



**PROPERTY COMMITTEE AGENDA**  
Room 700, Law and Justice Center  
**Thursday, August 7, 2003**

**3:00 P.M.**

1. Roll Call.
2. Chairman's Approval of Minutes – July 10, 2003
3. Departmental Matters:
  - A. Bill Gamblin, ETSB
    - 1) Items to be presented for Information:
      - a) Verbal Report on the Finalization of the Rule 725 by the ICC. This is in regard to the security updates at MetCom.
      - b) General Report
      - c) Other
  - B. Jack Moody, Facilities Manager
    - 1) Items to be presented for Information:
      - a) Update Report on the Law and Justice Center Electrical Vault Explosion and Fire
      - b) Update Report on Exterior Envelope Replacement at 200 West Front Street – Health Department
      - c) Update Report on Renovation and Restoration of Dome and Roof Areas at the McLean County Museum of History
      - d) Report on Government Center
      - e) General Report
      - f) Other

- C. William Wasson, Parks and Recreation
- 1) Items to be presented for Action:
    - a) Request Approval of a Resolution of the McLean County Board Supporting the Railbanking of Norfolk & Southern Right-of-Way from Mansfield, IL to Bloomington, IL 7-11
  - 2) Items to be presented for Information:
    - a) General Report 12
    - b) County Highway 39 Improvements within COMLARA County Park 13-14
    - c) Other
- D. John Zeunik, County Administrator
- 1) Items to be presented for Action:
    - a) Request to Address Property Committee: From Mr. Roger Rheeling, Facilities Committee, United Way Board – Re: McBarnes Building
    - b) Request Received from Committee Member Selzer: Review of Illinois Clean Indoor Air Act And County Smoking Policy 15-17
    - c) EXECUTIVE SESSION: Request Approval for Sealed Purchase Proposals – John M. McBarnes Memorial Building, 201 E. Grove Street, Bloomington, Illinois
  - 2) Items to be presented for Information:
    - a) General Report
    - b) Other
4. Other Business and Communications
  5. Recommend Payment of Bills and Transfers, if any, to County Board.
  6. Adjournment.

**McLean County Law and Justice Center  
Electrical Vault Explosion and Resulting Fire  
Sunday, June 15, 2003, at approximately 9:30 a.m.**

**Updated: 8/01/03**

**Narrative Summary of Event**

On Sunday, June 15, 2003, at approximately 9:30 a.m., a massive explosion occurred in the electrical vault located in the northwest corner of the basement of the McLean County Law and Justice Center, 104 W. Front Street, Bloomington, Illinois, (hereinafter "LJC").

County Facilities Management staff had been notified earlier that morning that the building was without utility power from Illinois Power Company (hereinafter "IPC"), and that we were on emergency generator. County staff left their home and drove in, by the time he arrived at the building, IPC power was restored and the emergency generator was in cool down cycle.

County staff entered the building anyway to double check electrical and mechanical systems. The staff member entered the north mechanical room in the basement, walked to the north end of the large room and entered the electrical vault. All building electrical switch gear and motor control assemblies checked out as normal. Staff shined their flashlight through the locked IPC metal chain link fence to check the dials on the IPC transformers and all IPC gear appeared to be operating normally. County staff member then shut off the room lights and left the space.

When the staff member had exited the large mechanical room to the south of the area, he shut the door and walked down the hall. At that moment a massive explosion occurred which knocked him to the floor. The explosion resulted in a fire and the Bloomington Fire Department was automatically summoned by installed building fire alarm systems.

The explosion was heard by County Board Member Susie Johnson who was at her husband's law office across the street from LJC on Front and Center Street, at which time she called Mr. John M. Zeunik, County Administrator, to inform him about what she had heard, felt, and could now see black smoke rolling out of the building at the northwest corner. Mr. Zeunik then called the County's Director of Facilities Management, Jack E. Moody to inform him of the reported problem. Jack Moody then called Tom Hawk to let him know about it and to meet him at the building, but Tom was already there, as he was the Facilities Management staff member who was summoned to check out the power outage. This all occurred within minutes of the explosion.

The building was basically unoccupied except for McLean County Sheriff's Department deputies, correctional officers, and inmates. The building was now without any IPC electrical power and was on emergency generator. No injuries were reported.

Because the building's electrical vault also housed the IPC transformer for the 200 W. Front Street building next door, a five-story County owned commercial office building

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housing the McLean County Health Department, other County offices, and several tenants (hereinafter "Health Department"), that building was also without IPC power. Also, because the IPC feed to LJC housed the feed for the main Verizon telephone company building located a few blocks away, that facility was also without IPC power.

Bloomington Fire Department arrived within a few minutes and fought the fire for several hours, into the middle of the afternoon. They could not use water to fight the fire in the electrical vault because they did not know what electrical systems could still be energized from the IPC feeds or the building's emergency generator. All ABC dry chemical fire extinguishers were used and exhausted. The fire was therefore left to cook itself out.

Structural damage occurred to the electrical vault, all IPC owned electrical systems were blown off the walls, the LJC's main electrical switch gear and motor control assemblies were rocked off their foundations, and medium to heavy smoke damage was sustained to LJC in the basement, lobby, first floor, Sheriff's Department, 3<sup>rd</sup> floor, 4<sup>th</sup> floor, and basement files storage areas.

Many emergency services departments arrived during the LJC electrical vault fire including McLean County Emergency Services and Disaster Agency (ESDA), Bloomington Police for traffic control, County department heads, and elected officials. A command center was initiated outside the building while the fire was still being fought consisting of the County Administrator, the McLean County Sheriff, the Director of Facilities Management, the Vice Chairman of the County Board, ESDA, Bloomington Fire Department, and many arriving elected and appointed department heads. This command center was moved into the Health Department building that evening. A tent provided by ESDA became a command center for the Sheriff's Department. Picnic tables were delivered to LJC from McLean County Parks and Recreation for County staff to use for meetings and planning. A refrigerated truck was provided for the McLean County Coroner to use for storage of bodies that were in the morgue cooler.

**A brief outline of key events and decisions is listed below:**

6/15/03 9:30 a.m. Explosion and fire in electrical vault

10:30 a.m. Illinois Power Company informed of incident  
Weber Electric Company called to assist  
Building architect arrives due to radio report

1:00 p.m. Illinois Power arrives at building and begins assessment and disconnection of both County buildings from IPC.

2:30 p.m. Smoke is subsiding so staff can enter to assess damage

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2:30 p.m. All inmates are transferred to other facilities and the Jail to 5:30 p.m. is now emptied.

6/15/03 5:30 p.m. Damage assessments are made by fire investigators and County staff. Weber Electric is asked to provide an emergency generator to restore power to the Health Department. Weber Electric has one on site the day after the fire. Weber Electric begins the massive task of building a temporary emergency power distribution panel outside LJC and connect the Health Department to the newly arrived 2 megawatt emergency generator. Power is restored to the Health Department before 7:00 a.m. County command center offices are housed in Health Department Conference Rooms and daily emergency meetings begin with department heads, contractors, and the news media.

State Farm provides a Disaster RV for the Sheriff's Department.

Court is suspended for the week in all 13 courtrooms.

Weber Electric begins wiring a temporary power distribution panel.

Plans are received and discussed to restore power to the 5<sup>th</sup>, 6<sup>th</sup>, and 7<sup>th</sup> floors and reopen those floors.

6/16/03 Illinois State University loans a small 350 KW generator and five (5) ISU electricians to provide temporary power to critical systems and Information Services Department at LJC.

A room by room damage assessment is conducted of LJC.

6/17/03 Insurance investigators arrive from three (3) insurance companies to begin the investigation of cause of event and damage assessment.

Terracon arrives to assess environmental implications of the fire. Daily meetings begin with IPC.

6/18/03 State Farm Insurance Company leases for \$1.00 per month a vacant building at 304 N. Hershey Road, Bloomington, Illinois, remodels it over a weekend to provide six (6) courtrooms for the Circuit Court.

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6/19/03 Emergency generator cut over is successful. LJC is now on the emergency generator.

IPC, Weber Electric, and Altorfer disconnect the Health Department from the emergency generator and switch the Health Department building to IPC power provided by a ground-mounted transformer. Health Department is now back on IPC power as of 4:30 p.m.

6/20/03 County payroll is issued on time despite all the problems and first installment property tax distribution is made by the Treasurer's Office.

6/23/03 County Facilities Management completes cleaning of the 5<sup>th</sup> floor, 6<sup>th</sup> floor, and 7<sup>th</sup> floor for reoccupation by those County offices. Lab tests of the environment yield it is safe to reoccupy. Those County offices vacate temporary Health Department offices. Jail Booking and the McLean County Coroner are reopened.

Two center elevators restored.  
Air conditioning restored to all top floors.  
Lobby restored.  
Fire Pump restored.

"McLean County Branch Courthouse" at 304 N. Hershey Road opens.

6/23/03 ServiceMaster begins major cleaning, ceiling tile replacement, carpeting to replacement, air duct testing and cleaning, new IPC transformers ordered, new generator ordered, proposals approved for all repairs, all damaged electrical equipment is examined, photographed, and removed, tentative schedules are formed to complete restoration of all remaining LJC offices.

7/23/03

7/11/03 A major thunderstorm with much lightning hits central Illinois and lightning strikes the emergency generator. The generator cannot be repaired and is replaced early in the morning.

7/21/03 IPC and Weber Electric remove all damaged electrical gear from the electrical vault. Repairs to the electrical vault begin.

Jail Booking and Pods reopen.

7/25/03 ServiceMaster and Terracon work completed.  
All floors and departments are environmentally tested for surface and air quality.

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7/26/03 Required preventative maintenance scheduled shut-down of emergency generator, which is required every ten days, is performed uneventfully at 3:00 a.m. in the morning.

7/28/03 County Administrator conducts department head meeting for elected and appointed department heads on renovation status of LJC, reports given by County Administrator, Facilities Management, Risk Management, and Information Services.

7/29/03 Received City of Bloomington Fire Department Occupancy Permits to reoccupy Court Services. Court Services Department is cleared to reoccupy on Monday, August 4, 2003. Linear Jail also received provisional occupancy permit.

New computers arrived for Court Services.

Inmates transferred to Woodford and Tazewell Counties begin to arrive back at Jail.

Felmley-Dickerson states that LJC lobby renovation should be completed by August 21, 2003.

Risk Management states that bills to date submitted to "structure" insurance carrier total \$686,763.05 (consists of \$550,732.54 for structure and \$136,030.51 for inmate housing and business expenses.

7/30/03 Excavation and jack hammering of west side for duct work complete.

Facilities Management met with Felmley-Dickerson, Weber Electric, and Gene Asbury to work out renovation of LJKC lobby on "shift work" so lobby can be open for public without interference.

Replacement "I-beam" now on hand for Facilities Management office floor support.

7/31/03 Received NATLSCO lab testing clearance report on Court Services – passed.

Old LJC generator demo work is completed. Waiting to learn if insurance company(s) want old generator. Difference is remove in one piece or in sections.

SF-5 to run today. Next week it will be lab tested by Susan Naschert firm.

EMS for south mechanical is restored.

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30 Dell computers are installed by Information Services Department in Court Services. Computers are now operational in Court Services.

Court Services phone system is all set for cut over. (Jumper is installed.)

Laptops from STL is extended until September 25, 2003.

All light fixtures for 3<sup>rd</sup> and 4<sup>th</sup> floors have to come down per current lighting codes.

3<sup>rd</sup> floor electrical code compliance issues are completed.

New COMPAC computers are ordered by IS Department.

We will palletize and bubble wrap old CS computers for shipping.

Keys dates:

ISU will need to get their PC workstations back.

State Farm will need to come back and dismantle get their cubicles at Health Department after CS relocates back to their LJC offices.

8/1/03 McLean County Jail reopens.

Court Services walk-through inspection by Court Services staff in preparation to reopen their department. Court Services accepts their space. They will relocate back on Monday, August 4, 2003.

City Inspector John Hill passes the LJC Simplex Fire Alarm system.

Basement Room 2B (adjacent to electrical vault) storm line roof drain that was damaged from initial electrical vault explosion is repaired.





**DEPARTMENT OF PARKS AND RECREATION**  
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13001 Recreation Area Dr. Hudson, IL 61748-7594

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**TO:** Honorable Chairman and Members, Land Use Committee  
Honorable Chairman and Members, Property Committee

**FROM:** Bill Wasson, Director of Parks and Recreation  
Philip Dick, Director of Building and Zoning

**DATE:** July 31, 2003

**RE:** NORFOLK & SOUTHERN RAILROAD RIGHT-OF-WAY PROPOSED  
ABANDONMENT CONVERTED TO TRAIL USE

The Norfolk Southern Railroad Right-of-Way (ROW) from Bloomington through Downs, LeRoy and extending to Mansfield has been inactive for over 10 years. Norfolk Southern has recently completed an environmental study for the "proposed abandonment" of this ROW and notified appropriate government agencies of its intention to abandon this right-of-way. Under Surface Transportation Board (STB) regulations, Norfolk & Southern can apply for an Abandonment Exemption due to lack of activity.

Under the Exempt Status, a 10 Day window exists after the publishing of the Abandonment Exemption in the Federal Register to file for Public Use and Trail Use "Rail-banking" with the STB. If filed within this 10 day time frame, the STB would order the Railroad not to dispose of the ROW for 180 days, during which negotiations could take place. The "rail-banking" of the ROW must include the entire length of the abandonment and agreement must be reached concerning the "interest" of the railroad. If no settlement is reached, the railroad is free to dispose of the ROW.

This ROW is identified in the McLean County Greenways and Comprehensive Plans as future, trail and greenway. In addition, during the environmental review, government representatives of every community along the ROW expressed interest in maintaining this ROW for public use. The scope, jurisdiction, and significance of this abandonment requires a coordinating role that can only effectively be filled by the State. The Illinois Department of Natural Resources' (IDNR) vast experience in rail-to-trail conversions; including the recent 30 mile acquisition near Springfield, insures that the most effective proposal will be negotiated.

It is recommended that McLean County formally support the IDNR role as the entity negotiating and purchasing the interests of Norfolk & Southern Railroad for this right-of-way. It is further recommended that McLean County support the Illinois Department of Natural Resources intention to work to provide local government control of public use and interim recreational trail development along the right-of-way corridor.

## BACKGROUND

### RECENT HISTORY

- The Norfolk Southern ROW extending from Bloomington through Downs, LeRoy and on to Farmer City and Mansfield has been inactive for nearly 10 years. Norfolk Southern operates a railway segment running from Bloomington to Gibson City, parallel to the Bloomington/Mansfield ROW which is active. The railway line on this ROW is no longer physically linked to other railway lines at Bloomington or Mansfield..
- The McLean County Board office received correspondence dated June 27,2003 from IDNR Director Joel Brunsvold. Director Brunsvold stated that the Department has contacted the Railroad and expressed interest in railbanking of the line. The Department is willing to file for railbanking on behalf of the local governments and negotiate with the railroad. At this time, the State can not commit to full acquisition of the line, due to the State's financial situation.
- On July 17, 2003, the Heartland of Illinois Resource Conservation and Development (RC&D) Steering Committee, composed of representatives from the counties of McLean, Piatt, Dewitt, Moultrie, Shelby and Macon, voted to endorse this proposed trail as well as offer to coordinate its development.
- On May 28, 2003, IDNR Trails Section Staff met with local government representatives and confirmed the new State Administration's continuing support for preserving the right-of-way corridor. IDNR Staff related the intention to attempt to provide funding for acquisition of the interests of the railroad and work to provide local government control of the corridor for public use, such as utilities, and interim trail development. IDNR Staff noted that due current budget limitations, negotiations with the railroad may be extended beyond the initial period.
- On April 16, 2003, Norfolk & Southern notified agencies that had previously responded to the environmental impact notice of the railroad's plan to file to abandon rail service on this right-of-way.
- On February 4, 2002, IDNR Staff formally notified Norfolk & Southern of its interest in securing the interests of the Railroad throughout the length of the potential abandoned right-of-way.
- On July 4, 2001, local governments received and responded to a request for environmental information from Marshall Miller & Assoc. for purposes of preparing environmental reports for the proposed abandonment of one line segment of Norfolk Southern railway line between Mansfield and Bloomington, Illinois. The County and local governments responded to this request including the provision of information concerning the inclusion of the ROW in the McLean County Greenway and Comprehensive Plans and expressing concerns over land use problems with previously abandoned railroad ROW. Responding to the environmental information review, Government representatives of Bloomington, Downs,

LeRoy, Farmer City, Mansfield, and Piatt and Dewitt Counties all have expressed interest in maintaining the ROW for public use, consistent with the McLean County Greenways Plan and McLean County Comprehensive Plan.

- Under the Surface Transportation Board (STB)'s Out-of-Service Lines Class Exemption Authority, a carrier may file a notice certifying that no local traffic has moved on the line for the past 2 years. Unlike the traditional abandonment process, no Notice of Intent to Abandon or system diagram map notice is required. However, 10 days prior to filing the exemption notice with the Board, the railroad must notify the State's Public Service Board and also sends advanced environmental notice to the State.

The STB will publish the exemption notice in the Federal Register within 20 days after it is filed. 30 days after the Federal Register notice, the railroad may abandon the line, unless the Board stays the exemption. The STB will disallow the exemption only if local traffic has moved over the line in the past 2 years or extraordinary circumstances exist.

## RAIL BANKING

- Under terms of the ICC Termination Act, when the STB approves or exempts an abandonment, it must determine whether the rail line is suitable for alternative public use, such as highways, transit, conservation, energy transmission, or recreation. The Board will only impose a public use condition when it has received a request to do so. In that case, the Board may prohibit the railroad from selling or disposing of the ROW for 180 days. During this period, interested parties may negotiate to acquire the property for public use. In exemption cases, the public use condition request must be filed within 20 days after the Federal Register publication appears.
- Under the ICC Termination Act, a trails use request must be filed within 10 days after the Federal Register publication date of an Exemption. A trail use request has no bearing upon the STB's decision to abandon the railroad. Unlike public use, the trail condition will only be imposed if the railroad consents. If the railroad does agree, a condition is imposed prohibiting the railroad from disposing of the ROW for 180 days while negotiations take place.
- Rail-banking must include the entire abandonment section (from Mansfield to Bloomington) *per IDNR Greenways and Trails Division*
- Rail-banking requires the agency(s) to compensate the Railroad for its "interest" in the ROW.
- Rail-banking maintains the ROW for possible future railroad use and thereby avoids the question of title status and possible reversionary conditions.
- 180 day exemptions for negotiations are regularly extended by the STB for purposes of allowing negotiations to continue when agreed to by both entities

ACQUISITION -Acquisition after abandonment may be preferable if:

- Fee simple title exists for a vast majority of the ROW. Agreement can be negotiated with the railroad prior to abandonment.

## ACTIONS

- The current Director of Natural Resources has notified Norfolk & Southern of its continuing interest in obtaining the interests of the Railroad for this right-of-way.
- Strong local government and legislative support for the IDNR's Greenways and Trails Division's continued involvement in this R.O.W. abandonment will assure that this regionally significant greenway, trail, and public use corridor is not lost without appropriate and diligent review.
- Local Communities, Counties, Heartland of Illinois RC&D Steering Committee and the IDNR Greenway and Trails Division should continue an ongoing dialog relative to support for IDNR development and management of ROW corridor or a State/Local Government cooperative project, as necessary. Mechanisms for local management, such as intergovernmental agreements, should be reviewed.

**RESOLUTION OF THE McLEAN COUNTY BOARD SUPPORTING THE  
RAILBANKING OF NORFOLK & SOUTHERN RIGHT-OF-WAY FROM  
MANSFIELD, IL TO BLOOMINGTON, IL**

WHEREAS, indications are that Norfolk & Southern Railroad will file for abandonment of the railroad right-of-way running from Mansfield, IL to Bloomington, IL in the year 2003; and

WHEREAS, Railbanking this railroad corridor would preserve greenways, allow for recreational/transportation uses, provide a utility corridor for local governments, and maintain the route for future use as a railway; and

WHEREAS, Railbanking of this corridor has potential to promote tourism, stimulate economic development, provide alternative transportation options, support municipal services and improve the quality of life for communities along and near the corridor; and

WHEREAS, the railroad corridor is an asset to the central Illinois region, passing through three counties and five municipalities; now, therefore,

BE IT RESOLVED by the McLean County Board as follows:

- 1) The McLean County Board supports the efforts of the Illinois Department of Natural Resources to negotiate a rail-banking agreement with the Norfolk & Southern Railroad for the right-of-way from Mansfield, IL to Bloomington, IL.
- 2) The McLean County Board supports the Department of Natural Resources Trails Division serving as the overall negotiator and securing the interests of the Norfolk & Southern Railroad right-of-way.
- 3) The McLean County Board supports the Illinois Department of Natural Resources working jointly with local governments for future recreational trail development and public use of the corridor.

ADOPTED by the McLean County Board this 19<sup>th</sup> day of August, 2003.

ATTEST:

APPROVED:

\_\_\_\_\_  
Peggy Ann Milton, Clerk of the County Board,  
McLean County, Illinois

\_\_\_\_\_  
Michael F. Sweeney, Chairman  
McLean County Board



DEPARTMENT OF PARKS AND RECREATION  
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 13001 Recreation Area Dr. Hudson, IL 61748-7594

**TO: Honorable Chairman and Members, Property Committee**

**FROM: Bill Wasson, Director of Parks and Recreation**

**DATE: 07/26/03**

**RE: General Report**

**Parks Usage – YTD as of 07/26/03**

	2003	2002	2001	2000	1999	1998
Camping Nights	5197	4262	5278	4656	4623	4877

**Watercraft Registration**

Annual	950	1269	1307	1076	1365	1331
Daily	183	312	340	262	299	366

**Boat Rental**

½ hour Paddleboat	383	447	473	469	390	428
Hourly Canoe	251	345	349	395	425	508
Rowboat	111	183	236	183	225	157
Sailboat	20	38	71	56	82	97
Daily Canoe	56	78	87	71	66	136
Rowboat	125	126	126	78	115	207

Shelters Reservations	67	70	54	45	50	47
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**Equine Registrations**

Daily	10	67	60	90	1	
Family	1	1	1			
Individual -annual	5	2		6	1	2

Beach	4609	5423	5671	4487	6096	6112
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**McLean County**

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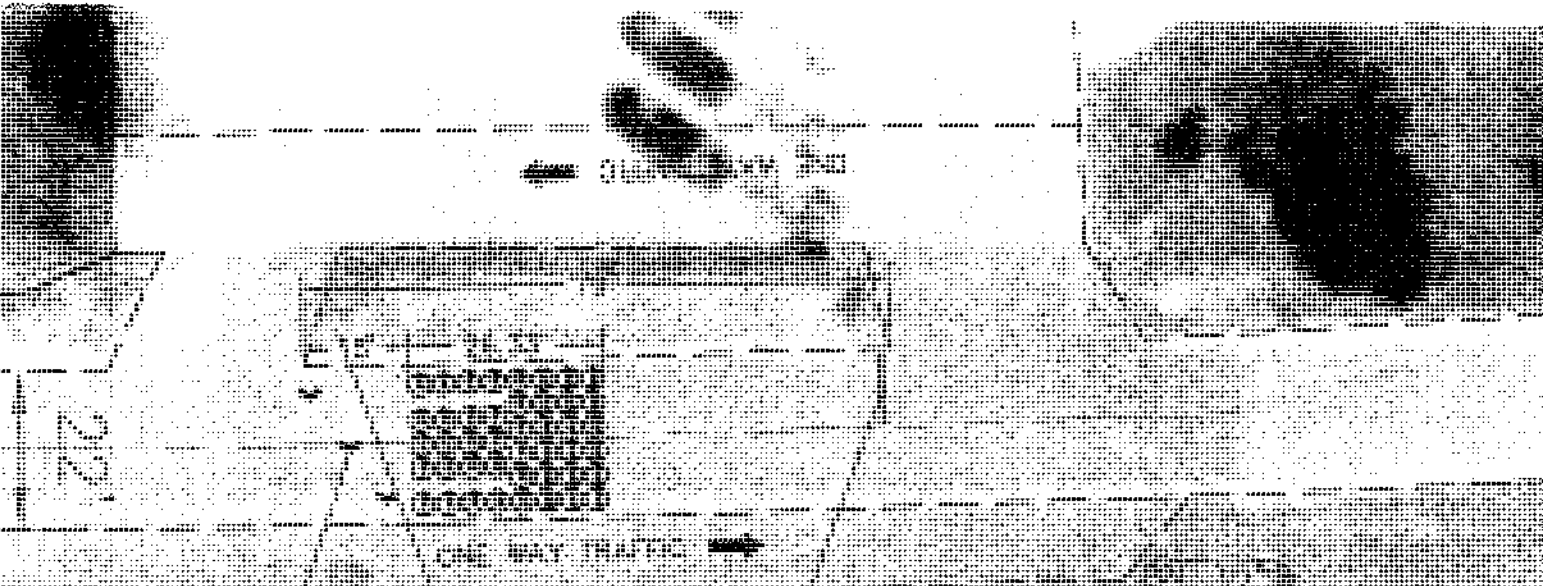
**TO: Honorable Chairman and Members, Property Committee**

**FROM: Bill Wasson, Director of Parks and Recreation**

**DATE: 07/31/03**

**RE: Co. Hwy. 39 Improvements within COMLARA County Park**

Attached, please find a drawing of improvements on County Highway 39 and within COMLARA County Park anticipated to be made by the McLean County Highway Department . These improvement plans have been reviewed by the Department of Parks and Recreation staff. The planned improvements should allow for appropriate traffic flow for recreational users within this area. Three parking spaces will be lost to allow for these improvements.





**Illinois Compiled Statutes**  
**Public Health**  
**Illinois Clean Indoor Air Act**  
**410 ILCS 80/**

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(410 ILCS 80/)

(410 ILCS 80/1)

Sec. 1. This Act shall be known and may be cited as the "Illinois Clean Indoor Air Act".  
(Source: P.A. 86-1018.)

(410 ILCS 80/2)

Sec. 2. The General Assembly finds that tobacco smoke is annoying, harmful and dangerous to human beings and a hazard to public health.  
(Source: P.A. 86-1018.)

(410 ILCS 80/3)

Sec. 3. For the purposes of this Act, the following terms have the meanings ascribed to them in this Section unless different meanings are plainly indicated by the context:

(a) "Department" means the Department of Public Health.

(b) "Proprietor" means any individual or his designated agent who by virtue of his office, position, authority, or duties has legal or administrative responsibility for the use or operation of property.

(c) "Public Place" means any enclosed indoor area used by the public or serving as a place of work including, but not limited to, hospitals, restaurants, retail stores, offices, commercial establishments, elevators, indoor theaters, libraries, art museums, concert halls, public conveyances, educational facilities, nursing homes, auditoriums, arenas, and meeting rooms, but excluding bowling establishments and excluding places whose primary business is the sale of alcoholic beverages for consumption on the premises and excluding rooms rented for the purpose of living quarters or sleeping or housekeeping accommodations from a hotel, as defined in the Hotel Operators' Occupation Tax Act, and private, enclosed offices occupied exclusively by smokers, even though such offices may be visited by nonsmokers.

(d) "Smoking" means the act of inhaling the smoke from or possessing a lighted cigarette, cigar, pipe, or any other form of tobacco or similar substance used for smoking.

(e) "State agency" has the meaning formerly ascribed to it in subsection (a) of Section 3 of the Illinois Purchasing Act (now repealed).

(f) "Unit of local government" has the meaning ascribed to it in Section 1 of Article VII of the Illinois Constitution of 1970.

(Source: P.A. 92-651, eff. 7-11-02.)

(410 ILCS 80/4)

Sec. 4. No person shall smoke in a public place except in that portion of a public place which may be established and posted under Section 5 as a smoking area. This prohibition does not apply in cases in which an entire room or hall is used for a private social function and seating arrangements are under the control of the sponsor of the

function and not of the proprietor or person in charge of the place. Furthermore, this prohibition shall not apply to factories, warehouses and similar places of work not usually frequented by the general public. (Source: P.A. 86-1018.)

(410 ILCS 80/5)

Sec. 5. The elected and appointed officials of the State of Illinois and of any unit of local government and of any school district, or their designee, having control over property of the State or of a unit of local government or of a school district which includes a public place, and the proprietor of a structure which includes a public place may establish an area on the premises as a smoking area where smoking shall be permitted, unless otherwise prohibited by law or ordinance. When establishing an area as a smoking area, a person establishing such area shall utilize existing physical barriers, ventilation systems, and other physical elements of the premises to minimize the intrusion of smoke into areas where smoking is not permitted. When a public place is a single room or enclosure, a person establishing such area may satisfy the purposes and provisions of this Act by establishing a reasonable portion of the room or enclosure as a smoking area. (Source: P.A. 86-1018.)

(410 ILCS 80/6)

Sec. 6. The State or unit of local government or school district official or their designee or a proprietor and his agents in control of a place which includes a public place shall make reasonable efforts to prevent smoking in the public place outside established smoking areas by posting appropriate signs or contacting a law enforcement officer, or other appropriate means. (Source: P.A. 86-1018.)

(410 ILCS 80/7)

Sec. 7. A person, corporation, partnership, association or other entity, who violates Section 4 of this Act is guilty of a petty offense. (Source: P.A. 86-1018.)

(410 ILCS 80/8)

Sec. 8. The Department, a local board of health, or any individual personally affected by repeated violations may institute, in a circuit court, an action to enjoin violations of this Act. (Source: P.A. 86-1018.)

(410 ILCS 80/9)

Sec. 9. No individual may be discriminated against in any manner because of the exercise of any rights afforded by this Act. (Source: P.A. 86-1018.)

(410 ILCS 80/10)

Sec. 10. If any provision, clause or paragraph of this Act shall be held invalid by a court of competent jurisdiction, such validity shall not affect the other provisions of this Act. (Source: P.A. 86-1018.)

(410 ILCS 80/11)

Sec. 11. A home rule or non-home rule unit of local government in this State shall not have the power and authority, after the effective date of this Act, to regulate smoking in public places. Pursuant to Article VII, Section 6, paragraph (h) of the Illinois Constitution of 1970, it is declared to be the law of this State that the regulation of smoking as provided by this Act is a power which pre-empts home rule units from exercising such power subject to the limitations provided in the Act, provided that any home rule unit that has passed an ordinance concerning the regulation of smoking prior to October 1, 1989 is exempt from pre-emption.

**7. 8 Gallon Ash/Trash Receptacles**

These space saving 8 gallon ash/trash receptacles are suitable for indoors or out. Openings on 2 opposite sides of the receptacle provide easy access. Measures 35 1/2" high x 12 1/2" square and includes a rigid, reusable plastic liner. Please specify aggregate color of Riverrock, Black Lustre, Golden Glo, Pearl Grey or Alpine Red, graphic panel (if applicable) and painted Bronze or Anodized aluminum frame finish.

	Panel Type	Ship. Wt.	1	6
CCS-FT8PPAC	Graphic	34 lbs.	\$254	\$245 each
CCS-FT8AGAC	Aggregate	71 lbs.	\$298	\$287 each
CCS-FT8COMAC	2 Agg./2 Graphic	51 lbs.	\$276	\$266 each

**20 Gallon Ash/Trash Receptacles**

The FT20 serves as both litter receptacle and ash urn. Litter openings on opposite sides of the receptacle provide easy access to the 20 gallon rigid, reusable plastic liner. Measures 35 1/2" high x 8" square. Please specify aggregate color of Riverrock, Black Lustre, Golden Glo, Pearl Grey or Alpine Red, graphic panel (if applicable) and painted Bronze or Anodized aluminum frame finish.

	Panel Type	Ship. Wt.	1	6
CCS-FT20PPLAC	Graphic	50 lbs.	\$330	\$318 each
CCS-FT20AGLAC	Aggregate	110 lbs.	\$411	\$396 each
CCS-FT20COMLAC	2 Agg./2 Graphic	72 lbs.	\$370	\$357 each

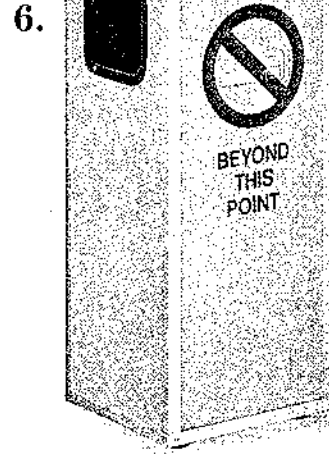
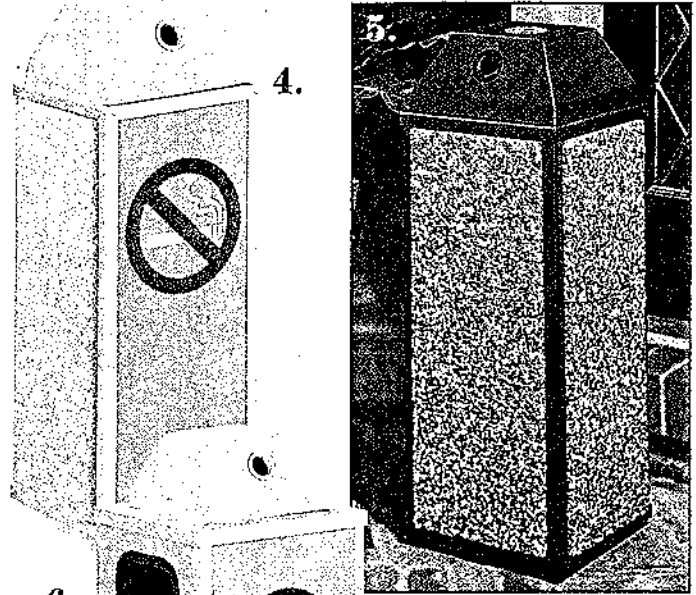
**9-10. PreCast Ash/Trash Receptacle with Ash Cover**  
PreCast combination receptacles are made from a durable stone and epoxy mixture. The two side openings are reinforced with rebar for added strength. Bronze ash cover top lifts off for easy emptying. Ash covers on the 20 and 32 gallon models feature a 12" stainless steel hinge for added stability. Rigid, reusable plastic liner is included. The 20 and 32 gallon receptacles are also available with "No Smoking-Thank You", "Smoking Area" or "No Smoking Beyond This Point" message on one side. Specify Riverrock, Golden Glo, Alpine Red or Black Lustre and message choice (if applicable).

	Capacity	H x Sq.	Ship. Wt.	1	6
9. CCS-PCS8AC	8 Gal.	34 1/4" x 14"	166 lbs.	\$324	\$312 each
CCS-PCS20LAC	20 Gal.	34 1/4" x 17 1/2"	212 lbs.	\$447	\$431 each
CCS-PCS32LAC	32 Gal.	44 1/4" x 21"	277 lbs.	\$538	\$519 each

**With Message Insert Panel**

10. CCS-PCS20IAC	20 Gal.	34 1/4" x 17 1/2"	212 lbs.	\$514	\$495 each
CCS-PCS32IAC	32 Gal.	44 1/4" x 21"	267 lbs.	\$607	\$585 each

F.O.B. Missouri factory



**Info & Notes**  
All items on these two pages are guaranteed to ship within 3 working days of receiving credit approved order except items #9-10 which ship in 5 working days of receipt.

