

COUNTY OF FAYETTE, ILLINOIS

RESOLUTION NUMBER 2024-03-12-A-2

RESOLUTION OPPOSING SANCTUARY STATE STATUS

ADOPTED BY THE FAYETTE COUNTY BOARD
OF THE COUNTY OF FAYETTE, ILLINOIS
THIS 12TH DAY OF MARCH, 2024

**PUBLISHED BY THE AUTHORITY OF
THE COUNTY BOARD OF FAYETTE COUNTY
THIS 12TH DAY OF MARCH, 2024**

RESOLUTION OPPOSING SANCTUARY STATE STATUS

WHEREAS, the County of Fayette, Illinois, values the rule of law and the sovereignty of the United States; and,

WHEREAS, President Biden has violated his oath to faithfully execute immigration laws enacted by Congress and has failed his duty to enforce federal laws protecting States; and,

WHEREAS, the State of Illinois, under the leadership of Governor J.B. Pritzker, has enacted policies and directives making it a sanctuary state; and,

WHEREAS, these sanctuary state policies, and certain specific actions by the Pritzker administration, has undermined duly passed federal immigration laws, is costing Illinois taxpayers an estimated \$2.9 billion in services for illegal immigrants, creates a magnet for illegal immigration, and threatens the safety of Illinoisans; and,

WHEREAS, the State of Illinois just authorized another \$17 million for municipalities outside of Chicago to become sanctuaries for illegal immigrants; and,

WHEREAS, Fayette County taxpayers have no interest in supporting or facilitating sanctuary state policies, which have, in the opinion of the Fayette County Board, created chaos and human tragedy wherever they are applied and have actively undermined the rule of law; and,

WHEREAS, as members of the Fayette County Board we have taken an oath to support the Constitution of the United States and the Constitution of the State of Illinois.

NOW, THEREFORE, BE IT RESOLVED, by the County Board of Fayette County, Illinois, as follows:

Section 1. Declaration of Opposition to Sanctuary State Status. The County of Fayette officially declares its opposition to the State of Illinois' status as a sanctuary state. The Fayette County Board urges the State of Illinois to rescind its policies that undermine the effective enforcement of duly passed federal immigration laws.

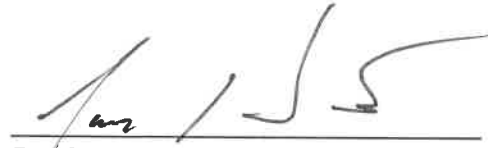
Section 2. Refusal to Support Sanctuary Policies. Fayette County Board directs the County Board Administration to take no discretionary action that supports the State of Illinois' sanctuary state policies or activities. The County Board also directs the County Administrator to establish and implement procedures to identify and track state funding that is designed to support the state's sanctuary policies, and report back to the Board as necessary so that the Board may take appropriate action to reject such funds return them to the State of Illinois or its taxpayers.

Section 3. Advocacy for Change. The Fayette County Board encourages all citizens to actively advocate for changes in Illinois state policies that undermine effective enforcement of our duly passed federal immigration laws and address concerns about the impact of sanctuary policies on local communities. As always, the Fayette County Board will do its best to adopt and promote policies that respect the rule of law and reinforce public safety.

BE IT FURTHER RESOLVED, that this Resolution be forwarded to the Governor of Illinois, the Illinois General Assembly, and other relevant parties.

ADOPTED AND APPROVED this 12th day of February 2024 by the County Board of Fayette County, Illinois.

ATTEST:



Jacob Harris, Board Chairman



Jessica Barker, County Clerk/Recorder



COUNTY OF FAYETTE, ILLINOIS

RESOLUTION NUMBER 2024-03-12-B

RESOLUTION OPPOSING FUNDING RELATED TO THE IMMIGRANT CRISIS

ADOPTED BY THE FAYETTE COUNTY BOARD
OF THE COUNTY OF FAYETTE, ILLINOIS
THIS 12TH DAY OF MARCH, 2024

**PUBLISHED BY THE AUTHORITY OF
THE COUNTY BOARD OF FAYETTE COUNTY
THIS 12TH DAY OF MARCH, 2024**

FAYETTE COUNTY

RESOLUTION NO. 2024-03-12-B

WHEREAS, The Fayette County Board understands that emergency circumstances may arise that warrants or requires unexpected and limited use of resources to deal with issues related to the immigration crisis; and

WHEREAS, The Fayette County Board is aware that there is a national immigration crisis at the border between the United States and Mexico where an unprecedented and overwhelming number of migrants and asylum seekers are crossing over the open border and entering the United States; and

WHEREAS, The Fayette County Board is aware that this immigration crisis involves a large influx of migrants and asylum seekers without family, jobs, housing or other resources, which has placed a significant demand on the resources needed to support these individuals in the communities in which they have arrived; and

WHEREAS, the federal government has failed or refused to adequately anticipate and react to the exigent and emergent circumstances, resulting in a significant number of migrants and asylum seekers traveling to the State of Illinois after entering into the United States; and

WHEREAS, the state government has failed or refused to adequately anticipate and properly react to the exigent and emergent circumstances, and continues extending a 30-day proclamation (first issued in September 2022) declaring Illinois a "welcoming state" and all counties in Illinois a disaster area as a result of the immigration crisis, giving broad executive power to the Governor; and

WHEREAS, the Mayor of Chicago, Brandon Johnson, although declaring Chicago as a sanctuary city, has failed and refused to adequately address the needs of such migrants and asylum seekers transferred to Chicago and has instead abdicated his duties and responsibilities to those migrants and asylum seekers, causing them to be transferred to other Illinois cities; and

WHEREAS, some bus services have been retained to drop off large numbers of these individuals - including children - without warning at unpredictable hours and in all weather conditions in a manner that leaves the individuals exposed to great risks, and the communities in which they arrive unprepared to assist them adequately; and

WHEREAS, there is no reason to believe that after arriving here that any such migrants or asylum seekers will leave Fayette County, Illinois or that many more migrants and asylum seekers will not be transported to Fayette County, Illinois; and

WHEREAS, said migrants and asylum seekers have no means provide for their own housing and other basic necessities for themselves; and

WHEREAS, Fayette County has no homeless shelters or emergency temporary housing services and cannot accommodate homeless individuals; and

WHEREAS, there is a reasonable apprehension of immediate danger of public emergency of a significant number of such migrants and asylum seekers being transported to Fayette County and that Fayette County would be responsible for the cost of the public safety and the care of these persons and all others effected in Fayette County; and

WHEREAS, the Fayette County Board of Commissioners anticipates potential civil disobedience and protesting on this issue against the transportation of migrants and asylum seekers to Fayette County, which would expend a significant amount of the already limited resources to address this issue and take away from necessary services to local Fayette County residents; and

WHEREAS, Fayette County tax dollars are budgeted to meet the needs of Fayette County residents and adding to the cost of public services, such as law enforcement, housing, food, and medical care, for a large number of migrants and asylum seekers would be detrimental to the budget needed to provide essential services for Fayette County citizens; and

WHEREAS, Fayette County has inadequate infrastructure to meet the needs of even a small number of migrants and asylum seekers, including but not limited to transportation, food, and medical care; and

WHEREAS, there is reasonable apprehension of immediate danger thereof, that the public safety is at risk, for the residents of Fayette County, as well as the migrants and asylum seekers; and

WHEREAS, Fayette County does not have resources to establish itself as a sanctuary county; and

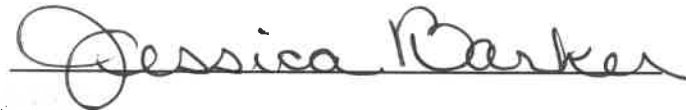
NOW THEREFORE, IT IS HEREBY RESOLVED BY THE FAYETTE COUNTY BOARD: Absent emergency circumstances, Fayette County will not accept or provide tax payer funded services or dollars to migrants and/or asylum seekers as a result of the immigration crisis and emergency created by the City of Chicago, State of Illinois, and the Federal Government in failing to adequately prepare for and prevent the exponential increase of illegal migrants and/or asylum seekers entering the United States of America who travel into the State of Illinois or County of Fayette.

PRESENTED, APPROVED and ORDAINED by the Fayette County Board in regular session on this 12 day of March 2024.

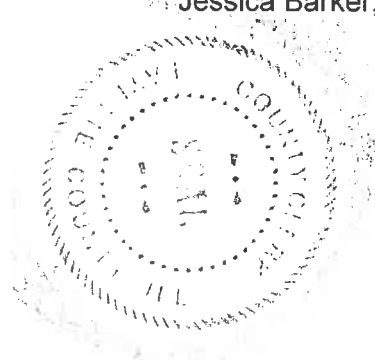


Jacob Harris, Board Chairman

ATTEST:



Jessica Barker, County Clerk/Recorder



FAP 322 (U.S. 51)
Section: (20RS-4-1),20RS-3
COUNTY Section: 23-00010-00-RS
Fayette County
Job No.: C-97-100-10
Agreement No.: JN 723 007
Contract No.: 74458

AGREEMENT

This agreement entered into this 12th day of March, A.D., 2024, by and between the STATE OF ILLINOIS, acting by and through its DEPARTMENT OF TRANSPORTATION hereinafter called the STATE, and FAYETTE COUNTY, in the State of Illinois, hereinafter called the COUNTY.

WITNESSETH:

WHEREAS, the STATE, in order to facilitate the free flow of traffic and ensure safety to the motoring public, is desirous of improving approximately 30,940 feet (5.85 miles) of FAP 322 (U.S. 51), State Section (20RS-4-1),20RS-3, COUNTY Section 23-00010-00-RS from the south Village limit of Ramsey north to the Shelby County line in Fayette County, by pavement patching, milling and resurfacing, curb repairs, construction of Americans with Disabilities Act (ADA) compliant curb ramps and by performing all other work necessary to complete the section in accordance with the approved plans and specifications; and

WHEREAS, the improvements to FAP 322 (U.S. 51) relating to Fayette County shall consist of hot-mix asphalt milling and resurfacing of County-maintained side road approaches at 6th Street (west leg; FAS 721) and Main Street (east leg; FAS 712); and

WHEREAS, the COUNTY is desirous of said improvement in that same will be of immediate benefit to COUNTY residents and permanent in nature;

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties hereto agree as follows:

1. The STATE agrees to make the surveys, obtain all necessary rights of way, prepare plans and specifications, receive bids and award the contract, furnish engineering inspection

during construction and cause the improvement to be built in accordance with the plans, specifications and contract.

2. The STATE agrees to pay for all right-of-way, construction and engineering costs, subject to reimbursement by the COUNTY as hereinafter stipulated.
3. It is mutually agreed by and between the parties hereto that the estimated cost and cost proration for this improvement is as follows:

Type of Work	FEDERAL		STATE		COUNTY		Total
	Cost	%	Cost	%	Cost	%	
All construction costs excluding the following:	\$3,488,000	80	\$872,000	20	\$ 0	0	\$4,360,000
Asphalt Resurfacing of 6 th Street (West Leg) and Main Street (East Leg) Side Road Approaches	\$9,200	80	\$ 0	0	\$2,300	20	\$11,500
ADA Curb Ramp Improvements at Indicated Side Road Approaches	\$16,000	80	\$4,000	20	\$ 0	0	\$20,000
<i>Subtotal</i>	<i>\$3,513,200</i>		<i>\$876,000</i>		<i>\$2,300</i>		<i>\$4,391,500</i>
P&C Engineering (15%)	\$527,000		\$131,400		\$400		\$658,800
Total	\$4,040,200		\$1,007,400		\$2,700		\$5,050,300

Participation and reimbursement shall be predicated by the percentages shown above for the specified work. Cost shall be determined by multiplying the final quantities by the contract unit prices plus 15% for construction and preliminary engineering.

4. The COUNTY shall pass a resolution appropriating sufficient funds to pay its share of the cost for this improvement, a copy of which shall be attached hereto as "Exhibit A" and made a part hereof.

The COUNTY further agrees that upon award of the contract for this improvement, FAYETTE COUNTY will pay to the DEPARTMENT OF TRANSPORTATION of the STATE OF ILLINOIS from any funds allotted to the COUNTY, an amount equal to 50% of its obligation incurred under this AGREEMENT, and will pay to the said DEPARTMENT the remainder of the obligation (including any non-participating costs on FA projects) in a lump sum, upon completion of the project based upon final costs.

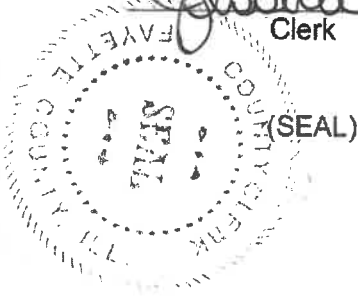
The COUNTY further agrees to pass a supplemental resolution to provide necessary funds for its share of the cost of this improvement if the amount appropriated in "Exhibit A" proves to be insufficient, to cover said cost.

5. The COUNTY shall exercise its franchise rights to cause private utilities to be relocated, if required, at no expense to the STATE.
6. Upon final field inspection of the improvement, the COUNTY agrees to continue its existing maintenance responsibilities on all side road approaches under its jurisdiction up to the through edge of pavement of FAP 322 (U.S. 51). Drainage facilities, if any, at the aforementioned side roads located within the STATE right-of-way shall be the joint maintenance responsibility of the STATE and the COUNTY unless there is an agreement specifying different responsibilities.
7. The COUNTY agrees to provide written approval of that portion of the plans and specifications relative to the COUNTY financial and maintenance obligations described herein, prior to the STATE's advertising for the aforescribed proposed improvement.
8. Obligations of the STATE and COUNTY will cease immediately without penalty or further payment being required if, in any fiscal year, the Illinois General Assembly or Federal funding source fails to appropriate or otherwise make available funds for this contract.
9. This AGREEMENT and the covenants contained herein shall be null and void in the event the contract covering the construction work contemplated herein is not awarded within the three years subsequent to execution of the agreement.

This agreement shall be binding upon and to the benefit of the parties hereto, their successors and assigns.

Attest:

Jessica Barker
Clerk



FAYETTE COUNTY

By: Jacob Harris

Jacob Harris
Chairman, Fayette County

Date: 3/13/2024

STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION

By: Jeffrey P. Myers, P.E.

Jeffrey P. Myers, P.E.
Region Four Engineer

Date: _____

FAP 322 (U.S. 51)
Section: (20RS-4-1),20RS-3
COUNTY Section: 23-00010-00-RS
Fayette County
Job No.: C-97-100-10
Agreement No.: JN 723 007
Contract No.: 74458

EXHIBIT A
FUNDING RESOLUTION

WHEREAS, the FAYETTE COUNTY has entered into an AGREEMENT with the STATE OF ILLINOIS, acting by and through its DEPARTMENT OF TRANSPORTATION, for the improvement of FAP 322 (U.S. 51), known as State Section (20RS-4-1),20RS-3 from the south Village limit of Ramsey north to the Shelby County line in Fayette County; and

WHEREAS, in compliance with the aforementioned AGREEMENT, it is necessary for FAYETTE COUNTY to appropriate sufficient funds to pay its share of the cost of said improvement.

NOW, THEREFORE, BE IT RESOLVED, that there is hereby appropriated the sum of TWO THOUSAND SEVEN HUNDRED DOLLARS (\$2,700) or so much thereof as may be necessary, from any money now or hereafter allotted to FAYETTE COUNTY to pay its share of the cost of this improvement as provided in the AGREEMENT; and

BE IT FURTHER RESOLVED, that upon award of the contract for this improvement, FAYETTE COUNTY will pay to the DEPARTMENT OF TRANSPORTATION of the STATE OF ILLINOIS in a lump sum from any funds allotted to the COUNTY, an amount equal to 50% of its obligation incurred under this AGREEMENT, and will pay to the said DEPARTMENT the remainder of the obligation (including any non-participating costs on FA Projects) in a lump sum, upon completion of the project based upon final costs.

BE IT FURTHER RESOLVED that FAYETTE COUNTY agrees to pass a supplemental resolution to provide necessary funds for its share of the cost of this improvement if the amount appropriated herein proves to be insufficient to cover said cost.

STATE OF ILLINOIS)
COUNTY OF FAYETTE)

I, Jessica Barker, Clerk in and for FAYETTE COUNTY, hereby certify the foregoing to be a true, perfect and complete copy of the resolution adopted by FAYETTE COUNTY at a meeting on March 12, 2024



Jessica Barker
Clerk

APPROVED:
DEPARTMENT OF TRANSPORTATION

Jeffrey P. Myers, P.E.
Region Four Engineer

Date