 system, the municipalities, police agencies, fire protection agencies, emergency medical providers, and the County are authorized pursuant to Illinois Revised Statutes, Chapter 127, Paragraph 743, to enter into Intergovernmental Agreements as circumstances dictate.

SECTION FIFTEEN: This ordinance shall be in full force and effect upon approval by the County Board of Jackson County, Illinois, and publication in pamphlet form in the office of the County Clerk.

APPROVED at the regular meeting of the Jackson County Board on 8 AUG, 1990.

D. Blaney Miller
D. Blaney Miller
Chairman

ATTEST:

Robert B. Harrell
Robert B. Harrell
County Clerk

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1990
Robert B. Harrell
County Clerk

ORDINANCE 90-6

AN ORDINANCE ESTABLISHING AN EMERGENCY TELEPHONE SYSTEM BOARD IN JACKSON COUNTY, ILLINOIS

WHEREAS, the State of Illinois has enacted into law the Emergency Telephone System Act, Ill. Rev. Stat., Chapter 134, Paragraph 31 et seq., as amended (the "ACT"); and

WHEREAS, the ACT mandates the establishment of an Emergency Telephone System Board (ETSB) by the County Board of any County that imposes a surcharge pursuant to Section 15.3 of the Act, Ill. Rev. Stat., Chapter 134, Paragraph 45.3; and

WHEREAS, a majority of the legal voters voting on the referendum presented to them at the November 6, 1990 General Election voted in favor of the imposition of the surcharge; and

WHEREAS, the County Board of Jackson County shall impose a surcharge pursuant to law; and

WHEREAS, the County Board of Jackson County must now create and establish an ETSB.

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

SECTION ONE: That the foregoing recitals are hereby incorporated by reference as if fully set forth within this Section One.

SECTION TWO: There is created and established an ETSB to operate and maintain an Emergency Telephone System, commonly known as a 9-1-1 System.

SECTION THREE: The ETSB shall consist of thirteen (13) members to be appointed by the Chairman of the Jackson County Board, with the advice and consent of the Jackson County Board, in the manner provided herein:

- (a) The term of the members of the ETSB shall be three (3) years, with the terms staggered so as to provide continuity to the performance of the ETSB.
- (b) The members of the ETSB shall be representative of the Public Safety Agency 9-1-1 users and one public shall member shall be appointed on the basis of their ability or experience in the provision of emergency services to the community.
- (c) The ETSB members shall include the following:
 - (i) The Sheriff of Jackson County;
 - (ii) Two (2) individuals from the City of Carbondale, to be recommended by the Mayor of Carbondale, each having ability or experience with emergency services;
 - (iii) Two (2) individuals from the City of Murphysboro, to be recommended by the Mayor of Murphysboro, each having ability or experience with emergency services;
 - (iv) The Director of the Jackson County Ambulance Service; and
 - (v) Six (6) individuals representative of the Public Safety Agency 9-1-1 users appointed on the basis of their ability or experience with emergency services, four (4) of whom must be representative of Public Safety Agency 9-1-1 users whose system is located outside of the corporate limits of the

City of Carbondale and the City of Murphysboro.

- (vi) One (1) individual who is a public member who is a resident of the local exchange service territory included in the 9-1-1 coverage area.

SECTION FOUR: The terms of the ETSB shall be staggered in the following manner:

- (a) The two individuals from the City of Carbondale and the two individuals from the City of Murphysboro shall be appointed on December 12, 1990 for a one year period and then for a three year term in December of 1991;
- (b) Five (5) of six (6) individual members representative of Public Safety Agency 9-1-1 users located outside of the corporate limits of the City of Carbondale and the City of Murphysboro shall be appointed on December 12, 1990, for a two (2) year period and then for a three (3) year term in December 1992; and
- (c) The Sheriff of Jackson County, the Director of the Jackson County Ambulance Service and the remaining individual member representative of the Public Safety Agency 9-1-1 users located outside of the corporate limits of the City of Carbondale and City of Murphysboro shall be appointed on December 12, 1990, for a three year period and then for a three year term in December of 1993.

SECTION FIVE: The powers and duties of the ETSB shall include, but are not limited to, the following:

- (a) Planning a 9-1-1 system;
- (b) Coordinating and supervising the implementation, upgrading and maintenance of the 9-1-1 system, including the establishment of equipment specifications and coding systems;
- (c) Receiving monies from the surcharge imposed and from any other source, for deposit into the Emergency Telephone System Fund to be maintained by the Treasurer of Jackson County, Illinois;

- (d) Authorizing all disbursements from the Emergency Telephone System Fund in accordance with Illinois Revised Statutes, Chapter 134, Paragraph 45-4(c);
- (e) Hiring, on a temporary basis, any staff necessary for the implementation or upgrade of the 9-1-1 system;
- (f) Making and entering into contracts;
- (g) Acquiring, holding, and disposing of property;
- (h) Incurring debts, liabilities, or obligations necessary for the accomplishment of its purposes;
- (i) Taking any and all other actions necessary and incidental to achieve its purposes;
- (j) Obtaining any and all types of insurance to protect itself from all claims, accidents, and losses; and
- (k) Adopting By-Laws, Rules, and Regulations to govern its internal operations.

SECTION SIX: This Ordinance shall be in full force and effect upon approval by the County Board of Jackson County, Illinois, and publication in pamphlet form in the office of the County Clerk.

APPROVED at the regular meeting of the Jackson County Board on November 14, 1990.

D. Blaney Miller
D. Blaney Miller
Chairman

ATTEST:

Robert B. Harrell
Robert B. Harrell
County Clerk

AN ORDINANCE PROVIDING FOR AND MAKING THE ANNUAL TAX LEVY FOR
JACKSON COUNTY, ILLINOIS FOR THE YEAR DECEMBER 1, 1990
THROUGH NOVEMBER 30, 1991

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, 1990 and ending November 30, 1991;

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD, THAT THE SUM OF \$5,564,705 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 \$672,724 is levied pursuant to Illinois Revised Statutes, Chapter 34, Paragraph 406, for general corporate purposes;
2. The sum of \$501,132 is levied pursuant to Illinois Revised Statutes, Chapter 34, Paragraph 409.9 for Ambulance purposes;
3. The sum of \$220,000 is levied pursuant to Illinois Revised Statutes, Chapter 85, Paragraph 9-107, for costs of insurance contracts for tort liability;
4. The sum of \$285,000 is levied pursuant to Illinois Revised Statutes, Chapter 85, Paragraph 9-107, for costs of insurance contracts for worker's compensation;
5. The sum of \$70,000 is levied pursuant to Illinois Revised Statutes, Chapter 85, Paragraph 9-107, to provide for the County's payment and contribution for unemployment insurance;
6. The sum of \$1,070,000 is levied pursuant to Illinois Revised Statutes, Chapter 108 1/2, Paragraph 7-132, for the County's payment and contribution to the Illinois Municipal Retirement Fund (I.M.R.F.);
7. The sum of \$690,000 is levied pursuant to Illinois Revised Statutes, Chapter 108 1/2, Paragraph 21-124, for the County's payment and contribution to the Social Security System;
8. The sum of \$205,000 is levied pursuant to Illinois Revised Statutes, Chapter 111 1/2, Paragraph 20c10, for Public Health purposes;

9. The sum of \$17,000 is levied pursuant to Illinois Revised Statutes, Chapter 34, Paragraph 5124, for the purpose of treating and caring for those affected with Tuberculosis;

10. The sum of \$253,102 is levied pursuant to Illinois Revised Statutes, Chapter 91 1/2, Paragraph 304, for the operation of the Community Mental Health (708) Board;

11. The sum of \$260,000 is levied pursuant to Illinois Revised Statutes, Chapter 121, Paragraph 5-601, for the County Highway purposes;

12. The sum of \$130,000 is levied pursuant to Illinois Revised Statutes, Chapter 121, Paragraph 5-603, for Federal Aid Matching;

13. The sum of \$130,000 is levied pursuant to Illinois Revised Statutes, Chapter 121, Paragraph 5-602, for the County Bridge Funds;

14. The sum of \$125,000 is levied pursuant to Illinois Revised Statutes, Chapter 85, Paragraph 1048, to pay the annual rent payable to the Public Building Commission for the Jackson County Nursing Home;

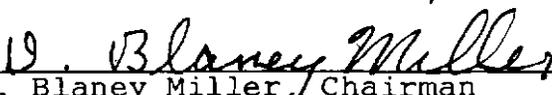
15. The sum of \$829,747 is levied pursuant to Illinois Revised Statutes, Chapter 85, Paragraph 1048, to pay the annual rent payable to the Public Building Commission for the Jackson County Jail;

16. The sum of \$58,000 is levied pursuant to Illinois Revised Statutes, Chapter 34, Paragraph 409.16, for the purpose of social services for senior citizens;

17. The sum of \$48,000 is levied pursuant to Illinois Revised Statutes, Chapter 5, Paragraph 248, for support of the Jackson county Cooperative Extension Service.

the 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 28th day of November, 1990.



D. Blaney Miller, Chairman
Jackson County Board

ATTEST:



Robert B. Harrell
Jackson County Clerk & Recorder