

LIVINGSTON COUNTY BOARD
MINUTES OF May 15, 2014 MEETING OF THE COUNTY BOARD

OPENING

Chairman Fannin called the meeting to order at 6:00p.m., in the County Board Room of the Historic Courthouse, 112 W. Madison, Pontiac, Illinois.

Joe Steichen led the Pledge of Allegiance.

The clerk called roll with the following **present:** John “Jack” Vietti, Joan Bullard, Tim Shafer, Kathy Arbogast, Robert F. Weller, Paul Ritter, Kelly Cochran Cohlman, Joseph D. Steichen, Carl Borngasser, Daryl N. Holt, Stanley R. Weber, Earl A. Rients, Judy Campbell, Vicki Allen, William Mays, Bob Young, John L. Yoder, William G. Flott, Mark Runyon, Marty Fannin, Ronald L. Kestner and William H. Peterson **Absent:** G. Michael Ingles and Carolyn Gerwin

Also Present: County Clerk Kristy Masching, Alina Hartley-Administrative Resource Specialist, Tawnya R. Mack, CPA-Mack & Associates, Carol Flessner-Mental Health Executive Director, Collins Miller, and County Highway Engineer-David Winters and Attorney Tom Blakeman

AGENDA

Chairman Fannin asked for approval of the agenda. Steichen requested that Public Health Report be added to the agenda. Chairman Fannin noted that it would be added after the Recreation Ad-Hoc Committee report. *Motion by Steichen second by Ritter to approve the agenda as amended.* **MOTION CARRIED UNANIMOUSLY ON VOICE VOTE.**

APPROVAL OF MINUTES

Chair Fannin called for approval of the April 17 and April 29, 2014 minutes. Steichen commented that in the April 17th minutes, under Public Comment, the web address for the Illinois Federation of Outdoor Resources (IFOR), should be www.if-or.org (instead of www.if-for.org). *Motion by Steichen, second by Cohlman to approve the April 17(as amended) and April 29, 2014 minutes .* **MOTION CARRIED UNANIMOUSLY ON VOICE VOTE.**

PRESENTATION

Mack & Associates: FY 2013 Audit/Financial Report - Tawnya Mack presented highlights of the FY2013 audit report. She recommended the members read the Management’s Discussion and Analysis section as this section provides a snapshot of the county’s financial position. The Statement of Net Position showed the county’s assets ended the year at \$100.2 million, up from \$96.9 million in FY2012, with liabilities coming in at \$11million, down from \$11.2 million, for a total net position of \$89.2 million (up from \$85.6 million). She stated that the Statement of Activities indicates whether revenues generated by a program’s services cover their expenditures and commented that municipalities rely on tax revenues to cover any shortfalls. She noted that they had made a prior period adjustment to assets by backing out activity funds found in the County & Circuit Clerk departments. These had been included in the General Fund last year by the former accounting firm, but were not true county dollars. There was also a prior period adjustment made to liabilities as the former accounting firm had booked an additional liability which didn’t match the county records. The Balance Sheet showed the Governmental Funds end of year assets at \$41.7 million, liabilities at \$9.2 million with a total fund balance of \$32.4 million, up from last year’s ending balance of \$31.4 million. The Statement of Revenues, Expenditures and Changes in Fund Balances reflect end of the year revenues at \$29.1 million, up \$22.1 million from prior year. The main increase was in the Operating and Capital Grants (federal portion), with the majority related to Highway projects for county road improvements. The end of year expenses ended up at \$27.8 million, down from \$31 million. The **General Fund** ended the year with revenues of \$13.6 million, up from \$12.6 million; expenses of \$12.3 down from \$22.2 million, due to \$10 million in capital outlay projects; and a fund balance of \$25.6 million, up from \$24.3 million. The **Public Health Fund** ended the year with revenues of \$2.5 million, down from \$2.8 million; expenses of \$2.5 down from \$2.7 million; and a fund balance of \$1,017,833. , down from \$1,053,901. The

Mental Health Fund ended the year with revenues of \$1,171,358, up from \$1,129,062; expenses of \$1,093,496 down from \$1,026,268; and a fund balance of \$1,149,189. , up from \$1,071,327. She reported that with this year's audit of the financial statements, two significant deficiencies were disclosed (segregation of duties and significant audit adjustments) and no material weaknesses, which was a significant improvement over last year. The segregation of duties pertains to the departments where there is limited personnel to spread the accounting duties. The significant audit adjustments relate to the federal money received and how it is recorded as well as audit adjustments converting our financials entries from a cash basis to a modified accrual basis at year-end. They have addressed this issue with staff and feel that this will not be a problem next year. She also reviewed other audit matters, as well as their suggestions for correcting these issues. *Motion by Vietti, second by Borngasser to approve the FY2013 Audit/Financial Report as presented.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Bullard, Shafer, Arbogast, Weller, Ritter, Cohlman, Steichen, Borngasser, Holt, Weber, Rients, Campbell, Allen, Mays, Young, Yoder, Flott, Runyon, Fannin, Kestner and Peterson **Nays:** None **Absent:** Ingles and Gerwin

Carol Flessner: Mental Health Annual Report - Carol Flessner-Mental Health Director, presented information from the annual report. The 708 and 377 levies served 3,255 unduplicated Livingston County residents, an increase of 366 individuals over last year. IHR served over 2,000 unduplicated clients, who included an all-time high of 667 children, with their child psychiatrist treating over 103 children. The IHR crisis team provided mental health and/or substance abuse services to 157 unduplicated offenders at the Livingston County Jail, and upon their release, offer follow-up services. IHR, in collaboration with OSF Medical Group and funded through the Mental Health 708 Board, provided counseling services in Chatsworth and Fairbury. Through this service, 166 unduplicated clients were provided 450 treatment sessions. This year services are being provided in the Dwight, Cullom and Flanagan OSF physician offices. Futures Unlimited operates 13 agency programs which served 378 unduplicated individuals on a daily basis (4% increase over 2012), at the Pontiac and Dwight locations, and also operates six group homes. They also provide an extensive transportation system. The Domestic Violence & Sexual Assault Service provided 42 unduplicated victims with 135 nights of shelter and over 700 hours of counseling. The Mental Health Board assisted ADV in their expansion of prevention services with the addition of a prevention education worker, who provided 241 educational presentations to youth and adults. She commented that the McLean County Mental Health Task Force was interested in learning why our county has outstanding services for people with mental illness, developmental disabilities and substance abuse disorders. She responded that a great deal of credit goes to the LC Board for appropriating the necessary funding to operate good services for the citizens of our county. She also commended the Livingston County 708 & 377 Boards for their untiring service over the years.

At this time, County Board Chairman Fannin came forward and presented Carol Flessner with an award for thirty years of hard work and dedicated service to Livingston County.

Motion by Holt, second by Cohlman to accept the Mental Health Annual Report. **MOTION CARRIED UNANIMOUSLY ON VOICE VOTE.**

APPEARANCES

None

CONSENT AGENDA

A. Approval of Bills

Motion to approve the consent agenda by Holt, second by Kestner. **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Bullard, Shafer, Arbogast, Weller, Ritter, Cohlman, Steichen, Borngasser, Holt, Weber, Rients, Campbell, Allen, Mays, Young, Yoder, Flott, Runyon, Fannin, Kestner and Peterson **Nays:** None **Absent:** Ingles and Gerwin

ADMINISTRATIVE

Resolution: Appropriating Funds for Route 66 Master Plan – Collins Miller, Chairman-Ad Hoc Recreation Committee presented information regarding the committee's exploration of recreational opportunities in the county. He introduced other members of the committee in attendance. He stated that the Greenway Plan developed in 2003, detailed all the recreational opportunities within our county, but since that time, no funding had been allocated for the advancement of these opportunities. Their committee had explored many of the options and had come to the conclusion that a bike path, from the county line north of Chenoa to 1600N (near the old State Police Headquarters), would be the easiest activity to recommend to the board to start with. He explained that their committee felt it would be best for everyone if the Board would delay the vote on the funding resolution for the following reasons: to allow time to provide information to all the Board members on what they've learned; to allow time for the Finance Committee members to explore all of the available funding options; and to allow the Highway Committee time to work on an intergovernmental agreement with IDOT for the maintenance of the proposed bike path. He explained that they had contacted two engineering firms for professional help with the planning and development of the path and would be presenting information on the two phase plan from the Farnsworth Group. Phase I is for a feasibility analysis (including all costs) of the proposed route from north of Chenoa to just south of Pontiac (1600N). Phase II is for a countywide multi-path map, which would open the door for federal funding options through IDOT. The cost for phase I is \$17,500, and phase II is \$11,500 for a total of \$29,000. Discussion followed. They received a response back from only one of the engineering firms contacted. The phase II study will encompass the whole county. Ed Lipinski (committee member) commented that he has been working on plans with the League of Bicyclists on two bike routes from the Pontiac Train Depot to Humiston Woods and Fairbury, since Amtrak is developing a program promoting tourism through bicycling. IDOT wants to see a master plan for the county. The phase II study was recommended by Farnsworth Group in order to qualify for federal funding. The grant funding structure ranges from 50-80%, based on the type of path being constructed.

AG & ZONING

Chair Young reported that the committee had listened to the concerns from some of the residents from the Whispering Oaks subdivision regarding the proposed expansion of the Enbridge tank farm. The residents are in negotiations with Enbridge with the hope that a mutual resolution will be attained.

HIGHWAY

Reconsideration of April Action Item Requested by Steichen – Chair Weber stated that they had a request for reconsideration of a roll call vote on an action item taken at the April 17th meeting (Resolution #2014-04-12 Appropriating \$30,000 from Matching Tax Fund for Campus Road repairs). Chair Fannin explained the process as follows: a motion and second would be made for reconsideration; the vote takes place on the reconsideration motion; then a new roll call will be taken for the prior month action item. It was noted that anyone wishing to change their original vote on the prior month action item could do so at that time. *Motion by Joe Steichen to reconsider, with a second by Kestner.* **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** Bullard, Shafer, Arbogast, Weller, Ritter, Cohlman, Steichen, Borngasser, Mays, Runyon, Fannin and Kestner **Nays:** Vietti, Holt, Weber, Rients, Allen, Young, Yoder, Flott, Peterson **Absent:** Ingles, Campbell (left at 6:55) and Gerwin

Cohlman asked for an explanation as to why this was being done. Steichen explained that at the April meeting he voted in favor of the Campus road repairs and the transfer of \$30,000. The following Monday he called the office asking to change his vote as he thought the project should have gone out for bids, since it reached the bid threshold, rather than being awarded to a local contractor. After discussion with the County Highway Engineer, he voiced his concern over how this was handled and asked that this go back to the committee for further review and reconsideration. Based on additional information provided at the committee meeting, he felt even stronger that this process had been handled inappropriately. He reiterated that he wanted to change his vote and felt that the issue should be brought to the attention of the full board. Chair Weber responded to the accusation by stating that the committee had been made aware of the hazardous deterioration of the road and considered this an emergency situation. It was noted that the contractor's original proposal included costs for work the Highway Department would do. He also stated that under the law, the bid threshold for emergency situation repairs is

\$40,000. Weber stated that the State’s Attorney had reviewed the law and had found the Highway Department to have acted within the guidelines of the law.

Chair Fannin stated that everyone was given a copy of the “Resolution for Improvement by County under the Illinois Highway Code” which was voted on at the April 17th meeting, and would be voted on again at this time. *Motion by Weber, second by Weller to re-vote on the “Resolution (#2014-04-12) for Improvement by County under the Illinois Highway Code” appropriating \$30,000. for Campus Road repairs.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Bullard, Shafer, Arbogast, Weller, Ritter, Cohlman, Borngasser, Holt, Weber, Rients, Allen, Mays, Young, Yoder, Flott, Runyon, Fannin, Kestner and Peterson **Nays:** Steichen **Absent:** Ingles, Campbell and Gerwin

Chair Weber introduced David Winters-County Highway Engineer, who reviewed **Action Agenda** items as follows:

- 1. Bridge Petition: Saunemin Road District** - replace an existing bridge with 2-66” ERS x 54’ long precoated corrugated metal pipe culverts at coordinates 2814E, 1700N, Section 14-26000-00-AB. Estimated Cost = \$18,000.00
- 2. Bridge Petition: Belle Prairie Road District** - replace existing 2-54” ERS CMP’s with 2- 54” x 44’ long precoated ERS CMP’s at coordinates 270N, 2050E, Section 14-03000-00-AB. Estimated Cost = \$20,000.00

Motion by Weber, second by Allen to approve County Board Action items #1- #2, with one roll call vote. **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Bullard, Shafer, Arbogast, Weller, Cohlman, Steichen, Borngasser, Holt, Weber, Rients, Allen, Mays, Young, Yoder, Flott, Runyon, Fannin, Kestner and Peterson **Nays:** None **Absent:** Ritter, Ingles, Campbell and Gerwin

Winters reported that draft copies of the road use agreement for the Enbridge pipeline extension project were distributed to the committee members. This extension will stretch from the Pontiac station to Patoka. The agreement has also been forwarded to the attorney for review. His intention is to present the document to the Board at their June meeting. Some discussion followed.

FINANCE

No report

ELECTION, RULES & LEGISLATION

No report

SHERIFF, JAIL & LICENSE

No report

PUBLIC PROPERTY

No report

INFORMATION & TECHNOLOGY

No report

PERSONNEL

No report

VETERANS

Chair Steichen reported they are on target with their budget, but did have to transfer some money within line items as a result of the harsh winter. The bottom line remained the same.

RECREATION AD-HOC

No report

Public Health

Joe Steichen provided an update on the department’s involvement with animal control. An Animal Control Warden was let go, with Public Health hiring the office employee who ran the office for Dr. Albright. Staffing level remains the same with 1 FT and 1 PT warden, with funding coming from Public Health Fund through the end of November. Chair Fannin stated that the Sheriff would be sending officers to Macon County for training as they have a program in place.

PUBLIC COMMENT

Aimee Ingalls, University of Illinois Extension Community and Economic Development Educator presented information and invited the members to participate in a webinar series, developed by the Institute for Public and Government Affairs entitled “Illinois Budget Policy Tool Box”. This live series is offered at noon, the second Tuesday of the month, May through September.

Bob Young reported that a hog confinement facility under construction near McDowell wasn’t required to come through the county for approval, but fell under the jurisdiction of the Department of Ag, due to the number of hogs it would hold. He noted that there is some support in surrounding areas that counties should have some jurisdiction over these facilities.

EXECUTIVE SESSION

Motion by Arbogast, second by Steichen to move into executive session pursuant to: 5 ILCS 120/2 (c) (2) Collective Negotiating Matters. MOTION CARRIED ON ROLL CALL VOTE. Ayes: Vietti, Bullard, Shafer, Arbogast, Weller, Cohlman, Steichen, Borngasser, Holt, Weber, Rients, Allen, Mays, Young, Yoder, Flott, Runyon, Fannin, Kestner and Peterson **Nays:** None **Absent:** Ritter, Ingles, Campbell and Gerwin

Executive Session commenced at 7:35p.m., open session resumed at 7:45 p.m.

ACTION RESULTING FROM EXECUTIVE SESSION

Motion by Kestner, second by Peterson to approve the proposed collective bargaining agreement for Probation/Court Services Officers and authorize the board chairman and secretary to execute the agreement on behalf of the county board. MOTION CARRIED ON ROLL CALL VOTE. Ayes: Bullard, Shafer, Arbogast, Weller, Cohlman, Steichen, Borngasser, Holt, Weber, Rients, Allen, Mays, Young, Yoder, Flott, Fannin, Kestner and Peterson **Nays:** Runyon **Absent:** Vietti, Ritter, Ingles, Campbell and Gerwin

COMMUNICATIONS/ANNOUNCEMENTS

None

ADJOURNMENT

The meeting adjourned at 7:46p.m. on motion by Arbogast, second by Weller. MOTION CARRIED WITH ALL AYES ON VOICE VOTE.

The next meeting is scheduled for Thursday, June 12, 2014 at 6:00 p.m., at the Historic Courthouse Board Room.

Marty Fannin, Chairman

Attest:

Kristy A. Masching
County Clerk

06-12-14
Approved

Minutes Bd 05-15-14.A