

**LIVINGSTON COUNTY BOARD
MINUTES OF JULY 11, 2024 MEETING OF THE COUNTY BOARD**

OPENING

County Board Chair James A. Carley 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 Victor Randall presented the invocation. Steven Lovell led the group in the Pledge of Allegiance.

County Clerk Kristy Masching called roll with the following members **Present:** John L. Vietti, Michael Haag, Gina Manker, Joel Barickman, Marty Fannin, Dan Myers, Craig Monson, William Mays, Robert F. Weller, John J. Vitzthum, Jim Blackard, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Absent:** Rebekah Fehr, Linda Ambrose and Paul A. Ritter

Also Present: Executive Director Alina Hartley, Executive Assistant Jordan Uselding, County Clerk Kristy Masching, IT Support Tech Jack Phillips, Finance Director Diane Schwahn, State’s Attorney Michael Regnier, Public Defender Marinna Metoyer, Sheriff Ryan Bohm, Zoning Administrator Brittney Miller and Assessor Shelly Renken

AGENDA

Chair Carley called for any additions or changes to the agenda with none requested. *Motion by Earing, second by Fannin to approve the agenda as presented.* **MOTION CARRIED ON VOICE VOTE WITH ALL AYES.**

APPROVAL OF MINUTES

Chair Carley called for approval of the meeting minutes from June 13, 2024. *Motion by Lovell, second by Blackard to approve the minutes as submitted.* **MOTION CARRIED ON VOICE VOTE WITH ALL AYES.**

PRESENTATION

Resolution (#2024-07-51) of Appreciation – James Patten – 20 Years of Service Board of Review: Carley presented James Patten with a resolution of appreciation for his 20 years of service on the Livingston County Board of Review. *Motion by Earing, second by Lovell to approve the resolution of appreciation for James Patten.*

MOTION CARRIED ON ROLL CALL VOTE. **Ayes:** John L. Vietti, Michael Haag, Gina Manker, Joel Barickman, Marty Fannin, Dan Myers, Craig Monson, William Mays, Robert F. Weller, John J. Vitzthum, Jim Blackard, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Absent:** Rebekah Fehr, Linda Ambrose and Paul A. Ritter

APPEARANCES

N/A

CONSENT AGENDA

- A. Approval of Bills
- B. Appointments:
 - a. Sue Swartz (Republican) – Livingston County Board of Review (Replacing James Patten)
- C. Acceptance of Decennial Reports:
 - a. Flanagan-Graymont Fire Protection District
 - b. Saunemin Township & Road District
 - c. Reddick Community Fire Protection District ~~Village of Reddick Township~~
 - d. Waldo Township

Motion by Maker, second by Fannin for approval of the Consent Agenda. **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Michael Haag, Gina Manker, Joel Barickman, Marty Fannin, Dan Myers, Craig

Monson, William Mays, Robert F. Weller, John J. Vitzthum, Jim Blackard, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Absent:** Rebekah Fehr, Linda Ambrose and Paul A. Ritter

AGRICULTURE & ZONING

Resolution (#2024-07-52): Zoning Case SU-6-24 H.J. Eppel & Company 1: Miller reported this zoning case pertains to the review of a proposed asphaltic batch plant located on 5 acres in an AG, Agricultural District. The subject property is located in Section 19 of Eppards point in unincorporated Pontiac. Miller stated that the applicant currently owns and operates an existing batch plant to the north of the current parcel, therefore this proposal is to expand the existing batch plant onto this parcel. The Zoning Board of Appeals and Agriculture & Zoning Committee have recommended this case for approval with the standard conditions of approval. *Motion by Haag, second by Monson to approve Zoning Case SU-6-24.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Michael Haag, Gina Manker, Joel Barickman, Marty Fannin, Dan Myers, Craig Monson, William Mays, Robert F. Weller, John J. Vitzthum, Jim Blackard, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Absent:** Rebekah Fehr, Linda Ambrose and Paul A. Ritter

Resolution (#2024-07-53): Zoning Case SU-7-24 H.J. Eppel & Company 2: Miller reported this zoning case pertains to the review of a proposed contractor storage yard located on a 2.87-acre tract of land in an AG, Agricultural District. The subject property is located in Section 18 of Eppards Point Township in unincorporated Pontiac. Miller stated the current use of this parcel is a laydown yard for railways, and the applicant intends to store the aggregate from the existing batch plant. The Zoning Board of Appeals and Agriculture & Zoning Committee have recommended this case for approval with the standard conditions of approval. *Motion by Fannin, second by Weller to approve Zoning Case SU-7-24.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Michael Haag, Gina Manker, Joel Barickman, Marty Fannin, Dan Myers, Craig Monson, William Mays, Robert F. Weller, John J. Vitzthum, Jim Blackard, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Absent:** Rebekah Fehr, Linda Ambrose and Paul A. Ritter

Resolution (#2024-07-54): Zoning Case SU-8-24 Junegrass, LLC Phase 2: Miller reported this zoning case pertains to the review of a proposed special use to develop a 2 MW solar farm on approximately 11 acres of a 41.20-acre tract of land located in Avoca Township in an AG, Agricultural District located in unincorporated Pontiac. The Zoning Board of Appeals and Agriculture & Zoning Committee have recommended this case for approval with conditions of approval. *Motion by Monson, second by Haag to approve Zoning Case SU-8-24.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Michael Haag, Joel Barickman, Dan Myers, Craig Monson, Robert F. Weller, John J. Vitzthum, Jim Blackard, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Nays:** Gina Manker, Marty Fannin and William Mays **Absent:** Rebekah Fehr, Linda Ambrose and Paul A. Ritter

Resolution (#2024-07-55): Zoning Case ZT-1-24 Zoning Text Amendment – Tourist Home: Earing reported this is a proposed amendment to the zoning ordinance to update the standards of tourist homes in all zoning districts of the county. *Motion by Fannin, second by Haag to approve Zoning Case ZT-1-24.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Michael Haag, Gina Manker, Joel Barickman, Marty Fannin, Dan Myers, Craig Monson, William Mays, Robert F. Weller, John J. Vitzthum, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Abstain:** Jim Blackard **Absent:** Rebekah Fehr, Linda Ambrose and Paul A. Ritter

Resolution (#2024-07-56): Zoning Case ZT-2-24 Zoning Text Amendment – Kennel: Earing reported this is a proposed amendment to the zoning ordinance to update the definition of a kennel and kennel operator. *Motion by Haag, second by Lovell to approve Zoning Case ZT-2-24.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Michael Haag, Gina Manker, Joel Barickman, Marty Fannin, Dan Myers, Craig Monson, William Mays, Robert F. Weller, John J. Vitzthum, Jim Blackard, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Absent:** Rebekah Fehr, Linda Ambrose and Paul A. Ritter

Resolution (#2024-07-57): Zoning Case ZT-3-24 Zoning Text Amendment – Regional Planning Commission: Earing reported this is a proposed amendment to the zoning ordinance to update the definition of the Regional Planning Commission. *Motion by Manker, second by Blackard to approve Zoning Case ZT-3-24. MOTION CARRIED ON ROLL CALL VOTE.* **Ayes:** John L. Vietti, Michael Haag, Gina Manker, Joel Barickman, Marty Fannin, Dan Myers, Craig Monson, William Mays, Robert F. Weller, John J. Vitzthum, Jim Blackard, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Absent:** Rebekah Fehr, Linda Ambrose and Paul A. Ritter

Resolution (#2024-07-58): Zoning Case ZT-4-24 Zoning Text Amendment – Airports: Earing reported this is a proposed amendment to the zoning ordinance to update the standards of airports. *Motion by Fannin, second by Lovell to approve Zoning Case ZT-4-24. MOTION CARRIED ON ROLL CALL VOTE.* **Ayes:** John L. Vietti, Michael Haag, Gina Manker, Joel Barickman, Marty Fannin, Dan Myers, Craig Monson, William Mays, Robert F. Weller, John J. Vitzthum, Jim Blackard, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Absent:** Rebekah Fehr, Linda Ambrose and Paul A. Ritter

Ordinance (#2024-07-59): Zoning Efficiencies: Earing reported this ordinance amends the current process for periodic reviews of special use permits related to Commercial Wind and Solar Facilities, with all reviews and extensions to be completed by the County Board, as opposed to the Zoning Board of Appeals. *Motion by Haag, second by Lovell to approve the ordinance outlining the zoning efficiencies. MOTION CARRIED ON ROLL CALL VOTE.* **Ayes:** John L. Vietti, Michael Haag, Gina Manker, Joel Barickman, Marty Fannin, Dan Myers, Craig Monson, William Mays, Robert F. Weller, John J. Vitzthum, Jim Blackard, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Absent:** Rebekah Fehr, Linda Ambrose and Paul A. Ritter

SHERIFF, JAIL & LICENSE

Sheriff's Semi-Annual Report: Sheriff Bohm provided the Board with a copy of the semi-annual report from December 1, 2023 to June 2, 2024, with no questions to follow. *Motion by Blackard, second by Manker to approve the Sheriff's semi-annual report. MOTION CARRIED ON ROLL CALL VOTE.* **Ayes:** John L. Vietti, Michael Haag, Gina Manker, Joel Barickman, Marty Fannin, Dan Myers, Craig Monson, William Mays, Robert F. Weller, John J. Vitzthum, Jim Blackard, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Absent:** Rebekah Fehr, Linda Ambrose and Paul A. Ritter

Committee Chair Robert Weller reported that regular department reports were given and budget & capital requests were discussed at the committee meeting.

FINANCE

County Clerk's Semi-Annual Report: Masching provided the Board with a copy of the semi-annual report from December 1, 2023 to May 31, 2024, with no questions to follow. *Motion by Haag, second by Manker to approve the County Clerk's semi-annual report. MOTION CARRIED ON ROLL CALL VOTE.* **Ayes:** John L. Vietti, Michael Haag, Gina Manker, Joel Barickman, Marty Fannin, Dan Myers, Craig Monson, William Mays, Robert F. Weller, John J. Vitzthum, Jim Blackard, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Absent:** Rebekah Fehr, Linda Ambrose and Paul A. Ritter

Resolution (#2024-07-60) Approving Public Defender's Salary: Fannin reported the resolution reflects an adjustment to the Public Defender's salary based on the State approved increase to the State's Attorney's salary in an amount equal to 90%. *Motion by Earing, second by Welch to approve the resolution adjusting the Public Defender's salary.*

MOTION CARRIED ON ROLL CALL VOTE. **Ayes:** John L. Vietti, Michael Haag, Gina Manker, Joel Barickman, Marty Fannin, Dan Myers, Craig Monson, William Mays, Robert F. Weller, John J. Vitzthum, Jim Blackard, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Absent:** Rebekah Fehr, Linda Ambrose and Paul A. Ritter

Resolution (#2024-07-61) Authorizing Sale of Excess Property: Fannin reported that there are eight inoperable county vehicles that need to be sold. *Motion by Weller, second by Manker to approve the resolution authorizing the sale of excess property.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** John L. Vietti, Michael Haag, Gina Manker, Joel Barickman, Marty Fannin, Dan Myers, Craig Monson, William Mays, Robert F. Weller, John J. Vitzthum, Jim Blackard, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Absent:** Rebekah Fehr, Linda Ambrose and Paul A. Ritter

RULES, LEGISLATION, VETERANS, AND COMMUNITY SERVICES

Certification of Election Judges: Vietti reported that the election judges need to recertify every two years. *Motion by Vietti, second by Blackard to approve the certification of Election Judges.* **MOTION CARRIED ON VOICE VOTE.** **Abstain:** William Mays

PUBLIC PROPERTY

Committee Chair John Vitzthum reported that the sewer project at the Health and Education Building has been completed and they expect to start on the Drive-thru Facility in August.

HIGHWAY

Committee Chair Steven Lovell reported that Highway Committee did not meet this month.

INFORMATION and TECHNOLOGY

Committee Chair Gina Manker reported that the IT Committee did not meet this month.

ADMINISTRATIVE

Chair James A. Carley reported that the Administrative Committee met before the Board Meeting to recommend acceptance of multiple Decennial Reports.

PUBLIC COMMENTS

The floor was open for public comment.

EXECUTIVE SESSION

N/A

ACTION RESULTING FROM EXECUTIVE SESSION

N/A

ANNOUNCEMENTS

N/A

ADJOURNMENT

The meeting adjourned at 6:30 p.m. on motion by Fannin, second by Vietti. **MOTION CARRIED ON VOICE VOTE.**

James A. Carley, Chair

Attest:

Jordan E. Uselding

Executive Assistant

On behalf of County Clerk, Kristy Masching