

LIVINGSTON COUNTY BOARD
MINUTES OF August 11, 2022 MEETING OF THE COUNTY BOARD
(Amended)

OPENING

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

Pastor Randall presented the invocation. Marty Fannin led the group in the Pledge of Allegiance.

The clerk called roll with the following **present:** John L. Vietti, Jason Bunting, Michael L. Kirkton, Gina Manker, Joel J. Barickman, Marty Fannin, Tim Shafer, Scott Mennenga, Ronald L. Kestner, Seth Welch, James A. Carley, Bob Weller, Paul A. Ritter, William Mays, Steven Lovell, Linda Ambrose, James Blackard, Gerald Earing, John Vitzthum Kathy Arbogast, Bill Wilkey **Absent:** Vicki Allen, Joseph D. Steichen and Mark Runyon

Also Present: County Clerk-Kristy Masching, Executive Director-Alina Hartley, Public Health Environmental Health Director-Donnie Simmons, County Treasurer-Nikki Meier, Highway Engineer-Clay Metcalf, Sheriff Jeff Hamilton, Finance Director-Diane Schwahn, State's Attorney Randy Yedinak, Human Resource Director-Ginger Harris, Zoning Administrator-Chuck Schopp, and IT Director-Jon Sear

AGENDA

Chair Arbogast called for the following amendments: no minutes to approve and under Presentations, add Donnie Simmons-Tire Recycling Project. Arbogast then called for approval of the amended agenda. *Motion by Carley, second by Ritter to approve the agenda as amended.* **MOTION CARRIED ON UNANIMOUS VOICE VOTE.**

APPROVAL OF MINUTES

Minutes were not available for approval.

APPEARANCES

N/A

PRESENTATION

Donnie Simmons, Livingston County Health Department Environmental Health Director: Tire Recycling Project – Donnie Simmons presented information on a Tire Recycling Project which their department is overseeing. This project will begin on September 6 and run through September 28. Residents must make appointments in order to drop off tires. To make an appointment, call the Livingston County Public Health Department at 815-842-5916. Mr. Simmons noted the following: second year for this event; tires will be stored in Highway Department garage; collected 733 tires last year; heavy equipment tires and farm equipment tires will not be accepted; tires can be off or on the rims; and funding for this project came from a state funded grant.

CONSENT AGENDA

- A. Approval of Bills
- B. Appointments
 - a. **David Quick** - appointment to the Cornell Fire Protection District, commencing 1st Monday in May 2021 for a three year term ending in May 2024.
 - b. **Jeff Leenders** - appointment to the Cornell Fire Protection District, commencing 1st Monday in May 2022 for a three year term ending in May 2025.

Motion by Fannin, second by Earing for approval of the Consent Agenda. **MOTION CARRIED ON ROLL CALL VOTE.** Vietti, Bunting, Kirkton, Manker, Barickman, Fannin, Shafer, Mennenga, Kestner, Welch, Carley, Weller, Ritter, Mays, Lovell, Ambrose, Blackard, Earing, Vitzthum, Arbogast and Wilkey **Absent:** Allen, Steichen and Runyon

FINANCE

Resolution (#2022-08-40): Illinois Trust - Committee Chair Tim Shafer stated that the Illinois Trust is an entity that invests money for municipalities and public bodies throughout the State of Illinois. Participation in this trust will be optional and used for short term investments. It is FDIC insured or US Insured obligations. *Motion by Shafer, second by Ambrose to approve the Declaration of Trust of the Illinois Trust agreement authorizing participation in the Illinois Trust.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Bunting, Kirkton, Manker, Barickman, Fannin, Shafer, Mennenga, Kestner Welch, Carley, Weller, Ritter, Mays, Lovell, Ambrose, Blackard, Earing, Vitzthum, Arbogast and Wilkey **Nays:** None **Absent:** Allen, Steichen and Runyon

Maintenance, License & Support Agreement: DevNet - Committee Chair Shafer stated that this is a five-year extension of the license and support agreement provided by our vendor DevNet for the county's Property Tax and Permitting and Zoning software programs. *Motion by Shafer, second by Bunting to approve the Maintenance, License & Support Agreement with DevNet.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Bunting, Kirkton, Manker, Barickman, Fannin, Shafer, Mennenga, Kestner Welch, Carley, Weller, Ritter, Mays, Lovell, Ambrose, Blackard, Earing, Vitzthum, Arbogast and Wilkey **Nays:** None **Absent:** Allen, Steichen and Runyon

County Clerk Semi-Annual Report – County Clerk Kristy Masching reviewed her report with the Board members. She noted that of the \$504,890.35 collected, \$182,128.50 was for fees collected for the State. It was also noted that the number of recorded documents was down about 300 documents as compared to last year at this time. The reduction is thought to be from the economy, the increase in interest rates and an increase in the rate of inflation. Masching also announced that Jessica Durham was retiring from the Bookkeeping Department on August 12 after nineteen years of dedicated service to the county. Mary Nink had been hired as the new accounting assistant. *Motion by Shafer, second by Ritter to approve the County Clerk's Semi-Annual Report for the six-month period ending May 31, 2022.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Bunting, Kirkton, Manker, Barickman, Fannin, Shafer, Mennenga, Kestner Welch, Carley, Weller, Ritter, Mays, Lovell, Ambrose, Blackard, Earing, Vitzthum, Arbogast and Wilkey **Nays:** None **Absent:** Allen, Steichen and Runyon

HIGHWAY

Committee Chair Steve Lovell and Highway Engineer Clay Metcalf reviewed the **Action Agenda Items** as follows:

- a) **Bridge Petition: Owego Road District** – Replace existing culvert with 1 – 54" ERS x 50' long Precoated CMP @ 2000N, 2199E Road. Estimated Cost = \$6,000. Section 22-19000-00-AB
- b) **Bridge Petition: Amity Road District** – Settlement behind abutment repair for Structure No. 053-3187 at 2400N, 700E. Estimated Cost = \$30,000.00. Section 22-01000-00-AB
- c) **Agreement: Illinois Generation, LLC** – County Highway Road Use Agreement

Motion by Lovell, second by Weller to approve all three items with one roll call vote. **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Bunting, Kirkton, Manker, Barickman, Fannin, Shafer, Mennenga, Kestner Welch, Carley, Weller, Ritter, Mays, Lovell, Ambrose, Blackard, Earing, Vitzthum, Arbogast and Wilkey **Nays:** None **Absent:** Allen, Steichen and Runyon

Metcalf reported that construction of the new building had started.

AGRICULTURE & ZONING

Resolution (#2022-08-41): Zoning Case SU-3-2 (Threshermen Solar) - Committee Chair Jason Bunting reported that Zoning Case SU-3-2 pertained to Threshermen Solar LLC, a solar farm located east of the Threshermen's Park on property owned by Dee Woodburn. This project became part of the lottery in 2018 as a 2 MW project. They are here to request that they be moved from a 2 MW to a 5 MW project. A representative

(Ryan) from Cypress Creek Renewables, LLC presented information on their company and this project. He reported that they have about seventeen projects in Illinois. He stated that after the site has reached its life span (20-25 years) all the equipment would be removed and the farm ground would be returned back to its original state for farming. Ryan stated that their company feels that they have met all the county standards for the special use permit for a 5 MW project. Bunting stated that this has been approved by the Regional Planning Commission, the Zoning Board of Appeals and the Ag & Zoning Committee. Discussion followed. Bunting stated that the project was approved in 2018 as a 2 MW project with nine others, was reaffirmed in 2020 as a 2 MW project. They are here requesting to add it from a 2MW to a 5 MW project. Bunting also noted that no construction has started on any of the nine lottery solar projects. *Motion by Bunting, second by Earing to approve Zoning Case SU-3-2, Threshermen Solar LLC.* **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** Vietti, Bunting, Kirkton, Manker, Barickman, Fannin, Shafer, Mennenga, Kestner Welch, Carley, Weller, Ritter, Mays, Lovell, Ambrose, Blackard, Earing, Vitzthum, Arbogast and Wilkey **Nays:** None **Present:** Mays **Absent:** ~~Bunting, Steichen, Mennenga, Kestner and Vitzthum~~ **Absent:** Allen, Steichen and Runyon

Chair Bunting invited all in attendance to attend an Ag & Zoning meeting on Thursday, August 18th to discuss solar. He also noted that they are planning another e-recycling event for computers, tv's, etc. on Saturday, November 5 or 19 at the old Kmart parking lot.

PUBLIC PROPERTY

Lease Agreement: Safe Journeys –Gerald Earing stated that the members should've received a copy of the proposed lease with Safe Journeys. *Motion by Earing second by Ritter to approve the lease agreement with Safe Journeys.* **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** Vietti, Bunting, Kirkton, Manker, Barickman, Fannin, Shafer, Mennenga, Kestner Welch, Carley, Weller, Ritter, Mays, Lovell, Ambrose, Blackard, Earing, Vitzthum, Arbogast and Wilkey **Nays:** None **Absent:** Allen, Steichen and Runyon

Lease Agreement: Livingston County Farm Ground - Gerald Earing reported that they had renewed the lease for another year. They are looking into a long term lease with the current tenants. *Motion by Earing second by Manker to approve the one-year lease agreement for the Livingston County Farm Ground.* **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** Vietti, Bunting, Kirkton, Manker, Barickman, Fannin, Shafer, Mennenga, Kestner Welch, Carley, Weller, Ritter, Mays, Lovell, Ambrose, Blackard, Earing, Vitzthum, Arbogast and Wilkey **Nays:** None **Absent:** Allen, Steichen and Runyon

Earing also reported that an Open House for the new Public Health Building would be held on August 24 from 4-6:00 p.m.

RULES, LEGISLATION, VETERANS & COMMUNITY SERVICES COMMITTEE

Appointment: Dr. Day – Board of Health & TB Board & Appointment: Patricia Platz – Board of Health Committee Chair Mike Kirkton stated that they had two action items to present, the appointment of Dr. James Day to the Board of Health & TB Board and Patricia Platz to the Board of Health.

Motion by Kirkton, second by Mennenga approve the appointment of Dr. James Day to the Board of Health and TB Board. **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** Vietti, Bunting, Kirkton, Manker, Barickman, Shafer, Mennenga, Kestner Welch, Carley, Weller, Ritter, Mays, Lovell, Ambrose, Blackard, Earing, Vitzthum and Wilkey **Nays:** Fannin and Arbogast **Absent:** Allen, Steichen and Runyon

Motion by Kirkton, second by Manker approve the appointment of Patricia Platz to the Board of Health. **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** Vietti, Bunting, Kirkton, Manker, Barickman, Fannin, Shafer, Mennenga, Kestner Welch, Carley, Weller, Ritter, Mays, Lovell, Ambrose, Blackard, Earing, Vitzthum, Arbogast and Wilkey **Nays:** None **Absent:** Allen, Steichen and Runyon

Kirkton also reported that they had been working with Michael Haerr, the new VAC Superintendent on planning an event for Veteran's Day on November 11.

SHERIFF, JAIL & LICENSE

Contract Addendum: CMG – Inmate Mental Health Services - Chair Jim Carley reported that they had two action items to act on. Alina Hartley reported that this is for mental health services at the jail. These services had been provided by IHR and the Mental Health 708 Board. IHR will continue to provide the services through the end of the fiscal year. Upon approval, and effective December 1, the services will be provided by CMG who is our current medical provider, as part of an addendum to their contract. *Motion by Carley, second by Weller to approve the Contract Addendum: CMG for Inmate Mental Health Services.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Bunting, Kirkton, Manker, Barickman, Fannin, Shafer, Mennenga, Kestner Welch, Carley, Weller, Ritter, Mays, Lovell, Ambrose, Blackard, Earing, Vitzthum, Arbogast and Wilkey **Nays:** None **Absent:** Allen, Steichen and Runyon

Sheriff's Semi-Annual Report – Carley reported that all the members should have received a copy of Sheriff Hamilton's report for their review. Sheriff Hamilton was present to answer any questions. *Motion by Carley, second by Vietti to approve the Sheriff's Semi-Annual Report.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Bunting, Kirkton, Manker, Barickman, Fannin, Shafer, Mennenga, Kestner Welch, Carley, Weller, Ritter, Mays, Lovell, Ambrose, Blackard, Earing, Vitzthum, Arbogast and Wilkey **Nays:** None **Absent:** Allen, Steichen and Runyon

Carley also reported that the inmate population was running much the same with federal detainees up and locals down with the monthly income good.

INFORMATION & TECHNOLOGY

Committee Chair Fannin reported that they had submitted their budget and capital projects to the Finance Committee. They were working diligently on getting the 2 Factor Authentication installed on the county computers.

EXECUTIVE

Nothing to report.

PUBLIC COMMENT

The floor was open for public comment.

EXECUTIVE SESSION

5ILCS 120/2 (c)(2) – Collective Negotiating Matters – *Motion by Arbogast second by Blackard to go into Executive Session pursuant to 5ILCS 120/2 (c)(2) – Collective Negotiating Matters.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Bunting, Kirkton, Manker, Barickman, Fannin, Shafer, Mennenga, Kestner Welch, Carley, Weller, Ritter, Mays, Lovell, Ambrose, Blackard, Earing, Vitzthum, Arbogast and Wilkey **Nays:** None **Absent:** Allen, Steichen and Runyon

A short recess was taken at 7:05 p.m. Executive Session began at 7:08 p.m. Regular Session Resumed at 7:13 p.m.

ACTION RESULTING FROM EXECUTIVE SESSION

Approval of Collective Bargaining Agreement ICOPS – Maintenance - *Motion by Fannin, second by Carley to approve the Collective Bargaining Agreement between ICOPS and Maintenance (Facilities Services).* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Bunting, Kirkton, Manker, Barickman, Fannin, Shafer, Mennenga, Welch, Carley, Weller, Ritter, Mays, Lovell, Ambrose, Blackard, Earing, Vitzthum, Arbogast and Wilkey **Nays:** None **Absent:** Allen, Steichen, Kestner and Runyon

COMMUNICATIONS & ANNOUNCEMENTS

N/A

ADJOURNMENT

The meeting adjourned at 7:15 p.m., on motion by Mays, second by Fannin. **THE MOTION CARRIED WITH ALL AYES ON VOICE VOTE**

Kathy Arbogast, Chair

Attest:

Kristy A. Masching

County Clerk

CB Reg Sesn 081122.A