

LIVINGSTON COUNTY BOARD
MINUTES OF May 12, 2016 MEETING OF THE COUNTY BOARD

OPENING

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

Marty Fannin presented the invocation, with Stan Weber leading the Pledge of Allegiance.

The clerk called roll with the following **present**: Kathy Arbogast, Jason Bunting, Justin Goembel, James A. Carley, Robert F. Weller, Mark Runyon, William Mays, Daryl N. Holt, Stanley R. Weber, John "Jack" Vietti, David W. Heath, John L. Yoder, Kelly Cochran Cohlman, Tim Shafer, G. Michael Ingles, Bob Young, Carolyn Gerwin, William G. Flott, Vicki Allen, Marty Fannin, Ronald L. Kestner and William H. Peterson **Absent**: Joseph D. Steichen and Paul A. Ritter

Also Present: County Clerk, Kristy Masching; Administrative Resource Specialist, Alina Hartley; Christine Myers, Executive Director-Mental Health; County Highway Engineer, Clay Metcalf; and Zoning Administrator Chuck Schopp; Seth Uphoff, State's Attorney; and Tom Blakeman, Attorney

AGENDA

Chairman Fannin asked that item 4. a. Resolution of Support: Amending Streator Area Enterprise Zone be removed from the Finance Committee. *Motion by Shafer, second by Ingles to approve the amended agenda.*

MOTION CARRIED ON UNANIMOUS VOICE VOTE.

APPROVAL OF MINUTES

Chair Fannin called for approval of the April 15, 2016 meeting minutes. Clerk Masching noted that she would be making a few grammatical corrections to the April 15 minutes. She also noted that she had left off the roll call vote for the approval of the 2015 Annual Public Health/TB Report recorded in the March 17 minutes and would be adding that information as well. *Motion by Holt, second by Cohlman to approve the March 17 and April 14, 2016 minutes with the noted changes.* **MOTION CARRIED ON UNANIMOUS VOICE VOTE.**

PRESENTATION

Mental Health 2015 Annual Report – Christine Myers, Executive Director of the Livingston County Mental Health Board presented information on the 708 and 377 Boards for the time period December 1, 2014 through November 30, 2015. They are one of 81 community 377/708 Boards across the state. Between the two boards, about \$1.4 million is received from tax levies, with over \$1 million going out to providers within our county through purchase of service. She noted that she implemented a system for an annual monitoring of the providers, which consists of cross-checking a sampling of the billing against the services offered and the clients that are served. Chris stated that this past year they were able to serve over 6,000 Livingston County individuals through their partnership with area providers such as IHR, Future's Unlimited, Mosaic and ADV/SAS (domestic violence and sexual assault) for the treatment of mental illness, substance abuse and developmental disabilities. She stated that May is considered Mental Health Awareness Month and noted that one in every five individuals will be affected by mental illness in their lifetime. Their goal, as Livingston County's Mental Health Authority is to be fiscally responsible with the funds that are turned over to them; to assure that the quality, effectiveness and availability of mental health, substance abuse and developmental disability services are available to all of our citizens who are in need of them. *Motion by Flott, second by Cohlman to approve the Mental Health 2015 Annual Report.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Arbogast, Bunting, Goembel, Carley, Weller, Runyon, Mays, Holt, Weber, Vietti, Heath, Yoder, Cohlman, Shafer, Ingles, Young, Gerwin, Flott, Allen, Fannin, Kestner and Peterson **Nays:** None **Absent:** Steichen and Ritter

APPEARANCES

None

CONSENT AGENDA

A. Approval of Bills

B. Appointments:

- a. **Re-Appointment: Marvin Wood** – Flanagan-Graymont Fire Protection District, three-year term expiring the first Monday in May, 2019.
- b. **Re-Appointment: Dean Wilhelm** – Long Point Fire Protection District, three-year term expiring the first Monday in May, 2019.
- c. **Re-Appointment: Mike Lanz** – Eastern Indian Creek Drainage District, commencing February 12, 2016 and expiring upon the appointment of a successor.
- d. **Appointment: Todd Cashmer** - Reading Community Fire Protection District, three year term commencing May 2, 2016 and expiring first Monday in May, 2019.
- e. **Appointment: Connie Casey** - Zoning Board of Appeals, to fill unexpired term of Gibbs Nielsen, commencing May 12, 2016 and expiring January, 2018.
- f. **Appointment: William Gerber** - Zoning Board of Appeals, to fill unexpired term of Howard Zimmerman commencing May 12, 2016 and expiring May, 2017.
- g. **Re-Appointment: Lynn DiNardi** – Livingston County Housing Authority, five-year term commencing May 23, 2016 and expiring May 23, 2021.
- h. **Re-Appointment (Resolution #2016-05-21):** Dennis Wenger – Fairbury Rural Fire Protection District, three-year term expiring the first Monday in May, 2019.

Chairman Fannin called for approval of the consent agenda. *Motion to approve the consent agenda by Arbogast, second by Cohlman.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Arbogast, Bunting, Goembel, Carley, Weller, Runyon, Mays, Holt, Weber, Vietti, Heath, Yoder, Cohlman, Shafer, Ingles, Young, Gerwin, Flott, Allen, Fannin, Kestner and Peterson **Nays:** None **Absent:** Steichen and Ritter

HIGHWAY

Committee Chairman Daryl Holt introduced Clay Metcalf - County Highway Engineer, who reviewed the **Action Agenda** items as follows:

- a) **AGREEMENT FOR ENGINEERING SERVICES:** Hampton, Lenzini and Renwick, Springfield, IL – Preliminary Engineering Services Agreement for design of a bridge replacement of S.N. 053-3408 on CH 1 (Campus West Road) 2700N, 3101E, Section 16-00126-00-BR. – Non MFT Project. Cost not to exceed \$21,000 for Basic Services.
- b) **RESOLUTION (#2016-05-22):** CAB Resolution appropriating \$35,000 for culvert replacements at various locations along the County Highway system.

Motion to approve Highway Action items a-b (with one roll call vote) by Holt, second by Runyon. Discussion followed. Clay explained that the bulk of funding for culvert replacements will go towards one location where they discovered two large galvanized pipes in need of replacement. The cost of the three replacement pipes is over \$10,000. He explained that the additional funding set aside for these types of repairs throughout the year, comes from CAB rather than MFT appropriations due to the on-going budget constraints of IDOT. He also noted that the engineering services agreement is a boiler-plate, downloadable IDOT form used by the consultants and includes a number of minor provisions from which items may be chosen to be included in each agreement. Clay commented that the agreement hadn't been reviewed by the State's Attorney's Office, noting that it was a standard agreement which had been presented to the board for a number of years. His office does review each document to make sure nothing has been changed. The only change in this agreement is the hourly rate for the design engineer. **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Arbogast, Bunting, Goembel, Carley, Weller, Runyon, Mays, Holt, Weber, Vietti, Heath, Yoder, Cohlman, Shafer, Ingles, Young, Gerwin, Flott, Allen, Fannin, Kestner and Peterson **Nays:** None **Absent:** Steichen and Ritter

Other items of interest: Clay introduced Trent Ruestman as the new Assistant County Highway Engineer. He noted that he graduated from Bradley University and had been working for the Farnsworth Group for the past five years in their Bloomington and Peoria offices. Since starting employment with the county on April 11, he had undertaken the following tasks: had worked on a permitting process for overweight-over width permits; updated the bridge status map; and found ways to link bridge information to their aerial photography.

PERSONNEL

Resolution (#2016-05-23): Amending Personnel Policies – Equity Adjustment for Exempt Employees - Committee Chairman Kathy Arbogast reported that the equity adjustment for the exempt employee's resolution was an amendment to the personnel policy. An equity increase is a permanent increase to the base salary that may be granted to an employee under certain circumstances, such as increased duties that do not warrant a reclassification or a significant salary lag to comparable internal positions or the local labor market. It shall not exceed 25 percent of base pay including any other wage increases for the fiscal year and must be approved by the Finance Committee. Chairman Fannin explained that when a person is hired, there is a salary range which the job falls into. The department official has the ability to select a salary starting from the minimum end up to mid-point of the range based upon the prospective candidate's experience, without committee approval. He stated that many are hired in at a lower salary due to the unknown of how well they will perform their duties. If at the end of their probationary period, the evaluation discloses that their performance is at a higher level than what was anticipated at the time of hiring, then the equity adjustment would give the department official the ability to adjust their salary to an amount above the mid-point range. *Motion to approve Resolution (#2016-05-23) Amending Personnel Policies – Equity Adjustment for Exempt Employees by Arbogast, second by Ingles.* Discussion highlights follow. It was suggested that a revision be made to the end of the resolution by adding the following language, "This section is not intended to mandate or require any such adjustment." It was pointed out that the first sentence of the subsection language states the following, "An equity increase is a permanent increase to the base salary that may be granted to an employee under certain circumstances, etc." The resolution cites four examples of situations which may indicate a salary inequity, but would not automatically warrant a change. A performance evaluation at the end of the probationary period would be used as supporting documentation in determining if a salary change is warranted with final approval coming from the Finance Committee. **MOTION CARRIED ON ROLL CALL**
VOTE. **Ayes:** Arbogast, Bunting, Goembel, Carley, Weller, Runyon, Mays, Holt, Weber, Vietti, Heath, Cohlman, Shafer, Ingles, Young, Gerwin, Flott, Allen, Fannin, Kestner and Peterson **Nays:** Yoder
Absent: Steichen and Ritter

Chair Arbogast also announced that an IMRF Retirement Planning Workshop would take place in the County Board Room on May 24, 2016 from 6:00 p.m.-8:00 p.m. There are forty-one employees signed up at this time.

AG & ZONING

Review of WECS Ordinance Amendment & Approval to Forward to Zoning Board of Appeals for formal review – Committee Chairman Flott noted that they've had lots of public input regarding the WECS Ordinance changes. Some of the high points include: the use of a facilitator to shorten the WECS process; improved the language on financial assurance and financial capability; wind tower setbacks increased by 33%, from 1,200 to 1,600 feet; and sound level measured 150' from center of residence. The ordinance has been predicated on a county-wide, non-binding referendum designed to give the board information on which areas wish to have this ordinance and which areas wish to have a more restrictive ordinance. *Motion by Flott, second by Young to authorize the Livingston County Board to instruct the Livingston County Zoning Board of Appeals to prepare notice, conduct a hearing and report to the Livingston County Board regarding amendments to Chapter 56, Zoning, Article VIII, Wind Energy, Livingston County Code of Ordinances, as proposed in the draft Wind Energy Text Amendment document and to complete some tweaks that need to be made in accordance with the State's Attorney's Office.* Discussion followed. It was explained that action taken at this time was to move the proposed amendments on to the ZBA for their review and recommendation. Attorney Blakeman stated that the ZBA will review the proposed ordinance, could recommend changes, make their final recommendation, send it back to the Ag & Zoning Committee for their review and then back to the Board. He stated that this document could go back and forth numerous times and anticipates changes as there are some open areas needing more exploration. State's Attorney Uphoff commented that the "tweaks" included in the motion referred to the recommended changes that might come from the ZBA. It was reiterated that this ordinance is predicated on a county-wide, non-binding referendum. Young commented that a great amount of participation, time and discussion had been put into this document, from both sides and felt that no one was 100% in favor of it. There was a lot of give and take and he felt that this was the best agreement they could draft for now, for both sides. **MOTION CARRIED ON ROLL CALL**
VOTE. **Ayes:** Arbogast, Bunting, Goembel, Carley, Weller, Runyon, Mays, Holt, Weber, Vietti, Heath, Yoder, Cohlman, Shafer, Ingles, Young, Gerwin, Flott, Allen, Fannin, Kestner and Peterson **Nays:** None
Absent: Steichen and Ritter

Other items of interest – Committee Chairman Bill Flott reported that the City of Streator is now dispatched out of LivCom. He also thanked all the people who worked on the WECS ordinance.

FINANCE

Committee Chairman Tim Shafer reported that they've started the FY17 budget season. They will be working on reducing the deficit even more from last year.

SHERIFF, JAIL & LICENSE

Liquor License: CIV South Streator – Committee Chairman John Yoder reported that they had reviewed and approved a liquor license for CIV dba Zeel Mart in South Streator. Clerk Masching noted that the applicant had supplied her with the date which had been omitted from the application, so everything was in order. *Motion by Yoder, second by Kestner to approve the liquor license for CIV dba Zeel Mart.* **MOTION CARRIED ON**

ROLL CALL VOTE. Ayes: Arbogast, Bunting, Goembel, Carley, Weller, Runyon, Mays, Holt, Weber, Vietti, Heath, Yoder, Cohlman, Shafer, Ingles, Young, Gerwin, Flott, Allen, Fannin, Kestner and Peterson **Nays:** None **Absent:** Steichen and Ritter

PUBLIC PROPERTY

Committee Chairman Mike Ingles commented that they were wrapping up the work on the cooling tower project with all indications that this may go a long way to solve the noise issues. He also noted that due to a lack of preventive maintenance, a large number of isolation valves need to be removed and rebuilt. Chairman Fannin stated that the change in how the cooling towers are run in conjunction with the replacement of the cooling tower cores is hoped to help reduce the noise issues.

ELECTION, RULES & LEGISLATION

Committee Chairman Jack Vietti reported that they had recommended approval of the large number of appointments listed under the Consent Agenda. He also noted that one of the Zoning Board of Appeals appointments was to replace Gibbs Nielson, who was the Chairman and had resigned. Chairman Fannin had spoken with Joan Huisman about assuming this position and should she accept, he will recommend she be appointed as the Chairman.

INFORMATION & TECHNOLOGY

Committee Chairman Vickie Allen reported that they reviewed the monthly report provided by Jon Sear, the Network & Computer Systems Administrator. The many issues with Spillman have been resolved and only minor issues remain. He has installed the new cameras at the jail and is working on configuring them. An individual has also been interviewed for the summer intern position.

VETERANS

Vice-Committee Chairman Ron Kestner reported they paid bills and discussed their desire to start discussions on the FY2017 budget. The Intergovernmental Agreement which the State's Attorney recommends the VAC have with the county has been put on hold waiting for the State's Attorney's opinion.

ADMINISTRATION

No report, the committee didn't meet.

LIVINGSTON COUNTY HOUSING AUTHORITY

Kelly Cohlman reported that their next meeting is scheduled for Wednesday, May 18, 2016 at 1:00 p.m. at the Housing Authority office at 903 West North Street in Pontiac.

RECREATION

Alina Hartley reported that the committee is currently working on another grant application that will be submitted through the Illinois Department of Transportation. It is an 80/20% grant with no cap and has the possibility of covering the whole 80% of the entire project. They are also in the process of adding recreational items to an interactive map on the GLCEDC Live Livingston County website.

PUBLIC COMMENT

None

EXECUTIVE SESSION

None

ACTION RESULTING FROM EXECUTIVE SESSION

None

COMMUNICATIONS/ANNOUNCEMENTS

None

ADJOURNMENT

The meeting adjourned at 6:43 p.m., on motion by Vietti, second by Young. MOTION CARRIED WITH ALL AYES ON VOICE VOTE.

Marty Fannin, Chairman

Attest:

Kristy A. Masching

County Clerk

June 16, 2016

Approved

Minutes Bd 05-12-16.A