

LIVINGSTON COUNTY BOARD
MINUTES OF January 11, 2018 MEETING OF THE COUNTY BOARD

OPENING

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

The invocation was presented by Pastor Charles Ambrose of the Judah Ministries. Paul Ritter led the Pledge of Allegiance.

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

Also Present: County Clerk-Kristy Masching, Executive Director-Alina Hartley, State’s Attorney Randy Yedinak and Zoning Administrator-Chuck Schopp

AGENDA

Chairman Young noted that there would be an Executive Session and then called for approval of the agenda as presented. *Motion by Fannin, second by Kestner to approve the agenda.* **MOTION CARRIED ON UNANIMOUS VOICE VOTE.**

APPROVAL OF MINUTES

Chairman Young called for approval of the December 14, 2017 meeting minutes. *Motion by Bunting, second by Ritter to approve the December 14, 2017 meeting minutes.* **MOTION CARRIED ON VOICE VOTE.**

PRESENTATION

None

APPEARANCES

None

CONSENT AGENDA

- A. Approval of Bills
- B. Appointments:
 - a) **Mary Gambardella** – appointment to the Livingston County Housing Authority, unexpired term expiring May 23, 2018 (replacing Brittani Gray)
 - b) **James Blackard** – appointment to the Livingston County Zoning Board of Appeals, five year term commencing January 18, 2018 and expiring January 17, 2023
 - c) **James Patton** – appointment to the Livingston County Board of Review, 2- two year terms (June 1, 2016 – May 31, 2018) and (June 1, 2018 – May 31, 2020)
 - d) **Linda Dionne** – appointment to the Livingston County Board of Review, two year term commencing June 1, 2017 and expiring May 31, 2019
 - e) **Nancy Giovanini** – appointment to the Livingston County Board of Review, two year term commencing June 1, 2017 and expiring May 31, 2019
 - f) **Shelby Hoerner** – appointment to the Livingston County Farmland Assessment Review Committee, two year term commencing September 1, 2017 and expiring August 31, 2019
 - g) **Michael Fogarty** – appointment to the Livingston County Farmland Assessment Review Committee, two year term commencing September 1, 2017 and expiring August 31, 2019

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

FINANCE

County Clerk Semi-Annual Report – County Clerk-Kristy Masching presented her report for the second six months of FY 2017. Ms. Masching reported that the daily receipts which included fees for service, generated \$237,929.60 with \$30,000 of that revenue collected for the state. She noted that revenue generated in FY 2017 showed an increase of \$44,882.51 over revenue received in FY 2016. Ms. Masching also noted that her office would be working on a fee cost study. The last study had been conducted in 2003. *Motion by Shafer, second by Fannin to approve the County Clerk's Semi-Annual Report.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Bunting, Slagel, Steichen, Shafer, Killian, Kestner, Ritter, Gerwin, Lovell, Allen, Arbogast, Weller, Goembel, Carley, Runyon, Mays, Heath, Young and Fannin **Nays:** None **Absent:** Ingles, Holt, Weber and Yoder

Resolution (#2018-01-01): State's Attorneys Appellate Prosecutor – State's Attorney-Randy Yedinak presented information on this resolution noting that the board has been paying annual dues of \$15,000 to the Illinois State's Attorneys Appellate Prosecutor's office to participate in this program. In return, the Appellate Prosecutor's office handles all the appeal cases from Livingston County with most appeals (approximately 200 cases annually) stemming from sentences of individuals to the Illinois Department of Corrections. Yedinak stated that one appeal can cost up to \$10,000. *Motion by Shafer, second by Kestner to approve the State's Attorneys Appellate Prosecutor resolution.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Bunting, Slagel, Steichen, Shafer, Killian, Kestner, Ritter, Gerwin, Lovell, Allen, Arbogast, Weller, Goembel, Carley, Runyon, Mays, Heath, Young and Fannin **Nays:** None **Absent:** Ingles, Holt, Weber and Yoder

Intergovernmental Agreement: Fiscal Agent Services – Vermilion Valley ETSB - Executive Director-Alina Hartley explained that once Vermilion Valley ETSB established themselves the county would still provide the following services to the Authority: Fiscal Agent Services; Human Resource Services; IT; Bookkeeping for Payroll, Accounts Payable and Reports; and the Odell Tower, including building and maintenance. The fee is based on an average cost, not on monthly hours. The negotiated fee of \$54,454.00 with a \$10,442.00 per year offset for services provided by the Authority (arrest warrants and orders of protection), resulted in a net fee of \$44,012.00 per year owed to the County. It was noted that both sides worked together to determine what the fair cost was for the services each entity was providing. *Motion by Shafer, second by Bunting to approve the Intergovernmental Agreement for fiscal agent services for Vermilion Valley ETSB.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Bunting, Slagel, Steichen, Shafer, Killian, Kestner, Ritter, Gerwin, Lovell, Allen, Arbogast, Weller, Goembel, Carley, Runyon, Mays, Heath, Young and Fannin **Nays:** None **Absent:** Ingles, Holt, Weber and Yoder

Resolution (#2018-01-02): Authorizing Conveyance of Deed – Committee Chairman Tim Shafer reported that this resolution would transfer property located in Newtown Township (PIN#02-02-21-409-002) to an adjacent property owner who had offered to pay \$641.00 for back taxes and penalties. This would get the property back on the tax rolls. *Motion by Shafer, second by Kestner to approve the State's Attorneys Appellate Prosecutor resolution.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Bunting, Slagel, Steichen, Shafer, Killian, Kestner, Ritter, Gerwin, Lovell, Allen, Arbogast, Weller, Goembel, Carley, Runyon, Mays, Heath, Young and Fannin **Nays:** None **Absent:** Ingles, Holt, Weber and Yoder

Chairman Shafer notified the members that our Finance Director John Clemmer's mother had passed away.

HIGHWAY

Committee Chairman Jason Bunting reported that they had received IDOT's revisions to the Intergovernmental Agreement (IGA) for the multi-use path on the unused portion of the southbound lane of Old Route 66 from Chenoa to Pontiac. IDOT had shifted the ownership of the path to the county, including the liability of the two

existing bridges. After a lengthy discussion, the Highway Committee members voted unanimously to end discussions with IDOT regarding the IGA for the multi-use path.

AG & ZONING

Vice-Chairman Justin Goembel (in the absence of Chairman Daryl Holt) commented that they had received copies of the Livingston County Zoning Board of Appeals Report and Recommendations for Application No: ZT-3-17 and would be working on it at next month's meeting, after reviewing the information given to them.

Zoning Case SF-1-18 Daniels – Zoning Administrator-Chuck Schopp explained that this proposal pertained to a proposed two-lot subdivision on a 3.61 acre parcel of land on the northeast side of Fairbury. The Philip Daniels family currently resides in a home on the property. The Daniels want to divide the property into two lots, each less than five acres so that their son can build a home on the proposed second lot. Chuck noted that lots less than five acres have to have an official subdivision approved for it. *Motion by Goembel, second by Fannin to approve Zoning Case SF-1-18 Daniels.* It was noted that waivers for items such as installation of curbs, gutters and sidewalks was necessary in order to comply with the Plat Act. **MOTION CARRIED ON UNANIMOUS ROLL CALL VOTE.**

Chuck Schopp reported the following regarding ZT-3-17 Zoning Text on Wind Energy. He stated that before the committee met he had sent out two emails, one included the ZBA Report Recommendations and all of their minutes, with the second one including all the exhibits from the meeting. Before the end of the month, he is planning on sending out these two emails to all of the county board members for their review prior to next month's meetings. A third email will be generated which will reflect the comments made at the January committee meeting and any additional changes. He explained that he is sending out this information early because this zoning case has to be based on the testimony and exhibits presented at the Zoning Board of Appeals hearings in regards to this. Chairman Young encouraged board members to review the material ahead of time and come to the Ag & Zoning Committee meeting, especially if they had any questions.

PUBLIC PROPERTY

Chairman Young reported that they didn't have a quorum for their January 11th meeting. He also noted that Chad Carnahan, the Facilities Manager for the Historic Courthouse, the H & E and Regions building had resigned effective January 5. Young stated that since they didn't have a quorum at their last meeting, a decision wasn't made on what direction to take regarding the vacancy in the Facilities Maintenance position.

SHERIFF, JAIL & LICENSE

Committee Chairman Ron Kestner reported that due to the lack of a quorum they weren't able to conduct much business. They heard Jail Superintendent-Bill Cox's monthly department report as well as the Pro-Active and Animal Control reports. The committee learned that the jail was currently housing a total of 147 detainees, from the federal North District (38), the Federal Central District (14), Cook County (32), and Livingston County (63). The committee met prior to tonight's board meeting and approved raffle licenses for the Pontiac Elks Club and the Pontiac Rotary Club and reviewed the bills.

INFORMATION & TECHNOLOGY

Committee Chairwoman Vicki Allen reported that they met with Jon Sear. Vicki highlighted her report as follows. Jon spent a lot of time monitoring the firewall and the server room at the Public Safety Complex. Since the temperature in the room has been running at 85 degrees, maintenance has been trying to resolve the issue. Jon also reported that resolved a number of issues with the JIMS system and that there continues to be issues with the Spillman system. Their department has also been working on a number of updates to the county website.

PERSONNEL

Committee Chairman Kathy Arbogast noted that she had nothing to report since they didn't have a meeting.

ELECTION, RULES & LEGISLATION

Committee Chairman Marty Fannin reported that his committee had met prior to the board meeting to recommend approval of the appointments as presented on the Consent Agenda.

VETERANS ASSISTANCE

Committee Chairman Joe Steichen noted that they had discussed the finances going into FY18 and reported that after the purchase of the van, they were still about \$7,000.00 under budget with the carryover from last year. They are anticipating that expenses will increase due to the cold snap we are currently experiencing.

ADMINISTRATIVE

Chairman Young commented on the hard work Alina had put into getting the Strategic Planning Session worked out. He reminded the members that that session would take place on January 24 at 6:00 p.m., with the break-out sessions with the department heads taking place the week after the planning session.

RECREATION

Joe Steichen reported that he hadn't been in attendance of their last meeting but was notified that the committee were looking at other options since learning what IDOT had proposed in the IGA for the bike path. The committee had two options and have chosen to focus on the warden's property (located southeast of Pontiac along the river) at this time.

HOUSING AUTHORITY

John Slagel reported that they didn't meet this month. Their next meeting will be held on Thursday, January 18 at 1:00 p.m.

PUBLIC COMMENT

County Clerk Masching stated that she had placed the Statements of Economic Interest on the board members desk and reminded them that they would all need to fill them out and return them as soon as possible to her or her office.

Chairman Young encouraged all the members to stay for the Executive Session and reminded them that the Executive Session was still the work of the board.

EXECUTIVE SESSION

Motion to go into Executive Session pursuant to 5ILCS 120/2 (c) (11) Pending Litigation was made by Fannin, second by Steichen. MOTION CARRIED ON ROLL CALL VOTE. Ayes: Vietti, Bunting, Slagel, Steichen, Shafer, Killian, Kestner, Ritter, Gerwin, Lovell, Allen, Arbogast, Weller, Goembel, Carley, Runyon, Mays, Heath, Young and Fannin *Nays:* None *Absent:* Ingles, Holt, Weber and Yoder

There was a break from 6:30 p.m. until 6:35 p.m. Executive Session began at 6:35 p.m. with the regular session resuming at 7:00 p.m.

ACTION RESULTING FROM EXECUTIVE SESSION

Pending Litigation – *Motion by Ritter, second by Mays to approve Resolution #2018-01-04. MOTION CARRIED ON ROLL CALL VOTE. Ayes:* Vietti, Bunting, Slagel, Steichen, Shafer, Killian, Kestner, Ritter, Gerwin, Lovell, Allen, Arbogast, Weller, Goembel, Carley, Runyon, Mays, Heath, Young and Fannin *Nays:* None *Absent:* Ingles, Holt, Weber and Yoder

CLOSING CEREMONY

None

ADJOURNMENT

The meeting adjourned at 7:03 p.m., on motion by Ritter, second by Mays. **MOTION CARRIED WITH ALL AYES ON VOICE VOTE.**

Bob Young, Chairman

Attest:

Kristy A. Masching
County Clerk

February 15, 2018
Approved

Minutes Bd 01-11-18.A