

**DEKALB COUNTY, ILLINOIS**  
**ORDINANCE NO. O2021-19**

**ORDINANCE DISSOLVING THE DEKALB COUNTY REHAB AND NURSING HOME OPERATING BOARD AND REINTEGRATING ITS FUNCTIONS INTO THE DEKALB COUNTY BOARD**

**WHEREAS**, the County of DeKalb is a local government body as designated by Article VII of the Illinois Constitution, and;

**WHEREAS**, the County of DeKalb owns a County Nursing Home named “The DeKalb County Rehab & Nursing Center”, which is established and operated under the Counties Code, as found at 55 ILCS 5/5-21001, *et seq.*, and;

**WHEREAS**, the DeKalb County Board previously established the Operating Board of Directors, who were tasked with carrying out the County Board’s responsibility for oversight and operation of the DeKalb County Rehab & Nursing Center, and;

**WHEREAS**, in establishing the Operating Board of Directors, the County Board also enacted bylaws for formal governance of the DeKalb County Rehab & Nursing Center, which were last amended and approved by the DeKalb County Board on May 21, 2014, and;

**WHEREAS**, in said bylaws, Article II directly states that the authority and ultimate responsibility for the operation of the DeKalb County Rehab & Nursing Center shall rest with the DeKalb County Board, and;

**WHEREAS**, in said bylaws, Article XI reserves the rights of the County Board to provide for the membership of the Operating Board, as well as to repeal the Bylaws and govern the existence of the DeKalb County Rehab & Nursing Center in its sole discretion, and;

**WHEREAS**, the DeKalb County Rehab & Nursing Center Operating Board of Directors has also from time to time met as the “DeKalb County Supportive Living Facility Board” and governed DeKalb County’s relationship with “Heritage Woods”, and the accompanying real estate and funding, and;

**WHEREAS**, the DeKalb County Rehab & Nursing Center is presently operating under a financial strain due to the changing fiscal landscape, the litigious concerns of government involvement in a normally private business venture, and the effect of COVID-19 in the nursing home industry. This strain necessitates the direct oversight of the facility by the County Board, and;

**NOW, THEREFORE, BE IT ORDAINED** by the County Board of the County of DeKalb, State of Illinois that effective December 31, 2021, and hereafter:

- I. The DeKalb County Board does hereby dissolve the DeKalb County Rehab & Nursing Center Operating Board of Directors and repeals the bylaws under which it operates. The DeKalb County Board further dissolves the DeKalb County Supportive Living Facility Board.
- II. The DeKalb County Board shall act in all respects as the operating authority for the DeKalb County Rehab & Nursing Center, and any and all contracting powers are reserved solely to the DeKalb County Board along with those powers and responsibilities provided for in 55 ILCS 5/5-21001, *et seq.*
- III. The DeKalb County Board shall act in all respects as the operating authority of the County's facilities for the aged, previously under the control of the DeKalb County Supportive Living Facility Board, and any and all contracting powers are reserved solely to the DeKalb County Board along with those powers and responsibilities provided for in 55 ILCS 5/5-22001, *et seq.*
- IV. The DeKalb County Rehab & Nursing Center Operating Board of Directors, in that capacity, and in the capacity of the DeKalb County Supportive Living Facility Board, shall provide to the County Administrator within thirty (30) days, any and all records including, but not limited to, contracts, papers, financial statements, bank accounts, deeds, lists, correspondence, decisions, procedures, policies, minutes, recordings, memoranda, reports, machine readable materials, or other documentary materials, regardless of physical form or characteristics, made or received by the DeKalb County Rehab & Nursing Center Operating Board of Directors and DeKalb County Supportive Living Facility Board in connection with the transaction of public business.
- V. Any and all Registered Agent filings currently on file with the Illinois Secretary of State shall be amended with the current DeKalb County Administrator named as the Registered Agent in place of the current occupant. Additionally, any and all bank accounts held, operated, accessed by the DeKalb County Rehab & Nursing Center Operating Board of Directors and DeKalb County Supportive Living Facility Board shall have all information turned over to the County Treasurer within thirty (30) days, with a full ledger provided of activities from the year. Any such accounts will be altered to be under the custody of the DeKalb County Treasurer as soon as practicable.

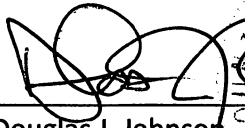
**Effective Date:**

This Ordinance and the regulations contained therein shall be in full force and effect on and after December 31, 2021. Any ordinances, bylaws or resolutions in conflict with this Ordinance are hereby repealed to the extent they are in conflict.

ADOPTED and APPROVED this 8<sup>th</sup> day of December, 2021.

  
 John Frieders, Chairman  
 DeKalb County Board

Attest:

  
 Douglas J. Johnson,  
 DeKalb County Clerk

