RESOLUTION NO. 2018-07-10-A

WHEREAS, Fayette County, Illinois (the “County”), has heretofore been duly organized and is now operating as a county under the provisions of the Illinois Counties Code, and all laws amendatory thereof and supplementary thereto (the “Code”); and

WHEREAS, 55 ILCS 5/3-5018 provides that Fayette County shall adopt and implement, by resolution, a predictable fee schedule that eliminates surcharges or fees based on the individual attributes of a standard document to be recorded; and

WHEREAS, allowed fees and distributions have been defined in accordance with 55 ILCS 5/3-5018 by Bellwether LLC and a predictable fee schedule has been prepared; and

WHEREAS, for purposes of this resolution, a “Land Document” shall include Deeds, Leases, Amendments, Interest documents, mortgages, easements or miscellaneous documents effecting the definition of documents containing a legal property description; and

WHEREAS, for purposes of this resolution, a “Non-Standard Document” shall include a document that creates a division of a then active existing tax parcel identification number; a document recorded pursuant to the Uniform Commercial Code; a document which is non-conforming, as described in paragraphs (1) through (5) of 55 ILCS 5/3-5018; a State lien or a federal lien; a document making a specific reference to more than 5 tax parcel identification numbers in the county in which it is presented for recording; or a document making a specific reference to more than 5 other document numbers recorded in the county in which it is presented for recording; and

WHEREAS, notice was posted as required by 55 ILCS 5/3-5018, at least 2 weeks prior, but not more than 4 weeks prior to the adoption of the predictable fees; and

NOW, THEREFORE, BE IT RESOLVED that at a date not less than 60 days after the adoption of this resolution, the County Code shall be amended to change and establish the predictable fees within the Office of the Recorder of Deeds as follows:

<table>
<thead>
<tr>
<th>Type of Document</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Standard Land Documents</td>
<td>$65.00</td>
</tr>
<tr>
<td>Plat/Condo Documents</td>
<td>$93.00</td>
</tr>
<tr>
<td>Non-Land Documents</td>
<td>$55.00</td>
</tr>
<tr>
<td>Non-Standard Documents</td>
<td>$84.00</td>
</tr>
</tbody>
</table>
June 2018

Predictable Real Estate Recording Fee

Fayette County, Illinois

Cost of Services

Government Performance Services

Management Services & Consulting

Bellweather LLC
"Standard document" means any document other than a nonstandard document.

The Recorder of Deeds may continue to charge previously allowed additional fees for non-standard documents.

The revised statute further defines and disallows additional fees previously allowed and collected by the Recorder of Deeds for standard documents.

Illinois HB 3056 effected changes to 55 ILS 5-3-5018.1 whereon it directed that counties:

Purpose
Therefore, the results of this update suggest a Predictable Fee Factor of $3.00 should be added to the current document fees.

Fees for non-standard, financial / UCC, Plat and Surveys documents defined in 55 I.C.S. 5/3-5018. It is common practice to maintain a single fee for all standard Real Estate Documents and within the methodology providers in Illinois Record of Deeds. Therefore make the cost of service insignificant across the multiple categories of standard documents.

Cost of service calculations include direct and indirect labor, technology and facilities costs. Processes developed within the leading.

- The average #26 document represents $2.26 which, by statute, is rounded up to the next full dollar or $3.00.
- Those 902 documents average to .26 pages across all standard documents. The professionals charge.
- Those 26 documents and 9.02 pages above the standard four pages.
- Of 3.01 standard documents recorded, 1.820 had more than four pages.

This additional page was charged across all documents within the Standard Document Category. The revenue created by this additional page count was allocated across all documents within the Standard Document Category. The revenue created by this additional page count was allocated across all documents within the Standard Document Category. The revenue created by this additional page count was allocated across all documents within the Standard Document Category. The revenue created by this additional page count was allocated across all documents within the Standard Document Category.

55 I.C.S. 5/3-5018 describes the process for establishing the Predictable Fee as an averaging of fees. Bellwether's method complies with this instruction, however, the model used also provides a method for future potential updates as necessary to recover county costs.

Method
THE COUNTY BOARD OF XXXXXXX COUNTY, ILLINOIS

ADOPTED in special session of the XXXXXXX County Board this ___ day of ___, 2018

| Category                  | Fee
|---------------------------|---|
| Non-Standard Documents    | $ 84.00
| Non-Land Documents        | $ 55.00
| Plat / Condo Documents    | $ 93.00
| Standard Land Documents   | $ 65.00

NOW, THEREFORE, BE IT ORDAINED that at a date not less than 60 days after the adoption of this (ordinance or resolution) the County

Code shall be amended to change and establish the predictable fees within the Office of the Recorder of Deeds as follows:

WHEREAS, notice was posted as required by 55 ILCS 5/3-5018, at least 2 weeks prior, but not more than 4 weeks prior to the adoption of the

descriptions:

WHEREAS, for purposes of this (ordinance or resolution), a "Non-Standard Document" shall include a document that creates a division

descriptions; and

WHEREAS, for purposes of this (ordinance or resolution), a "Land Document" shall include deeds, leases, amendments, interests

description that eliminates surcharges or fees based on the individual attributes of a standard document to be recorded; and

WHEREAS, 55 ILCS 5/3-5018 provides that XXXXXXX County shall adopt and implement, by (ordinance or resolution), a predictable fee

EXAMPLE County Recording Fee Resolution
June 2018

Predicatable Real Estate Recording Fee

Fayette County, Illinois

Cost of Services

Government Performance Services

Management Services & Consulting

Bellwether LLC
"Standard document" means any document other than a nonstandard document.

(6) a document marked specific reference to more than 5 other document numbers

(5) a document marked specific reference to more than 5 tax parcel identification numbers

(4) a State lien or a Federal lien;

(3) a document recorded pursuant to the Uniform Commercial Code;

(2) a document recorded by a person, firm, or corporation other than a tax parcel existing tax parcel;

(1) a document that creates a devise or a then existing fee estate.

"(e) As used in this section: "Nonstandard document" means:

The Recorder of Deeds may continue to charge previously allowed additional fees for Non-Standard Documents.

Support program state surcharge.

limited to, 8% fees, automation fees, document storage fees, and the rental housing

fee charged under this section shall be in addition to all county and state fees

The fee charged under this section is the exception; no charge shall be based on any document.

The Revised Statute further defines and disallows additional fees previously allowed and collected by the Recorder of Deeds for standard

"shall adopt and implement, by ordinance or resolution, a predictable fee schedule that

Unless otherwise directed by the Recorder of Deeds for standard

December 2015.

Fayette County Clerk/Recorder engaged Belwater LLC (Belwater) to provide an update to the cost of serviced reviews completed in

Illinois HB 3936 effective changes to SS LCS 5/3-2018. Wherein it directed that counties:
Therefore, the results of this update suggest that a predictable fee factor of $3.00 should be added to the current document fees.

This additional fee was allocated across all documents within the standard document category. The revenue collected by the Fayette County Recorder and cross referenced to information provided by computer information:

Key information was provided by the Fayette County Recorder as necessary to recover county costs.

Method

55 ILCS 5/3-2018 describes the process for establishing the predictable fee as an overriding fee. Therefore, however, the model also provides a method for future potential updates as necessary to recover county costs.
The County Board of XXXXXXX County, Illinois

Adopted in special session of the XXXXXXX County Board this ___ day of

<table>
<thead>
<tr>
<th>Non-Standard Documents</th>
<th>$8.00</th>
</tr>
</thead>
<tbody>
<tr>
<td>Non-Land Documents</td>
<td>$5.00</td>
</tr>
<tr>
<td>Plat/Condo Documents</td>
<td>$9.00</td>
</tr>
<tr>
<td>Standard Land Documents</td>
<td>$6.00</td>
</tr>
</tbody>
</table>

Code shall be amended to change and establish the predictable fees within the Office of the Recorder of Deeds as follows:

Now, therefore, be it ORDAINED that at a date not less than 60 days after the adoption of this (ordinance or resolution) the County

Predicable Fees; and

Whereas, notice was posted as required by SS 55 LCS 5/3-2018, at least 2 weeks prior, but not more than 4 weeks prior to the adoption of the

specific reference to more than 5 other document numbers recorded in the county in which it is presented for recording; and

Specific reference to more than 5 parcel identification numbers in the county in which it is presented for recording; or a document marking

which is non-commercial, as defined in paragraph (t) through (y) of SS 55 LCS 5/3-2018; a State lien or a Federal lien; a document marking

of a then active existing tax parcel identification number; a document recorded pursuant to the Uniform Commercial Code; a document

describing the definition of committees containing a legal property

Whereas, for purposes of this (ordinance or resolution), a "Non-Standard Document" shall include a document that creates a division

Whereas, the schedule has been prepared; and

Whereas, allowed fees and distributions have been defined in accordance with SS 55 LCS 5/3-2018 by Bellevuee LLC and a predictable

EXAMPE County Recording Fee Resolution
PASSED by the County Board of the Fayette County, Illinois on the 10th day of July, 2018, upon yea and nay vote as follows:

Ayes  10  
Nays  
Absent  4  

APPROVED by the Chairman of the Fayette County Board, Illinois on the 10th day of July, 2018.

[Signature]
Jeffrey Beckman, Chairperson
Fayette County Board, Illinois

ATTEST:

[Signature]
Vicky Conder
Fayette County Clerk

{SEAL}
RESOLUTION NO. 2018-07-10-B

SANCTUARY FOR THE LIFE OF UNBORN HUMAN BEINGS

WHEREAS, human beings individually have a unique DNA code, accepted scientifically and legally as a identifying marker and genetic trait code for development, and

WHEREAS, at the moment of fertilization of the human ova (oocyte) with a human spermatozoa, the resulting cell has the unique DNA marker and trait code for a human being separate from either of the parents providing the ova and spermatozoa, and

WHEREAS, there is no generally accepted scientific definition of when human life begins after conception, and

WHEREAS, Princeton University internet web site defines life as “That is, upon fertilization, parts of human beings have actually been transformed into something very different from what they were before; they have been changed into a single, whole human being. During the process of fertilization, the sperm and the oocyte cease to exist as such, and a new human being is produced, and

WHEREAS the Declaration of Independence, the founding document of the United States of America, states; “We hold these truths to be self-evident, that all men (meaning mankind: man, woman, and child) are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty, and the pursuit of Happiness.” Life being the first of these rights, and

WHEREAS, The United States criminal procedures require the burden of proof beyond a reasonable doubt be applied before the government can take a person’s life, and this is the only standard addressed in which the government can sanction the execution of a human being outside the incidence of war or defense of life, and

WHEREAS, the reasonable doubt standard of proof was originated from pre-modern Christian attempts to save the souls of judges, juries and public officials from damnation to hell in the event they condemned an innocent, and

WHEREAS, abortion in the United States has gone from being limited to the first trimester defined in the Roe v. Wade United States Supreme Court decision, to being available at any time during the pregnancy, including past the time the unborn child could survive outside of the womb, and

WHEREAS, abortion in the United States has become a means of birth control in which the unborn are killed for the convenience of the parent(s), and

WHEREAS, the protection of all human life is in the interest of the people of Fayette County, and
WHEREAS, cases in which a pregnancy may threaten the life of the mother are extremely rare, and in those rare cases, medical treatments and interventions are done for the mother and/or unborn child that may have the unintended side effect of harming the other, but intentional killing of an innocent human life is never acceptable.

NOW THEREFORE BE IT RESOLVED THAT THE FAYETTE COUNTY BOARD declares Fayette County a Sanctuary for the unborn, that life begins at conception, and that the practices of the Fayette County government will reflect this resolution until such time that acceptable proof of when life begins is scientifically determined beyond a reasonable doubt, and Fayette County condemns voluntary abortion practices used for any reason; emergency medical interventions done for the mother and/or unborn child that may have the unintended side effect of harming the other are acceptable, but intentional killing of an innocent human life is never acceptable.

PASSED by the County Board of the Fayette County, Illinois on the ___ day of July, 2018, upon yea and nay vote as follows:

Ayes 10
Nays _______
Absent 4

APPROVED by the Chairman of the Fayette County Board, Illinois on the ___ day of July, 2018.

____________________________
Jeffrey Beckman, Chairperson
Fayette County Board, Illinois

ATTEST:

____________________________
Vicky Conder
Fayette County Clerk

(SEAL)
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RESOLUTION NO. 2018-07-10-C

WHEREAS, the County Board of Fayette County heretofore appropriated monies for the purposes set forth in the County General Fund (001) in the Fiscal Year 2018 Combined Annual Appropriations and Budget Ordinance; 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 County Capital Improvement Fund (025) and the that may be drawn upon temporarily to meet this projected shortfall; and,

WHEREAS, the County Treasurer and Interim County Administrator has recommended the need for borrowing and transferring up to $350,000 from the Capital Improvement Fund (025) to the County General Fund (001); and,

WHEREAS, the Finance Committee, at its regular meeting on July 3, 2018 concurred with the recommendation and recommends approval of this Ordinance to the Fayette County Board; now, therefore,

BE IT ORDAINED by the Fayette County Board in regular session that the sum of up to $350,000 be and the same is hereby ordered transferred on an as needed basis as follows:

FROM: County Capital Improvement Fund (025) $350,000
TO: County General Fund (001) $350,000

BE IT FURTHER ORDAINED that the Treasurer of Fayette County be and is hereby directed to make such transfer of up to $350,000 as necessary.

BE IT FURTHER ORDAINED that said County Treasurer be directed on or before receipt of general property tax first distribution to reimburse the County Capital Improvement Fund (025) half of the amount borrowed and on receipt of the general property tax second distribution the full amount remaining borrowed from the County General Fund (001).

BE IT FURTHER ORDAINED that the County Clerk transmit certified copies of the Ordinance to the Fayette County Auditor, and the County Treasurer.

PASSED by the County Board of the Fayette County, Illinois on the 10th day of July, 2018, upon yea and nay vote as follows:

BRYCE KISTLER ___________ Yea
JAKE HARRIS ___________ Yea
JOHN C. DANIELS, JR. ___________ Yea
JEFFREY BECKMAN ___________ Yea
GLEN W. DANIELS ___________ Yea
MARK ISAIAH          Absent
DEAN J. BERNHARDT   Yea
KEITH COLE          Yea
DARRELL SCHAAL      Yea
JENNY WAGGONER      Yea
GLENN GURTNER       Absent
GLENDA J. BARTELS   Absent
WADE WILHOUR        Absent
CHAD AUSTIN         Yea

APPROVED by the Chairman of the Fayette County Board, Illinois on the 10th day of July, 2018.

Jeffrey Beckman, Chairperson
Fayette County Board, Illinois

ATTEST:
Vicky Conder
Fayette County Clerk

[SEAL]