

AGRICULTURE, ZONING AND EMERGENCY SERVICES COMMITTEE

MINUTES OF SEPTEMBER 12, 2017 MEETING

The committee chair called the meeting to order at 6:00 pm at the Livingston County Historic Courthouse, 112 W. Madison St., Pontiac, Illinois and roll call was taken.

Present: Daryl Holt, Justin Goembel, Jason Bunting, James Carley, Patrick Killian and Steven Lovell.

Absent: Paul Ritter.

Others Present: Additional County Representatives included: County Board Chairman Bob Young, and non-committee County Board member John Slagel. Interested citizens of the county were also present at this committee meeting.

Committee Chair Daryl Holt noted the agenda for this September 12, 2017. Jason Bunting then moved, seconded by James Carley, that the agenda for this meeting be approved as presented. This motion was approved by a voice vote of all ayes.

Committee Chair Daryl Holt then referred to the minutes of the August 8, 2017 committee meetings. After observing that his name had been misspelled in the minutes, Steven Lovell moved, seconded by Patrick Killian, that these meeting minutes be approved with the correction of the spelling of Mr. Lovell's first name. This motion was approved by a voice vote of all ayes.

Business:

Solid Waste Report – Review of a synopsis of solid waste documents and host fee information:

Printed copies of a report for Deigan and Associates and a copy of the planning commission monthly synopsis were presented to and reviewed with the committee members. These reports focused on landfill gas monitoring reports, groundwater monitoring reports, private well monitoring and closure post closure costs. Monthly host agreement fund information was also provided to the county.

Update on the Consideration on the Update of the Livingston County All Hazards Mitigation Plan:

The committee members were reminded that this plan was developed with a grant administered through IEMA, of which should have five year update. As discussed with the committee last month a Request for Proposals was published and sent out as part of the process for additional grant funding for the update of this all hazards mitigation plan. Again the importance of this plan is that with the county having such a plan it can be a support document in seeking disaster mitigation funding. The Request for Proposals resulted in two project proposals. One proposal was submitted by American Environmental of Springfield, IL for \$48,187.00 and the second proposal was submitted by Two Rivers Emergency Management of San Antonio Texas for \$36,338.75.

Copies of the two proposals were provided to the committee members. The committee discussed the two proposals. Comments were made that the with a more expense proposal from American Environmental they indicate that they would prepare the grant application, again as the cost to update this plan is expected to be paid through a federal grant administered by IEMA, with a local match being secured by in kind services such as attending meetings. Comments were made that the Two Rivers proposal did not meet the RFP requirement, in that the proposal reads as if it is for developing a new plan and not updating a plan, and if it is to be further considered then the county may request the proposal be resubmitted to match the RFP information. The American Environmental proposal listed counties in Illinois as references, while the Two Rivers proposal did not have any Illinois references. Committee discussion then took place on how they are only considering reviewing these proposals in regard to documentation and assistance in considering the pursuit of a federal grant to pay for this plan update. The period for submitting requests for this round of such grant requests is this fall. Ultimately, Patrick Killian moved, seconded by Justin Goebel, that the committee approve the proposal from American Environmental, so that they assist the county in preparing the grant application, with the use of their services for the project being approved upon the approval any grant funding. This motion was approved by a unanimous voice vote. A project agreement would need to be approved in the future.

Committee update on the status of Livingston County Zoning Case ZT-3-17, which is focusing on the results on the Advisory Referendum on wind turbine setback distances and how these results may be incorporated into the wind energy zoning regulations:

Mention was made to the committee members that the Zoning Board of Appeals has scheduled public hearing on Monday September 18, 2017 at 7:30 pm to continue their review this zoning case. The committee members expressed their thoughts regarding this zoning case and the hearings regarding the ZBA review of this zoning text amendment. Committee chair Holt briefed the committee on testimony given at the last meeting on September 11th, from a rural Dwight resident that focused on safety. Also, at this September 11th meeting it was mentioned that former zoning board of appeals member, Will Gerber, may testify at the September 18th meeting. The review of evidence on wind energy regulations was conversed about. County Board chair Bob Young remarked about how the review process should be respected, and how the county board can move with their review of this zoning text amendment at the appropriate time.

Evaluation of a Spiller Pays Ordinance:

The committee reviewed new hybrid proposed draft text language for a Livingston County Spiller Pays Ordinance. This draft text comes from a similar Kankakee spiller pay ordinance, from the initially proposed Livingston County Spiller pays language based on an Effingham County similar purposed ordinance, and new text language to be more realistic to Livingston County. A discussion took place regarding the use of the word of shall instead of may, and the scenarios in which the word shall could be appropriate and the scenarios in which the word may could be appropriate. The committee agreed that a new phrase similar to... shall confirm that ... be used to express the committees views that would include the various scenarios of which this ordinance can apply to. A new draft of this spiller pays ordinance will be produced for the committee to consider at their next meeting.

Other Issues to Come Before the Committee:

Committee chair Holt, using photos of the Payton and Klehm properties, commented about the nuisance condition of these properties. Remarks were also made regarding the status of the legal cases to bring these properties into compliance.

Public Comments: None

Review and Approval of Bills: None

Executive Session Pursuant to 5/ILCS 120/2 (c) (11) – Litigation: None

Adjournment:

Then Justin Goembel moved, seconded by Steven Lovell, that this meeting be adjourned. This motion was approved unanimously.

This meeting was adjourned at 6:55 p.m.

Charles T. Schopp, Administrator
Livingston County Regional
Planning Commission