

**COUNTY OF FAYETTE, ILLINOIS**

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RESOLUTION NUMBER 2023-04-13-A

A RESOLUTION REQUESTING COUNTY BRIDGE FUNDS FOR WHEATLAND TOWNSHIP

ADOPTED BY THE FAYETTE COUNTY BOARD  
OF THE COUNTY OF FAYETTE, ILLINOIS  
THIS 13TH DAY OF APRIL, 2023

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**PUBLISHED BY THE AUTHORITY OF  
THE COUNTY BOARD OF FAYETTE COUNTY  
THIS 13TH DAY OF APRIL, 2023**

STATE OF ILLINOIS )  
 )  
COUNTY OF FAYETTE )

RESOLUTION

NO: 2023-04-13-A

RESOLUTION


**WHEREAS;** a request for **County Bridge Funds** for the purpose of replacing a box culvert, on T.R. 409 (1400 Ave) over an unnamed Tributary to Little Hickory Creek, in Wheatland Township, located approximately one and a half (1 1/2) miles SE of Saint James, in accordance with Section 5-501, Chapter 121 of the Illinois Statutes has been filed; and

**WHEREAS;** the general assembly of the State of Illinois, amended Section 5-602 of the Road and Bridge Laws of Illinois, providing that any county for the purpose of administering Section 5-501, 5-502, 5-503 and 5-504 of this code and having less than 1,000,000 inhabitants may levy an additional annual tax not exceeding 0.05 percent of all the taxable property in such county, as equalized or assessed by the Department of Revenue, which tax shall be in addition to all other county taxes and shall be in excess of any other rate limitation; and

**WHEREAS;** Wheatland Township has petitioned the Fayette County Board for aid in replacing a culvert under Section 5-501 and 6-508, Chapter 121 of the Illinois Statutes as specified in the petition on file with the Fayette County Clerk; and


**NOW, THEREFORE BE IT RESOLVED;** that the County Board shall appropriate sufficient funds to pay one-half the expense, estimated to be \$6,000, to replace the requested culvert; and

**BE IT FINALLY RESOLVED;** that the funds necessary to furnish the county bridge aid required in the construction of the above-described culvert shall be obtained from the **County Bridge Fund**.

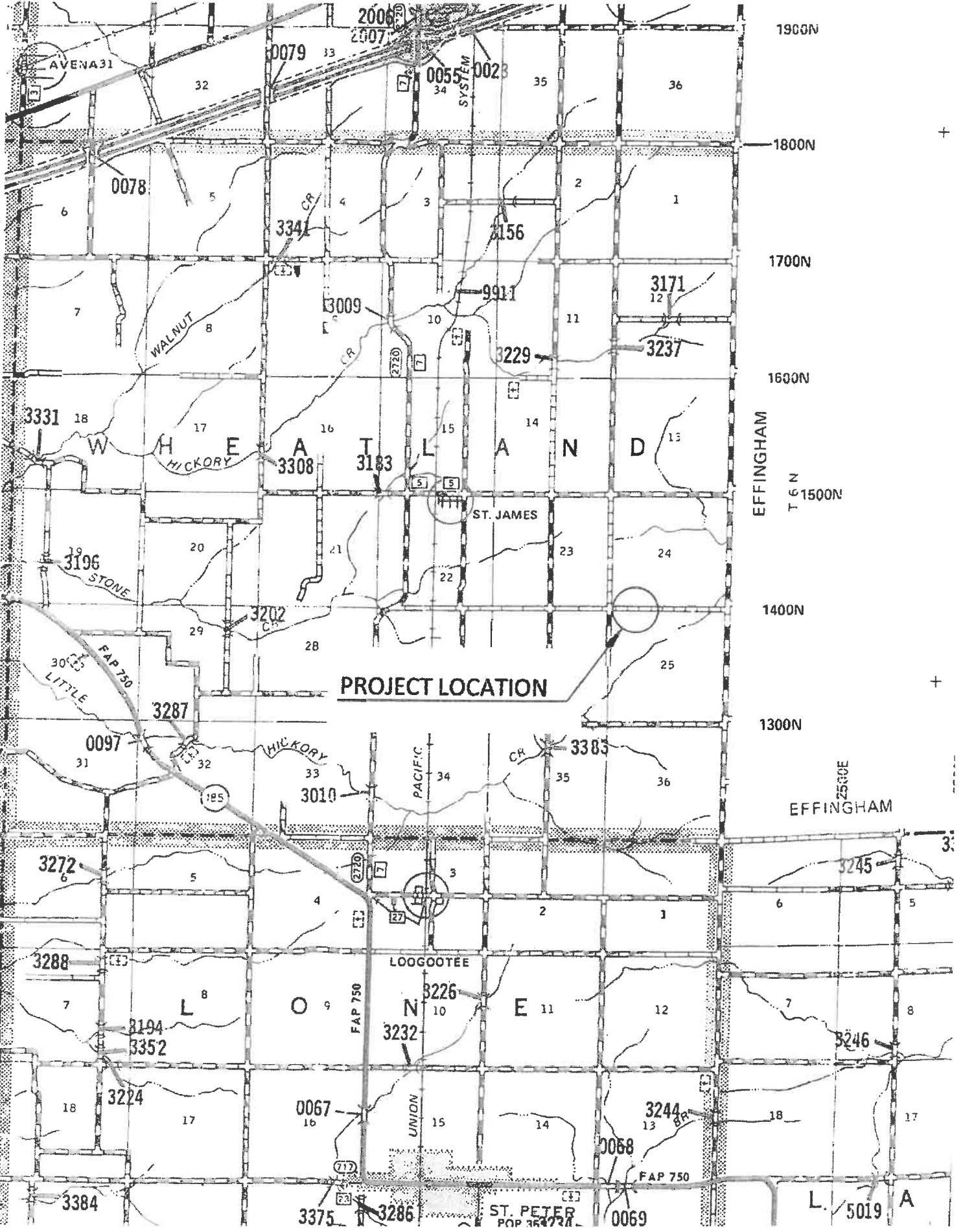
  
\_\_\_\_\_  
Jake Harris,  
Fayette County Board Chairman

I, Jessica Barker, County Clerk, in and for Fayette County, Illinois, 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 the resolution approved by the County Board of Fayette County at its meeting on the 13th day of April, 2023.

**IN TESTIMONY WHEREOF;** I have unto set my hand and seal, at my office, this 13th day of April, 2023.

  
\_\_\_\_\_  
Jessica Barker,  
Fayette County Clerk

(seal)



EFFINGHAM  
T 6 N

**PROJECT LOCATION**

1300N

EFFINGHAM

LOGGOOTEE

ST. PETER  
POP 1247

L. 5019 A

**COUNTY OF FAYETTE, ILLINOIS**

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RESOLUTION NUMBER 2023-04-13-B

A RESOLUTION REAPPOINTING MICHAEL A. MAXEY AS COUNTY ENGINEER

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ADOPTED BY THE FAYETTE COUNTY BOARD  
OF THE COUNTY OF FAYETTE, ILLINOIS  
THIS 13TH DAY OF APRIL, 2023

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**PUBLISHED BY THE AUTHORITY OF  
THE COUNTY BOARD OF FAYETTE COUNTY  
THIS 13TH DAY OF APRIL, 2023**



Resolution Reappointing County Engineer

WHEREAS, a vacancy will exist on 05/01/23 in the office of County Engineer in Fayette County, Illinois due to the expiration of the six-year term of office of the incumbent County Engineer Michael A. Maxey, and

WHEREAS, the Fayette County Board by resolution dated 02/14/23 requested the consent of the Department of Transportation to the reappointment of Michael A. Maxey and

WHEREAS, the Department of Transportation has on 03/13/23 given its consent to the reappointment of Michael A. Maxey;

NOW, THEREFORE, BE IT RESOLVED by the Fayette County Board that Michael A. Maxey is hereby appointed County Engineer for Fayette County for a term of six years effective 05/01/23, and

BE IT FURTHER RESOLVED, by the Fayette County Board that the salary of the County Engineer be fixed as follows:

Salary		
Date From	Date To	Amount of Salary
05/01/23	04/30/24	\$117,000.00
05/01/24	04/30/25	\$120,510.00
05/01/25	04/30/26	\$124,125.00
05/01/26	04/30/27	\$127,850.00
05/01/27	04/30/28	\$131,685.00
05/01/28	04/30/29	\$135,635.00

BE IT FURTHER RESOLVED, that the County Clerk is hereby directed to transmit two (2) certified originals of this resolution to the district office of the Department of Transportation.

I, Jessica Barker, County Clerk in and for said County of Fayette in the State of Illinois, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete original of a resolution adopted by the County Board of Fayette at a meeting held on 04/13/23.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 13th day of April, 2023.

(SEAL, if required by the LPA)

Clerk Signature & Date

Handwritten signature of Jessica Barker

**COUNTY OF FAYETTE, ILLINOIS**

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RESOLUTION NUMBER 2023-04-13-C

MOTOR FUEL TAX

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ADOPTED BY THE FAYETTE COUNTY BOARD  
OF THE COUNTY OF FAYETTE, ILLINOIS  
THIS 13TH DAY OF APRIL, 2023

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**PUBLISHED BY THE AUTHORITY OF  
THE COUNTY BOARD OF FAYETTE COUNTY  
THIS 13TH DAY OF APRIL, 2023**



Resolution Appropriating Funds for the Payment of the County Engineer's Salary

Does the County participate in the County Engineer's Salary Reimbursement Program? [X] Yes [ ] No

Resolution No 2023-04-13-C Section No 23-0000-00-CS STP Section No 23-CS051-00-AC

WHEREAS, the County Board of Fayette County has adopted a resolution establishing the salary of the County Engineer to be 105% of the recommended salary for the County Engineer as determined annually by the Illinois Department of Transportation, and percentage

WHEREAS, the County Board of Fayette County has entered into an agreement with the Illinois Department of Transportation for transfer of Federal Surface Transportation Program funds to pay one-half of the salary paid to the County Engineer.

NOW, THEREFORE, BE IT RESOLVED, by the Fayette County Board that there is hereby appropriated the sum of One Hundred Seventeen Thousand and no/100 Dollars (\$117,000.00) from the County's Motor Fuel Tax funds for the purpose of paying the County Engineer's salary from 05/01/23 to 04/30/24 and, beginning date ending date

BE IT FURTHER RESOLVED, that the Fayette County Board hereby authorizes the Department of Transportation, State of Illinois to transfer Fifty Eight Thousand Five Hundred and no/100 Dollars (\$58,500.00) of Federal Surface Transportation Program funds allocated to Fayette County to the Department of Transportation in return for an equal amount of State funds; and

BE IT FURTHER RESOLVED, by the Fayette County Board that there is hereby appropriated the sum of Two Thousand and no/100 Dollars (\$2,000.00) from the County's Motor Fuel Tax funds for the purpose of paying the County Engineer's expenses from 05/01/23 to 04/30/24 beginning date ending date

I Jessica Barker County Clerk in and for said County of Fayette in the State of Illinois, and Name of Clerk County keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete original of a resolution adopted by the County Board of Fayette at a meeting held on 04/13/23 date

I certify that the correct TIN/FEIN number for Fayette County is 37-6000800 Legal Status: Governmental. TIN/FEIN Number

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 13th day of April, 2023 Day Month, Year

(SEAL, if required by the LPA)

Clerk Signature & Date

Jessica Barker

APPROVED STATE OF ILLINOIS, DEPARTMENT OF TRANSPORTATION For resolutions involving a transfer of STR funds:

Omer Osman, P.E. Secretary of Transportation Signature & Date

BY: George A. Tapas, P.E., S.E. Engineer of Local Roads & Streets Signature & Date

For information about IDOT's collection and use of confidential information review the department's Identity Protection Policy.

LPA NAME

Fayette

County

Section No

23-00000-00-CS

STP Section No

23-CS051-00-AC

**For IDOT Use Only**

Dates of the existing agreement between IDOT and County \_\_\_\_\_ to \_\_\_\_\_  
Beginning Ending

Dates of the new agreement between IDOT and County \_\_\_\_\_ to \_\_\_\_\_  
Beginning Ending



**COUNTY OF FAYETTE, ILLINOIS**

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RESOLUTION NUMBER 2023-04-13-D

A RESOLUTION TO AMEND RESOLUTION NUMBER 2018-05-08-A  
SECOND AMENDMENT PRESERVATION ACT

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ADOPTED BY THE FAYETTE COUNTY BOARD  
OF THE COUNTY OF FAYETTE, ILLINOIS  
THIS 13TH DAY OF APRIL, 2023

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**PUBLISHED BY THE AUTHORITY OF  
THE COUNTY BOARD OF FAYETTE COUNTY  
THIS 13TH DAY OF APRIL, 2023**

**AMENDMENT TO  
RESOLUTION NO. 2018-05-08-A  
County of Fayette, Illinois  
Second Amendment Preservation Act**

WHEREAS, The County of Fayette, Illinois Board, being elected to represent the People of Fayette County and being duly sworn by their Oath of Office to uphold the United States Constitution and the Constitution of the State of Illinois hereby makes the following findings:

WHEREAS, Resolution No. 2018-05-08-A, being approved by the Fayette County Board on the 8<sup>th</sup> Day of May, 2018 recognized infringements to the Second Amendment of the United States Constitution by listing certain bill numbers that were active in the 100<sup>th</sup> Illinois General Assembly and by including brief descriptions of relevant bills of that session.

WHEREAS, The Fayette County Board now recognizes bill numbers presented to the 100<sup>th</sup> Illinois General Assembly are no longer currently relevant, nor do they represent future bills originating in the Illinois General Assembly, they do not address bills or laws originating in the United States Congress, they do not address rules, orders, executive orders, acts or proclamations originating in state and federal agencies or international bodies which violate the Second Amendment to the United States Constitution.

THEREFORE, the County of Fayette, Illinois Board hereby reincorporates Resolution No. 2018-05-08-A in its entirety, and is hereby amending said Resolution by adding the following by adding the following enumerations:

SECTION A - COMPONENTS AND FEATURES

Firearm accessories, firearm parts, combination of parts, parts kits and related tools, ammunition reloading supplies and equipment, ammunition of any type, ammunition feeding devices of any capacity, body armor, electronic sighting systems, devices or attachments that may be construed to alter the rate of fire, threaded barrels, handguards, shrouds, bump stocks, grenade launcher, grips of any style or position, muzzle devices, bayonet lugs, collapsing, detachable or telescoping stock, thumb hole stocks, stabilizing or other type of brace, action of any type, gauge or caliber size, unfinished frames or receivers and related tools, ammunition forward assist components, 1913 Picatinny Rail systems, attached and attachable devices.

IT IS HEREBY RESOLVED, that the County of Fayette, Illinois, the Fayette County Sheriff's Department and any other law enforcement agency acting under the authority thereof, shall not cite, arrest, or detain any individual for the sole reason of the use, acquisition, storage within a private residence, and/or possession of a firearm, firearm accessories or relevant components listed in SECTION A - Components and

Features regardless of whether said components and features are possessed with or without the presence of a firearm.

IT IS FURTHER HEREBY RESOLVED, that the County of Fayette, Illinois, The Fayette County Sheriff's department and any other law enforcement agency acting under the authority thereof shall not provide material aid or assistance, or house individuals in the Fayette County Jail to or for any other law enforcement agencies for the sole purpose of enforcing items listed in SECTION A - Components and Features. Nor shall the County of Fayette, Illinois accept funding regardless of source for the sole enforcement of any item listed in SECTION A - Components and Features.

IT IS HEREBY RESOLVED, that the County of Fayette, Illinois, The Fayette County Sheriff's department and any other law enforcement agency acting under the authority thereof shall not enforce items listed in the National Firearms Act of 1934, shall not violate the due process rights of individuals pertaining to Firearms Restraining Order Act (430 ILCS 67, *et seq.*) or comparable federal law, shall not verify the registration of any firearm or verify any affidavit or endorsement under the Firearms Owners Identification Card Act, not limited to but including assault weapon endorsement, assault weapon attachment endorsement, .50 caliber rifle endorsement, or .50 caliber cartridge endorsement, nor shall the County facilitate in any confiscation operations of firearms, ammunition, parts or accessories that originate in other public bodies and authorities for the sole purpose of disarming otherwise legal owners.

**NOTICE OF APPLICABILITY**

This resolution does not provide immunity to individuals prohibited from possessing firearms and ammunition under state and federal law or from the liability of laws duly passed by the Illinois General Assembly or the United States Congress. This resolution only applies and is applicable to the County of Fayette, Illinois, its departments, personnel, and entities under the authority thereof.

**SEVERABILITY**

The provisions of this resolution are hereby declared to be severable, and if any provision of this resolution or the application of such provision to any person or circumstance is declared invalid for any reason, such declaration shall not affect the validity of the remaining portions of this resolution.

**DECLARATION**

This resolution shall be known as the Second Amendment Preservation Act of the County of Fayette, Illinois.

March 13, 2023

Jacob Harris  
Jacob Harris, County Board Chairperson

Jessica Barker  
Attest: Jessica Barker, County Clerk