

**LIVINGSTON COUNTY BOARD
MINUTES OF OCTOBER 13, 2022 MEETING OF THE COUNTY BOARD**

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 Jan Ambrose presented the invocation. Steven Lovell led the group in the Pledge of Allegiance.

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

Also Present: Executive Director Alina Hartley, States Attorney Randy Yedinak, County Clerk Kristy Masching, HR Director Ginger Harris, Finance Director Diane Schwahn, Assistant Planning Administrator Jesse King, Network & Computer Systems Administrator Jon Sear, Executive Assistant Jordan Uselding, Highway Engineer Clay Metcalf, Paul Scharnett (Owner Scharnett Architects and Associates), Seth Uphoff (Attorney Trajectory Energy), and Ryan Magnoni (US – Solar)

AGENDA

Chair Arbogast called for an amendment to the agenda to move Agriculture and Zoning Case SU-5-22 from 2a to 2d. *Motion by Bunting, second by Ritter to approve the agenda as amended.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Jason Bunting, Gina Manker, Joel J. Barickman, Vicki Allen, Marty Fannin, Tim Shafer, Scott Mennenga, Ronald Kestner, Seth Welch, James A. Carley, Robert F. Weller, Paul A. Ritter, William Mays, Steven Lovell, Linda Ambrose, Gerald Earing, John Vitzthum, Kathy Arbogast, Bill Wilkey and Mark Runyon. **Nays:** None. **Absent:** Joseph D. Steichen, Mike Kirkton and James Blackard

APPROVAL OF MINUTES

Chair Arbogast called for approval of the meeting minutes from June 16, 2022, July 14, 2022 and August 11, 2022 and September 15, 2022. It was noted that there was an error in the August 11, 2022 meeting minutes, as Bunting was listed as absent and should be noted as present. *Motion by Fannin, second by Earing to approve the minutes of the June 16, July 14 and September 15 as presented, and the August 11, 2022 as amended.* **MOTION CARRIED ON VOICE VOTE WITH ALL AYES.**

PRESENTATION

Mark Jontry from the Regional Office of Education presented a plaque thanking Tim Shafer for his service as a representative for Livingston County's Joint Education Committee.

Scharnett Architects and Associates Update – Historic Courthouse Roofing Project: Paul Scharnett, owner of Scharnett Architects and Associates, updated the board on the Historic Courthouse Roof Project. Scharnett reported that they have created a graduated work plan that updates the work completed to date, as well as outlines the work that will be undertaken to ensure the entirety of the membrane roof, shingled roof, slate roofs, four towers, and central cupola are all addressed to provide a comprehensive roof replacement. Scharnett stated they will be working with Western Specialty Contractors to complete the work of the center cupola. Scharnett presented 3 separate quotes from Western Specialty Contractors to complete the roofing project, which cover the center cupola, the acrylic coating paint application, and the roofing and sheet metal inspection work. *Motion by Fannin, second by Wilkey to approve both the Architectural Services Scope Amendment and the Western Specialty Contractors proposals as presented.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Jason Bunting, Gina Manker, Joel J. Barickman, Vicki Allen, Marty Fannin, Tim Shafer, Scott Mennenga, Ronald Kestner, Seth Welch, James A. Carley, Robert F. Weller, Paul A. Ritter, William Mays, Steven Lovell,

Linda Ambrose, Gerald Earing, John Vitzthum, Kathy Arbogast, Bill Wilkey and Mark Runyon. **Nays:** None. **Absent:** Joseph D. Steichen, Mike Kirkton and James Blackard

APPEARANCES

Jordan Uselding was introduced to the County Board as the new Executive Assistant for the Livingston County Board Office.

CONSENT AGENDA

- A. Approval of Bills
- B. Appointment – David Schultz – Dwight Fire Protection District

Motion by Bunting, second by Manker for approval of the Consent Agenda. **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Jason Bunting, Gina Manker, Joel J. Barickman, Vicki Allen, Marty Fannin, Tim Shafer, Scott Mennenga, Ronald Kestner, Seth Welch, James A. Carley, Robert F. Weller, Paul A. Ritter, William Mays, Steven Lovell, Linda Ambrose, Gerald Earing, John Vitzthum, Kathy Arbogast, Bill Wilkey and Mark Runyon. **Nays:** None. **Absent:** Joseph D. Steichen, Mike Kirkton and James Blackard

FINANCE

Presentation of FY2023 Budget, Capital Requests & Levies: A draft budget was presented to the board for review. Discussion took place. *Motion by Shafer, second by Fannin to place the Fiscal Year 2023 Budget on public display.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Joel J. Barickman, Vicki Allen, Marty Fannin, Tim Shafer, Scott Mennenga, Ronald Kestner, James A. Carley, Robert F. Weller, Paul A. Ritter, William Mays, Steven Lovell, Gerald Earing, Kathy Arbogast, Bill Wilkey and Mark Runyon. **Nays:** Jason Bunting, Gina Manker, Seth Welch, Linda Ambrose and John Vitzthum **Absent:** Joseph D. Steichen, Mike Kirkton and James Blackard

Resolutions (#2022-10-47): Approving ARPA Subawards and Grant Agreements: Committee Chair Tim Shafer reported that the Finance Committee is recommending approval of a subaward to the Livingston County Mutual Aid Association in the amount of \$250,000 for the fire department radio and pager project and to Futures Unlimited in the amount of \$1,200,000 as aid to non-profits. Hartley stated there is a little under \$2 million remaining in the budget to be allocated. Discussion took place. *Motion by Shafer, second by Bunting to approve the ARPA Subawards and Grant Agreements as presented.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Jason Bunting, Gina Manker, Joel J. Barickman, Vicki Allen, Marty Fannin, Tim Shafer, Scott Mennenga, Ronald Kestner, Seth Welch, James A. Carley, Robert F. Weller, Paul A. Ritter, Steven Lovell, Linda Ambrose, Gerald Earing, John Vitzthum, Kathy Arbogast, Bill Wilkey and Mark Runyon. **Nays:** None. **Present:** William Mays **Absent:** Joseph D. Steichen, Mike Kirkton and James Blackard

AGRICULTURE & ZONING

Zoning Case SU-10-22 Oxeye Solar (Resolution #2022-10-49): Seth Uphoff stated that Oxeye Solar is a 4MWac solar project that is located in unincorporated Livingston County near Rowe, IL. Due to the layout of the plot they will be using fixed panels and utilizing existing infrastructure. Uphoff stated there will be 100-ft setbacks from the fence to the parcel lines on all sides and a vegetative buffer near residential properties to create a natural screening along the fence. Uphoff reported that the property has a low rating impact to agriculture and a low land evaluation and site assessment score, meaning it does not do well as a productive lot for farming. Uphoff mentioned that this site fits into an R3 (restore, reinvest, and renew) zone which makes it eligible for additional grant programs. Uphoff reported this project will produce enough energy to power over 930 homes and will provide utility bill savings of over \$100,000. Uphoff stated there will be a property tax revenue of more than \$28,000 in the first year, and over \$596,000 during the life span of the project. *Motion by Bunting, second by Earing to approve Zoning Case SU-10-22 Oxeye Solar.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Jason Bunting, Gina Manker, Joel J. Barickman, Vicki Allen, Marty Fannin, Tim Shafer, Scott Mennenga, Ronald Kestner, Seth Welch, James A. Carley, Paul A. Ritter, Steven Lovell, Linda Ambrose, Gerald Earing, John Vitzthum, Kathy Arbogast, Bill Wilkey and Mark Runyon. **Nays:** William Mays **Abstain:** Robert F. Weller **Absent:** Joseph D. Steichen, Mike Kirkton and James Blackard

Zoning Case SU-7-22 Old 66 Solar (Resolution #2022-10-50): Uphoff reported that the Old 66 Solar is a 2MWac solar project on 24 acres, east of Interstate 55. Uphoff stated this project will utilize a single-axis tracker raking system where the panels follow the arc of the sun throughout the day, producing more energy. Uphoff mentioned that any user who subscribes will receive a 20% discount on their utility bill. Uphoff stated this project is expected to power over 465 homes and provide utility bill savings of up to \$51,000 annually. *Motion by Bunting, second by Ritter to approve Zoning Case SU-7-22 Old 66 Solar.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Jason Bunting, Gina Manker, Vicki Allen, Marty Fannin, Tim Shafer, Scott Mennenga, Ronald Kestner, Seth Welch, James A. Carley, Paul A. Ritter, Steven Lovell, Gerald Earing, John Vitzthum, Kathy Arbogast, Bill Wilkey and Mark Runyon. **Nays:** William Mays and Linda Ambrose **Abstain:** Joel J. Barickman and Robert F. Weller **Absent:** Joseph D. Steichen, Mike Kirkton and James Blackard

Zoning Case SU-8-22 Broadlight Solar (Resolution #2022-10-51): Uphoff reported that this is a 5MWac solar project, which is larger on 40 acres and will be connecting to an existing 12kv ComEd three phase line. Uphoff stated this project is located just west of Rowe in Esmen Township. Uphoff stated this project will have additional screening options for neighbors, creating a 50-ft setback to the property line as well as tallgrass prairie in the setback area. Uphoff reported that the tax revenue is expected to provide a significant tax increase of over \$693,000 for the life of the project. Uphoff also stated that the product will power more than 1,100 homes and provide utility bill savings of over \$125,000 annually. *Motion by Bunting, second by Wilkey to approve Zoning Case SU-8-22 Broadlight Solar.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Jason Bunting, Joel J. Barickman, Vicki Allen, Marty Fannin, Tim Shafer, Scott Mennenga, Ronald Kestner, Seth Welch, James A. Carley, Paul A. Ritter, Steven Lovell, Gerald Earing, John Vitzthum, Kathy Arbogast, Bill Wilkey and Mark Runyon. **Nays:** Gina Manker, William Mays, Mark Runyon and Linda Ambrose **Abstain:** Robert F. Weller **Absent:** Joseph D. Steichen, Mike Kirkton and James Blackard

Zoning Case SU-5-22 USS Man Solar (Resolution #2022-10-48): Ryan Magnoni reported that this will be a 4MWac solar project that will be on 23 acres. Magnoni stated this project is estimated to produce enough energy to support approximately 900 homes and will help save on users ComEd electric bill to all subscribers. Magnoni reported that there were no objections to the project by neighboring landowners. Individuals in the audience contradicted that statement, although ruled out of order. Discussion took place regarding concerns of neighboring landowners. *Motion by Runyon, Second by Manker to postpone until the next Board Meeting.* **MOTION FAILED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Gina Manker and Mark Runyon. **Nays:** Jason Bunting, Joel J. Barickman, Vicki Allen, Marty Fannin, Tim Shafer, Scott Mennenga, Ronald Kestner, Seth Welch, James A. Carley, Robert F. Weller, Paul A. Ritter, William Mays, Steven Lovell, Linda Ambrose, Gerald Earing, John Vitzthum, Kathy Arbogast, and Bill Wilkey **Absent:** Joseph D. Steichen, Mike Kirkton and James Blackard. *Motion by Bunting, second by Wilkey to approve Zoning Case SU-5-22 USS Man Solar.* **MOTION FAILED ON ROLL CALL VOTE.** **Ayes:** Jason Bunting, Tim Shafer, Scott Mennenga and Bill Wilkey. **Nays:** John L. Vietti, Gina Manker, Joel J. Barickman, Vicki Allen, Marty Fannin, Ronald Kestner, Seth Welch, James A. Carley, Paul A. Ritter, William Mays, Steven Lovell, Linda Ambrose, Gerald Earing, John Vitzthum, Kathy Arbogast, and Mark Runyon **Abstain:** Robert F. Weller **Absent:** Joseph D. Steichen, Mike Kirkton and James Blackard

Committee Chair Jason Bunting reported that on November 5th, 2022 in the Kmart parking lot they would be holding an electronic recycling event from 9:00a.m. to 1:00p.m.

HIGHWAY

ACTION AGENDA

Bridge Petition: Nebraska Road District Repair of Abutment of SN 4849 @ 1600N, 046E Rd., estimated at \$10,000.

Quarterly Report – 3rd Quarter, FY 2022

Motion by Lovell, second by Weller to approve the Highway Action Agenda as presented. **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Jason Bunting, Gina Manker, Joel J. Barickman, Vicki Allen, Marty Fannin, Tim Shafer, Scott Mennenga, Ronald Kestner, Seth Welch, James A. Carley, Robert F. Weller,

Paul A. Ritter, William Mays, Steven Lovell, Linda Ambrose, Gerald Earing, John Vitzthum, Kathy Arbogast, Bill Wilkey and Mark Runyon. **Nays:** None. **Absent:** Joseph D. Steichen, Mike Kirkton and James Blackard

SHERIFF, JAIL and LICENSE

Inmate Health Services Agreement – Correctional Medical Group: Committee Chair James Carley stated that Lisa Draper, the Jail Superintendent, has done extensive research to find out how the health agreement that Correctional Medical Group has offered compares to other agreements, and found they are one of the lowest offers. *Motion by Carley, second by Vietti to approve the Inmate Health Services Agreement with Correctional Medical Group.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Jason Bunting, Gina Manker, Joel J. Barickman, Vicki Allen, Marty Fannin, Tim Shafer, Scott Mennenga, Ronald Kestner, Seth Welch, James A. Carley, Robert F. Weller, Paul A. Ritter, William Mays, Steven Lovell, Linda Ambrose, Gerald Earing, John Vitzthum, Kathy Arbogast, Bill Wilkey and Mark Runyon. **Nays:** None. **Absent:** Joseph D. Steichen, Mike Kirkton and James Blackard

PUBLIC PROPERTY

Committee Chair John Vitzthum stated that he has no action items to discuss. Vitzthum did mention that they are still working on a few things to finish up the new Public Health Building. Vitzthum stated they are still considering the drive-up facility and working on getting the cavity (resulting from demolition) filled in before winter.

RULES, LEGISLATION, VETERANS, AND COMMUNITY SERVICES

Committee Vice-Chair Gina Manker stated that she has no action items to discuss. Manker did mention that Molly Evans, Executive Director at the Children’s Advocacy Center, gave a great presentation last week at the committee meeting and she learned of all the different resources that Livingston County has to offer. Manker also mentioned that they received an end-of-year report from the Workforce Development Board. Manker mentioned that the VAC will be hosting a Veterans Prayer Breakfast for all to attend on November 12th, 2022.

INFORMATION and TECHNOLOGY

Committee Chair Marty Fannin stated that he has no action items to discuss. Jon Sear reported that they are still working on the two-factor authentication project, and have gotten about half-way through.

EXECUTIVE

No report.

ANNOUNCEMENTS

N/A

PUBLIC COMMENTS

The floor was open for public comment.

EXECUTIVE SESSION

Executive Session *Motion by Fannin, second by Weller to go into Executive Session pursuant to 5ILCS 120/2(c)(1) – Personnel Matters.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Jason Bunting, Mike Kirkton, Gina Manker, Joel J. Barickman, Vicki Allen, Marty Fannin, Tim Shafer, Scott Mennenga, Seth Welch, James A. Carley, Robert F. Weller, William Mays, Steven Lovell, Linda Ambrose, James Blackard, Gerald Earing, John Vitzthum, Kathy Arbogast and Mark Runyon. **Nays:** None. **Absent:** Joseph D. Steichen, Ronald L Kestner, Paul A. Ritter, Bill Wilkey.

The board took a brief break prior to Executive Session from 8:05p.m. – 8:15p.m.

Executive session began at 8:15p.m.

Regular session resumed at 9:10p.m.

ACTION RESULTING FROM EXECUTIVE SESSION

Motion by Fannin, second by Weller to set the Finance Director salary at \$75,000 beginning December 1, 2022. **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Mike Kirkton, Joel J. Barickman, Vicki Allen, Marty Fannin, Tim Shafer, Scott Mennenga, James A. Carley, Robert F. Weller, William Mays, Steven Lovell, James Blackard, Gerald Earing, John Vitzthum, Kathy Arbogast and Mark Runyon. **Nays:** Jason Bunting, Gina Manker, Seth Welch, and Linda Ambrose **Absent:** Joseph D. Steichen, Ronald L Kestner, Paul A. Ritter, Bill Wilkey.

Motion by Fannin, second by Weller to set the Human Resources Director salary at \$75,000 beginning December 1, 2022. **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Mike Kirkton, Joel J. Barickman, Vicki Allen, Marty Fannin, Tim Shafer, Scott Mennenga, James A. Carley, Robert F. Weller, William Mays, Steven Lovell, James Blackard, Gerald Earing, John Vitzthum and Kathy Arbogast **Nays:** Jason Bunting, Gina Manker, Seth Welch, and Linda Ambrose **Abstain:** Mark Runyon **Absent:** Joseph D. Steichen, Ronald L Kestner, Paul A. Ritter, Bill Wilkey.

Motion by Fannin, second by Weller to change the Executive Director salary classification to an M3, and adjust the salary to \$93,000 beginning December 1, 2022. **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Mike Kirkton, Joel J. Barickman, Vicki Allen, Marty Fannin, Tim Shafer, Scott Mennenga, James A. Carley, Robert F. Weller, William Mays, Steven Lovell, James Blackard, Gerald Earing, John Vitzthum, Kathy Arbogast and Mark Runyon. **Nays:** Jason Bunting, Gina Manker, Seth Welch, and Linda Ambrose **Absent:** Joseph D. Steichen, Ronald L Kestner, Paul A. Ritter, Bill Wilkey.

ADJOURNMENT

The meeting adjourned at 9:15 p.m. on motion by Vietti, second by Wilkey. **MOTION CARRIED ON VOICE VOTE.**

Kathy Arbogast, Chair

Attest:

Jordan E. Uselding
Jordan E. Uselding
Executive Assistant
On behalf of County Clerk, Kristy Masching