

ORDINANCES 2005

05-01

An altered speed zone of 25 mph on a portion of CH 10 Jacob Road beginning at Odd Fellow Rd. west 0.24 miles on W Jacob road and beginning at Odd Fellow Rd. east 0.24 miles on E Jacob Rd

05-02

An Ordinance Establishing Uniform Real Estate Transfer Tax

05-03

An Ordinance for the Establishment of an Altered Speed Zone of 50 m.p.h. for a portion of Giant City Rd. beginning at South Church Rd. extending northerly for a total distance of 0.9 miles

05-04 Skipped number

05-05

An ordinance to add territory to the Jackson County Enterprise zone (A.G. Edwards)

05-06

Ordinance for the establishment of an altered speed zone of 30 mph on a portion of Carbon Lake Road

05-07

Ordinance to establish the Names of all streets, lanes, roads or highways in the unincorporated areas of Jackson County

05-08

Ordinance for the establishment of an altered speed zone of 40 mph on a portion of W. Pleasant Hill Rd. beginning at Country Club Rd. and extending easterly to Rowden Rd. for a total distance of 0.8 miles

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AN ORDINANCE FOR THE ESTABLISHMENT

OF AN ALTERED SPEED ZONE

05-1

IT IS HEREBY DECLARED by the Board of Jackson County, Illinois, that the basic statutory vehicular speed limits established by Section 11-604 of the Illinois Vehicle Code are more than that considered reasonable and proper on the highway listed below for which Jackson County Department of Highways 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, this Board determines and declares that reasonable and proper absolute maximum speed limit upon a section of West Jacob Road and East Jacob Road (CH 10) as listed below shall be 25 m.p.h.

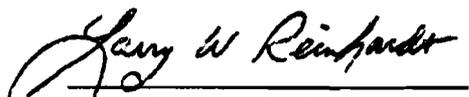
A 25 mile per hour speed limit beginning at Odd Fellow Road, west 0.24 miles on West Jacob Road and beginning at Odd Fellow Road, east 0.24 miles on East Jacob Road..

BE IT FURTHER DECLARED that signs be erected giving notice thereof 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, Larry Reinhardt, 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 4-13, 2005

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County this 13 day of April, 2005


Larry Reinhardt, County Clerk

SEAL

ORDINANCE 05- 2

AN ORDINANCE ESTABLISHING UNIFORM REAL ESTATE TRANSFER TAX

WHEREAS, pursuant to 55 ILCS 5/5-1031, the County Board has previously imposed a tax on the privilege of transferring title to real estate situated in Jackson County for all transfers on which the county also collects a transfer tax for the State of Illinois pursuant to 35 ILCS 200/31-10; and

WHEREAS, Public Act 93-657 became effective June 1, 2004 and made certain changes in the Real Estate Transfer Tax authorized under the Illinois Revenue Code (35 ILCS 200/31-10) to impose such tax on the privilege of transferring a controlling interest in a real estate entity owning property located in Illinois, including a lessee's interest in certain ground leases; and

WHEREAS, said Public Act 93-657 failed to authorize counties to collect the transfer tax on such transfers of controlling interests, thereby inadvertently creating an inconsistency in the manner in which transfer taxes may be imposed by the state and the county respectively; and

WHEREAS, in order to rectify this inconsistency, Public Act 93-1099 will become effective June 1, 2005, authorizing counties to also impose a tax on the transfer of a controlling interest in a real estate entity owning property located in Illinois, including a lessee's interest in certain ground leases; and

WHEREAS, the County Board has determined it is appropriate and beneficial of the effective administration of the transfer tax that there be a uniform application of such tax imposed by the county and the state respectively.

NOW THEREFORE, BE IT RESOLVED by the County Board of Jackson County that effective June 1, 2005 and pursuant to Public Act 93-1099 and 55 ILCS 5/5-1031, there is hereby imposed a tax on the privilege of transferring a controlling interest in a real estate entity owning property located in Jackson County, including a lessee's interest in certain ground leases, in the amount of \$.25 per \$500 consideration or fraction of \$500 value declared in the real estate transfer declaration required by 35 ILCS 200/31-25, such tax to be in addition to any and all transfer tax currently authorized for collection by Jackson County. This ordinance is a supplement to other transfer taxes hereby authorized previously by this board and by state law.

PASSED, APPROVED, AND ADOPTED by the Jackson County Board this 11th day of May, 2005.


GARY G. HARTLIEB, Chairman

ATTEST:


LARRY W. REINHARDT, County Clerk

(Seal)

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AN ORDINANCE FOR THE ESTABLISHMENT

OF AN ALTERED SPEED ZONE

05-3

IT IS HEREBY DECLARED by the Board of Jackson County, Illinois, that the basic statutory vehicular speed limits established by Section 11-604 of the Illinois Vehicle Code are more 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, this Board determines and declares that reasonable and proper absolute maximum speed limit upon a section of Giant City Road (CH 12, FAS 919) as listed below shall be 50 m.p.h.

A 50 mile per hour speed limit beginning at South Church Road extending northerly for a total distance of 0.90 miles.

BE IT FURTHER DECLARED that signs be erected giving notice thereof 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, Larry Reinhardt, 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 7-13, 2005.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County this 13 day of July, 2005.


Larry Reinhardt, County Clerk

SEAL

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Number 4

Skipped

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ORDINANCE NO. 05-05

AN ORDINANCE TO ADD TERRITORY
TO THE JACKSON COUNTY ENTERPRISE ZONE
(JACKSON COUNTY)

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 Economic Opportunity, 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 Economic Opportunity, effective March 1, 1990; and

WHEREAS, a request has been made to expand the current Enterprise Zone area through the addition of a certain parcel of property, pursuant to authority of the Act, and subject to approval by the Illinois Department of Commerce and Economic Opportunity, 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 Section III of Ordinance 90-2, the Ordinance Establishing an Enterprise Zone for Jackson County, Illinois, is hereby amended by adding Exhibits A-29 and B-29 (which exhibits are attached to this ordinance and made a part thereof) to the list of Exhibits within said Section III.

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 Jackson County Board 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 Jackson County Board finds that the subject matter of this Ordinance pertains to the government and affairs of the 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 the 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 Economic Opportunity has approved the application for amendment to the Enterprise Zone in the Jackson County, Illinois.

PASSED this 10 day of Aug, 2005.

APPROVED this 10 day of Aug, 2005.

JACKSON COUNTY BOARD


COUNTY BOARD CHAIRMAN

ATTESTED:


COUNTY CLERK

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LEGAL DESCRIPTION

**CONNECTING STRIP
LINKING THE PROPOSED DEVELOPMENT WITH THE ENTERPRISE ZONE**

GENERAL DESCRIPTION

Commencing at the northwest corner of Lot 48 of the Ryburn Colp Subdivision, this point also being on the easterly Right-of-Way line of Giant City Road, all located within the Northwest Quarter of Section 23, Township 9 South, Range 1 West, of the Third Principal Meridian, in the City of Carbondale, Jackson County, Illinois;

thence south along the easterly Right-of-Way line of Giant City Road a distance of 550 feet to the Southwest corner of Lot 30 of the Ryburn Colp Subdivision;

thence east along the south line of Lot 30 to the Southeast corner of Lot 30 of the Ryburn Colp Subdivision, this point also being the point of beginning for the following description.

GENERAL DESCRIPTION OF PROPERTY

A part of lot 30, 29, 28, and 27 and part of the vacated 50 foot wide Swendell Avenue lying between aforesaid lots 28 and 27 all in the Ryburn Colp Subdivision being a Subdivision of a part of the Northeast Quarter of the Northwest Quarter of Section 23, Township 9 South, Range 1 West of the Third Principal Meridian in the City of Carbondale, Jackson County, Illinois.

DETAILED DESCRIPTION OF PROPERTY

Beginning at the Southeast corner of Lot 30 in aforesaid Ryburn Colp Subdivision;

thence West along the South line of Lot 30 a distance of 33.00 feet to the East Right-of-Way line of F.A.S. Route 919 (Giant City Road);

thence North along the East Right of-Way line a distance of 190.00 feet;

thence East parallel with the South line of lots 30, 29, 28 and 27 a distance of 240.00 feet;

thence South parallel with the East Right-of-Way line of F.A.S. Route 919 a distance of 190.00 feet to the South line of Lot 27;

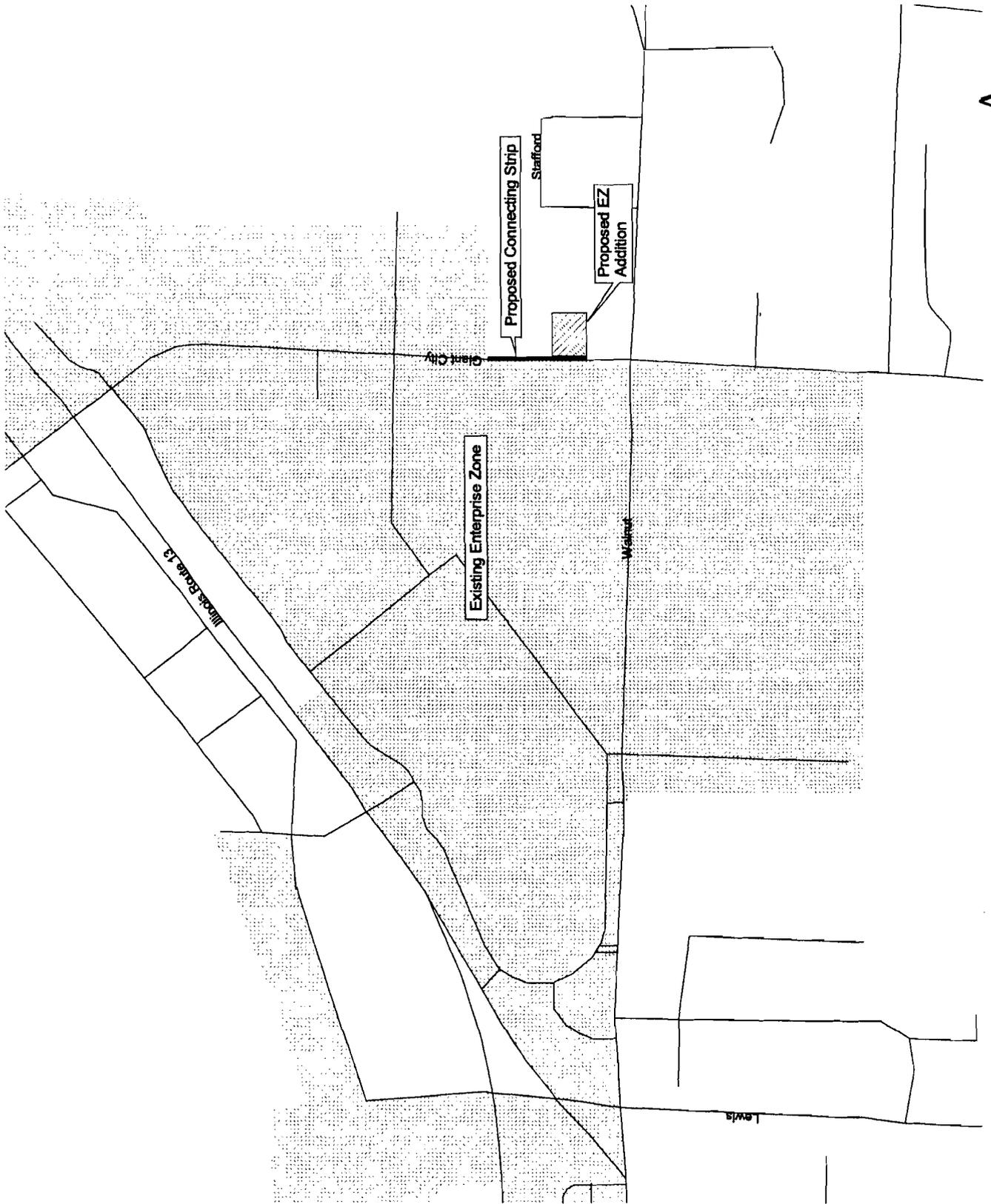
thence West along the South line of Lots 27, 28, 29 and 30 a distance of 207.00 feet to the point of beginning of the land herein described, containing 45,600 square feet more or less.

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A G Edwards - Proposed Enterprise Zone Addition - Carbondale, IL.



... ESTABLISHMENT I
OF AN ALTERED SPEED ZONE

05-6

IT IS HEREBY DECLARED by the Board of Jackson County, Illinois, that the basic statutory vehicular speed limits established by Section 11-604 of the Illinois Vehicle Code are more than that considered reasonable and proper on the highway listed below for which Murphysboro 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, this Board determines and declares that reasonable and proper absolute maximum speed limit on Carbon Lake Road as listed below shall be 30 m.p.h.

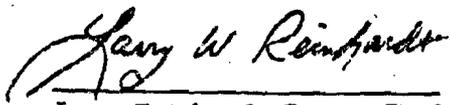
A 30 mile per hour speed limit beginning at IL Rte. 127 and extending westerly for a total distance of 1.50 miles.

BE IT FURTHER DECLARED that signs be erected giving notice thereof 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, Larry Reinhardt, 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 9-14, 2005.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County this 14 day of Sept, 2005



Larry Reinhardt, County Clerk

SEAL

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Ordinance Number 2005- 7

**AN ORDINANCE TO ESTABLISH THE NAMES OF ALL STREETS, LANES,
ROADS OR HIGHWAYS IN THE UNINCORPORATED AREA OF
JACKSON COUNTY, ILLINOIS.**

WHEREAS, the Counties Code, 55 ILCS 5/5-1067 (West 2002) provides that county boards may name or may change the name of any street, lane, road or highway in the unincorporated area of the county; and

WHEREAS, the County Board of Jackson County had previously approved and enacted Ordinance number 2004-02 naming or renaming various streets, lanes, roads or highways situated in the unincorporated area of the county; and

WHEREAS, in conjunction with implementing and maintaining the emergency telephone system (911) in the county various streets, roads, lanes, and highways situated in the unincorporated area of the county have been named or renamed since the enactment of Ordinance number 2004-02; and

WHEREAS, the Jackson County Board deems it to be in the best interest of the residents of the county that these named and renamed streets, roads, lanes, and highways be adopted as provided in this present Ordinance; and the attached Jackson County Road Atlas, Second Edition, bearing a date of August 8, 2005, be used and incorporated within the present Ordinance; and

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

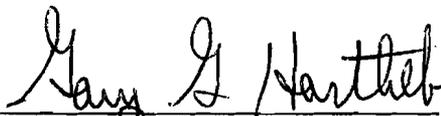
THEREFORE, BE IT ORDAINED BY THE COUNTY BOARD OF JACKSON COUNTY, ILLINOIS, AS FOLLOWS:

A. Ordinance number 2004-02 is hereby repealed effective upon the passage of this present Ordinance. This repeal, however, shall not in any way effect, void, alter, negate or diminish any right, action or decision, that vested or took place as a result of the prior Ordinance.

B. All streets, lanes, roads, highways and public ways in the unincorporated area of Jackson County, Illinois are hereby named or renamed, as shown and depicted on the attached Jackson County Road Atlas, Second Edition. Said atlas and road names are incorporated herein and made a part of this ordinance as if fully set out.

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

APPROVED AND ADOPTED at the regular meeting of the Jackson County Board on this 14th day of September, 2005.



Gary G. Harlieb
Chairman

ATTEST:



Larry Reinhardt, County Clerk

SEAL

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AN ORDINANCE FOR THE ESTABLISHMENT

OF AN ALTERED SPEED ZONE

05 - 8

IT IS HEREBY DECLARED by the Board of Jackson County, Illinois, that the basic statutory vehicular speed limits established by Section 11-604 of the Illinois Vehicle Code are more than that considered reasonable and proper on the highway listed below for which Murphysboro and Carbondale Township have 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, this Board determines and declares that reasonable and proper absolute maximum speed limit on W. Pleasant Hill Road as listed below shall be 40 m.p.h.

A 40 mile per hour speed limit beginning at Country Club Road and extending easterly to Rowden Road for a total distance of 0.8 miles.

BE IT FURTHER DECLARED that signs be erected giving notice thereof 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, Larry Reinhardt, 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 10-12, 2005.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County this 12 day of Oct, 2005



Larry Reinhardt, County Clerk

SEAL

AN ORDINANCE PROVIDING FOR AND MAKING THE ANNUAL TAX LEVY FOR
JACKSON COUNTY, ILLINOIS FOR THE YEAR DECEMBER 1, 2005
THROUGH NOVEMBER 30, 2006

05-9

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, 2005 and ending November 30, 2006;

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD, THAT THE SUM OF \$7,269,673.00 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 \$1,416,712.00 is levied pursuant to 55 ILCS 5/5 - 1024, for general corporate purposes;
2. The sum of \$1,038,472.00 is levied pursuant to 55 ILCS 5/5 - 1028, for Ambulance purposes;
3. The sum of \$181,499.00 is levied pursuant to 745 ILCS 10/9 - 107, for costs of tort liability protection;
4. The sum of \$249,304.00 is levied pursuant to 745 ILCS 10/9 - 107, for costs of insurance contracts for worker's compensation;
5. The sum of \$82,472.00 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 \$895,380.00 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 \$811,635.00 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 \$479,433.00 is levied pursuant to 55 ILCS 5/5 - 25003, for Public Health purposes;

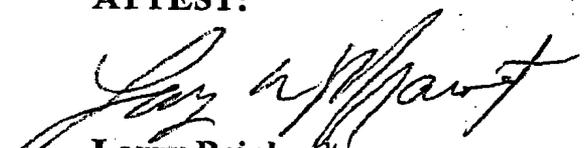
9. The sum of \$65,263.00 is levied pursuant to 55 ILCS 5/5 - 23029, 23030, 23039, 23040, for the purpose of treating and caring for those affected with Tuberculosis;
10. The sum of \$385,833.00 is levied pursuant to 405 ILCS 20/4 - 5, 6, for the operation of the Community Mental Health (708) Board;
11. The sum of \$524,708.00 is levied pursuant to 605 ILCS 5/5 - 601, for the County Highway purposes;
12. The sum of \$234,419.00 is levied pursuant to 605 ILCS 5/5 - 603, for Federal Aid Matching;
13. The sum of \$189,145.00 is levied pursuant to 605 ILCS 5/5 - 602, for the County Bridge Funds;
14. The sum of \$64,434.00 is levied pursuant to 55 ILCS 5/5 - 1034, for the purpose of social services for senior citizens;
15. The sum of \$171,531.00 is levied pursuant to 505 ILCS 45/8, for support of the Jackson county Cooperative Extension Service.
16. The sum of \$0 is levied pursuant to 55 ILCS 5/5-1012, for the purpose of debt service payments on an indebtedness owed the county on general obligation bonds issued for the purpose of river levee improvements.
17. The sum of \$479,433.00 is levied pursuant to 55 ILCS 5/5-21001, for the purpose of maintaining and operating the County Nursing Home.

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 28th day of November 2005.


Gary G. Hartlieb, Chairman
Jackson County Board

ATTEST:


Larry Reinhardt
Jackson County Clerk & Recorder

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