

Jackson County
2019 Ordinances

	ORDINANCES
1	Ordinance Transferring Monies from the Prisoner Housing Fund, Jackson County Ambulance Fund, and Solid Waste Fund to the County General Fund
	Ordinance Authorizing the Issuance of Tax Anticipation Warrants in Anticipation of Taxes Levied for the General Fund of Jackson County, Illinois
2	<i>The board did not vote on this</i>
3	Ordinance Authorizing the Jackson County Sheriff's Office to Increase Fees for Bond and Institute New Fees for Court Escorts, Inmate Sick Calls, and Medical/Dental Escorts
4	Ordinance for the Establishment of an Altered Speed Zone-Jones Road-DeSoto Township
5	Ordinance for the Establishment of an Altered Speed Zone-Oak Street-DeSoto Township
6	Ordinance Authorizing the County Recorder's Office to Increase Fees
7	Ordinance Authorizing the County Clerk's Office to Increase Fees
8	Ordinance For the Establishment of an Altered Speed Zone - Kimmel Bridge Road
	Ordinance Authorizing Jackson County Sheriff's Office to Increase Service of Process and Return of Service Fees and Institute New Fees for Certified Mailed Service and Eviction/Replevin Standby
9	Ordinance Amending The Jackson County Food Service Sanitation Ordinance
10	Ordinance Amending The Jackson County Private Sewage Disposal System Ordinance
12	Ordinance Authorizing the Jackson County Animal Control Office to Increase Fees For Rabies Tags
13	Ordinance Authorizing an Addendum to the Mutual Aid Box Alarm System Agreement
14	Ordinance Providing for and making the Annual Tax Levy for Jackson County, Illinois for the year December 1, 2019 through November 30, 2020
15	Ordinance 2019-15 Establishing a County Cannabis Retailers' Occupation Tax in the County of Jackson, Illinois
	JACKSON COUNTY, ILLINOIS FOR THE YEAR DECEMBER 1, 2019
	THROUGH NOVEMBER 30, 2020

ORDINANCE NO. 2019 – 01

AN ORDINANCE TRANSFERRING MONIES FROM THE PRISONER HOUSING FUND, JACKSON COUNTY AMBULANCE FUND, AND ~~SOLID WASTE FUND~~ TO THE COUNTY GENERAL FUND

WHEREAS, the Counties Code at 55 ILCS 5/6-1003 allows the County Board to make appropriations in excess of those authorized by the budget to meet an immediate emergency and allows transfers of appropriations with a vote of 2/3 of the County Board taken by ayes and nays and entered on the record of the meeting; and

WHEREAS, the County Board of Jackson County heretofore appropriated monies for meeting the County's general and ongoing financial obligations such as employee payroll and accounts payable; and,

WHEREAS, it is necessary to provide sufficient monies to meet ordinary and necessary expenses that have been budgeted; and,

WHEREAS, there are sufficient monies available in the Prisoner Housing Fund, the Jackson County Ambulance Fund, ~~and the Solid Waste Fund~~ that may be drawn upon temporarily to meet this projected shortfall; and,

WHEREAS, it is desirable to transfer said monies; and,

WHEREAS, the Jackson County Board Finance and Administration Committee has recommended the need for borrowing and transferring sufficient funds to cover ordinary operating expenses from the Prisoner Housing Fund, the Jackson County Ambulance Fund, ~~and Solid Waste Fund~~ and recommends approval of this Ordinance by the Jackson County Board; now, therefore,

BE IT ORDANIED by the Jackson County Board in regular session that an amount necessary to meet the County's general and ongoing financial obligations such as employee payroll and accounts payable be and is hereby ordered transferred on an as-needed basis in the following order:

First, monies shall be transferred from the Prisoner Housing Fund and Jackson County Ambulance Fund to the County General Fund. If the County cannot meet its financial obligations having borrowed from those funds then,

~~Second, monies shall be transferred from the Solid Waste Fund to the County General Fund.~~

BE IT FURTHER ORDAINED that the Treasurer of Jackson County be and is hereby directed to make such transfers accordingly.

BE IT FURTHER ORDAINED that the County Treasurer reimburse the Prisoner Housing Fund, the Jackson County Ambulance Fund, ~~and the Solid Waste~~

~~Fund~~ as soon as monies are available to do so and after payment of statutorily and contractually required payments and reimbursements.

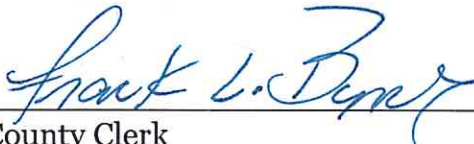
BE IT FURTHER ORDAINED that monies shall be reimbursed into the funds in the order the monies transferred out of the funds.

BE IT FURTHER ORDAINED that this ordinance is effective immediately upon its adoption.

APPROVED AND ADOPTED THIS 21 DAY OF May, 2019.


Chairman

ATTEST:


County Clerk

ORDINANCE NO. 2019 - 03

**AN ORDINANCE AUTHORIZING THE JACKSON COUNTY SHERIFF'S
OFFICE TO INCREASE FEES FOR BOND AND INSTITUTE NEW FEES FOR
COURT ESCORTS, INMATE SICK CALLS, AND MEDICAL/DENTAL
ESCORTS**

WHEREAS, 55 ILCS 5/4-5001 provides that the statutory County Sheriff fees may be increased by the County Board if the increase is "justified by an acceptable cost study showing that the fees allowed by this Section (55 ILCS 5/4-5001) are not sufficient to cover the costs of providing the services"; and

WHEREAS, in March 2019, Bellwether, LLC performed a cost study for the County and found that the fees charged by the Sheriff's Office were not sufficient to cover the costs of providing certain services; and

WHEREAS, 55 ILCS 5/4-5001 requires a statement of the costs of providing each service, program, and activity to be prepared and made part of the public record; and

WHEREAS, 730 ILCS 125/17 provides that the Sheriff may seek reimbursement for medical treatment costs; and

WHEREAS, a statement of cost (attached hereto and made a part hereof) and cost analysis by Bellwether, LLC has been prepared; and

WHEREAS, based on the Bellwether, LLC cost study and the recommendation of the County Sheriff, the County Board agrees that an Ordinance should be passed to change and establish the fees charged by the Jackson County Sheriff.

WHEREFORE, be it ordained as follows:

1. The following new fees will be assessed by the Sheriff's Office:
 - a. Every inmate shall be charged a \$24 escort fee for round-trip escort from the County Jail to the Jackson County Courthouse. This fee shall be charged regardless of the type of court proceeding.
 - b. Every inmate shall be charged \$19 every time an inmate receives care, treatment, or examination from a nurse or doctor at the jail, excluding any mandatory examinations conducted pursuant to the jail's booking procedures.
 - c. Every inmate shall be charged a \$41 escort fee for round-trip escort to any medical or dental facility at which the inmate is to receive medical or dental care, treatment, or examination.
2. The bond fee shall be increased to \$64.

3. This ordinance shall become effective July 1, 2019.

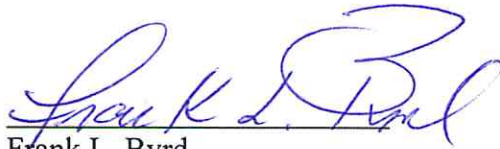
**ADOPTED AND ORDAINED BY THE JACKSON COUNTY BOARD AT
ITS REGULAR MONTHLY MEETING THIS 18th DAY OF JUNE, 2018.**

By its Chairman,



Keith Larkin

Attest:



Frank L. Byrd
Jackson County Clerk



Government Performance Services

Cost of Services

Jackson County, Illinois

Sheriff / Jail Fees / Court Security

March 2019

The **Sheriff's Department** is well organized with engaged and capable staff. We used data and comments provided by staff to develop models of staff effort and time spent.

The following fees were reviewed as part of this project:

Process Service / Civil Standby / Sheriff Sale

- Serving Summons / Garnishment / Subpoena / Attachment / Summons
- Serving Judgment / injunction / Levy
- Serving Replevin
- Serving Warrant
- Returning each process
- Removing property

Jail / Inmate Fees

- Taking Bail (Bond Fee)
- Attending court with prisoner (habeas corpus)
- Attending court with prisoner (any proceeding)
- Inmate Nurse Visit (per request)
- Inmate in Jail Doctor Visit (per request)
- Escort Inmate to medical / dental outside of jail

Fees are defined by state laws and county ordinances. County governments may charter cost studies to review the appropriateness of these fees and adjust meet actual expenses. The process and authority to adjust these fees are addressed in laws of the State of Illinois.

The following excerpts from 55 ILCS 5/4-5001) (from Ch. 34, par. 4-5001) describe the included fees.

"For serving or attempting to serve summons on each defendant in each county, \$10."

"For serving or attempting to serve an order or judgment granting injunctive relief in each county, \$10."

"For serving or attempting to serve each garnishee in each county, \$10."

"For serving or attempting to serve an order for replevin in each county, \$10."

"For serving or attempting to serve an order for attachment on each defendant in each county, \$10."

"For serving or attempting to serve a warrant of arrest, \$8, to be paid upon conviction".

"For taking special bail, \$1 in each county."

"For serving or attempting to serve a subpoena on each witness, in each county, \$10."

"For returning each process, in each county, \$5."

"For summoning each juror, \$3 with 30¢ mileage each way in all counties."

"For serving or attempting to serve notice of judgments or levying to enforce a judgment, \$3 with 50¢ mileage each way in all counties."

"For taking possession of and removing property levied on, the officer shall be allowed to tax the actual cost of such possession or removal."

"For attending before a court with prisoner, on an order for habeas corpus, in each county, \$10 per day."

"For attending before a court with a prisoner in any criminal proceeding, in each county, \$10 per day."

"For serving or attempting to serve an order or judgment for the possession of real estate in an action of ejectment or in any other action, or for restitution in an action of forcible entry and detainer without aid, \$10 and when aid is necessary, the sheriff shall be allowed to tax in addition the actual costs thereof, and for each mile of necessary travel, 50¢ each way."

"The foregoing fees allowed by this Section are the maximum fees that may be collected from any officer, agency, department or other instrumentality of the State. The county board may, however, by ordinance, increase the fees allowed by this Section and collect those increased fees from all persons and entities other than officers, agencies, departments and other instrumentalities of the State if the increase is justified by an acceptable cost study showing that the fees allowed by this Section are not sufficient to cover the costs of providing the service. A statement of the costs of providing each service, program and activity shall be prepared by the county board. All supporting documents shall be public records and subject to public examination and audit. All direct and indirect costs, as defined in the United States Office of Management and Budget Circular A-87, may be included in the determination of the costs of each service, program and activity."

Section 730 addresses expenses related to the housing of inmates. In part it provides direction whereby counties may collect fees for medical expenses incurred.

(730 ILCS 125/17) (from Ch. 75, par. 117)

"To the extent that such person is reasonably able to pay for such care, including reimbursement from any insurance program or from other medical benefit programs available to such person, he or she shall reimburse the county or arresting authority."

"The county shall be entitled to a \$10 fee for each conviction or order of supervision for a criminal violation, other than a petty offense or business offense. The fee shall be taxed as costs to be collected from the defendant, if possible, upon conviction or entry of an order of supervision. The fee shall not be considered a part of the fine for purposes of any reduction in the fine."

In addition to the aforementioned fees, Bellwether also calculated a Booking Fee at the request of the Jackson County Sheriff's Department. Booking Fees are found in other Sheriff's Departments in Illinois and are intended to offset the administrative costs of the initial processing of an inmate. This non-statutory fee is established by County Ordinance and is often used in Intergovernmental Agreements with municipalities within the County using County facilities to hold their arrestees.

Bellwether LLC is does not provide legal advice. The decision to change or add fees is the sole responsibility of Jackson County government.

Recent Legislative Actions

Recently the governor signed The Criminal and Traffic Assessment Act to realign the fee assessment schedules across the State. This act makes changes to many fees collected by the Circuit Clerk beginning July 1, 2019. The change in assessed fees will mean a change in the net revenue. Some impacted revenue sources include:

- Elimination of the Court Security Fee
- Changes to the Inmate Medical Fee
- Changes to the Fee Waiver process
- Changes to other Circuit Clerk fees relative to the high point of the current fees

Multiple initiatives to amend The Criminal and Traffic Assessment Act have been sponsored by the Illinois Association of Circuit Clerks and the Illinois Association of Sheriffs. Pending legislation proposes relief for several of the fee changes. Opinions vary on the ability of proposed legislation to pass.

Summary of Results

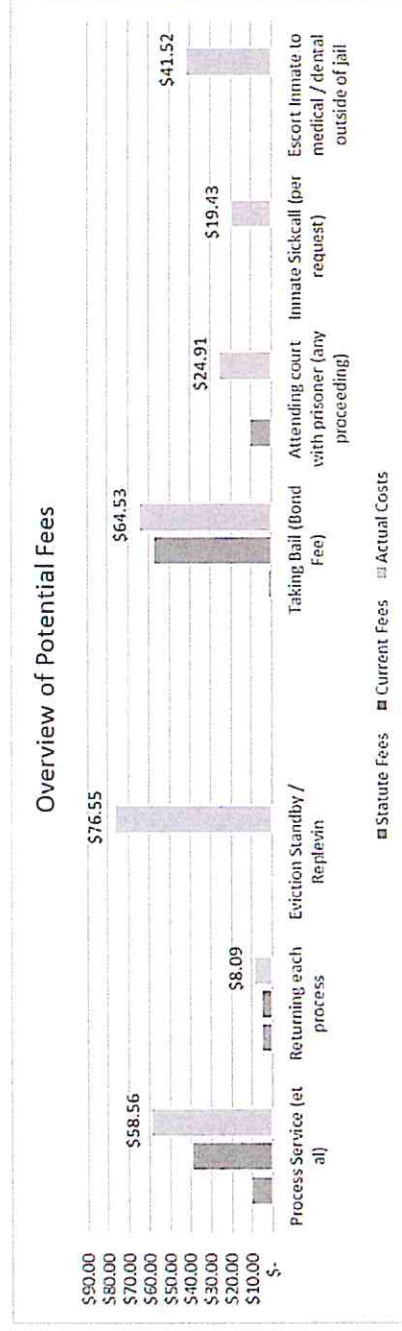
Information suggests that the fees reviewed as part of this project are not sufficient to recover actual costs. Adjusting fees to actual costs would result in the following estimated increases:

<u>Fee Category</u>	<u>Gross Potential Increase</u>
Process Service / Civil Standby / Etc.	\$ 23,316
Jail / Inmate Fees / Bond Fee / Booking Fee	\$ 53,884
Total Gross Potential	\$ 77,200

Actual annual revenue may vary based on the final fee established and the actual annual volume of transactions.

The following charts provide an overview of the gap among statute fees (blue) current fees (red) and actual costs (green) to provide services and demonstrate the components of the fee and the potential fee rounded down to the nearest whole dollar.

Overview of Fee Potential



Bellwether assumes the information provided by the departments to be true and accurate to the best of their ability and does not propose specific recommendations for establishing or changing fees. Our observations suggest an increase in some fees may be warranted and acceptable under current state law not to exceed the Actual Total Cost above. Actual Total Costs have been rounded to the next lower dollar to simplify cash management. Counties may choose to collect the full amount or any portion. Bellwether does not recommend a specific fee level. The decision to change or add fees is the sole responsibility of Jackson County government.

Some annual volumes of inmates' transactions are estimates using the best judgement of the Sheriff Department staff. County officials should allow one year of data tracking to set the baseline.

The following Chart contrasts the **Statute Fee** from the current **2018 Fee** and the calculated **Actual Costs** and uses estimated volumes provided by the Sheriff's Department to forecast potential increases in revenue. Bellwether recommends conservative estimation for budgeting purposes until actual volume data can be confirmed by the department.

Fee	Statute Fee	Statute Mileage	2018 fee	Estimated Volume	Total Labor	Total Equip	Actual Total Cost	Added	Gap	Rounded Value	Increase
PROCESS SERVICE / OTHER											
Process Service (et al)	\$ 10.00	\$ 0.50	\$ 39.00	416	\$ 54.46	\$ 4.10	\$ 58.56	\$1 per mile 1 wt	\$ 19.56	\$ 58.00	\$ 7,904.00
Mailed Service	\$ 10.00	\$ 0.50	\$ -	500	\$ 22.06	\$ 7.25	\$ 29.31		\$ 29.31	\$ 29.00	\$ 14,500.00
Returning each process	\$ 5.00	\$ 0.50	\$ 5.00	416	\$ 8.09	\$ -	\$ 8.09		\$ 3.09	\$ 8.00	\$ 1,248.00
Eviction Standby / Replevin			\$ -	12	\$ 72.45	\$ 4.10	\$ 76.55	\$1 per mile 1 wt	\$ 76.55	\$ 76.00	\$ 912.00
JAIL FEES											
Taking Bail (Bond Fee)	\$ 1.00		\$ 57.00	1,000	\$ 64.53	\$ -	\$ 64.53		\$ 7.53	\$ 64.00	\$ 7,000.00
Attending court with prisoner (any proceeding)	\$ 10.00	\$ 0.15	\$ -	1,766	\$ 24.91	\$ -	\$ 24.91		\$ 24.91	\$ 24.00	\$ 42,384.00
Inmate Sickcall (per request)	\$ 10.00		\$ 10.00	360	\$ 19.43		\$ 19.43		\$ 9.43	\$ 19.00	\$ 3,240.00
Escort Inmate to medical / dental outside of jail			\$ 20.00	60	\$ 41.52	\$ -	\$ 41.52		\$ 21.52	\$ 41.00	\$ 1,260.00
											\$ 53,884.00
											\$ 77,200.00

Collection of fees from inmates can be particularly difficult. Illinois State Comptroller's Act (15 ILCS 405/10.05) (from Ch. 15, par. 210.05) provides for programs to aid local governments in collecting fines and fees due the county.

The **Local Government Debt Recovery Program** is a **ZERO** cost partnership with the Illinois Comptroller's Office. The local government submits regular list of those owing fines or fees to the County. The Comptroller's Office compares the list to all recipients of payments from the State of Illinois. Any debt to the County is automatically deducted from the state payment (most commonly tax refunds). There are provisions that allow Counties to go back seven years in collection and may collect up to \$500 per year.

Bellwether has seen several counties and municipalities increase collections on a quantum scale using this program. We strongly recommend Jackson County explore the program and exert effort into identifying and submitting outstanding debt.

Court Security

The Court Security fee was defined by (55 ILCS 5/5-1103). The county currently charges fees to residents and non-residents of Jackson County through the Office of the Circuit Clerk. Recently, The Criminal and Traffic Assessment Act (100-0987 previously known as HB 4594) rescinded this statute. This report seeks to demonstrate the actual cost of court security for Jackson County as defined by the original statute.

(55 ILCS 5/5-1103) (from Ch. 34, par. 5-1103)

Sec. 5-1103. Court services fee. A county board may enact by ordinance or resolution a court services fee dedicated to defraying court security expenses incurred by the sheriff in providing court services or for any other court services deemed necessary by the sheriff to provide for court security, including without limitation court services provided pursuant to Section 3-6023, as now or hereafter amended.

Such fee shall be paid in civil cases by each party at the time of filing the first pleading, paper or other appearance; provided that no additional fee shall be required if more than one party is represented in a single pleading, paper or other appearance. In criminal, local ordinance, county ordinance, traffic and conservation cases, such fee shall be assessed against the defendant upon a plea of guilty, stipulation of facts or findings of guilty, resulting in a judgment of conviction, or order of supervision, or sentence of probation without entry of judgment pursuant to Section 10 of the Cannabis Control Act, Section 410 of the Illinois Controlled Substances Act, Section 70 of the Methamphetamine Control and Community Protection Act, Section 12-4.3 or subdivision (b)(1) of Section 12-3.05 of the Criminal Code of 1961 or the Criminal Code of 2012, Section 10-102 of the Illinois Alcoholism and Other Drug Dependency Act, Section 40-10 of the Alcoholism and Other Drug Abuse and Dependency Act, or Section 10 of the Steroid Control Act.

In setting such fee, the county board may impose, with the concurrence of the Chief Judge of the judicial circuit in which the county is located by administrative order entered by the Chief Judge, differential rates for the various types or categories of criminal and civil cases, but the maximum rate shall not exceed \$25, unless the fee is set according to an acceptable cost study in accordance with Section 4-5001 of the Counties Code.

All proceeds from this fee must be used to defray court security expenses incurred by the sheriff in providing court services. No fee shall be imposed or collected, however, in traffic, conservation, and ordinance cases in which fines are paid without a court appearance.

The fees shall be collected in the manner in which all other court fees or costs are collected and shall be deposited into the county general fund for payment solely of costs incurred by the sheriff in providing court security or for any other court services deemed necessary by the sheriff to provide for court security.
(Source: P.A. 96-1551, eff. 7-1-11; 97-1150, eff. 1-25-13.)

(55 ILCS 5/3-6023) (from Ch. 34, par. 3-6023)

Sec. 3-6023. Attendance at courts. Each sheriff shall, in person or by deputy, county corrections officer, or court security officer, attend upon all courts held in his or her county when in session, and obey the lawful orders and directions of the court, and shall maintain the security of the courthouse.

Court services customarily performed by sheriffs shall be provided by the sheriff or his or her deputies, county corrections officers, or court security officers, rather than by employees of the court, unless there are no deputies, county corrections officers, or court security officers available to perform such services.

The expenses of the sheriff in carrying out his or her duties under this Section, including the compensation of deputies, county corrections officers, or court security officers assigned to such services, shall be paid to the county from fees collected pursuant to court order for services of the sheriff and from any court services fees collected by the county pursuant to Section 5-1103, as now or hereafter amended.
(Source: P.A. 89-685, eff. 6-1-97; 89-707, eff. 6-1-97.)

Fee Revenue

The Jackson County Sheriff reported Court Security fee revenue of \$82,136 based on prior year volume. This amount includes partial payments and does not include the amount unpaid and under collection. Bellwether assumes that the partial payment and collection rates remain comparable year-over-year. This information is used to establish a predictable collection rate 3,285 incidents of paid fees for payment calculations. This volume assumption is used in all calculations.

REVENUE		
Number of incidents of fee collection	3,285	calculated
Current Fee	\$ 25.00	per interview
Total Fees recorded in last full year	\$ 82,136	per budget

- Bellwether recommends the Illinois Comptroller - Local Debt Recovery Program to all counties. This state managed program is provided at no cost to counties and has seen dramatic increases in collection for counties in Illinois.

Expense and Distribution Summary

EXPENSE			
Total Dept Labor Costs	\$	299,319	<i>budget data</i>
Major equipment (maintenance / replacement)	\$	4,250	<i>budget data</i>
Minor equipment and personal gear	\$	1,200	<i>budget data</i>
Training Expenses (annual facility training)	\$	500	<i>per interview</i>
System / Technology Costs	\$	5,375	<i>per interview</i>
Facilities Costs / Including upgrades	\$	1,200	<i>estimated</i>
Sub total Expense	\$	311,844	

- The current total expense varies from the reported revenue by \$ 229,708. This is the amount being subsidized from the general fund that could be redirected to Jackson County Public Safety services.

Include Other Expenses

The staff providing County Security also escort inmates from the jail to the court house. This act is provided in another fee category under 55 ILCS 5/4-5001) (from Ch. 34, par. 4-5001):

"For attending before a court with prisoner, on an order for habeas corpus, in each county, \$10 per day."

"For attending before a court with a prisoner in any criminal proceeding, in each county, \$10 per day."

Jackson County currently does not assign a fee for attending court. Bellwether, using estimated volume, projects potential revenue of over \$40,000 from the addition of a fee for attending court.

Bellwether LLC is does not provide legal advice. The decision to change or add fees is the sole responsibility of Jackson County government.

Expense Detail with Considerations

This report provides detailed expense data for labor plus estimates the contractual obligations of bargaining units. The additional armed officer was projected as a full-time resource with all benefits added.

Full Time	136,000
Part Time	19,200
Bailiff	-
Salaries	\$155,200
FICA	\$26,266
SLEP	\$58,995
Unemployment	\$1,862
Work Comp	\$1,940
Benefits	\$55,056
total labor costs	\$299,319

Major Equipment				Minor Equipment and Personal Gear			
	Acquired	Life Span	Cost				Annualized
Doorway Scann	2000	10.00	\$ 3,500		one replaced per year		\$ 100
		10.00	\$ 23,000		one replaced per year		\$ 600
Alarm System			16000		clothing		\$ 500
total major equipment costs			\$ 4,250		total minor equipment costs		\$ 1,200
Facilities Costs				System Costs			
		sqft	allocated per				Annualized
Dedicated security space	800.00	\$ 2	\$ 1,200	Camera	Add one/replace one per year		\$ 500
				DVR	replace one per year	10500	\$ 2,625
total major equipment costs			\$ 1,200	Key Fobs		9000	\$ 2,250
				total major equipment costs			\$ 5,375

- The fee includes a portion to replace the equipment on a 10-year depreciation cycle.
- Minor equipment is replaced only as needed. Based on interviews, Bellwether estimated one wand and vest replaced each year and \$600 in uniform cost per year.

Straight Line Distribution

All core expenses divided among the estimated total volume of transactions would result in a single fee of \$60.00. According to (55 ILCS 5/5-1103) (from Ch. 34, par. 5-1103) the collected fee may not exceed the actual cost. This value has been rounded down to the next lower dollar. The chart to the right demonstrates the dollar value of incremental decisions. Each incremental decision has a corresponding impact on the amount subsidized by the general fund.

		Fee	Count	Revenue	Subsidized by General Fund	New Revenue
Current Fee	\$ 25.00	\$ 25.00	3,285	\$ 82,136.00	\$ 226,695.36	\$ -
		Cost Per Unit	3,285	\$ 164,272.00	\$ 144,559.36	\$ 82,136.00
		Rounded Value	3,285	\$ 197,126.40	\$ 111,704.96	\$ 114,990.40
			3,285	\$ 229,980.80	\$ 78,850.56	\$ 147,844.80
			3,285	\$ 262,835.20	\$ 45,996.16	\$ 180,699.20
			3,285	\$ 295,689.60	\$ 13,141.76	\$ 213,553.60
Cost Per Unit	\$ 94.92	\$ 100.00	3,285	\$ 328,544.00	\$ (19,712.64)	\$ 246,408.00
		Rounded Value	3,285	\$ 361,398.40	\$ (52,567.04)	\$ 279,262.40

Conclusion

Our observations suggest an increase in the Court Security Fee may be warranted and acceptable under current state law (55 ILCS 5/5-1103) (from Ch. 34, par. 5-1103) effective January 1, 2016. As previously mentioned, The Criminal and Traffic Assessment Act rescinded this statute.

Information from the Circuit Clerk suggests there may be alternatives to collecting a fee to fund Court Security.

Jackson County, in consensus with the Chief Judge for the Judicial District, may choose to increase the Court Security Fee to any point at or below the actual costs. Potential fee revenue calculations assume of accurate reporting of expenses, collection rates and a consistent transaction volume.

Bellwether does not propose specific recommendations for establishing or changing fees. According to Illinois Statute fees may be establish at or below the actual cost of providing the service. The decision to change or add fees is the sole responsibility of Jackson County government and can be accomplished by amending the current Circuit Clerk Fee Resolution to reflect the changes in the Court Security Fee.

Attachment B provides an example resolution.

Attachment A – Sample County Board Action on Sheriff Fees

WHEREAS, 55 ILCS 5/4-5001 provides that the statutory County Sheriff fees may be increased by the County Board if an increase is “justified by an acceptable cost study showing that the fees allowed by this Section (55 ILCS 5/4-5001) are not sufficient to cover the costs of providing the services”; and

WHEREAS, 55 ILCS 5/4-5001 requires a statement of the costs of providing each service, program and activity be prepared and be part of the public record; and

WHEREAS, 730 ILCS 125/17 provides that the Sheriff may seek reimbursement for medical treatment costs; and

WHEREAS, a statement of cost (attached hereto and made a part hereof) and cost analysis by Bellwether LLC. has been prepared; and

WHEREAS, based on the Bellwether LLC study and the recommendation of the County Sheriff, and the County Board agrees that the County Code should be amended to change and establish the fees charged by the Jackson County Sheriff.

NOW, THEREFORE, BE IT ORDAINED that the County Code is amended as follows:

INSERT NEW FEE SCHEDULE HERE

Attachment B – Sample County Board Action on Court Security Fees

WHEREAS, 55 ILCS 5/5-1103 provides that the statutory Court Security fees may be increased by the County Board if an increase is "justified by an acceptable cost study" as described by Section (55 ILCS 5/4-5001); and

WHEREAS, both 55 ILCS 5/4-5001 require a statement of the costs of providing each service, program and activity be prepared and be part of the public record; and

WHEREAS, a statement of cost (attached hereto and made a part hereof) and cost analysis by Bellwether, LLC. has been prepared; and

WHEREAS, based on the Bellwether, LLC study and the recommendation of the County Sheriff in concurrence with the Chief Judge, and the County Board agrees that the County Code should be amended to change and establish the fees charged by the Jackson County Circuit Clerk for Court Security.

NOW, THEREFORE, BE IT ORDAINED that the County Code is amended as follows:

INSERT NEW FEE SCHEDULE HERE

**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 more than that considered reasonable and proper on the highway listed below for which Desoto Township Road District 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, in concurrence with the Road District, 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, this Board determines and declares that reasonable and proper maximum speed limit on Jones Road as listed below shall be posted at 35 m.p.h. This speed zone shall extend from the intersection of Jones Road and U.S. Route 51 easterly to the intersection of Jones Road and Oak Street, being approximately 0.3 miles.

BE IT FURTHER DECLARED that signs be erected giving notice thereof in conformance with the standards and specifications contained in the Manual on Uniform Traffic Control Devices.

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

I, Frank Byrd, 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 June 18, 2019.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County this 18th day of June, 2019.

Seal


Frank Byrd, County Clerk, Jackson County

Speed Limit Modification – Jackson County, Desoto Road District

Based on a speed study conducted on Jones Road in Desoto Road District, the proposed speed limit is being reduced from an unposted (55mph) speed limit to a posted 35 mph speed limit. This limit shall extended on Jones Road from US Route 51 to the intersection of Jones Road and Oak Street being approximately 0.3 miles as shown in Figure 1 below.

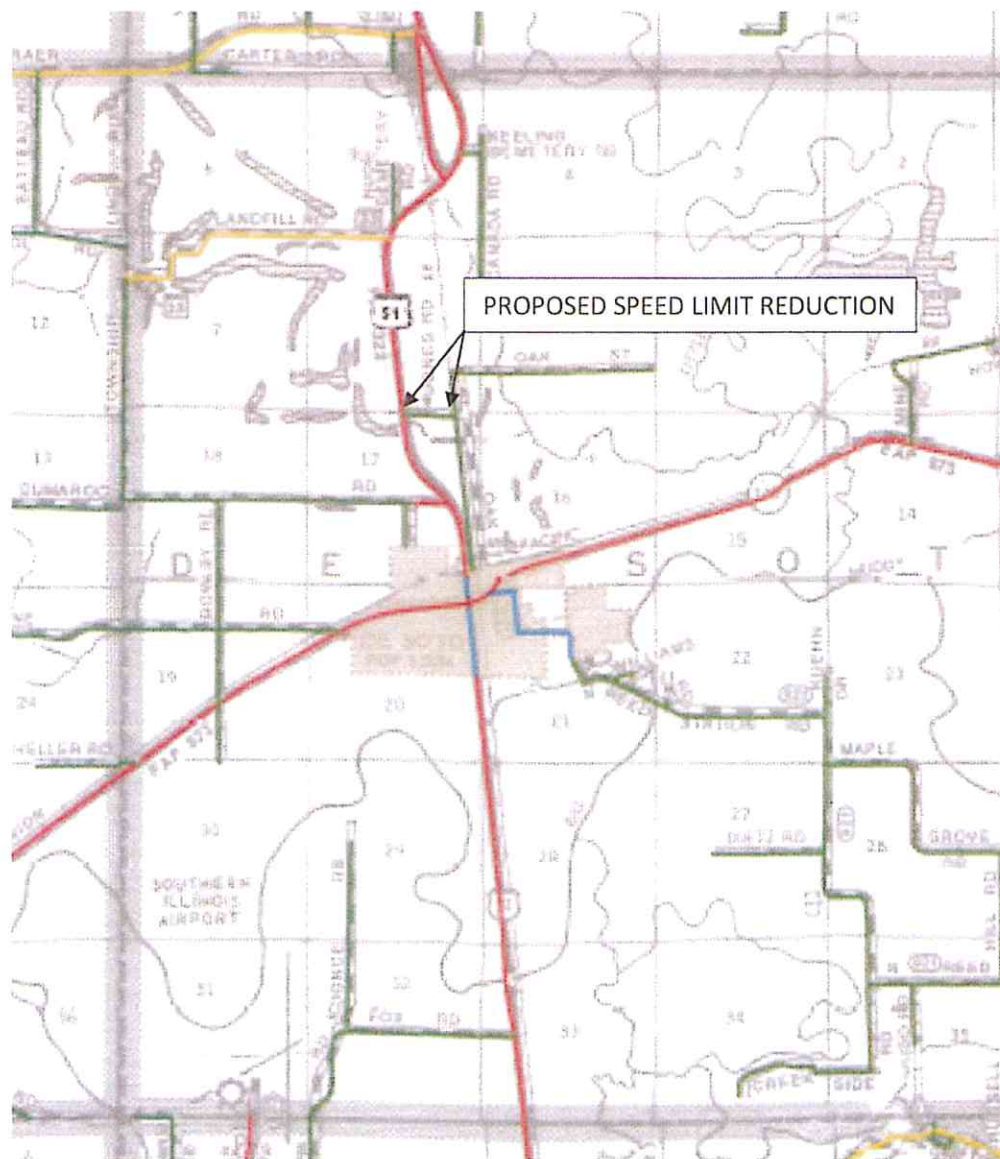


Figure 1

Speed limit location

ESTABLISHMENT OF SPEED ZONE DISTRICT 9

ROUTE: Jones rd FROM: Rt 51
 TO: oak street extension LENGTH: 0.3 mi
 CITY: DeSoto COUNTY: Jackson

I SPOT SPEED STUDIES (Attached)

CHECK NO.	85TH %	UPPER LIMIT 10 MPH PACE
1	37.8	36.4

II TEST RUNS

RUN NO.	AVERAGE SPEED MPH NB or WB SB or EB
1	35 35
2	
3	
4	
5	

III PREVAILING SPEED

85TH % AVG.:	<u>37.8</u> MPH
UPPER LIMIT OF 10 MPH PACE:	<u>36.4</u> MPH
TEST RUN AVG.:	<u>35</u> MPH
PREVAILING SPD:	<u>36.4</u> MPH

IV EXISTING SPEED LIMIT

ZONE BEING STUDIED:	_____ MPH
VIOLATION RATE:	_____ %
ADJACENT ZONE N or W:	_____ MPH
LENGTH:	_____ MILES
ADJACENT ZONE S or E:	_____ MPH
LENGTH:	_____ MILES

V ACCESS CONFLICTS

RESIDENTIAL DRIVES: _____ x 1 = _____
 SMALL BUSINESS DRIVES: _____ x 5 = _____
 LARGE BUSINESS DRIVES: _____ x 10 = _____
 ACCESS CONFLICT NO. TOTAL: _____

_____ (DCN) = _____
 MILES CONFLICT NO./MILE

VI MISCL. FACTORS

PEDESTRIAN VOLUME: N/A
 CRASH RATE RATIO:
 STATEWIDE AVG. = _____
 ROUTE
 PARKING PERMITTED: _____ YES ☒ NO

VII PREVAILING SPEED ADJUSTMENT

DRIVEWAY ADJUSTMENT: 0 %
 PEDESTRIAN ADJUSTMENT: 0 %
 CRASH ADJUSTMENT: 0 %
 TOTAL (Max. 20%): 0 %
36.4 MPH x 0 % = 0
 (Prevailing Spd) (Adjust.) (Max. 9 MPH)
 ADJUSTED PREVAILING SPEED: 36.4

VIII REVISED SPEED LIMIT

RECOMMENDED SPEED LIMIT: 35 MPH
 ANTICIPATED VIOLATION RATE: _____ %
 RECOMMENDED BY: John L. Co
 DATE: 5/30/19
 APPROVED BY: _____
 DATE: _____

Speed Grand Totals

mph	Hourly Averages																Combined	Study Grand Totals			
	0 - 15	15 - 20	20 - 25	25 - 30	30 - 35	35 - 40	40 - 45	45 - 50	50 - 55	55 - 60	60 - 65	65 - 70	70 - 200								
Total	< 15	< 20	< 25	< 30	< 35	< 40	< 45	< 50	< 55	< 60	< 65	< 70	< 200								
12:00 AM	2.1	0.0	0.0	0.3	1.3	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0								
1:00 AM	1.1	0.0	0.0	0.0	0.4	0.6	0.0	0.1	0.0	0.0	0.0	0.0	0.0								
2:00 AM	0.7	0.0	0.0	0.0	0.3	0.0	0.0	0.0	0.1	0.0	0.0	0.0	0.0								
3:00 AM	0.7	0.0	0.0	0.0	0.1	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0								
4:00 AM	1.3	0.0	0.0	0.3	0.6	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0								
5:00 AM	2.7	0.0	0.0	0.4	0.6	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0								
6:00 AM	2.6	0.0	0.0	0.4	0.6	0.7	0.1	0.1	0.1	0.0	0.0	0.0	0.0								
7:00 AM	6.3	0.0	0.1	0.1	2.1	1.7	0.4	0.4	0.1	0.1	0.0	0.0	0.0								
8:00 AM	6.9	0.0	0.1	0.7	3.0	1.3	0.3	0.0	0.0	0.0	0.0	0.0	0.0								
9:00 AM	6.0	0.1	0.1	0.3	1.9	0.9	0.1	0.3	0.0	0.0	0.0	0.0	0.0								
10:00 AM	7.1	0.0	0.3	0.9	1.7	1.9	0.3	0.4	0.0	0.0	0.0	0.0	0.0								
11:00 AM	8.3	0.0	0.3	0.4	1.3	3.9	2.0	0.4	0.0	0.0	0.0	0.0	0.0								
12:00 PM	7.1	0.1	0.1	0.3	2.3	2.0	0.6	0.0	0.0	0.0	0.0	0.0	0.0								
1:00 PM	7.6	0.0	0.0	1.0	2.7	2.4	1.0	0.1	0.1	0.0	0.0	0.0	0.0								
2:00 PM	8.7	0.0	0.2	0.7	3.2	1.5	0.5	0.0	0.0	0.0	0.0	0.0	0.0								
3:00 PM	12.0	0.0	0.1	1.1	3.0	4.1	2.7	0.6	0.3	0.0	0.0	0.0	0.0								
4:00 PM	12.0	0.0	0.1	1.0	1.6	5.6	2.4	0.6	0.0	0.0	0.0	0.0	0.0								
5:00 PM	9.3	0.0	0.3	1.0	2.6	3.1	1.6	0.1	0.0	0.1	0.0	0.0	0.0								
6:00 PM	9.4	0.1	0.3	1.0	1.9	3.9	1.3	0.6	0.0	0.0	0.0	0.0	0.0								
7:00 PM	7.3	0.0	0.1	1.0	1.3	2.7	1.6	0.4	0.0	0.0	0.0	0.0	0.0								
8:00 PM	7.0	0.0	0.1	0.6	1.3	3.3	1.3	0.4	0.0	0.0	0.0	0.0	0.0								
9:00 PM	6.0	0.0	0.0	1.0	1.0	2.1	1.4	0.0	0.0	0.0	0.0	0.0	0.0								
10:00 PM	4.7	0.1	0.1	1.3	1.3	1.0	0.7	0.1	0.0	0.0	0.0	0.0	0.0								
11:00 PM	2.9	0.0	0.0	0.3	1.0	0.7	0.7	0.1	0.0	0.0	0.0	0.0	0.0								
Daily Average	139.8	0.6	2.6	14.1	33.2	51.6	27.1	6.6	3.1	0.7	0.0	0.1	0.0								
Average (Mean) 31.8 mph														Minimum 11.0 mph		Maximum 60.6 mph		Pace Range 26.4 - 36.4 mph		617 vehicles (63.6 %)	
Percentile Speeds		10% 24.3		15% 25.9		50% 31.8		85% 37.6		90% 39.1											
(mph)																					
Speeds Exceeded		25 mph 87.6 % (850)		35 mph 27.0 % (262)		45 mph 2.9 % (28)		55 mph 0.1 % (1)		65 mph 0 % (0)		75 mph 0 % (0)									
Study Grand Totals																					
Total																					
Combined	970	4	18	98	230	358	188	46	22	5	0	1	0								
eastbound	500	2	6	43	121	195	93	21	16	2	0	1	0								
westbound	470	2	12	55	109	163	95	25	6	3	0	0	0								
		0.4 %	2.6 %	11.7 %	23.2 %	34.7 %	20.2 %	5.3 %	1.3 %	0.6 %	0.0 %	0.0 %	0.0 %								

**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 more than that considered reasonable and proper on the highway listed below for which Desoto Township Road District 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, in concurrence with the Road District, 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, this Board determines and declares that reasonable and proper maximum speed limit on Oak Street as listed below shall be posted at 40 m.p.h. This speed zone shall extend from the municipal boundary of the City of Desoto and extend north and west to the end of Oak Street, being approximately 2.3 miles.

BE IT FURTHER DECLARED that signs be erected giving notice thereof in conformance with the standards and specifications contained in the Manual on Uniform Traffic Control Devices.

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

I, Frank Byrd, 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 June 18, 2019.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County this 18th day of June, 2019.

Seal


Frank Byrd, County Clerk, Jackson County

Speed Limit Modification – Jackson County, Desoto Road District

Based on a speed study conducted on Oak Street in Desoto Road District, the proposed speed limit is being reduced from an unposted (55mph) speed limit to a posted 40 mph speed limit. This limit shall extended on Oak Street from the city limits of the City of Desoto to the end of Oak Street being approximately 2.3 miles as shown in Figure 1 below.

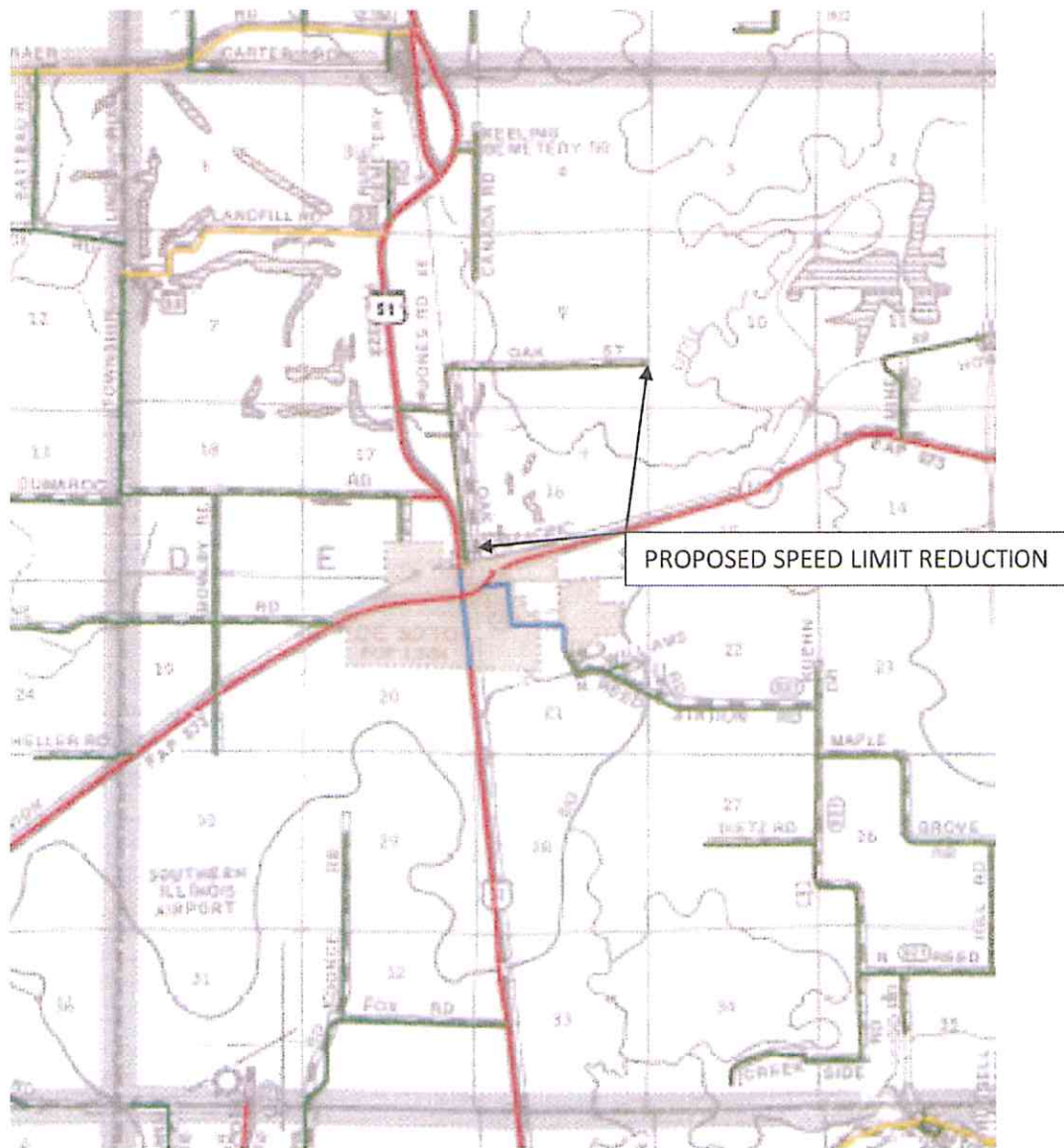


Figure 1 Jones Road Speed limit location

ESTABLISHMENT OF SPEED ZONE

DISTRICT 9

ROUTE: Oak st. ext FROM: Rt 149

TO: End of Oak St. ext LENGTH: 2.3 miles

CITY: Desoto COUNTY: Jackson

I SPOT SPEED STUDIES (Attached)

CHECK NO.	85TH %	UPPER LIMIT 10 MPH PACE
<u>1</u>	<u>39.8</u>	<u>36.8</u>

V ACCESS CONFLICTS

RESIDENTIAL DRIVES: _____ x 1 = _____
 SMALL BUSINESS DRIVES: _____ x 5 = _____
 LARGE BUSINESS DRIVES: _____ x 10 = _____
 ACCESS CONFLICT NO. TOTAL: _____

_____ (DCN) = _____
 MILES CONFLICT NO./MILE

II TEST RUNS

RUN NO.	AVERAGE SPEED MPH NB or WB SB or EB
<u>1</u>	<u>40</u> <u>40</u>
<u>2</u>	
<u>3</u>	
<u>4</u>	
<u>5</u>	

VI MISCL. FACTORS

PEDESTRIAN VOLUME: N/A

CRASH RATE RATIO:
 STATEWIDE AVG. = -

ROUTE
 PARKING PERMITTED: YES NO ☒

III PREVAILING SPEED

85TH % AVG.: 39.8 MPH
 UPPER LIMIT OF
 10 MPH PACE: 36.8 MPH
 TEST RUN AVG.: 40 MPH
 PREVAILING SPD: 40 MPH

VII PREVAILING SPEED ADJUSTMENT

DRIVEWAY ADJUSTMENT: 0 %
 PEDESTRIAN ADJUSTMENT: 0 %
 CRASH ADJUSTMENT: 0 %
 TOTAL (Max. 20%): 0 %

40 MPH x 0 % = 0
 (Prevailing Spd) (Adjust.) (Max. 9 MPH)

ADJUSTED PREVAILING SPEED: 40

IV EXISTING SPEED LIMIT

ZONE BEING STUDIED: _____ MPH
 VIOLATION RATE: _____ %
 ADJACENT ZONE N or W: _____ MPH
 LENGTH: _____ MILES
 ADJACENT ZONE S or E: _____ MPH
 LENGTH: _____ MILES

VIII REVISED SPEED LIMIT

RECOMMENDED SPEED LIMIT: 40 MPH
 ANTICIPATED VIOLATION RATE: _____ %

RECOMMENDED BY: John Lopez
 DATE: 5/30/19

APPROVED BY: _____
 DATE: _____

Speed Grand Totals

mph	Total	Hourly Averages																Combined			
		0 - 15	15 - 20	20 - 25	25 - 30	30 - 35	35 - 40	40 - 45	45 - 50	50 - 55	55 - 60	60 - 65	65 - 70	70 - 75	75 - 80	80 - 85	85 - 90	90 - 95	95 - 100		
12:00 AM	1.2	0.0	0.0	0.2	0.4	0.3	0.2	0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
1:00 AM	0.5	0.0	0.0	0.1	0.1	0.1	0.2	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
2:00 AM	0.4	0.0	0.0	0.0	0.1	0.1	0.1	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
3:00 AM	0.2	0.0	0.0	0.0	0.0	0.1	0.0	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
4:00 AM	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
5:00 AM	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
6:00 AM	4.4	0.0	0.0	0.2	1.0	1.8	0.8	0.2	0.4	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
7:00 AM	7.5	0.0	0.0	0.0	1.0	1.1	2.0	0.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
8:00 AM	5.5	0.0	0.0	0.6	1.4	1.6	1.0	0.5	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
9:00 AM	7.1	0.0	0.1	0.7	1.7	2.4	1.5	0.7	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
10:00 AM	8.6	0.1	0.5	0.7	2.2	2.4	1.4	1.0	0.0	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
11:00 AM	7.6	0.1	0.3	0.7	1.6	1.6	2.4	0.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
12:00 PM	9.2	0.0	0.1	1.5	2.5	2.5	1.3	1.1	0.0	0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
1:00 PM	9.0	0.4	0.5	0.7	2.1	2.5	1.5	0.9	0.4	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
2:00 PM	11.2	0.0	0.4	0.5	2.7	2.6	2.9	1.6	0.3	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
3:00 PM	11.3	0.0	0.2	0.8	2.6	3.0	3.0	1.2	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
4:00 PM	11.9	0.1	0.4	0.8	2.7	4.0	2.3	1.3	0.3	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
5:00 PM	10.4	0.0	0.3	0.7	1.8	3.3	2.7	1.2	0.3	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
6:00 PM	11.1	0.0	0.2	0.7	2.7	3.3	2.2	1.2	0.5	0.4	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
7:00 PM	9.2	0.0	0.1	0.7	2.7	3.3	2.2	0.7	0.6	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
8:00 PM	8.2	0.0	0.3	1.3	1.8	2.6	1.4	0.3	0.4	0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
9:00 PM	8.1	0.0	0.0	0.7	1.5	2.5	2.2	0.5	0.5	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
10:00 PM	4.5	0.0	0.1	0.5	1.0	1.5	0.6	0.3	0.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
11:00 PM	2.5	0.0	0.2	0.4	0.4	0.5	0.4	0.5	0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
Daily Average	149.3	0.7	3.4	13.9	32.9	44.0	33.0	15.0	4.6	1.8	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		
Average (Mean)		32.9 mph				Minimum 11.8 mph				Maximum 57.3 mph				Pace Range 26.8 - 36.8 mph						894 vehicles (55.0 %)	
Percentile Speeds (mph)		10% 24.4	15% 25.7	50% 33.0	85% 39.8	90% 41.6															
Speeds Exceeded		25 mph 88.0 % (1431)	35 mph 36.5 % (593)	45 mph 4.4 % (71)	55 mph 0.1 % (1)	65 mph 0 % (0)	75 mph 0 % (0)														
Study Grand Totals																					
Combined	1626	7	37	151	358	480	359	163	51	19	1	0	0	0	0	0	0	0	0		
Northbound	815	3	15	84	157	247	196	76	28	8	1	0	0	0	0	0	0	0	0		
Southbound	811	4	22	67	201	233	163	87	23	11	0	0	0	0	0	0	0	0	0		
		0.4 %	2.3 %	9.3 %	22.0 %	29.5 %	22.1 %	10.0 %	3.1 %	1.2 %	0.1 %	0.0 %	0.0 %	0.0 %	0.0 %	0.0 %	0.0 %	0.0 %	0.0 %		
		0.4 %	1.8 %	10.3 %	19.3 %	30.3 %	24.0 %	9.3 %	3.4 %	1.0 %	0.1 %	0.0 %	0.0 %	0.0 %	0.0 %	0.0 %	0.0 %	0.0 %	0.0 %		
		0.5 %	2.7 %	8.3 %	24.8 %	28.7 %	20.1 %	10.7 %	2.8 %	1.4 %	0.0 %	0.0 %	0.0 %	0.0 %	0.0 %	0.0 %	0.0 %	0.0 %	0.0 %		

ORDINANCE 2019 - 06
AUTHORIZING THE COUNTY RECORDER'S OFFICE TO INCREASE FEES

WHEREAS, 55 ILCS 5/3-5018 provides that the statutory County Recorder fees may be increased by the County Board if an increase is "justified by an acceptable cost study showing that the fees allowed by this Section (55 ILCS 5/3-5018) are not sufficient to cover the costs of providing the serves"; and

WHEREAS 55 ILCS 5/3-5018 requires a statement of the costs of providing each service, program, and activity be prepared and be part of the public record; and

WHEREAS, a statement cost (attached hereto and made a part hereof) and cost analysis by Bellwether, LLC. Has been prepared: and

WHEREAS, based on the Bellwether, LLC study and the recommendation of the County Clerk the County Board agrees that the fee schedule should be amended to change and establish the fees charged by the County Clerk.

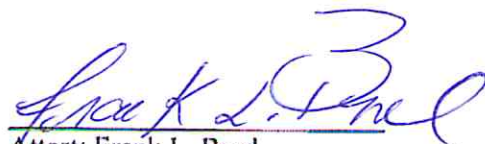
NOW, THEREFORE, BE IT ORDAINED that the fee schedule is amended as follows:

Schedule of Recorder Fees

Recording Land Record.....	\$63.00
Recording Non-Standard.....	\$84.00
Recording.....	\$54.00
Plat.....	\$84.00

When recording documents related to real estate a property identification number must be included.

ADOPTED by the Jackson County Board this 16 day of July, 2019


Attest: Frank L. Byrd
Jackson County Clerk


Keith Larkin
Chairman

(SEAL)

ORDINANCE 2019 - 07
AUTHORIZING THE COUNTY CLERK'S OFFICE TO INCREASE FEES

WHEREAS, 55 ILCS 5/4-4001 provides that the statutory County Clerk fees may be increased by the County Board if an increase is "justified by an acceptable cost study showing that the fees allowed by this Section (55 ILCS 5/4-4001) are not sufficient to cover the costs of providing the services"; and

WHEREAS, both 55 ILCS 5/4-4001 require a statement of the costs of providing each service, program, and activity be prepared and be part of the public record; and

WHEREAS, a statement of cost (attached hereto, and made a part hereof) and cost analysis by Bellwether, LLC has been prepared; and

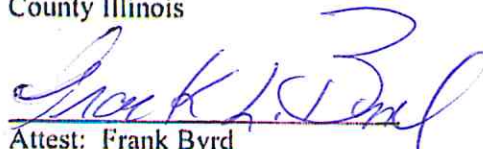
WHEREAS, based on the Bellwether, LLC study and the recommendation of the County Clerk the Count Board agrees that the fee schedule should be amended to change and establish the fees charged by the

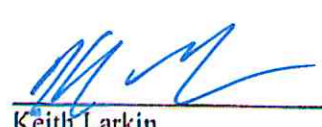
NOW, THEREFORE, BE IT ORDAINED that the fee schedule is amended as follows:

SCHEDULE OF COUNTY CLERK FEES

Certified Copies, Birth Certificate.....	\$16.00
Additional Certified Copies (Birth).....	\$7.00
Certified Copies, Death Certificate.....	\$22.00
Additional Certified Copies (Death).....	\$11.00
Certified Copies, Marriage Certificate.....	\$16.00
Additional Certified Copies (Marriage).....	\$ 7.00
Marriage License.....	\$50.00
Civil Union License.....	\$50.00
Tax Redemption.....	\$72.00
Business Assumed Name.....	\$35.00
Business Changed Name.....	\$35.00
Notary in Person.....	\$15.00
Notary by Mail.....	\$15.00

ADOPTED by the Jackson County Board this 16 day of July, 2019, Jackson County Illinois


Attest: Frank Byrd
Jackson County Clerk


Keith Larkin
Chairman

**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 more than that considered reasonable and proper on the highway listed below for which Jackson County has ownership and 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, this Board determines and declares that reasonable and proper maximum speed limit on Kimmel Bridge Road within the area studied shall be posted at 45 m.p.h. This speed zone shall extend from the intersection of IL Route 13/127 and Kimmel Bridge Road easterly for 9900 feet, being approximately 1.88 miles.

BE IT FURTHER DECLARED that signs be erected giving notice thereof in conformance with the standards and specifications contained in the Manual on Uniform Traffic Control Devices.

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

I, Frank Byrd, 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 August 20, 2019.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County this 20th day of August, 2019.

Seal


Frank Byrd, County Clerk, Jackson County

Speed Limit Modification – Jackson County

Based on a speed study conducted on Kimmel Bridge Road and the engineering judgement of the County Engineer, the proposed speed limit should be reduced from an unposted (55 mph) speed limit to a posted 45 mph speed limit. This limit shall extend within the limits of the study area from the intersection of Illinois Route 13/127 and Kimmel Bridge Road in a easterly direction to a point 9900 feet from said intersection, being approximately 1.85 miles as shown in Figure 1 below.

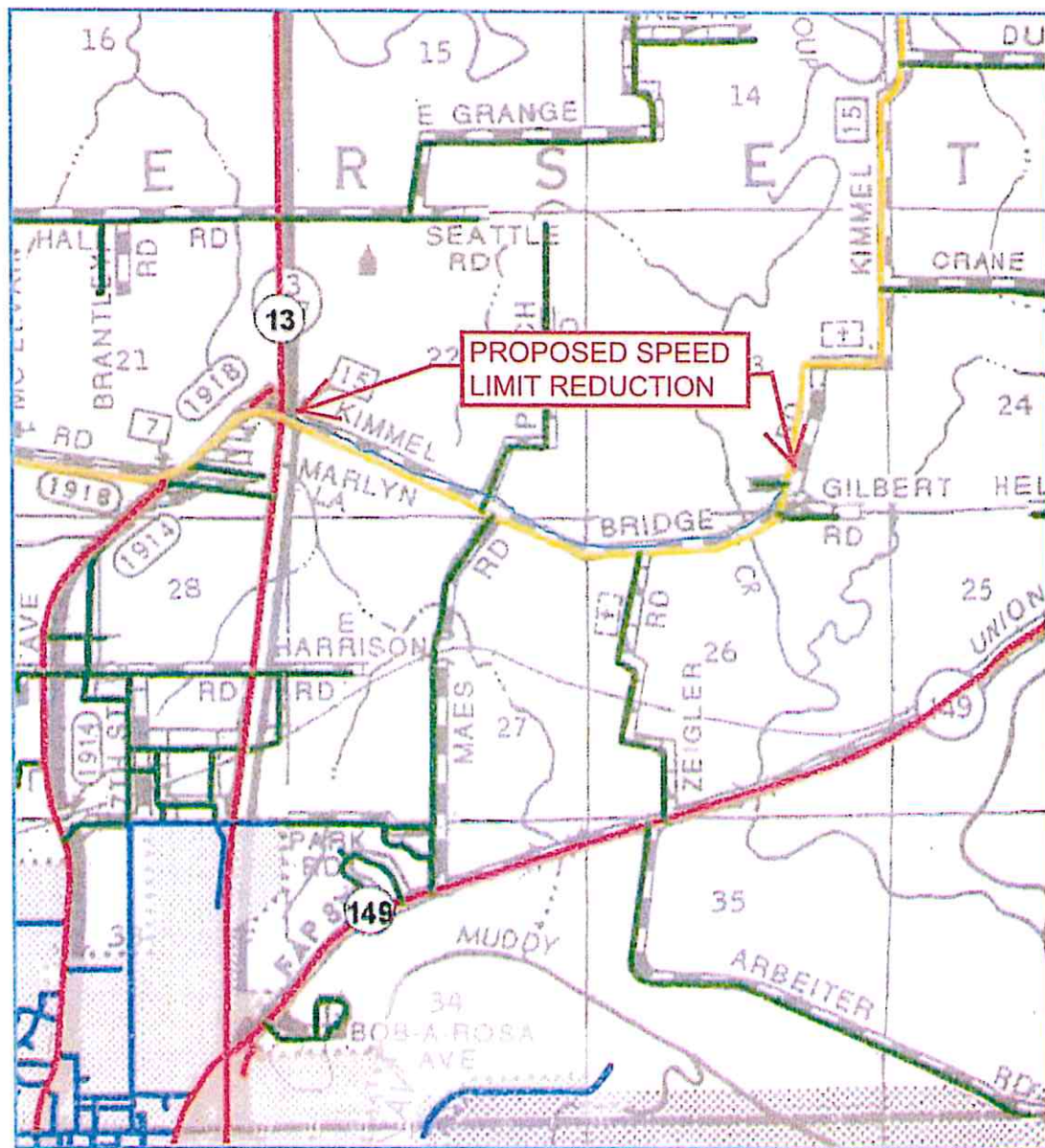


Figure 1 Proposed Speed Reduction Location

ESTABLISHMENT OF SPEED ZONE
DISTRICT 9

ROUTE: Kimmel Bridge FROM: Highway 127
TO: Gilbert LENGTH: 1.6 miles
CITY: Somerset COUNTY: Jackson

I SPOT SPEED STUDIES (Attached)

CHECK NO.	85TH %	UPPER LIMIT 10 MPH PACE
<u>1</u>	<u>50.6</u>	<u>48.5</u>
<u>2</u>	<u>53.4</u>	<u>50.0</u>
<u>3</u>	<u>49.9</u>	<u>49.0</u>

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>	

III PREVAILING SPEED

85TH % AVG.: 51.3 MPH
UPPER LIMIT OF
10 MPH PACE: 50.0 MPH
TEST RUN AVG.: 45 MPH
PREVAILING SPD: 48.15 MPH

IV EXISTING SPEED LIMIT

ZONE BEING STUDIED: _____ MPH
VIOLATION RATE: _____ %
ADJACENT ZONE N or W: _____ MPH
LENGTH: _____ MILES
ADJACENT ZONE S or E: _____ MPH
LENGTH: _____ MILES

V ACCESS CONFLICTS

RESIDENTIAL DRIVES: 11 x 1 = 11
SMALL BUSINESS DRIVES: 6 x 5 = 30
LARGE BUSINESS DRIVES: 0 x 10 = 0
ACCESS CONFLICT NO. TOTAL: 41
41
1.6 (DCN) = 25.625
MILES CONFLICT NO./MILE

VI MISCL. FACTORS

PEDESTRIAN VOLUME: _____
CRASH RATE RATIO:
STATEWIDE AVG. = _____
ROUTE _____
PARKING PERMITTED: ____ YES ____ NO

VII PREVAILING SPEED ADJUSTMENT

DRIVEWAY ADJUSTMENT: _____ %
PEDESTRIAN ADJUSTMENT: _____
CRASH ADJUSTMENT: _____
TOTAL (Max. 20%): _____ %
____ MPH x _____ % = _____
(Prevailing Spd) (Adjust.) (Max. 9 MPH)
ADJUSTED PREVAILING SPEED: _____

VIII REVISED SPEED LIMIT

RECOMMENDED SPEED LIMIT: _____ MPH
ANTICIPATED VIOLATION RATE: _____ %
RECOMMENDED BY: _____
DATE: _____
APPROVED BY: _____
DATE: _____

ESTABLISHMENT OF SPEED ZONE
DISTRICT 9

ROUTE: Kimmel Bridge FROM: Mass

TO: Gilbert LENGTH: 0.9 miles

CITY: Somerset COUNTY: Tackson

I SPOT SPEED STUDIES (Attached)

CHECK NO.	85TH %	UPPER LIMIT 10 MPH PACE
<u>1</u>	<u>50.6</u>	<u>48.5</u>

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>	

III PREVAILING SPEED

85TH % AVG.:	<u>50.6</u>	MPH
UPPER LIMIT OF 10 MPH PACE:	<u>48.5</u>	MPH
TEST RUN AVG.:	<u>45</u>	MPH
PREVAILING SPD:	<u>47.8</u>	MPH

IV EXISTING SPEED LIMIT

ZONE BEING STUDIED:		MPH
VIOLATION RATE:		%
ADJACENT ZONE N or W:		MPH
LENGTH:		MILES
ADJACENT ZONE S or E:		MPH
LENGTH:		MILES

V ACCESS CONFLICTS

RESIDENTIAL DRIVES:	<u>7</u> x 1 = <u>7</u>
SMALL BUSINESS DRIVES:	<u>2</u> x 5 = <u>10</u>
LARGE BUSINESS DRIVES:	<u>0</u> x 10 = <u>0</u>
ACCESS CONFLICT NO. TOTAL:	<u>17</u>
$\frac{17}{0.9}$ (DCN)	= $\frac{18.9}{1}$
MILES	CONFLICT NO./MILE

VI MISCL. FACTORS

PEDESTRIAN VOLUME:	
CRASH RATE RATIO:	
STATEWIDE AVG. =	
ROUTE	
PARKING PERMITTED:	YES NO

VII PREVAILING SPEED ADJUSTMENT

DRIVEWAY ADJUSTMENT:		%
PEDESTRIAN ADJUSTMENT:		%
CRASH ADJUSTMENT:		%
TOTAL (Max. 20%):		%
MPH x	% =	
(Prevailing Spd)	(Adjust.)	(Max. 9 MPH)
ADJUSTED PREVAILING SPEED:		

VIII REVISED SPEED LIMIT

RECOMMENDED SPEED LIMIT:		MPH
ANTICIPATED VIOLATION RATE:		%
RECOMMENDED BY:		
DATE:		
APPROVED BY:		
DATE:		

ESTABLISHMENT OF SPEED ZONE
DISTRICT 9

ROUTE: Kimmel Bridge FROM: Highway 127
TO: Mass Rd LENGTH: 0.7 miles
CITY: Somerset COUNTY: Jackson

I SPOT SPEED STUDIES (Attached)

CHECK NO.	85TH %	UPPER LIMIT 10 MPH PACE
<u>2</u>	<u>53.4</u>	<u>50.0</u>

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>	

III PREVAILING SPEED

85TH % AVG.:	<u>53.4</u> MPH
UPPER LIMIT OF 10 MPH PACE:	<u>50</u> MPH
TEST RUN AVG.:	<u>45</u> MPH
PREVAILING SPD:	<u>49.2</u> MPH

IV EXISTING SPEED LIMIT

ZONE BEING STUDIED:	_____ MPH
VIOLATION RATE:	_____ %
ADJACENT ZONE N or W:	_____ MPH
LENGTH:	_____ MILES
ADJACENT ZONE S or E:	_____ MPH
LENGTH:	_____ MILES

V ACCESS CONFLICTS

RESIDENTIAL DRIVES:	<u>4</u> x 1 = <u>4</u>
SMALL BUSINESS DRIVES:	<u>4</u> x 5 = <u>20</u>
LARGE BUSINESS DRIVES:	<u>0</u> x 10 = <u>0</u>
ACCESS CONFLICT NO. TOTAL:	<u>24</u>
$\frac{24}{0.7}$ (DCN)	= <u>34.3</u>
MILES	CONFLICT NO./MILE

VI MISCL. FACTORS

PEDESTRIAN VOLUME:	_____
CRASH RATE RATIO:	_____
STATEWIDE AVG. =	_____
ROUTE	_____
PARKING PERMITTED:	___ YES ___ NO

VII PREVAILING SPEED ADJUSTMENT

DRIVEWAY ADJUSTMENT:	_____ %
PEDESTRIAN ADJUSTMENT:	_____
CRASH ADJUSTMENT:	_____
TOTAL (Max. 20%):	_____ %
_____ MPH x _____ % = _____	(Prevailing Spd) (Adjust.) (Max. 9 MPH)
ADJUSTED PREVAILING SPEED:	_____

VIII REVISED SPEED LIMIT

RECOMMENDED SPEED LIMIT:	_____ MPH
ANTICIPATED VIOLATION RATE:	_____ %
RECOMMENDED BY:	_____
DATE:	_____
APPROVED BY:	_____
DATE:	_____

Site: Kimmel Bridge rd
Monday, 7/9/2019 12:00 PM -
Monday, 7/15/2019 8:00 AM

Speed Grand Totals

mph	Total	0 - < 15	15 - < 20	20 - < 25	25 - < 30	30 - < 35	35 - < 40	40 - < 45	45 - < 50	50 - < 55	55 - < 60	60 - < 65	65 - < 70	70 - < 200
12:00 AM	4.7	0.0	0.0	0.1	0.1	0.3	0.9	0.9	1.0	0.9	0.3	0.1	0.1	0.0
1:00 AM	4.1	0.0	0.0	0.1	0.3	0.0	0.7	0.6	0.1	1.3	0.7	0.1	0.4	0.1
2:00 AM	0.6	0.0	0.0	0.0	0.0	0.1	0.0	0.3	0.0	0.0	0.0	0.0	0.0	0.1
3:00 AM	2.1	0.0	0.0	0.0	0.1	0.3	0.3	0.3	0.7	0.4	0.0	0.1	0.1	0.0
4:00 AM	2.6	0.0	0.0	0.0	0.1	0.1	0.4	0.0	0.3	0.7	0.1	0.0	0.0	0.1
5:00 AM	5.9	0.0	0.0	0.0	0.1	0.3	1.3	0.9	2.0	0.7	0.6	0.0	0.0	0.0
6:00 AM	12.6	0.0	0.1	0.0	0.3	0.4	0.9	2.4	2.9	3.0	2.1	0.4	0.0	0.0
7:00 AM	18.7	0.0	0.0	0.1	0.7	1.0	2.7	4.7	4.7	2.0	1.4	1.1	0.1	0.0
8:00 AM	19.7	0.0	0.2	0.8	0.5	1.5	0.0	5.3	5.3	2.3	1.8	0.8	0.2	0.0
9:00 AM	23.0	0.0	0.2	0.5	1.8	1.5	2.7	5.0	5.7	2.3	2.0	1.2	0.2	0.0
10:00 AM	26.2	0.0	0.3	0.2	2.0	1.7	2.3	5.8	6.8	4.3	0.8	1.2	0.5	0.2
11:00 AM	27.7	0.0	0.0	0.5	2.0	2.2	4.7	6.8	5.2	3.0	1.8	1.0	0.5	0.0
12:00 PM	33.6	0.0	0.0	0.6	3.3	3.7	3.7	8.0	7.6	5.6	1.6	0.4	0.4	0.1
1:00 PM	31.4	0.0	0.4	1.0	2.6	2.4	4.1	7.4	6.9	3.7	2.1	0.3	0.0	0.4
2:00 PM	25.4	0.1	0.3	0.6	1.4	3.1	3.3	5.4	7.6	2.9	2.1	0.6	0.1	0.1
3:00 PM	32.1	0.1	0.0	1.1	1.9	2.9	3.6	5.7	7.6	5.0	2.9	1.1	0.1	0.1
4:00 PM	32.3	0.0	0.1	1.0	1.6	2.9	3.0	8.0	8.6	4.7	2.0	0.3	0.1	0.0
5:00 PM	39.6	0.0	0.1	0.0	1.3	2.7	5.1	7.6	12.0	5.4	3.6	1.0	0.3	0.4
6:00 PM	29.9	0.0	0.3	0.6	1.4	2.3	2.9	6.7	7.3	3.7	2.7	1.9	0.1	0.0
7:00 PM	21.9	0.0	0.3	0.1	0.7	2.0	2.9	5.4	5.3	3.3	1.6	0.1	0.0	0.1
8:00 PM	21.7	0.0	0.0	0.1	0.9	2.0	3.4	4.1	6.3	3.3	1.1	0.1	0.1	0.1
9:00 PM	13.0	0.0	0.0	0.4	0.9	1.6	2.1	3.1	3.4	0.9	0.1	0.4	0.0	0.0
10:00 PM	10.7	0.0	0.0	0.3	1.0	0.9	1.7	2.7	2.6	0.7	0.6	0.3	0.0	0.0
11:00 PM	6.4	0.0	0.0	0.1	0.9	0.7	1.0	1.4	1.4	0.9	0.0	0.0	0.0	0.0
Daily Average	445.8	0.3	3.0	8.4	25.9	35.1	54.5	98.6	108.9	61.0	32.2	12.6	3.2	2.2
Average (Mean) 44.2 mph														
Minimum 13.3 mph														
Maximum 84.2 mph														
Pace Range 40.0 - 50.0 mph 1406 vehicles (46.5 %)														
Percentile Speeds (mph)														
10% 31.1														
50% 44.9														
90% 55.6														
Speeds Exceeded														
25 mph 97.4 % (2945)														
35 mph 83.7 % (2531)														
45 mph 49.4 % (1493)														
55 mph 11.2 % (339)														
65 mph 1.2 % (36)														
75 mph 0.1 % (4)														
Study Grand Totals														
Combined	3024	2	20	57	175	239	371	667	739	415	219	84	21	15
Channel 1	1563	0.1 %	0.7 %	1.9 %	5.8 %	7.9 %	12.3 %	22.1 %	24.4 %	13.7 %	7.2 %	2.8 %	0.7 %	0.5 %
Channel 2	1461	0.1 %	1.0 %	2.2 %	6.5 %	8.9 %	19.2 %	20.7 %	23.5 %	15.7 %	7.3 %	3.5 %	1.0 %	0.5 %
		0.0 %	0.3 %	1.5 %	5.1 %	10.3 %	12.3 %	23.5 %	25.5 %	11.6 %	7.2 %	2.0 %	0.3 %	0.5 %

Speed Grand Totals

mph	Hourly Averages														Combined
	0 - < 15	15 - < 20	20 - < 25	25 - < 30	30 - < 35	35 - < 40	40 - < 45	45 - < 50	50 - < 55	55 - < 60	60 - < 65	65 - < 70	70 - < 200		
Total	1.0	0.0	0.0	0.0	0.3	0.0	0.0	0.0	0.3	0.0	0.0	0.3	0.0	0.0	
12:00 AM	5.0	0.0	0.0	0.0	0.3	0.3	1.3	1.3	1.3	0.3	0.3	0.0	0.0	0.0	
1:00 AM	2.7	0.0	0.0	0.0	0.0	0.0	1.7	0.7	0.0	0.3	0.0	0.0	0.0	0.0	
2:00 AM	2.0	0.0	0.0	0.0	0.0	0.0	0.7	0.7	0.3	0.3	0.0	0.0	0.0	0.0	
3:00 AM	1.0	0.0	0.0	0.0	0.0	0.0	0.3	0.3	0.3	0.0	0.0	0.0	0.0	0.0	
4:00 AM	4.0	0.0	0.7	0.3	0.7	0.3	0.7	1.0	0.3	0.0	0.0	0.0	0.0	0.0	
5:00 AM	11.3	0.0	0.0	0.7	0.3	0.3	1.0	4.0	2.7	2.7	0.0	0.0	0.0	0.0	
6:00 AM	20.3	0.0	0.0	0.3	0.7	4.3	4.3	5.3	4.0	1.0	0.3	0.0	0.0	0.0	
7:00 AM	11.7	0.0	0.0	0.0	0.7	2.7	2.7	1.7	2.3	1.3	0.3	0.0	0.0	0.0	
8:00 AM	11.0	0.0	0.3	0.0	1.0	3.0	4.0	1.7	0.0	1.0	0.0	0.0	0.0	0.0	
9:00 AM	14.5	0.0	0.0	0.5	1.5	2.0	5.0	3.5	0.0	1.0	0.5	0.0	0.0	0.0	
10:00 AM	19.5	0.0	0.0	1.0	1.5	2.5	5.0	6.5	1.5	0.0	0.0	0.5	0.0	0.5	
11:00 AM	24.0	0.0	0.0	1.0	2.0	6.0	5.5	5.0	3.0	1.0	0.5	0.0	0.0	0.0	
12:00 PM	19.5	0.0	0.0	0.0	1.0	3.5	7.0	5.5	1.5	0.5	0.5	0.0	0.0	0.0	
1:00 PM	21.5	0.0	0.5	0.0	2.0	1.5	5.5	5.5	3.5	2.5	0.7	0.0	0.0	0.0	
2:00 PM	21.0	0.0	0.0	0.3	3.0	4.0	4.3	4.7	2.0	0.7	0.0	0.0	0.0	0.0	
3:00 PM	19.7	0.0	0.0	0.0	1.3	3.0	5.7	7.7	2.0	0.0	0.0	0.0	0.0	0.0	
4:00 PM	31.7	0.0	0.0	0.3	1.3	4.0	10.0	10.3	4.0	1.7	0.0	0.0	0.0	0.0	
5:00 PM	19.7	0.0	0.0	0.0	1.3	2.7	6.7	5.7	2.7	0.7	0.0	0.0	0.0	0.0	
6:00 PM	15.7	0.0	0.0	0.0	1.3	2.7	4.0	5.3	2.0	0.3	0.0	0.0	0.0	0.0	
7:00 PM	16.3	0.0	0.0	0.0	1.0	3.7	5.0	4.3	1.7	0.3	0.3	0.0	0.0	0.0	
8:00 PM	9.3	0.0	0.0	0.0	0.3	1.3	3.3	2.3	0.7	0.3	0.0	0.0	0.0	0.0	
9:00 PM	6.0	0.0	0.0	0.0	0.7	2.0	2.3	0.3	0.3	0.3	0.0	0.0	0.0	0.0	
10:00 PM	3.3	0.0	0.0	0.0	0.0	1.0	0.3	2.0	0.0	0.0	0.0	0.0	0.0	0.0	
11:00 PM	311.7	0.5	0.5	1.3	7.2	22.3	54.2	88.8	83.3	35.8	13.3	2.8	1.0	0.5	
Daily Average	Average (Mean) 43.8 mph														
	Minimum 14.4 mph														
	Maximum 70.2 mph														
	Pace Range 38.5 - 48.5 mph 467 vehicles (55.9 %)														
	Percentile Speeds (mph)														
	10% 34.9														
	15% 37.1														
	50% 44.0														
	85% 50.6														
	90% 52.2														
	Speeds Exceeded														
	25 mph 99.3 % (830)														
	45 mph 43.9 % (367)														
	55 mph 5.4 % (45)														
	65 mph 0.4 % (3)														
	75 mph 0 % (0)														
	Study Grand Totals														
	Total														
Combined	836	1	1	4	19	59	147	238	224	98	35	7	2	1	
Eastbound	401	1	1	3	6	20	60	97	107	70	26	7	2	1	
Westbound	435	0	0	1	13	39	87	141	117	28	9	0	0	0	
		0.1 %	0.1 %	0.5 %	2.3 %	7.1 %	17.6 %	28.5 %	26.8 %	11.7 %	4.2 %	0.8 %	0.2 %	0.1 %	
		0.2 %	0.2 %	0.7 %	1.5 %	5.0 %	15.0 %	24.2 %	26.7 %	17.5 %	6.5 %	1.7 %	0.5 %	0.2 %	
		0.0 %	0.0 %	0.2 %	3.0 %	9.0 %	20.0 %	32.4 %	26.9 %	6.4 %	2.1 %	0.0 %	0.0 %	0.0 %	

Speed Grand Totals

mph	Hourly Averages													Combined
	0 - < 15	15 - < 20	20 - < 25	25 - < 30	30 - < 35	35 - < 40	40 - < 45	45 - < 50	50 - < 55	55 - < 60	60 - < 65	65 - < 70	70 - < 200	
Total	3.7	0.0	0.0	0.3	0.3	0.7	0.7	0.7	0.7	0.0	0.0	0.0	0.0	
12:00 AM	0.0	0.0	0.0	0.0	0.0	0.3	0.3	0.3	0.3	0.7	0.0	0.0	0.0	
1:00 AM	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.3	1.3	0.0	0.0	0.0	0.0	
2:00 AM	0.0	0.0	0.0	0.0	0.3	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	
3:00 AM	0.0	0.0	0.0	0.0	0.3	0.0	0.0	0.0	0.3	0.0	0.0	0.0	0.0	
4:00 AM	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.7	0.3	0.0	0.0	0.0	0.0	
5:00 AM	0.0	0.0	1.0	0.3	0.3	0.7	2.3	2.3	0.3	0.0	0.0	0.0	0.0	
6:00 AM	0.0	0.0	0.0	0.3	0.7	0.3	2.7	4.0	1.7	1.0	0.0	0.0	0.3	
7:00 AM	0.0	0.0	0.0	0.3	1.0	2.3	3.7	4.7	3.0	1.7	0.7	0.0	0.0	
8:00 AM	0.0	0.0	0.5	0.5	0.5	0.5	3.5	4.5	2.0	0.0	0.0	0.0	0.0	
9:00 AM	0.0	1.0	0.0	1.5	2.5	2.5	5.5	2.5	0.5	0.0	0.0	0.0	0.0	
10:00 AM	0.0	0.0	0.5	1.5	1.5	3.0	3.0	3.5	2.0	0.0	0.0	0.0	0.0	
11:00 AM	0.0	0.0	0.5	2.0	2.0	7.5	5.0	3.5	0.5	0.5	0.5	0.0	0.0	
12:00 PM	0.0	0.5	1.0	0.5	2.0	4.5	8.0	4.0	3.0	0.5	0.5	0.0	0.0	
1:00 PM	0.0	0.5	0.5	0.5	3.0	4.5	4.5	6.0	2.0	1.0	0.0	0.0	0.0	
2:00 PM	0.0	0.0	0.0	0.5	2.0	5.0	9.0	4.5	1.0	0.0	0.0	0.0	0.0	
3:00 PM	0.0	0.0	0.0	0.5	1.5	4.0	8.3	5.0	2.5	0.0	0.5	0.0	0.0	
4:00 PM	0.0	0.0	0.3	0.3	1.3	3.7	7.0	7.0	3.3	1.3	0.0	0.0	0.0	
5:00 PM	0.0	0.0	0.3	1.0	1.7	6.0	8.0	9.7	4.0	0.7	0.0	0.0	0.0	
6:00 PM	0.0	0.0	0.0	0.7	2.3	4.3	8.3	8.3	2.0	1.0	0.0	0.0	0.0	
7:00 PM	0.0	0.0	0.3	0.3	2.0	4.3	6.0	3.7	2.0	0.7	0.0	0.0	0.0	
8:00 PM	0.0	0.0	0.7	1.7	1.0	1.7	4.7	2.3	3.0	0.0	0.0	0.0	0.0	
9:00 PM	0.0	0.0	0.3	0.7	1.0	2.0	5.0	2.7	1.0	0.3	0.0	0.0	0.0	
10:00 PM	0.0	0.0	0.0	0.3	0.3	1.0	1.7	1.0	0.3	0.0	0.0	0.0	0.0	
11:00 PM	0.0	0.0	0.0	0.0	0.0	1.0	1.7	0.7	0.0	0.0	0.0	0.0	0.0	
Daily Average	341.0	0.0	2.3	6.0	11.8	27.7	59.8	102.2	82.8	36.5	9.3	2.2	0.0	
Average (Mean)	42.8 mph	Minimum	15.2 mph	Maximum	71.8 mph	Pace Range 39.0 - 49.0 mph 483 vehicles (55.8 %)								
Percentile Speeds (mph)	10% 33.6	15% 35.6	50% 43.6	85% 49.9	90% 51.6									
Speeds Exceeded	97.7 % (846)	25 mph 97.7 % (846)	35 mph 86.4 % (748)	45 mph 39.4 % (341)	55 mph 3.7 % (32)	65 mph 0.1 % (1)	75 mph 0 % (0)							
Study Grand Totals														
Total	866	5	15	30	68	148	259	213	96	26	5	0	1	
Channel 1	422	0	0.6 %	1.7 %	7.9 %	17.1 %	29.9 %	24.6 %	11.1 %	3.0 %	0.6 %	0.0 %	0.1 %	
Channel 2	444	0	0.5 %	1.9 %	7.6 %	11.4 %	29.9 %	25.8 %	15.4 %	3.6 %	0.7 %	0.0 %	0.2 %	
		0	0.7 %	3.8 %	8.1 %	22.5 %	30.0 %	23.4 %	7.0 %	2.5 %	0.5 %	0.0 %	0.0 %	

ORDINANCE NO. 2019 - 09

**AN ORDINANCE AUTHORIZING THE JACKSON COUNTY SHERIFF'S OFFICE TO
INCREASE SERVICE OF PROCESS AND RETURN OF SERVICE FEES AND
INSTITUTE NEW FEES FOR CERTIFIED MAILED SERVICE AND
EVICTON/REPLEVIN STANDBY**

WHEREAS, 55 ILCS 5/4-5001 provides that the statutory County Sheriff fees may be increased by the County Board if the increase is "justified by an acceptable cost study showing that the fees allowed by this Section (55 ILCS 5/4-5001) are not sufficient to cover the costs of providing the services"; and

WHEREAS, Increased fees may be collected "from all persons and entities other than officers, agencies, departments and other instrumentalities of the State;" and

WHEREAS, in March 2019, Bellwether, LLC performed a cost study for the County and found that the fees charged by the Sheriff's Office were not sufficient to cover the costs of providing certain services; and

WHEREAS, 55 ILCS 5/4-5001 requires a statement of the costs of providing each service, program, and activity to be prepared and made part of the public record; and

WHEREAS, a statement of cost (attached hereto and made a part hereof) and cost analysis by Bellwether, LLC has been prepared; and

WHEREAS, based on the Bellwether, LLC cost study and the recommendation of the County Sheriff, the County Board agrees that an Ordinance should be passed to change and establish the fees charged by the Jackson County Sheriff.

WHEREFORE, be it ordained as follows:

1. The following new fees will be assessed by the Sheriff's Office:
 - a. A \$29 fee shall be charged for Certified Mail Service of Process.
 - b. A \$76 fee shall be charged for Eviction/Replevin Standby.
2. The in-person Service of Process fee shall be increased to \$58.
3. The Return of Service fee shall be increased to \$8.
4. This Ordinance shall become effective September 1, 2019

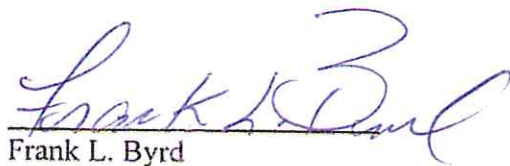
ADOPTED AND ORDAINED BY THE JACKSON COUNTY BOARD AT ITS REGULAR
MONTHLY MEETING THIS 20 day of August, 2019.

By its Chairman,

A handwritten signature in blue ink, appearing to read "K. Larkin", written over a horizontal line.

Keith Larkin

Attest:

A handwritten signature in blue ink, appearing to read "Frank L. Byrd", written over a horizontal line.

Frank L. Byrd
Jackson County Clerk



Government Performance Services

Cost of Services

Jackson County, Illinois

Sheriff / Jail Fees / Court Security

March 2019

The **Sheriff's Department** is well organized with engaged and capable staff. We used data and comments provided by staff to develop models of staff effort and time spent.

The following fees were reviewed as part of this project:

Process Service / Civil Standby / Sheriff Sale

- Serving Summons / Garnishment / Subpoena / Attachment / Summons
- Serving Judgment / Injunction / Levy
- Serving Replevin
- Serving Warrant
- Returning each process
- Removing property

Jail / Inmate Fees

- Taking Bail (Bond Fee)
- Attending court with prisoner (habeas corpus)
- Attending court with prisoner (any proceeding)
- Inmate Nurse Visit (per request)
- Inmate in Jail Doctor Visit (per request)
- Escort Inmate to medical / dental outside of jail

Fees are defined by state laws and county ordinances. County governments may charter cost studies to review the appropriateness of these fees and adjust meet actual expenses. The process and authority to adjust these fees are addressed in laws of the State of Illinois.

The following exists from 55 ILCS 5/4-5001) (from Ch. 34, par. 4-5001) describe the included fees.

"For serving or attempting to serve summons on each defendant in each county, \$10."

"For serving or attempting to serve an order or judgment granting injunctive relief in each county, \$10."

"For serving or attempting to serve each garnishee in each county, \$10."

"For serving or attempting to serve an order for replevin in each county, \$10."

"For serving or attempting to serve an order for attachment on each defendant in each county, \$10."

"For serving or attempting to serve a warrant of arrest, \$8, to be paid upon conviction."

"For taking special bail, \$1 in each county."

"For serving or attempting to serve a subpoena on each witness, in each county, \$10."

"For returning each process, in each county, \$5."

"For summoning each juror, \$3 with 30¢ mileage each way in all counties."

"For serving or attempting to serve notice of judgments or levying to enforce a judgment, \$3 with 50¢ mileage each way in all counties."

"For taking possession of and removing property levied on, the officer shall be allowed to tax the actual cost of such possession or removal."

"For attending before a court with prisoner, on an order for habeas corpus, in each county, \$10 per day."

"For attending before a court with a prisoner in any criminal proceeding, in each county, \$10 per day."

"For serving or attempting to serve an order or judgment for the possession of real estate in an action of ejectment or in any other action, or for restitution in an action of forcible entry and detainer without aid, \$10 and when aid is necessary, the sheriff shall be allowed to tax in addition the actual costs thereof, and for each mile of necessary travel, 50¢ each way."

"The foregoing fees allowed by this Section are the maximum fees that may be collected from any officer, agency, department or other instrumentality of the State. The county board may, however, by ordinance, increase the fees allowed by this Section and collect those increased fees from all persons and entities other than officers, agencies, departments and other instrumentalities of the State if the increase is justified by an acceptable cost study showing that the fees allowed by this Section are not sufficient to cover the costs of providing the service. A statement of the costs of providing each service, program and activity shall be prepared by the county board. All supporting documents shall be public records and subject to public examination and audit. All direct and indirect costs, as defined in the United States Office of Management and Budget Circular A-87, may be included in the determination of the costs of each service, program and activity."

Section 730 addresses expenses related to the housing of inmates. In part it provides direction whereby counties may collect fees for medical expenses incurred.

(730 ILCS 125/17) (From Ch. 75, par. 117)

"To the extent that such person is reasonably able to pay for such care, including reimbursement from any insurance program or from other medical benefit programs available to such person, he or she shall reimburse the county or arresting authority."

"The county shall be entitled to a \$10 fee for each conviction or order of supervision for a criminal violation, other than a petty offense or business offense. The fee shall be taxed as costs to be collected from the defendant, if possible, upon conviction or entry of an order of supervision. The fee shall not be considered a part of the fine for purposes of any reduction in the fine."

In addition to the aforementioned fees, Bellwether also calculated a Booking Fee at the request of the Jackson County Sheriff's Department. Booking Fees are found in other Sheriff's Departments in Illinois and are intended to offset the administrative costs of the initial processing of an inmate. This non-statutory fee is established by County Ordinance and is often used in Intergovernmental Agreements with municipalities within the County using County facilities to hold their arrestees.

Bellwether LLC is does not provide legal advice. The decision to change or add fees is the sole responsibility of Jackson County government.

Recent Legislative Actions

Recently the governor signed The Criminal and Traffic Assessment Act to realign the fee assessment schedules across the State. This act makes changes to many fees collected by the Circuit Clerk beginning July 1, 2019. The change in assessed fees will mean a change in the net revenue. Some impacted revenue sources include:

- Elimination of the Court Security Fee
- Changes to the Inmate Medical Fee
- Changes to the Fee Waiver process
- Changes to other Circuit Clerk fees relative to the high point of the current fees

Multiple initiatives to amend The Criminal and Traffic Assessment Act have been sponsored by the Illinois Association of Circuit Clerks and the Illinois Association of Sheriffs. Pending legislation proposes relief for several of the fee changes. Opinions vary on the ability of proposed legislation to pass.

Summary of Results

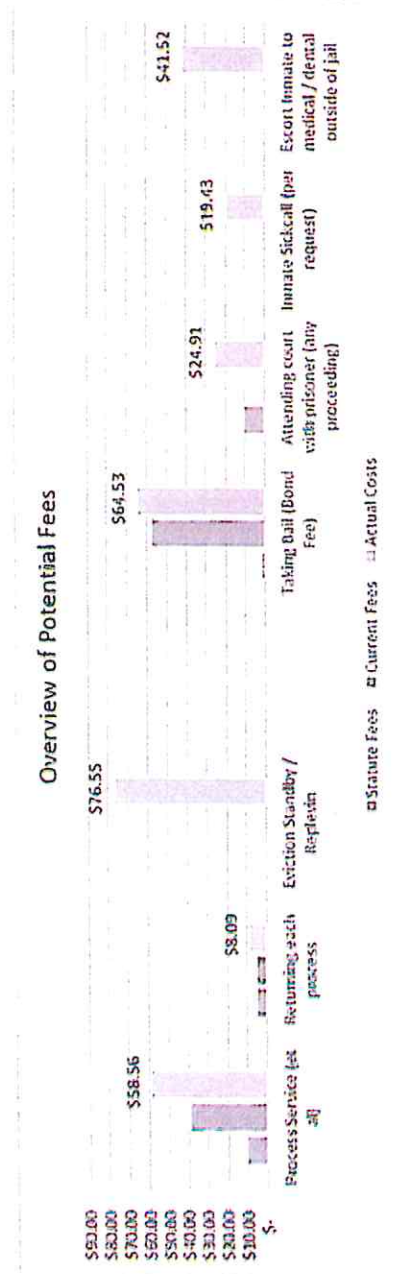
Information suggests that the fees reviewed as part of this project are not sufficient to recover actual costs. Adjusting fees to actual costs would result in the following estimated increases:

Fee Category	Gross Potential Increase
Process Service / Civil Standby / Etc.	\$ 23,316
Jail / Inmate Fees / Bond Fee / Booking Fee	\$ 53,884
Total Gross Potential	\$ 77,200

Actual annual revenue may vary based on the final fee established and the actual annual volume of transactions.

The following charts provide an overview of the gap among statute fees (blue) current fees (red) and actual costs (green) to provide services and demonstrate the components of the fee and the potential fee rounded down to the nearest whole dollar.

Overview of Fee Potential



Bellwether assumes the information provided by the departments to be true and accurate to the best of their ability and does not propose specific recommendations for establishing or changing fees. Our observations suggest an increase in some fees may be warranted and acceptable under current state law not to exceed the Actual Total Cost above. Actual Total Costs have been rounded to the next lower dollar to simplify cash management. Counties may choose to collect the full amount or any portion. Bellwether does not recommend a specific fee level. The decision to change or add fees is the sole responsibility of Jackson County government.

Some annual volumes of inmates' transactions are estimates using the best judgement of the Sheriff Department staff. County officials should allow one year of data tracking to set the baseline.

The following Chart contrasts the Statute Fee from the current 2018 Fee and the calculated Actual Costs and uses estimated volumes provided by the Sheriff's Department to forecast potential increases in revenue. Bellwether recommends conservative estimation for budgeting purposes until actual volume data can be confirmed by the department.

Fee	Statute Fee	Statute Mileage	2018 Fee	Estimated Volume	Total Labor	Total Equip	Actual Total Cost	Added	Gap	Rounded Value	Increase
PROCESS SERVICE / OTHER											
Process Service (et al)	\$ 10.00	\$ 0.50	\$ 35.00	416	\$ 54.46	\$ 4.10	\$ 58.56	\$1 per mile 1 yr	\$ 19.56	\$ 58.00	\$ 7,904.00
Mailed Service	\$ 10.00	\$ 0.50	\$ -	500	\$ 22.06	\$ 7.25	\$ 29.31		\$ 29.31	\$ 29.00	\$ 14,500.00
Returning each process	\$ 5.00	\$ 0.50	\$ 5.00	416	\$ 8.09	\$ -	\$ 8.09		\$ 3.09	\$ 8.00	\$ 1,748.00
Escort Standby / Realtime			\$ -	12	\$ 72.45	\$ 4.10	\$ 76.55	\$1 per mile 1 yr	\$ 76.55	\$ 76.00	\$ 912.00
INMATE FEES											
Taking Bail (bond fees)	\$ 1.00		\$ 57.00	1,000	\$ 64.53	\$ -	\$ 64.53		\$ 7.53	\$ 64.00	\$ 7,000.00
Attending court with prisoner (any proceeding)	\$ 10.00	\$ 0.15	\$ -	1,766	\$ 24.91	\$ -	\$ 24.91		\$ 24.91	\$ 24.00	\$ 42,384.00
Inmate Sifted (per request)	\$ 10.00		\$ 10.00	350	\$ 19.43	\$ -	\$ 19.43		\$ 9.43	\$ 19.00	\$ 3,740.00
Escort inmate to medical / dentist outside of jail			\$ 20.00	60	\$ 41.52	\$ -	\$ 41.52		\$ 21.52	\$ 41.00	\$ 1,260.00
											\$ 59,884.00
											\$ 77,200.00

Collection of fees from inmates can be particularly difficult. Illinois State Comptroller's Act (15 ILCS 405/10.05) (from Ch. 15, par. 210.05) provides for programs to aid local governments in collecting fines and fees due the county.

The Local Government Debt Recovery Program is a ZERO cost partnership with the Illinois Comptroller's Office. The local government submits regular list of those owing fines or fees to the County. The Comptroller's Office compares the list to all recipients of payments from the State of Illinois. Any debt to the County is automatically deducted from the state payment (most commonly tax refunds). There are provisions that allow Counties to go back seven years in collection and may collect up to \$500 per year.

Bellwether has seen several counties and municipalities increase collections on a quantum scale using this program. We strongly recommend Jackson County explore the program and exert effort into identifying and submitting outstanding debt.

Court Security

The Court Security fee was defined by (55 ILCS 5/5-1103). The county currently charges fees to residents and non-residents of Jackson County through the Office of the Circuit Clerk. Recently, The Criminal and Traffic Assessment Act (100-0987 previously known as HB 4594) rescinded this statute. This report seeks to demonstrate the actual cost of court security for Jackson County as defined by the original statute.

(55 ILCS 5/5-1103) (from Ch. 34, par. 5-1103)

Sec. 5-1103. Court services fee. A county board may enact by ordinance or resolution a court services fee dedicated to defraying court security expenses incurred by the sheriff in providing court services or for any other court services deemed necessary by the sheriff to provide for court security, including without limitation court services provided pursuant to Section 3-6023, as now or hereafter amended.

Such fee shall be paid in civil cases by each party at the time of filing the first pleading, paper or other appearance; provided that no additional fee shall be required if more than one party is represented in a single pleading, paper or other appearance. In criminal, local ordinance, county ordinance, traffic and conservation cases, such fee shall be assessed against the defendant upon a plea of guilty, stipulation of facts or findings of guilty, resulting in a judgment of conviction, or order of supervision, or sentence of probation without entry of judgment pursuant to Section 10 of the Cannabis Control Act, Section 410 of the Illinois Controlled Substances Act, Section 70 of the Methamphetamine Control and Community Protection Act, Section 12-4.3 or subdivision (b)(1) of Section 12-3.05 of the Criminal Code of 1961 or the Criminal Code of 2012, Section 10-102 of the Illinois Alcoholism and Other Drug Dependency Act, Section 40-10 of the Alcoholism and Other Drug Abuse and Dependency Act, or Section 10 of the Steroid Control Act.

In setting such fee, the county board may impose, with the concurrence of the Chief Judge of the judicial circuit in which the county is located by administrative order entered by the Chief Judge, differential rates for the various types or categories of criminal and civil cases, but the maximum rate shall not exceed \$25, unless the fee is set according to an acceptable cost study in accordance with Section 4-5001 of the Counties Code.

All proceeds from this fee must be used to defray court security expenses incurred by the sheriff in providing court services. No fee shall be imposed or collected, however, in traffic, conservation, and ordinance cases in which fines are paid without a court appearance.

The fees shall be collected in the manner in which all other court fees or costs are collected and shall be deposited into the county general fund for payment solely of costs incurred by the sheriff in providing court security or for any other court services deemed necessary by the sheriff to provide for court security.
(Source: P.A. 96-1551, eff. 7-1-11; 97-1150, eff. 1-25-13.)

(55 ILCS 5/3-6023) (from Ch. 34, par. 3-6023)

Sec. 3-6023. Attendance at courts. Each sheriff shall, in person or by deputy, county corrections officer, or court security officer, attend upon all courts held in his or her county when in session, and obey the lawful orders and directions of the court, and shall maintain the security of the courthouse.

Court services customarily performed by sheriffs shall be provided by the sheriff or his or her deputies, county corrections officers, or court security officers, rather than by employees of the court, unless there are no deputies, county corrections officers, or court security officers available to perform such services.

The expenses of the sheriff in carrying out his or her duties under this Section, including the compensation of deputies, county corrections officers, or court security officers assigned to such services, shall be paid to the county from fees collected pursuant to court order for services of the sheriff and from any court services fees collected by the county pursuant to Section 5-1103, as now or hereafter amended. (Source: P.A. 89-685, eff. 6-1-97; 89-707, eff. 6-1-97.)

Fee Revenue

The Jackson County Sheriff reported Court Security fee revenue of \$82,136 based on prior year volume. This amount includes partial payments and does not include the amount unpaid and under collection. Bellwether assumes that the partial payment and collection rates remain comparable year-over-year. This information is used to establish a predictable collection rate 3,285 incidents of paid fees for payment calculations. This volume assumption is used in all calculations.

REVENUE			
Number of incidents of fee collection	3,285	calculated	
Current Fee	\$ 25.00	per interview	
Total Fees recorded in last full year	\$ 82,136	per budget	

- Bellwether recommends the Illinois Comptroller - Local Debt Recovery Program to all counties. This state managed program is provided at no cost to counties and has seen dramatic increases in collection for counties in Illinois.

Expense and Distribution Summary

EXPENSE			
Total Dept Labor Costs	\$	299,319	<i>budget data</i>
Major equipment (maintenance / replacement)	\$	4,250	<i>budget data</i>
Minor equipment and personal gear	\$	1,200	<i>budget data</i>
Training Expenses (annual facility training)	\$	500	<i>per interview</i>
System / Technology Costs	\$	5,375	<i>per interview</i>
Facilities Costs / Including upgrades	\$	1,200	<i>estimated</i>
Sub total Expense	\$	311,844	

- The current total expense varies from the reported revenue by \$ 229,708. This is the amount being subsidized from the general fund that could be redirected to Jackson County Public Safety services.

Include Other Expenses

The staff providing County Security also escort inmates from the jail to the court house. This act is provided in another fee category under 55 MCS 5/4-5001) (from Ch. 34, par. 4-5001):

"For attending before a court with prisoner, on an order for habeas corpus, in each county, \$10 per day."

"For attending before a court with a prisoner in any criminal proceeding, in each county, \$10 per day."

Jackson County currently does not assign a fee for attending court. Bellwether, using estimated volume, projects potential revenue of over \$40,000 from the addition of a fee for attending court.

Bellwether LLC is does not provide legal advice. The decision to change or add fees is the sole responsibility of Jackson County government.

Expense Detail with Considerations

This report provides detailed expense data for labor plus estimates the contractual obligations of bargaining units. The additional armed officer was projected as a full-time resource with all benefits added.

Full Time	136,000
Part Time	19,200
Bailiff	-
Salaries	\$155,200
FICA	\$26,266
SLEP	\$58,995
Unemployment	\$1,862
Work Comp	\$1,940
Benefits	\$55,056
total labor costs	\$299,319

Major Equipment				Minor Equipment and Personal Gear			
Acquired	Life Span	Cost	Annualized		one replaced per year	Annualized	
Doorway Scanner	2000	\$ 10,000	\$ 3,500	Wand	one replaced per year	\$ 100	
Alarm System		\$ 23,000	\$ 2,300	Vest	one replaced per year	\$ 600	
		16000	1600	clothing		\$ 500	
total major equipment costs			\$ 4,250	total minor equipment costs		\$ 1,200	
Facilities Costs				System Costs			
	Sqft	Allocated per			one replaced per year	Annualized	
Dedicated security space	800.00	\$ 2	\$ 1,200	Camera	replace one per year	\$ 500	
total major equipment costs			\$ 1,200	DVR	replace one per year	10500	\$ 2,625
				Key Fobs		9000	\$ 2,250
				total major equipment costs		\$ 5,375	

- The fee includes a portion to replace the equipment on a 10-year depreciation cycle.
- Minor equipment is replaced only as needed. Based on interviews, Bellwether estimated one wand and vest replaced each year and \$600 in uniform cost per year.

Straight Line Distribution

All core expenses divided among the estimated total volume of transactions would result in a single fee of \$60.00. According to (55 ILCS 5/5-1103) (from Ch. 34, par. 5-1103) the collected fee may not exceed the actual cost. This value has been rounded down to the next lower dollar. The chart to the right demonstrates the dollar value of incremental decisions. Each incremental decision has a corresponding impact on the amount subsidized by the general fund.

Fee	Count	Revenue	Subsidized by General Fund	New Revenue
\$ 25.00	3,285	\$ 82,136.00	\$ 226,695.36	\$ -
\$ 50.00	3,285	\$ 164,272.00	\$ 144,559.36	\$ 82,136.00
\$ 60.00	3,285	\$ 197,126.40	\$ 111,704.96	\$ 114,990.40
\$ 70.00	3,285	\$ 229,980.80	\$ 78,850.56	\$ 147,844.80
\$ 80.00	3,285	\$ 262,835.20	\$ 45,996.16	\$ 180,699.20
\$ 90.00	3,285	\$ 295,689.60	\$ 13,141.76	\$ 213,553.60
\$ 100.00	3,285	\$ 328,544.00	\$ (19,712.64)	\$ 246,408.00
\$ 110.00	3,285	\$ 361,398.40	\$ (52,567.04)	\$ 279,262.40

Current Fee	\$ 25.00
Cost Per Unit	\$ 94.92
Rounded Value	\$ 94.00

Conclusion

Our observations suggest an increase in the Court Security Fee may be warranted and acceptable under current state law (55 ILCS 5/5-1103) (from Ch. 34, par. 5-1103) effective January 1, 2016. As previously mentioned, The Criminal and Traffic Assessment Act rescinded this statute.

Information from the Circuit Clerk suggests there may be alternatives to collecting a fee to fund Court Security.

Jackson County, in consensus with the Chief Judge for the Judicial District, may choose to increase the Court Security Fee to any point at or below the actual costs. Potential fee revenue calculations assume of accurate reporting of expenses, collection rates and a consistent transaction volume.

Bellwether does not propose specific recommendations for establishing or changing fees. According to Illinois Statute fees may be established at or below the actual cost of providing the service. The decision to change or add fees is the sole responsibility of Jackson County government and can be accomplished by amending the current Circuit Clerk Fee Resolution to reflect the changes in the Court Security Fee.

Attachment B provides an example resolution.

Attachment A – Sample County Board Action on Sheriff Fees

WHEREAS, 55 ILCS 5/4-5001 provides that the statutory County Sheriff fees may be increased by the County Board if an increase is "justified by an acceptable cost study showing that the fees allowed by this Section (55 ILCS 5/4-5001) are not sufficient to cover the costs of providing the services"; and

WHEREAS, 55 ILCS 5/4-5001 requires a statement of the costs of providing each service, program and activity be prepared and be part of the public record; and

WHEREAS, 730 ILCS 125/17 provides that the Sheriff may seek reimbursement for medical treatment costs; and

WHEREAS, a statement of cost (attached hereto and made a part hereof) and cost analysis by Bellwether LLC. has been prepared; and

WHEREAS, based on the Bellwether LLC study and the recommendation of the County Sheriff, and the County Board agrees that the County Code should be amended to change and establish the fees charged by the Jackson County Sheriff.

NOW, THEREFORE, BE IT ORDAINED that the County Code is amended as follows:

INSERT NEW FEE SCHEDULE HERE

Attachment B – Sample County Board Action on Court Security Fees

WHEREAS, 55 ILCS 5/5-1103 provides that the statutory Court Security fees may be increased by the County Board if an increase is "justified by an acceptable cost study" as described by Section (55 ILCS 5/4-5001); and

WHEREAS, both 55 ILCS 5/4-5001 require a statement of the costs of providing each service, program and activity be prepared and be part of the public record; and

WHEREAS, a statement of cost (attached hereto and made a part hereof) and cost analysis by Bellwether, LLC. has been prepared; and

WHEREAS, based on the Bellwether, LLC study and the recommendation of the County Sheriff in concurrence with the Chief Judge, and the County Board agrees that the County Code should be amended to change and establish the fees charged by the Jackson County Circuit Clerk for Court Security.

NOW, THEREFORE, BE IT ORDAINED that the County Code is amended as follows:

INSERT NEW FEE SCHEDULE HERE

ORDINANCE NO. 2019 - 09

AN ORDINANCE AUTHORIZING THE JACKSON COUNTY SHERIFF'S OFFICE TO INCREASE SERVICE OF PROCESS AND RETURN OF SERVICE FEES AND INSTITUTE NEW FEES FOR CERTIFIED MAILED SERVICE AND EVICTION/REPLEVIN STANDBY

WHEREAS, 55 ILCS 5/4-5001 provides that the statutory County Sheriff fees may be increased by the County Board if the increase is "justified by an acceptable cost study showing that the fees allowed by this Section (55 ILCS 5/4-5001) are not sufficient to cover the costs of providing the services"; and

WHEREAS, Increased fees may be collected "from all persons and entities other than officers, agencies, departments and other instrumentalities of the State;" and

WHEREAS, in March 2019, Bellwether, LLC performed a cost study for the County and found that the fees charged by the Sheriff's Office were not sufficient to cover the costs of providing certain services; and

WHEREAS, 55 ILCS 5/4-5001 requires a statement of the costs of providing each service, program, and activity to be prepared and made part of the public record; and

WHEREAS, a statement of cost (attached hereto and made a part hereof) and cost analysis by Bellwether, LLC has been prepared; and

WHEREAS, based on the Bellwether, LLC cost study and the recommendation of the County Sheriff, the County Board agrees that an Ordinance should be passed to change and establish the fees charged by the Jackson County Sheriff.

WHEREFORE, be it ordained as follows:

1. The following new fees will be assessed by the Sheriff's Office:
 - a. A \$29 fee shall be charged for Certified Mail Service of Process.
 - b. A \$76 fee shall be charged for Eviction/Replevin Standby.
2. The in-person Service of Process fee shall be increased to \$58.
3. The Return of Service fee shall be increased to \$8.
4. This Ordinance shall become effective September 1, 2019

FILED
AUG 26 2019

Frank L. Byrd
COUNTY CLERK
JACKSON COUNTY CLERK'S OFFICE

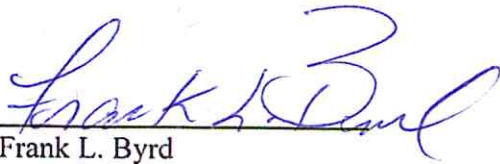
ADOPTED AND ORDAINED BY THE JACKSON COUNTY BOARD AT ITS REGULAR
MONTHLY MEETING THIS 20 day of August, 2019.

By its Chairman,



Keith Larkin

Attest:



Frank L. Byrd
Jackson County Clerk



Government Performance Services

Cost of Services

Jackson County, Illinois

Sheriff / Jail Fees / Court Security

March 2019

The **Sheriff's Department** is well organized with engaged and capable staff. We used data and comments provided by staff to develop models of staff effort and time spent.

The following fees were reviewed as part of this project:

Process Service / Civil Standby / Sheriff Sale

- Serving Summons / Garnishment / Subpoena / Attachment / Summons
- Serving Judgment / injunction / Levy
- Serving Replevin
- Serving Warrant
- Returning each process
- Removing property

Jail / Inmate Fees

- Taking Bail (Bond Fee)
- Attending court with prisoner (habeas corpus)
- Attending court with prisoner (any proceeding)
- Inmate Nurse Visit (per request)
- Inmate in Jail Doctor Visit (per request)
- Escort Inmate to medical / dental outside of jail

Fees are defined by state laws and county ordinances. County governments may charter cost studies to review the appropriateness of these fees and adjust meet actual expenses. The process and authority to adjust these fees are addressed in laws of the State of Illinois.

The following excerpts from 55 ILCS 5/4-5001) (from Ch. 34, par. 4-5001) describe the included fees.

"For serving or attempting to serve summons on each defendant in each county, \$10."

"For serving or attempting to serve an order or judgment granting injunctional relief in each county, \$10."

"For serving or attempting to serve each garnishee in each county, \$10."

"For serving or attempting to serve an order for replevin in each county, \$10."

"For serving or attempting to serve an order for attachment on each defendant in each county, \$10."

"For serving or attempting to serve a warrant of arrest, \$8, to be paid upon conviction".

"For taking special bail, \$1 in each county."

"For serving or attempting to serve a subpoena on each witness, in each county, \$10."

"For returning each process, in each county, \$5."

"For summoning each juror, \$3 with 30¢ mileage each way in all counties."

"For serving or attempting to serve notice of judgments or levying to enforce a judgment, \$3 with 50¢ mileage each way in all counties."

"For taking possession of and removing property levied on, the officer shall be allowed to tax the actual cost of such possession or removal."

"For attending before a court with prisoner, on an order for habeas corpus, in each county, \$10 per day."

"For attending before a court with a prisoner in any criminal proceeding, in each county, \$10 per day."

"For serving or attempting to serve an order or judgment for the possession of real estate in an action of ejectment or in any other action, or for restitution in an action of forcible entry and detainer without aid, \$10 and when aid is necessary, the sheriff shall be allowed to tax in addition the actual costs thereof, and for each mile of necessary travel, 50¢ each way."

"The foregoing fees allowed by this Section are the maximum fees that may be collected from any officer, agency, department or other instrumentality of the State. The county board may, however, by ordinance, increase the fees allowed by this Section and collect those increased fees from all persons and entities other than officers, agencies, departments and other instrumentalities of the State if the increase is justified by an acceptable cost study showing that the fees allowed by this Section are not sufficient to cover the costs of providing the service. A statement of the costs of providing each service, program and activity shall be prepared by the county board. All supporting documents shall be public records and subject to public examination and audit. All direct and indirect costs, as defined in the United States Office of Management and Budget Circular A-87, may be included in the determination of the costs of each service, program and activity."

Section 730 addresses expenses related to the housing of inmates. In part it provides direction whereby counties may collect fees for medical expenses incurred.

(730 ILCS 125/17) (from Ch. 75, par. 117)

"To the extent that such person is reasonably able to pay for such care, including reimbursement from any insurance program or from other medical benefit programs available to such person, he or she shall reimburse the county or arresting authority."

"The county shall be entitled to a \$10 fee for each conviction or order of supervision for a criminal violation, other than a petty offense or business offense. The fee shall be taxed as costs to be collected from the defendant, if possible, upon conviction or entry of an order of supervision. The fee shall not be considered a part of the fine for purposes of any reduction in the fine."

In addition to the aforementioned fees, Bellwether also calculated a Booking Fee at the request of the Jackson County Sheriff's Department. Booking Fees are found in other Sheriff's Departments in Illinois and are intended to offset the administrative costs of the initial processing of an inmate. This non-statutory fee is established by County Ordinance and is often used in Intergovernmental Agreements with municipalities within the County using County facilities to hold their arrestees.

Bellwether LLC is does not provide legal advice. The decision to change or add fees is the sole responsibility of Jackson County government.

Recent Legislative Actions

Recently the governor signed The Criminal and Traffic Assessment Act to realign the fee assessment schedules across the State. This act makes changes to many fees collected by the Circuit Clerk beginning July 1, 2019. The change in assessed fees will mean a change in the net revenue. Some impacted revenue sources include:

- Elimination of the Court Security Fee
- Changes to the Inmate Medical Fee
- Changes to the Fee Waiver process
- Changes to other Circuit Clerk fees relative to the high point of the current fees

Multiple initiatives to amend The Criminal and Traffic Assessment Act have been sponsored by the Illinois Association of Circuit Clerks and the Illinois Association of Sheriffs. Pending legislation proposes relief for several of the fee changes. Opinions vary on the ability of proposed legislation to pass.

Summary of Results

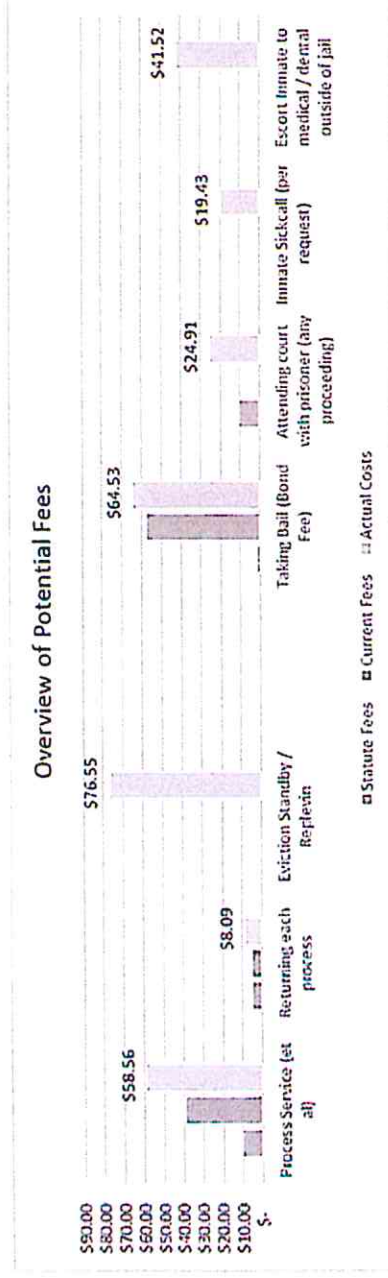
Information suggests that the fees reviewed as part of this project are not sufficient to recover actual costs. Adjusting fees to actual costs would result in the following estimated increases:

Fee Category	Gross Potential Increase
Process Service / Civil Standby / Etc.	\$ 23,316
Jail / Inmate Fees / Bond Fee / Booking Fee	\$ 53,884
Total Gross Potential	\$ 77,200

Actual annual revenue may vary based on the final fee established and the actual annual volume of transactions.

The following charts provide an overview of the gap among statute fees (blue) current fees (red) and actual costs (green) to provide services and demonstrate the components of the fee and the potential fee rounded down to the nearest whole dollar.

Overview of Fee Potential



Bellwether assumes the information provided by the departments to be true and accurate to the best of their ability and does not propose specific recommendations for establishing or changing fees. Our observations suggest an increase in some fees may be warranted and acceptable under current state law not to exceed the Actual Total Cost above. Actual Total Costs have been rounded to the next lower dollar to simplify cash management. Counties may choose to collect the full amount or any portion. Bellwether does not recommend a specific fee level. The decision to change or add fees is the sole responsibility of Jackson County government.

Some annual volumes of inmates' transactions are estimates using the best judgement of the Sheriff Department staff. County officials should allow one year of data tracking to set the baseline.

The following Chart contrasts the Statute Fee from the current 2018 Fee and the calculated Actual Costs and uses estimated volumes provided by the Sheriff's Department to forecast potential increases in revenue. Bellwether recommends conservative estimation for budgeting purposes until actual volume data can be confirmed by the department.

Fee	Statute Fee	Statute Mileage	2018 fee	Estimated Volume	Total Labor	Total Equip	Actual Total Cost	Added	Gap	Rounded Value	Increase
PROCESS SERVICE / OTHER											
Process Service (et al)	\$ 10.00	\$ 0.50	\$ 39.00	416	\$ 54.46	\$ 4.10	\$ 58.56	\$1 per mile 1 yr	\$ 19.56	\$ 58.00	\$ 7,904.00
Mailed Service	\$ 10.00	\$ 0.50	\$ -	500	\$ 22.06	\$ 7.25	\$ 29.31		\$ 29.31	\$ 29.00	\$ 14,500.00
Returning each process	\$ 5.00	\$ 0.50	\$ 5.00	416	\$ 8.09	\$ -	\$ 8.09		\$ 3.09	\$ 8.00	\$ 1,248.00
Eviction Standby / Replevin			\$ -	12	\$ 72.45	\$ 4.10	\$ 76.55	\$1 per mile 1 yr	\$ 76.55	\$ 76.00	\$ 912.00
JAIL FEES											
Taking Bail (Bond Fee)	\$ 1.00		\$ 57.00	1,000	\$ 64.53	\$ -	\$ 64.53		\$ 7.53	\$ 64.00	\$ 7,000.00
Attending court with prisoner (any proceeding)	\$ 10.00	\$ 0.15	\$ -	1,766	\$ 24.91	\$ -	\$ 24.91		\$ 24.91	\$ 24.00	\$ 42,384.00
Inmate Sickcall (per request)	\$ 10.00		\$ 10.00	360	\$ 19.43	\$ -	\$ 19.43		\$ 9.43	\$ 19.00	\$ 3,240.00
Escort inmate to medical / dental outside of jail			\$ 20.00	60	\$ 41.52	\$ -	\$ 41.52		\$ 21.52	\$ 41.00	\$ 1,260.00
											\$ 53,884.00
											\$ 77,200.00

Collection of fees from inmates can be particularly difficult. Illinois State Comptroller's Act (15 ILCS 405/10.05) (from Ch. 15, par. 210.05) provides for programs to aid local governments in collecting fines and fees due the county.

The Local Government Debt Recovery Program is a ZERO cost partnership with the Illinois Comptroller's Office. The local government submits regular list of those owing fines or fees to the County. The Comptroller's Office compares the list to all recipients of payments from the State of Illinois. Any debt to the County is automatically deducted from the state payment (most commonly tax refunds). There are provisions that allow Counties to go back seven years in collection and may collect up to \$500 per year.

Bellwether has seen several counties and municipalities increase collections on a quantum scale using this program. We strongly recommend Jackson County explore the program and exert effort into identifying and submitting outstanding debt.

Court Security

The Court Security fee was defined by (55 ILCS 5/5-1103). The county currently charges fees to residents and non-residents of Jackson County through the Office of the Circuit Clerk. Recently, The Criminal and Traffic Assessment Act (100-0987 previously known as HB 4594) rescinded this statute. This report seeks to demonstrate the actual cost of court security for Jackson County as defined by the original statute.

(55 ILCS 5/5-1103) (from Ch. 34, par. 5-1103)

Sec. 5-1103. Court services fee. A county board may enact by ordinance or resolution a court services fee dedicated to defraying court security expenses incurred by the sheriff in providing court services or for any other court services deemed necessary by the sheriff to provide for court security, including without limitation court services provided pursuant to Section 3-6023, as now or hereafter amended.

Such fee shall be paid in civil cases by each party at the time of filing the first pleading, paper or other appearance; provided that no additional fee shall be required if more than one party is represented in a single pleading, paper or other appearance. In criminal, local ordinance, county ordinance, traffic and conservation cases, such fee shall be assessed against the defendant upon a plea of guilty, stipulation of facts or findings of guilty, resulting in a judgment of conviction, or order of supervision, or sentence of probation without entry of judgment pursuant to Section 10 of the Cannabis Control Act, Section 410 of the Illinois Controlled Substances Act, Section 70 of the Methamphetamine Control and Community Protection Act, Section 12-4.3 or subdivision (b)(1) of Section 12-3.05 of the Criminal Code of 1961 or the Criminal Code of 2012, Section 10-102 of the Illinois Alcoholism and Other Drug Dependency Act, Section 40-10 of the Alcoholism and Other Drug Abuse and Dependency Act, or Section 10 of the Steroid Control Act.

In setting such fee, the county board may impose, with the concurrence of the Chief Judge of the judicial circuit in which the county is located by administrative order entered by the Chief Judge, differential rates for the various types or categories of criminal and civil cases, but the maximum rate shall not exceed \$25, unless the fee is set according to an acceptable cost study in accordance with Section 4-5001 of the Counties Code.

All proceeds from this fee must be used to defray court security expenses incurred by the sheriff in providing court services. No fee shall be imposed or collected, however, in traffic, conservation, and ordinance cases in which fines are paid without a court appearance.

The fees shall be collected in the manner in which all other court fees or costs are collected and shall be deposited into the county general fund for payment solely of costs incurred by the sheriff in providing court security or for any other court services deemed necessary by the sheriff to provide for court security.
(Source: P.A. 96-1551, eff. 7-1-11; 97-1150, eff. 1-25-13.)

(55 ILCS 5/3-6023) (from Ch. 34, par. 3-6023)

Sec. 3-6023. Attendance at courts. Each sheriff shall, in person or by deputy, county corrections officer, or court security officer, attend upon all courts held in his or her county when in session, and obey the lawful orders and directions of the court, and shall maintain the security of the courthouse.

Court services customarily performed by sheriffs shall be provided by the sheriff or his or her deputies, county corrections officers, or court security officers, rather than by employees of the court, unless there are no deputies, county corrections officers, or court security officers available to perform such services.

The expenses of the sheriff in carrying out his or her duties under this Section, including the compensation of deputies, county corrections officers, or court security officers assigned to such services, shall be paid to the county from fees collected pursuant to court order for services of the sheriff and from any court services fees collected by the county pursuant to Section 5-1103, as now or hereafter amended. (Source: P.A. 89-685, eff. 6-1-97; 89-707, eff. 6-1-97.)

Fee Revenue

The Jackson County Sheriff reported Court Security fee revenue of \$82,136 based on prior year volume. This amount includes partial payments and does not include the amount unpaid and under collection. Bellwether assumes that the partial payment and collection rates remain comparable year-over-year. This information is used to establish a predictable collection rate 3,285 incidents of paid fees for payment calculations. This volume assumption is used in all calculations.

REVENUE			
Number of incidents of fee collection	3,285	calculated	
Current Fee	\$ 25.00	per interview	
Total Fees recorded in last full year	\$ 82,136	per budget	

- Bellwether recommends the Illinois Comptroller - Local Debt Recovery Program to all counties. This state managed program is provided at no cost to counties and has seen dramatic increases in collection for counties in Illinois.

Expense and Distribution Summary

EXPENSE			
Total Dept Labor Costs	\$	299,319	<i>budget data</i>
Major equipment (maintenance / replacement)	\$	4,250	<i>budget data</i>
Minor equipment and personal gear	\$	1,200	<i>budget data</i>
Training Expenses (annual facility training)	\$	500	<i>per interview</i>
System / Technology Costs	\$	5,375	<i>per interview</i>
Facilities Costs / Including upgrades	\$	1,200	<i>estimated</i>
Sub total Expense	\$	311,844	

- The current total expense varies from the reported revenue by \$ 229,708. This is the amount being subsidized from the general fund that could be redirected to Jackson County Public Safety services.

Include Other Expenses

The staff providing County Security also escort inmates from the jail to the court house. This act is provided in another fee category under 55 ILCS 5/4-5001) (from Ch. 34, par. 4-5001):

"For attending before a court with prisoner, on an order for habeas corpus, in each county, \$10 per day."

"For attending before a court with a prisoner in any criminal proceeding, in each county, \$10 per day."

Jackson County currently does not assign a fee for attending court. Bellwether, using estimated volume, projects potential revenue of over \$40,000 from the addition of a fee for attending court.

Bellwether LLC is does not provide legal advice. The decision to change or add fees is the sole responsibility of Jackson County government.

Expense Detail with Considerations

This report provides detailed expense data for labor plus estimates the contractual obligations of bargaining units. The additional armed officer was projected as a full-time resource with all benefits added.

Full Time	136,000
Part Time	19,200
Bailiff	-
Salaries	\$155,200
FICA	\$26,266
SLEP	\$58,995
Unemployment	\$1,862
Work Comp	\$1,940
Benefits	\$55,056
total labor costs	\$299,319

Major Equipment				Minor Equipment and Personal Gear			
	Acquired	Life Span	Cost	Annualized			Annualized
Doorway Scann	2000	10.00	\$ 3,500	\$ 350	Wand	one replaced per year	\$ 100
		10.00	\$ 23,000	\$ 2,300	Vest	one replaced per year	\$ 600
Alarm System			16000	1600	clothing		\$ 500
total major equipment costs				\$ 4,250	total minor equipment costs		\$ 1,200
Facilities Costs				System Costs			
		sqft	allocated per				Annualized
Dedicated security space	800.00	\$	2	\$ 1,200	Camera	Add one/replace one per year	\$ 500
					DVR	replace one per year	10500 \$ 2,625
total major equipment costs				\$ 1,200	Key Fobs		9000 \$ 2,250
					total major equipment costs		\$ 5,375

- The fee includes a portion to replace the equipment on a 10-year depreciation cycle.
- Minor equipment is replaced only as needed. Based on interviews, Bellwether estimated one wand and vest replaced each year and \$600 in uniform cost per year.

Straight Line Distribution

All core expenses divided among the estimated total volume of transactions would result in a single fee of \$60.00. According to (55 ILCS 5/5-1103) (from Ch. 34, par. 5-1103) the collected fee may not exceed the actual cost. This value has been rounded down to the next lower dollar. The chart to the right demonstrates the dollar value of incremental decisions. Each incremental decision has a corresponding impact on the amount subsidized by the general fund.

		Fee	Count	Revenue	Subsidized by General Fund	New Revenue
Current Fee Cost Per Unit Rounded Value		\$ 25.00	3,285	\$ 82,136.00	\$ 226,695.36	\$ -
			3,285	\$ 164,272.00	\$ 144,559.36	\$ 82,136.00
			3,285	\$ 197,126.40	\$ 111,704.96	\$ 114,990.40
			3,285	\$ 229,980.80	\$ 78,850.56	\$ 147,844.80
			3,285	\$ 262,835.20	\$ 45,996.16	\$ 180,699.20
			3,285	\$ 295,689.60	\$ 13,141.76	\$ 213,553.60
		\$ 94.92	3,285	\$ 328,544.00	\$ (19,712.64)	\$ 246,408.00
		\$ 94.00	3,285	\$ 361,398.40	\$ (52,567.04)	\$ 279,262.40

Conclusion

Our observations suggest an increase in the Court Security Fee may be warranted and acceptable under current state law (55 ILCS 5/5-1103) (from Ch. 34, par. 5-1103) effective January 1, 2016. As previously mentioned, The Criminal and Traffic Assessment Act rescinded this statute.

Information from the Circuit Clerk suggests there may be alternatives to collecting a fee to fund Court Security.

Jackson County, in consensus with the Chief Judge for the Judicial District, may choose to increase the Court Security Fee to any point at or below the actual costs. Potential fee revenue calculations assume of accurate reporting of expenses, collection rates and a consistent transaction volume.

Bellwether does not propose specific recommendations for establishing or changing fees. According to Illinois Statute fees may be establish at or below the actual cost of providing the service. The decision to change or add fees is the sole responsibility of Jackson County government and can be accomplished by amending the current Circuit Clerk Fee Resolution to reflect the changes in the Court Security Fee.

Attachment B provides an example resolution.

Attachment A – Sample County Board Action on Sheriff Fees

WHEREAS, 55 ILCS 5/4-5001 provides that the statutory County Sheriff fees may be increased by the County Board if an increase is “justified by an acceptable cost study showing that the fees allowed by this Section (55 ILCS 5/4-5001) are not sufficient to cover the costs of providing the services”; and

WHEREAS, 55 ILCS 5/4-5001 requires a statement of the costs of providing each service, program and activity be prepared and be part of the public record; and

WHEREAS, 730 ILCS 125/17 provides that the Sheriff may seek reimbursement for medical treatment costs; and

WHEREAS, a statement of cost (attached hereto and made a part hereof) and cost analysis by Bellwether LLC. has been prepared; and

WHEREAS, based on the Bellwether LLC study and the recommendation of the County Sheriff, and the County Board agrees that the County Code should be amended to change and establish the fees charged by the Jackson County Sheriff.

NOW, THEREFORE, BE IT ORDAINED that the County Code is amended as follows:

INSERT NEW FEE SCHEDULE HERE

Attachment B – Sample County Board Action on Court Security Fees

WHEREAS, 55 ILCS 5/5-1103 provides that the statutory Court Security fees may be increased by the County Board if an increase is "justified by an acceptable cost study" as described by Section (55 ILCS 5/4-5001); and

WHEREAS, both 55 ILCS 5/4-5001 require a statement of the costs of providing each service, program and activity be prepared and be part of the public record; and

WHEREAS, a statement of cost (attached hereto and made a part hereof) and cost analysis by Bellwether, LLC. has been prepared; and

WHEREAS, based on the Bellwether, LLC study and the recommendation of the County Sheriff in concurrence with the Chief Judge, and the County Board agrees that the County Code should be amended to change and establish the fees charged by the Jackson County Circuit Clerk for Court Security.

NOW, THEREFORE, BE IT ORDAINED that the County Code is amended as follows:

INSERT NEW FEE SCHEDULE HERE

ORDINANCE 2019-10

AN ORDINANCE AMENDING THE JACKSON COUNTY FOOD SERVICE SANITATION ORDINANCE

WHEREAS, there exists a Jackson County Food Service Sanitation Ordinance, as amended, regulating and permitting certain food establishments located in Jackson County, Illinois; and

WHEREAS, commensurate with the authority of the Jackson County Board to adopt certain ordinances regulating and permitting such establishments, from time to time, amendments to the existing ordinance are necessary; and

WHEREAS, the present amending ordinance is intended to amend, and not repeal, the Jackson County Food Service Sanitation Ordinance, and all its amendments; and

WHEREAS, the Jackson County Food Service Sanitation Ordinance has established permit fees for food service establishments and retail food stores which need to be revised from time to time to cover the increasing costs of the Jackson County food safety program and to further supplement tax and grant monies also used to support this program; and

WHEREAS, the present amending ordinance has been duly approved by the Jackson County Board of Health.

THEREFORE, THE JACKSON COUNTY BOARD ORDAINS AND ADOPTS THE FOLLOWING:

1. The present amending ordinance shall be incorporated into the existing Jackson County Food Service Sanitation Ordinance, as amended, as if originally part of the Food Service Sanitation Ordinance; further
2. Section H (3) as follows (additions are underlined; deletions are struck-through):
 3. A COTTAGE FOOD OPERATION shall comply with all provisions of this ordinance which are applicable to its operation.
 - a. **AUTHORIZED ITEMS AND LABELING:** Cottage food operations may only sell items as established in the Food Handling Regulation Enforcement Act and shall meet the necessary labeling and placarding requirements.
 - b. **SALES LOCATIONS:** Cottage foods may only be sold at farmer's markets or other locations allowed under State law.
 - c. **REGISTRATION:** All cottage food operations in Jackson County must annually register with Jackson County Health Department, using forms provided by the Health Department. ~~No~~ A \$25 annual registration fee shall be charged. The registration year shall run from April 1 to March 31 of the following calendar year. Cottage food

operations shall have on hand a current Jackson County Health Department registration certificate when conducting all sales.

- d. INSPECTION: Jackson County Health Department may inspect a cottage food operation's primary domestic residence in the event of a complaint or during a disease outbreak investigation. The Health Department may charge a fee of \$75 for each inspection.

3. Section I (1)(g) as follows (additions are underlined; deletions are struck-through):

- g. FEES: The following fees shall be required for food service establishments and retail food stores.

Seating Capacity	Annual Fees for Category III Establishments	Annual Fees for Category II Establishments	Annual Fees for Category I Establishments	Special High Risk Estab.	Plan Review Application Fees
0 to 50	\$130.00 <u>\$145.00</u>	\$145.00 <u>\$160.00</u>	\$180.00 <u>\$200.00</u>	\$365.00 <u>\$380.00</u>	\$100.00 <u>\$110.00</u>
51 to 75	\$200.00 <u>\$220.00</u>	\$225.00 <u>\$250.00</u>	\$255.00 <u>\$280.00</u>	\$500.00 <u>\$550.00</u>	\$160.00 <u>\$175.00</u>
76 to 100	\$270.00 <u>\$300.00</u>	\$290.00 <u>\$320.00</u>	\$325.00 <u>\$360.00</u>	\$650.00 <u>\$715.00</u>	\$160.00 <u>\$175.00</u>
over 100	\$350.00 <u>\$385.00</u>	\$365.00 <u>\$400.00</u>	\$400.00 <u>\$440.00</u>	\$800.00 <u>\$880.00</u>	\$220.00 <u>\$240.00</u>

The annual license fee for a retail food store shall be determined by square footage and risk category. Establishments are reviewed annually in accordance with Illinois Department of Public Health guidelines to determine if they are a Category I, II, or III establishment as defined in Section 750.100 of the Food Service Sanitation Code (77 Illinois Administrative Code 750). These definitions may be revised time to time in the Food Service Sanitation Code, but generally indicate that a Category I establishment presents a high relative risk, Category II establishment presents a medium relative risk, and Category III establishment presents a low relative risk of causing foodborne illness. Category I and II establishments require additional inspections since they present a higher relative risk of causing foodborne illness based on the large number of food handling operations typically implicated in foodborne outbreaks and other factors. The Special High Risk category are establishments where 3 or more additional inspections, or more than 5 recheck inspections, were needed during the previous annual license period. The application fee for a plan review shall be determined by square footage. The following fee schedule shall apply:

Square Footage	Annual Fees for Category III Establishments	Annual Fees for Category II Establishments	Annual Fees for Category I Establishments	Special High Risk Estab.	Plan Review Application Fees
1 to 4,999	\$130.00 <u>\$145.00</u>	\$145.00 <u>\$160.00</u>	\$180.00 <u>\$200.00</u>	\$365.00 <u>\$380.00</u>	\$100.00 <u>\$110.00</u>
5,000 to 15,000	\$200.00 <u>\$220.00</u>	\$225.00 <u>\$250.00</u>	\$255.00 <u>\$280.00</u>	\$500.00 <u>\$550.00</u>	\$160.00 <u>\$175.00</u>
Over 15,000	\$350.00 <u>\$385.00</u>	\$365.00 <u>\$400.00</u>	\$400.00 <u>\$440.00</u>	\$800.00 <u>\$880.00</u>	\$220.00 <u>\$240.00</u>

4. The present amending ordinance shall be effective on December, 1, 2019 following its adoption by the Jackson County Board; further
5. The Chairman of the County Board shall be authorized to sign this present ordinance.

ORDAINED AND ADOPTED BY THE JACKSON COUNTY BOARD AT ITS REGULAR
MONTHLY MEETING THIS 22 DAY OF October, 2019.

BY ITS CHAIRMAN,



Keith Larkin

ATTEST:



Frank L. Byrd
Jackson County Clerk & Recorder

ORDINANCE 2019-11

**AN ORDINANCE AMENDING THE JACKSON COUNTY PRIVATE
SEWAGE DISPOSAL SYSTEM ORDINANCE**

WHEREAS, there exists an ordinance, as amended, regulating and permitting the construction, repair and installation of private sewage disposal systems in Jackson County, Illinois (hereinafter referred to as “sewage disposal ordinance”); and

WHEREAS, the present amending ordinance is intended to merely amend the referenced ordinance; and not in any way repeal or rescind the referenced ordinance except as expressed herein; and

WHEREAS, the present amending ordinance is adopted by virtue of the authority of the Jackson County Board, Jackson County, Illinois; and

WHEREAS, the Jackson County sewage disposal ordinance has established fees which need to be revised from time to time; and

WHEREAS, the amendment made by this present amending ordinance is for the purpose of revising fees to cover the increasing costs of the Jackson County private sewage program and to further supplement tax and grant monies also used to support this program; and

WHEREAS, the present amending ordinance has been duly approved by the Jackson County Board of Health.

**THEREFORE, THE JACKSON COUNTY BOARD ORDAINS AND ADOPTS THE
FOLLOWING:**

1. The amendments made and adopted by this present amending ordinance shall be incorporated into the existing Jackson County sewage disposal ordinance, as amended, as if originally part of it; further

2. Section II 2.7.1 is amended as follows (additions are underlined – deletions are struck-through)

2.7.1 There shall be a standard ~~\$210.00~~ \$230.00 permit fee charged for the issuance of a permit authorizing the construction, alteration or extension of any private sewage disposal system. The fee shall be collected by the Health Department at the time an application for permit is submitted, and shall be deposited into the Health Department fund. If a permit is denied, the fee shall be returned to the applicant. In addition, the following fee schedule shall apply for other specific services rendered.

- | | | |
|----|---------------------------------------|----------|
| 1. | Design of plans | \$25.00 |
| 2. | Percolation test (reading only) | \$25.00 |
| 3. | Subdivision plan review | \$100.00 |

A fee waived permit may be issued to non-profit organizations.

3. Section II.2.7.2 is amended as follows (additions are underlined - deletions are struck-through):

2.7.2 There shall be a ~~\$210.00~~ \$230.00 fee for the purpose of assessing a private sewage disposal system or water supply system, or both during one site visit to a private residence when requested by the property owner, a prospective buyer, real estate agency, mortgage or loan institution, bank, etc. This fee will cover an initial site visit and one

follow-up visit. An additional fee of ~~\$45.00~~ \$55.00 shall be charged to offset the cost of subsequent visits.

4. Section III.3.3 is amended as follows (additions are underlined - deletions are struck-through):

3.3 There shall be an annual registration fee of ~~\$45.00~~ \$55.00 collected from all persons applying for a Jackson County Private Sewage Disposal System Contractor's Registration Certificate.

5. Section III.3.3.1 is amended as follows (additions are underlined – deletions are struck-through):

3.3.1 In addition to the annual registration fee in Subsection 3.3 there shall be an annual inspection fee of ~~\$45.00~~ \$55.00 for each vehicle used for the collection and transportation of septage except that this inspection and fee may be waived if the vehicle has been properly inspected by another local health department in Illinois.

The present amending ordinance shall be effective on December 1, 2019; further

The Chairman of the County Board shall be authorized to sign this present ordinance.

ORDAINED AND ADOPTED BY THE JACKSON COUNTY BOARD AT ITS REGULAR MONTHLY MEETING THIS 22 DAY OF October, 2019.

BY ITS CHAIRMAN,



Keith Larkin

ATTEST:



Frank L. Byrd
Jackson County Clerk & Recorder

ORDINANCE NO. 2019 - 12

**AN ORDINANCE AUTHORIZING THE JACKSON COUNTY ANIMAL
CONTROL OFFICE TO INCREASE FEES FOR RABIES TAGS**

WHEREAS, the County Board finds it is good policy to establish fees for rabies tags provided by the Jackson County Animal Control Office

WHEREAS, 55 ILCS 5/4-5001 requires a statement of the costs of providing each service, program and activity be prepared and be part of the public record; and

WHEREAS, a statement of cost (attached hereto and made a part hereof) and cost analysis by Bellwether, LLC has been prepared; and

WHEREAS, based on the Bellwether, LLC cost study and the County Board agrees that an Ordinance should be passed to change the rabies tag fees charged by the Jackson County Animal Control Office.

NOW, THEREFORE, be it ordained as follows:

Beginning January 1, 2020, the new rabies tag fees that will be assessed by the Animal Control Office are as follows:

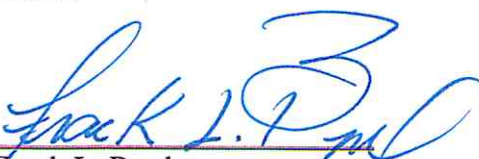
1-year Vaccination Tag	\$7.00
3-year Vaccination Tag	\$18.00

**ADOPTED AND ORDAINED BY THE JACKSON COUNTY BOARD AT
ITS REGULAR MONTHLY MEETING THIS 22th DAY OF OCTOBER 2018.**

By its Chairman,


Keith Larkin

Attest:


Frank L. Byrd
Jackson County Clerk



Government Performance Services

Cost of Services

Jackson County, Illinois

Animal Control

March 2019

Report Summary

Jackson County engaged Bellwether, LLC. (Bellwether) to provide a review of the actual cost of providing permitted fee services within the Animal Control Department which currently charges fees to residents and non-residents of Jackson County as services are requested.

Fee levels are defined by state laws and county ordinances. County governments may charter cost studies to review the appropriateness of these fees and make adjustments to meet actual expenses. The process and authority to adjust these fees are addressed in laws of the State. The follow exerts demonstrate the counties authorities. (Not intended to be a comprehensive list of Animal Control related statutes)

(510 ILCS 5/3) (from Ch. 8, par. 353)

"Sec. 3. The County Board Chairman with the consent of the County Board shall appoint an Administrator. Appointments shall be made as necessary to keep this position filled at all times. The Administrator may appoint as many Deputy Administrators and Animal Control Wardens to aid him or her as authorized by the Board."

"The Board is authorized by ordinance to require the registration and may require micro-chipping of dogs and cats. The Board shall impose an individual dog or cat registration fee with a minimum differential of \$10 for intact dogs or cats. Ten dollars of the differential shall be placed either in a county animal population control fund or in the State's Pet Population Control Fund."

"All persons selling dogs or cats or keeping registries of dogs or cats shall cooperate and provide information to the Administrator as required by Board ordinance, including sales, number of litters, and ownership of dogs and cats."

"Sec. 5. Duties and powers.

(a) It shall be the duty of the Administrator or the Deputy Administrator, through sterilization, humane education, rabies inoculation, stray control, impoundment, quarantine, and any other means deemed necessary, to control and prevent the spread of rabies and to exercise dog and cat overpopulation control."

"(c) The sheriff and all sheriff's deputies and municipal police officers shall cooperate with the Administrator and his or her representatives in carrying out the provisions of this Act.

(d) The Administrator and animal control wardens shall aid in the enforcement of the Humane Care for Animals Act and have the ability to impound animals and apply for security posting for violation of that Act.

(Source: P.A. 93-548, eff. 8-19-03; 94-639, eff. 8-22-05."

" (510 ILCS 5/7) (from Ch. 8, par. 357)

Sec. 7. All registration fees collected shall be remitted to the County Treasurer, who shall place the monies in an Animal Control Fund. This fund shall be set up by him for the purpose of paying costs of the Animal Control Program.

In any county with a population under 3,000,000, all fees collected shall be used for the purpose of paying claims for loss of livestock or poultry as set forth in Section 19 of this Act and for the following purposes as established by ordinance of the County Board: funds may be utilized by local health departments or county nurse's offices for the purchase of human rabies anti-serum, human vaccine, the cost for administration of serum or vaccine, minor medical care, and for paying the cost of stray dog control, impoundment, education on animal control and rabies, and other costs incurred in carrying out the provisions of this Act or any county or municipal ordinance concurred in by the Department relating to animal control, except as set forth in Section 19."

" (510 ILCS 5/7.1) (from Ch. 8, par. 357.1)

Sec. 7.1. In addition to any other fees provided for under this Act, any county may charge a reasonable fee for the pickup and disposal of dead animals from private for-profit animal hospitals. This fee shall be sufficient to cover the costs of pickup and delivery and shall be deposited in the county's animal control fund.
(Source: P.A. 93-548, eff. 8-19-03.)

" (510 ILCS 5/8) (from Ch. 8, par. 358)

Sec. 8. Every owner of a dog 4 months or more of age shall have each dog inoculated against rabies by a licensed veterinarian. The Board shall cause a rabies inoculation tag to be issued, at a fee established by the Board for each dog inoculated against rabies."

(510 ILCS 5/9) (from Ch. 8, par. 359)

Sec. 9. Any dog found running at large contrary to provisions of this Act may be apprehended and impounded. For this purpose, the Administrator shall utilize any existing or available animal control facility or licensed animal shelter. The dog's owner shall pay a \$25 public safety fine, \$20 of which shall be deposited into the Pet Population Control Fund and \$5 of which shall be retained by the county or municipality.

(510 ILCS 5/10) (from Ch. 8, par. 360) Sec. 10.

In case the owner, agent, or caretaker of any impounded dog or cat desires to make redemption thereof, he or she may do so by doing the following:

- a. Presenting proof of current rabies inoculation and registration, if applicable.
- b. Paying for the rabies inoculation of the dog or cat and registration, if applicable.
- c. Paying the pound for the board of the dog or cat for the period it was impounded.
- d. Paying into the Animal Control Fund an additional impoundment fee as prescribed by the Board as a penalty for the first offense and for each subsequent offense.
- e. Paying a \$25 public safety fine to be deposited into the Pet Population Control Fund; the fine shall be waived if it is the dog's or cat's first impoundment and the owner, agent, or caretaker has the animal spayed or neutered within 14 days.
- f. Paying for micro-chipping and registration if not already done.

The payments required for redemption under this Section shall be in addition to any other penalties invoked under this Act and the Illinois Public Health and Safety Animal Population Control Act. An animal control agency shall assist and share information with the Director of Public Health in the collection of public safety fines.

(Source: P.A. 97-240, eff. 1-1-12.)

(510 ILCS 5/16.5)

Sec. 16.5. Expenses of micro-chipping. A clinic for micro-chipping companion animals of county residents should be conducted at least once a year under the direction of the Administrator or, if the Administrator is not a veterinarian, the Deputy Administrator at the animal control facility, animal shelter, or other central location within the county. The maximum amount that can be charged for micro-chipping an animal at this clinic shall be \$15. Funds generated from this clinic shall be deposited in the county's animal control fund.

(Source: P.A. 93-548, eff. 8-19-03.)

Methods

The Cost of Services Study or Fee Review is a detailed analysis of the data related to the operations and expenses of the department. Central to the analysis is:

- Annual budgeted expenses
- Actual expenses
- Inclusion (or exclusion) of expense categories or lines within the department budget(s)
- Actual staff related expenses
- Current revenues derived from fees
- Current revenues derived from other sources
- Service requests - Volumes and trends
- Changes in State Law or Regulations
- Onsite observation of core processes related to each service
- Appropriate exclusions of data (related to services that are non-eligible for fees)

Bellwether engaged County staff only to the extent necessary to collect and clarify the data. All departments should be recognized for the thorough nature of their record keeping, willingness to participate in the review process. These reviews would not be possible without the added effort from all staff involved.

- The provided data was assessed for reasonableness and completeness. The Bellwether analysis produced a detailed description of each service under review and detailed direct and indirect costs that can be attributed to each.
- Both direct and indirect expenses may be included for the purpose of establishing the cost of services under Illinois law. Direct expenses are expenses, including labor, that are directly incurred for the purpose of delivering a particular service. These expenses include pre-printed forms, dedicated equipment or software, or dedicated office facilities. Indirect expenses are expenses that include shared management services or administrative costs, portions of shared facility costs and equipment.
- While it is not possible to attribute every moment of every transaction to an individual, it is possible to understand the flow of the work and develop a weighted value of labor.
- Several processes have direct materials, equipment and other relatable costs. To the extent possible these costs are determined on a "per transaction" basis.

Indirect costs were allocated to specific activities within the office when possible; when not possible the costs were allocated to general administration. According to federal rules (US Office of Management & Budget Circular A-87), indirect expenses associated with central services provided to sub-units of local governments would be documented in a Central Services Cost Allocation Plan to ensure the consistent treatment of these expenses.

Table 2: Examples of Allocations

Expense Item	Allocation Process
General Management & Administrative Time	The cost of management time, training time, and other administrative time was allocated to the services under review based on the amount of time employees spend providing the services under review. Not all management and administrative time was allocated to the services under review as other work is conducted within the offices that are not subject to service fees.
General Equipment, Telephone and Supplies	The cost of equipment and supplies that are used to provide multiple services within an office were allocated based on the volume of transactions in the office, and the estimated consumption of the resource per transaction.

Jackson County Animal Control

Observations

The Jackson County Animal Control department operates in concert with the two major municipalities in the county.

Governmental Body	Registration (altered)	Registration (unaltered)	Rabies (1 year)	Rabies (multi-year)	Impoundment	Boarding
Jackson County	\$ 0	\$ 0	\$ 5.00	\$ 12.00	\$ 30.00	\$ 15.00
Murphysboro	\$ 10.00	\$ 15.00	NA*	NA*		
Carbondale	\$ 5.00	\$ 25.00	NA*	NA*		

* municipal information suggests proof of rabies required for registration

Local Ordinance on Animal Control

Governmental Body	First Offense	Second Offense	Third Offense
Jackson County	\$ 50	\$ 75	\$ 500
Murphysboro	\$ 100	\$ 200	\$ 300 *
Carbondale	\$ 20 / \$ 40	\$ 40 / \$ 80	\$ 60 / \$ 120**

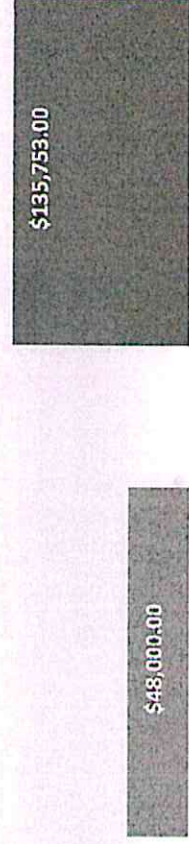
* \$300 for each subsequent offense

** \$200 for each subsequent offense

The Jackson County Animal Control demonstrated a high level of statute knowledgeable. Discussions centered on a balance of improving revenues with the potential impact to compliance. Bellwether experience suggests that rabies / registration compliance has minimal impact based on the level of the fee (with greater than 200% increases). Data does support a decrease in reclaimed animals when boarding fees are increased significantly.

The Animal Control Department's financials reveal a deficit between revenues and operating expenses.

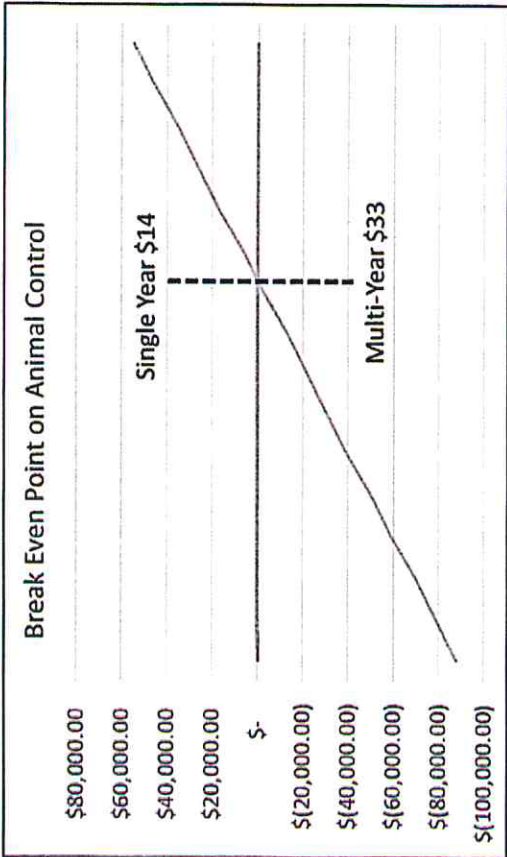
Jackson County Animal Control



Revenue

Expense

Detailed analysis reveals the current operations for Animal Control is subsidized by the General Fund by over 60%. While it is not uncommon for counties to strategically subsidize some activities or special programs it is generally considered good public policy for specialty departments to be substantially supported by the benefactors of the service.



Rabies Fees make up the majority of department revenue. The current multi-year fee is 2.2 times the single year. By extrapolating that ratio we estimate that, given a constant volume, the department reaches revenue-to-expense parity at \$14.00 for a single year and \$33.00 for a multi-year rabies tag.

1 year Fee	Revenue	Multi- Year Fee	Revenue	Budget Balance
\$ 5.00	\$ 48,000.00	\$ 12.00	\$ 18,000.00	\$ (87,753.00)
\$ 6.00	\$ 57,000.00	\$ 14.00	\$ 21,000.00	\$ (78,753.00)
\$ 7.00	\$ 66,000.00	\$ 16.00	\$ 24,000.00	\$ (69,753.00)
\$ 8.00	\$ 76,500.00	\$ 19.00	\$ 28,500.00	\$ (59,253.00)
\$ 9.00	\$ 85,500.00	\$ 21.00	\$ 31,500.00	\$ (50,253.00)
\$ 10.00	\$ 96,000.00	\$ 24.00	\$ 36,000.00	\$ (39,753.00)
\$ 11.00	\$ 105,000.00	\$ 26.00	\$ 39,000.00	\$ (30,753.00)
\$ 12.00	\$ 114,000.00	\$ 28.00	\$ 42,000.00	\$ (21,753.00)
\$ 13.00	\$ 123,000.00	\$ 30.00	\$ 45,000.00	\$ (12,753.00)
\$ 14.00	\$ 133,500.00	\$ 33.00	\$ 49,500.00	\$ (2,253.00)
\$ 15.00	\$ 142,500.00	\$ 35.00	\$ 52,500.00	\$ 6,747.00
\$ 16.00	\$ 153,000.00	\$ 38.00	\$ 57,000.00	\$ 17,247.00

Maximum Potential Fee Based Increase

Department	Gross Fee Increase Potential
Animal Control Rabies	\$ 85,500

These summary findings reflect conservative calculations of the labor, equipment, consumables, facilities and other department allocated costs of providing the services reviewed within this study and under the control of the Jackson County Board. The potential to capture this new revenue depends on a constant volume of transactions and establishing fees at the cost threshold.

Additional Considerations

- Fees within Animal Control Departments must be balanced with the unintended outcome of cost-avoidance through non-compliance. While seeking to set fees at a actual cost basis is ideal, significant changes in fees over a brief period may have unintended results. Higher abandonment in a saturated adoption market has an inherent cost to the county through prolonged boarding and higher rates of euthanasia.

Attachment A– Sample County Board Action on Animal Control Fees

WHEREAS, the County Board finds it is good policy to establish fees for such services provided by the county at the actual cost of providing the requested services; and

WHEREAS, 55 ILCS 5/4-5001 requires a statement of the costs of providing each service, program and activity be prepared and be part of the public record; and

WHEREAS, a statement of cost (attached hereto and made a part hereof) and cost analysis by Bellwether, LLC. has been prepared; and

WHEREAS, based on the Bellwether, LLC study and the County Board agrees that the County Code should be amended to change and establish the fees charged by the Jackson County Animal Control Department.

NOW, THEREFORE, BE IT ORDAINED that the County Code is amended as follows:

ORDINANCE NO. 2019 - 13

**AN ORDINANCE AUTHORIZING THE MUTUAL AID BOX ALARM SYSTEM
AGREEMENT**

WHEREAS, the Constitution of the State of Illinois, 1970, Article VII, Section 10, authorizes units of local government to contract or otherwise associate among themselves in any manner prohibited by law or ordinance; and,

WHEREAS, the Intergovernmental Cooperation Act, 5 ILCS 220/1 et seq., provides that any power or powers, privileges or authority exercised, or which may be exercised by a unit of local government may be exercised and enjoyed jointly with any other unit of local government; and,

WHEREAS, Section 5 of the Intergovernmental Cooperation Act, 5 ILCS 220/5, provides that any one or more public agencies may contract with any one or more public agencies to perform any governmental service, activity or undertaking which any of the public agencies entering into the contract is authorized by law to perform, provided that such contract shall be authorized by the governing body of each party to the contract; and,

WHEREAS, the parties hereto are units of local government as defined by the Constitution of the State of Illinois, 1970, Article VII, Section 10, and the Intergovernmental Cooperation Act; and,

WHEREAS, the Jackson County Board has determined that it is in the best interests of this unit of local government and its residents to enter into the Mutual Aid Box Alarm System Agreement to secure to each the benefits of mutual aid in fire protection, firefighting, rescue, emergency medical services, and other activities for the protection of life and property from an emergency or disaster and to provide for communications procedures, training, and other

necessary functions to further the provision of said protection of life and property from an emergency or disaster.

NOW, THEREFORE, BE IT ORDAINED by the Jackson County Board as follows:

SECTION ONE: That the Jackson County Clerk is hereby authorized and directed to execute the Mutual Aid Box Alarm System Agreement, a copy of said Agreement being attached hereto and being made a part hereof.

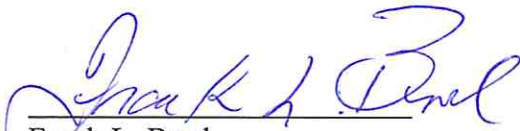
ADOPTED AND ORDAINED BY THE JACKSON COUNTY BOARD AT ITS REGULAR MONTHLY MEETING THIS 17th day of December, 2019.

By its Chairman,



Keith Larkin

Attest:



Frank L. Byrd
Jackson County Clerk

STATE OF ILLINOIS)
)
COUNTY OF JACKSON)

SS

COUNTY CLERK'S CERTIFICATE

I, Frank L. Byrd, the duly qualify and acting County Clerk of the County of Jackson, Illinois, do hereby certify that attached hereto is a true and correct copy of an Ordinance entitled:

ORDINACE NO.2019-13

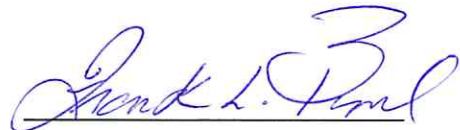
AN ORDINANCE AUTHORIZING THE MUTUAL AID BOX ALARM SYSTEM

AGREEMENT

which Ordinance was duly adopted by the Jackson County Board at a meeting on the 17th day of December, 2019.

I do further certify that a quorum of said Board was present at said meeting, and that the Board complied with all the requirements of the Illinois Open Meetings Act and its own policies, rules, or regulations concerning the holdings of meetings and the taking of action during meetings.

IN WITNESS WHEREOF, I have hereunto set my hand this 17th day of December, 2019.



Frank L. Byrd

Jackson County Clerk

MUTUAL AID BOX ALARM SYSTEM AGREEMENT

This Agreement made and entered into the date set forth next to the signature of the respective parties, by and between the units of local government subscribed hereto (hereafter "Unit(s)") that have approved this Agreement and adopted same in manner as provided by law and are hereafter listed at the end of this Agreement.

WHEREAS, the Constitution of the State of Illinois, 1970, Article VII, Section 10, authorizes units of local government to contract or otherwise associate among themselves in any manner not prohibited by law or ordinance; and,

WHEREAS, the "Intergovernmental Cooperation Act", 5 ILCS 220/1 et seq., provides that any power or powers, privileges or authority exercised or which may be exercised by a unit of local government may be exercised and enjoyed jointly with any other unit of local government; and,

WHEREAS, Section 5 of the Intergovernmental Cooperation Act, 5 ILCS 220/5, provides that any one or more public agencies may contract with any one or more public agencies to perform any governmental service, activity or undertaking which any of the public agencies entering into the contract is authorized by law to perform, provided that such contract shall be authorized by the governing body of each party to the contract; and,

WHEREAS, the parties hereto have determined that it is in their best interests to enter into this Agreement to secure to each the benefits of mutual aid in fire protection, firefighting and the protection of life and property from an emergency or disaster; and,

WHEREAS, the parties hereto have determine that it is in their best interests to form an association to provide for communications procedures, training and other necessary functions to further the provision of said protection of life and property from an emergency or disaster.

NOW, THEREFORE, in consideration of the foregoing recitals, the Unit's membership in the Mutual Aid Box Alarm System and the covenants contained herein, **THE PARTIES HERETO AGREE AS FOLLOWS:**

SECTION ONE

Purpose

It is recognized and acknowledged that in certain situations, such as, but not limited to, emergencies, natural disasters and man-made catastrophies, the use of an individual Member Unit's personnel and equipment to perform functions outside the territorial limits of the Member Unit is desirable and necessary to preserve and protect the health, safety and welfare of the public. It is further expressly acknowledged that in certain situations, such as the aforementioned, the use of other Member Unit's personnel and equipment to perform functions within the territorial limits of a Member Unit is desirable and necessary to preserve and protect the health, safety and welfare of the public. Further, it is acknowledged that coordination of mutual aid through the Mutual Aid Box Alarm System is desirable for the effective and efficient provision of mutual aid.

SECTION TWO

Definitions

For the purpose of this Agreement, the following terms as used in this agreement shall be defined as follows:

- A. "Mutual Aid Box Alarm System" (hereinafter referred to as "MABAS"): A definite and prearranged plan whereby response and assistance is provided to a Stricken Unit by the Aiding Unit(s) in accordance with the system established and maintained by the MABAS Member Units and amended from time to time;
- B. "Member Unit": A unit of local government including but not limited to a city, village or fire protection district having a fire department recognized by the State of Illinois, or an intergovernmental agency and the units of which the intergovernmental agency is comprised which is a party to the MABAS Agreement and has been appropriately authorized by the governing body to enter into such agreement, and to comply with the rules and regulations of MABAS;
- C. "Stricken Unit": A Member Unit which requests aid in the event of an emergency;
- D. "Aiding Unit": A Member Unit furnishing equipment, personnel, and/or services to a Stricken Unit;
- E. "Emergency": An occurrence or condition in a Member Unit's territorial jurisdiction which results in a situation of such magnitude and/or consequence that it cannot be adequately handled by the Stricken Unit and such that a Member Unit determines the necessity and advisability of requesting aid.
- F. "Division": The geographically associated Member Units or unit which has been grouped for operational efficiency and representation of those Member Units.
- G. "Training": The regular scheduled practice of emergency procedures during non-emergency drills to implement the necessary joint operations of MABAS.
- H. "Executive Board": The governing body of MABAS comprised of Division representatives ,

SECTION THREE

Authority and Action to Effect Mutual Aid

- A. The Member Units hereby authorize and direct their respective Fire Chief or his designee to take necessary and proper action to render and/or request mutual aid from the other Member Units in accordance with the policies and procedures established and maintained by the MABAS Member Units. The aid rendered shall be to the extent of available personnel and equipment not required for adequate protection of the territorial limits of the Aiding Unit. The judgment of the Fire Chief, or his designee, of the Aiding Unit shall be final as to the personnel and equipment available to render aid.
- B. Whenever an emergency occurs and conditions are such that the Fire Chief, or his designee, of the Stricken Unit determines it advisable to request aid pursuant to this Agreement he shall notify the Aiding Unit of the nature and location of the emergency and the type and amount of equipment and personnel and/or services requested from the Aiding Unit.
- C. The Fire Chief, or his designee, of the Aiding Unit shall take the following action immediately upon being requested for aid:
1. Determine what equipment, personnel and/or services are requested according to the system maintained by MABAS;
 2. Determine if the requested equipment, personnel, and/or services can be committed in response to the request from the Stricken Unit;
 3. Dispatch immediately the requested equipment, personnel and/or services, to the extent available, to the location of the emergency reported by the Stricken Unit in accordance with the procedures of MABAS;

-
4. Notify the Stricken Unit if any or all of the requested equipment, personnel and/or services cannot be provided.

SECTION FOUR

Jurisdiction Over Personnel and Equipment

Personnel dispatched to aid a party pursuant to this Agreement shall remain employees of the Aiding Unit. Personnel rendering aid shall report for direction and assignment at the scene of the emergency to the Fire Chief or Senior Officer of the Stricken Unit. The party rendering aid shall at all times have the right to withdraw any and all aid upon the order of its Fire Chief or his designee; provided, however, that the party withdrawing such aid shall notify the Fire Chief or Senior Officer of the party requesting aid of the withdrawal of such aid and the extent of such withdrawal.

SECTION FIVE

Compensation for Aid

Equipment, personnel, and/or services provided to this Agreement shall be at no charge to the party requesting aid for the first eight (8) consecutive hours of aid provided to the Stricken Unit; however, any expenses recoverable from third parties shall be equitably distributed among responding parties. Day to day mutual aid should remain free of charge and the administrative requirements of reimbursement make it unfeasible to charge for day-to-day mutual aid. Nothing herein shall operate to bar any recovery of funds from any state or federal agency under any existing statute.

Any Aiding Unit is empowered to and may charge a Stricken Unit for reimbursement for costs of equipment, personnel, and/or services provided under this Agreement for terms of more than eight (8) consecutive hours under the following terms and conditions:

1. The amount of charges assessed by an Aiding Unit to a Stricken Unit may not exceed the amount necessary to make the Aiding Unit whole and should only include costs that are non-routine in nature.
2. The Aiding Unit must assess no more the "usual and customary" charges for personnel costs pursuant to a collective bargaining agreement, benefit ordinance or compensation policy.
3. The fee structure for apparatus and equipment shall be based on FEMA or OSFM rate schedules. If a particular piece of apparatus or equipment is not listed within the FEMA / OSFM rate schedules, a market rate for reimbursement shall be established.
4. In no event shall the amount assessed by an Aiding Unit to a Stricken Unit exceed the amount of fees permitted to be assessed under Illinois law.
5. Aiding Units must invoice the Stricken Unit within thirty (30) days after the completion of the emergency; Once thirty (30) days pass, the aid shall be considered to be a donation of service.
6. Mutual Aid and assessing costs for mutual aid cannot in any way be conditioned upon any declaration of a federal disaster.

Member Units are encouraged to consider the adoption of internal policies establishing procedures for cost reimbursement on MABAS mobilizations pursuant to established MABAS procedures for collection and submission of funds.

SECTION SIX

Insurance

Each party hereto shall procure and maintain, at its sole and exclusive expense, insurance coverage , including: comprehensive liability, personal injury, property damage, worker's compensation, and, if applicable, emergency medical service professional liability, with minimum limits of \$1,000,000 auto and \$1,000,000 combined single limit general liability and professional liability. No party hereto shall have any obligation to provide or extend insurance coverage for any of the items enumerated herein to any other party hereto or its personnel. The obligations of the Section may be satisfied by a party's membership in a self-insurance pool, a self-insurance plan or arrangement with an insurance provider approved by the state of jurisdiction. The MABAS may require that copies or other evidence of compliance with the provisions of this Section be provided to the MABAS. Upon request, Member Units shall provide such evidence as herein provided to the MABAS members.

SECTION SEVEN

Indemnification

Each party hereto agrees to waive all claims against all other parties hereto for any loss, damage, personal injury or death occurring in consequence of the performance of this Mutual Aid Agreement; provided, however, that such claim is not a result of gross negligence or willful misconduct by a party hereto or its personnel.

Each party requesting or providing aid pursuant to this Agreement hereby expressly agrees to hold harmless, indemnify and defend the party rendering aid and its personnel from any and all claims, demands, liability, losses, suits in law or in equity which are made by a third party. This indemnity shall include attorney fees and costs that may arise from providing aid pursuant to this Agreement. Provided, however, that all employee benefits, wage and disability

payments, pensions, worker's compensation claims, damage to or destruction of equipment and clothing, and medical expenses of the party rendering aid shall be the sole and exclusive responsibility of the respective party for its employees, provided, however, that such claims made by a third party are not the result of gross negligence or willful misconduct on the part of the party rendering aid.

SECTION EIGHT

Non-Liability for Failure to Render Aid

The rendering of assistance under the terms of this Agreement shall not be mandatory if local conditions of the Aiding Unit prohibit response. It is the responsibility of the Aiding Unit to immediately notify the Stricken Unit of the Aiding Unit's inability to respond; however, failure to immediately notify the Stricken Unit of such inability to respond shall not constitute evidence of noncompliance with the terms of this section and no liability may be assigned.

No liability of any kind or nature shall be attributed to or be assumed, whether expressly or implied, by a party hereto, its duly authorized agents and personnel, for failure or refusal to render aid. Nor shall there be any liability of a party for withdrawal of aid once provided pursuant to the terms of this Agreement.

SECTION NINE

Term

This Agreement shall be in effect for a term of one year from the date of signature hereof and shall automatically renew for successive one year terms unless terminated in accordance with this Section.

Any party hereto may terminate its participation in this Agreement at any time, provided that the party wishing to terminate its participation in this Agreement shall give written notice to the Board of their Division and to the Executive Board specifying the date of termination, such

notice to be given at least 90 calendar days prior to the specified date of termination of participation. The written notice provided herein shall be given by personal delivery, registered mail or certified mail.

SECTION TEN

Effectiveness

This Agreement shall be in full force and effective upon approval by the parties hereto in the manner provided by law and upon proper execution hereof.

SECTION ELEVEN

Binding Effect

This Agreement shall be binding upon and inure to the benefit of any successor entity which may assume the obligations of any party hereto. Provided, however, that this Agreement may not be assigned by a Member Unit without prior written consent of the parties hereto; and this Agreement shall not be assigned by MABAS without prior written consent of the parties hereto.

SECTION TWELVE

Validity

The invalidity of any provision of this Agreement shall not render invalid any other provision. If, for any reason, any provision of this Agreement is determined by a court of competent jurisdiction to be invalid or unenforceable, that provision shall be deemed severable and this Agreement may be enforced with that provision severed or modified by court order.

SECTION THIRTEEN

Notices

All notices hereunder shall be in writing and shall be served personally, by registered mail or certified mail to the parties at such addresses as may be designated from time to time on the MABAS mailing lists or, to other such addresses as shall be agreed upon.

SECTION FOURTEEN

Governing Law

This Agreement shall be governed, interpreted and construed in accordance with the laws of the State of Illinois.

SECTION FIFTEEN

Execution in Counterparts

This Agreement may be executed in multiple counterparts or duplicate originals, each of which shall constitute and be deemed as one and the same document.

SECTION SIXTEEN

Executive Board of MABAS

An Executive Board is hereby established to consider, adopt and amend from time to time as needed rules, procedures, by-laws and any other matters deemed necessary by the Member Units. The Executive Board shall consist of a member elected from each Division within MABAS who shall serve as the voting representative of said Division on MABAS matters, and may appoint a designee to serve temporarily in his stead. Such designee shall be from within the respective division and shall have all rights and privileges attendant to a representative of that Member Unit.

A President and Vice President shall be elected from the representatives of the Member Units and shall serve without compensation. The President and such other officers as are provided for in the by-laws shall coordinate the activities of the MABAS.

SECTION SEVENTEEN

Duties of the Executive Board

The Executive Board shall meet regularly to conduct business and to consider and publish the rules, procedures and by laws of the MABAS, which shall govern the Executive Board meetings and such other relevant matters as the Executive Board shall deem necessary.

SECTION EIGHTEEN

Rules and Procedures

Rules, procedures and by laws of the MABAS shall be established by the Member Units via the Executive Board as deemed necessary from time to time for the purpose of administrative functions, the exchange of information and the common welfare of the MABAS.

SECTION NINETEEN

Amendments

This Agreement may only be amended by written consent of all the parties hereto. This shall not preclude the amendment of rules, procedures and by laws of the MABAS as established by the Executive Board to this Agreement. The undersigned unit of local government or public agency hereby has adopted, and subscribes to, and approves this MUTUAL AID BOX ALARM SYSTEM Agreement to which this signature page will be attached, and agrees to be a party thereto and be bound by the terms thereof.

This Signatory certifies that this Mutual Aid Box Alarm System Agreement has been adopted and approved by ordinance, resolution, or other manner approved by law, a copy of which document is attached hereto.

Chairman, Jackson County Board
Political Entity


President or Mayor

December 17, 2019
Date

ATTEST:

County Clerk & Recorder
Title


Signature

December, 17, 2019
Date

ORDINANCE 2019-14

**AN ORDINANCE PROVIDING FOR AND MAKING THE ANNUAL TAX LEVY FOR
JACKSON COUNTY, ILLINOIS FOR THE YEAR DECEMBER 1, 2019
THROUGH NOVEMBER 30, 2020**

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, 2019 and ending November 30, 2020;

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD, THAT THE SUM OF \$13,693,267.00 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 \$7,355,679.00 is levied pursuant to 55 ILCS 5/5 - 1024, for general corporate purposes;**
- 2. The sum of \$630,717.00 is levied pursuant to 55 ILCS 5/5 - 1028, for Ambulance purposes;**
- 3. The sum of \$500,000.00 is levied pursuant to 745 ILCS 10/9 - 107, for costs of tort liability protection;**
- 4. The sum of \$275,000.00 is levied pursuant to 745 ILCS 10/9 - 107, for costs of insurance contracts for worker's compensation;**
- 5. The sum of \$100,000.00 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 \$1,200,000.00 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 \$1,000,000.00 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 \$725,000.00 is levied pursuant to 55 ILCS 5/5 - 25003, for Public Health purposes;**

9. The sum of \$71,000.00 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 \$365,135.00 is levied pursuant to 405 ILCS 20/4 - 5, 6, for the operation of the Community Mental Health (708) Board;
11. The sum of \$760,031.00 is levied pursuant to 605 ILCS 5/5 - 601, for the County Highway purposes;
12. The sum of \$408,765.00 is levied pursuant to 605 ILCS 5/5 - 603, for Federal Aid Matching;
13. The sum of \$59,160.00 is levied pursuant to 605 ILCS 5/5 - 602, for the County Bridge Funds;
14. The sum of \$69,000.00 is levied pursuant to 55 ILCS 5/5 - 1034, for the purpose of social services for senior citizens;
15. The sum of \$100,000.00 is levied pursuant to 505 ILCS 45/8, for support of the Jackson County Cooperative Extension Service.
16. The sum of \$184,180.00 is levied pursuant to 55 ILCS 5/5-1012 and 30 ILCS 350/17.5, 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.

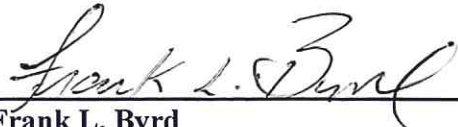
The County Clerk of Jackson County is directed to extend and the Ex-Officio Collector of taxes for Jackson County is directed to collect the foregoing amounts pursuant to law.

Approved at this special meeting of the Jackson County Board on the 19th day of November 2019.



Keith Larkin, Chairman
Jackson County Board

ATTEST:



Frank L. Byrd
Jackson County Clerk & Recorder

ORDINANCE NO. 2019-15

**AN ORDINANCE ESTABLISHING A COUNTY CANNABIS RETAILERS'
OCCUPATION TAX IN THE COUNTY OF Jackson, ILLINOIS**

WHEREAS, the County of Jackson, a body politic and corporate of the state of Illinois (“Jackson County”) is a non-home rule unit of local government pursuant to Article VII, § 8 of the 1970 Illinois Constitution; and

WHEREAS, Public Act 101-0027, which is a comprehensive revision of State statutes regulating the adult use of cannabis in Illinois, was signed into law on June 25, 2019 with many of its provisions effective January 1, 2020; and

WHEREAS, Public Act 101-0363 was subsequently signed into law increasing the rate of tax that may be imposed by counties upon persons engaged in the business of selling cannabis in a municipality located in that county; and

WHEREAS, the County has the authority to adopt ordinances and to promulgate rules and regulations that protect the public health, safety and welfare of its citizens; and

WHEREAS, this Ordinance is adopted pursuant to the provisions of the Illinois County Cannabis Retailers’ Occupation Tax Law (55 ILCS 5/5-1006.8) (the “Act”); and

WHEREAS, this Ordinance is intended to impose the tax authorized by the Act providing for a county cannabis retailers’ occupation tax which will be collected by the Illinois Department of Revenue;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY BOARD OF THE COUNTY OF Jackson, ILLINOIS, THAT THIS ORDINANCE ESTABLISHING A COUNTY CANNABIS RETAILERS’ OCCUPATION TAX BE AND HEREBY IS ADOPTED AS FOLLOWS:

SECTION I: Recitals.

The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance

SECTION II: Tax imposed; Rate.

(a) A tax is hereby imposed upon all persons engaged in the business of selling cannabis, other than cannabis purchased under the Compassionate Use of Medical Cannabis Pilot Program Act, at retail locations in the County on the gross receipts from these sales at the following rates:

- (i) 1.5% of the gross receipts from these sales made in the course of that business in unincorporated areas of Jackson County; and
- (ii) 0.75% of the gross receipts of sales made in a municipality located in Jackson County; and

(b) The imposition of this tax is in accordance with the provisions of the County Cannabis Retailers' Occupation Tax Law (55 ILCS 5/5-1006.8).

SECTION III: Collection of tax by retailers.

(a) The tax imposed by this Ordinance shall be remitted by such retailer to the Illinois Department of Revenue (the "Department"). Any tax required to be collected pursuant to or as authorized by this Ordinance and any such tax collected by such retailer and required to be remitted to the Department shall constitute a debt owed by the retailer to the State. Retailers may reimburse themselves for their seller's tax liability hereunder by separately stating that tax as an additional charge, which charge may be stated in combination, in a single amount, with any State tax that sellers are required to collect.

(b) The taxes hereby imposed, and all civil penalties that may be assessed as an incident thereto, shall be collected and enforced by the Department. The Department shall have full power to administer and enforce the provisions of this article.

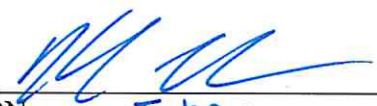
SECTION IX: Severability. The provisions and sections of this Ordinance shall be deemed separable and the invalidity of any portion of this Ordinance shall not affect the validity of the remainder.

SECTION V: Effective Date. This Ordinance shall be in full force and effect from and after its passage and approval and publication as required by law, provided, however, that the tax provided for herein shall take effect for all sales on or after the first day of January, 2020. Copies of this Ordinance shall be certified and sent to the Illinois Department of Revenue prior to September 30, 2019.

Passed by the County Board this 17th day of December, 2019.

AYES: 13
NAYS: _____
PRESENT: _____
ABSTAIN/ABSENT: _____

Approved this 17th day of December, 2019

CHAIRPERSON,  Jackson COUNTY

ATTEST:

COUNTY CLERK