

**LIVINGSTON COUNTY BOARD
MINUTES OF SEPTEMBER 12, 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 Ginger Harris presented the invocation. John Vitzthum led the group in the Pledge of Allegiance.

County Clerk Kristy Masching called roll with the following members **Present:** John L. Vietti, Michael Haag, Rebekah Fehr, Gina Manker, Joel Barickman, Linda Ambrose, 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 **Absent:** Jim Blackard and Paul A. Ritter

Also Present: Executive Director Alina Hartley, Executive Assistant Jordan Uselding, County Clerk Kristy Masching, Lieutenant Brad DeMoss, Public Defender Marinna Metoyer, Human Resource Director Ginger Harris, Zoning Administrator Brittney Miller, Zoning Assistant Angela Teske, I.T. Support Specialist Jack Phillips, Treasurer Nikki Meier, Attorney Andrew Keyt and Attorney Alex Rives (Heyl Royster)

AGENDA

Chair Carley called for any additions or changes to the agenda with none requested. *Motion by Fannin, second by Lovell 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 August 15, 2024. *Motion by Haag, second by Weller to approve the minutes as submitted.* **MOTION CARRIED ON VOICE VOTE WITH ALL AYES.**

PRESENTATION

N/A

APPEARANCES

N/A

CONSENT AGENDA

A. Approval of Bills

Motion by Earing, second by Manker for approval of the Consent Agenda. **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** John L. Vietti, Michael Haag, Rebekah Fehr, Gina Manker, Joel Barickman, Linda Ambrose, 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 **Nays:** None **Absent:** Jim Blackard and Paul A. Ritter

FINANCE

Resolution (#2024-09-73): ARPA Grant Award Mutual Aid Association: Fannin reported this is to amend the agreement with Mutual Aid, obligating these funds specifically to the radio project since they will not be expended by the end of FY 2024. *Motion by Earing, second by Manker for approval of an amendment to the Mutual Aid Grant Agreement, allocating funds specifically to the radio project and extending the Agreement until the project is completed.* **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** John L. Vietti, Michael Haag, Rebekah Fehr, Gina Manker, Joel Barickman, Linda Ambrose, Marty Fannin, Dan Myers, Craig Monson, Robert F. Weller, John J. Vitzthum, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Nays:** None **Present:** William Mays **Absent:** Jim Blackard and Paul A. Ritter

Resolution (#2024-09-74): ARPA Grant Award CIRBN Broadband: Fannin reported this is to formalize the agreement the county has with CIRBN, allocating funds from the ARPA grant, for Broadband initiatives. *Motion by Fannin, second by Earing for approval of the CIRBN Grant Agreement allocation of funds for Broadband.* **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** John L. Vietti, Michael Haag, Rebekah Fehr, Gina Manker, Joel Barickman, Linda Ambrose, Marty Fannin, Dan Myers, Craig Monson, Robert F. Weller, John J. Vitzthum, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Nays:** None **Present:** William Mays **Absent:** Jim Blackard and Paul A. Ritter

Intergovernmental Agreement: Regional Office of Education: Fannin reported this is a standard 5-year agreement with the Regional Office of Education to allocate a certain percentage of funds to the educational Service Region #17 for their expenses. *Motion by Fannin, second by Fehr to approve the Intergovernmental Agreement with the Regional Office of Education.* **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** John L. Vietti, Michael Haag, Rebekah Fehr, Gina Manker, Joel Barickman, Linda Ambrose, 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 **Nays:** None **Absent:** Jim Blackard and Paul A. Ritter

Resolution (#2024-09-75): Authorizing FY 2024 Budget Transfer: Fannin reported this resolution is for the transfer of monies into General Fund Accounts to allocate for maintenance & repairs, the Public Defender Grant, and software support. *Motion by Fannin, second by Ambrose for approval to authorize the FY 2024 budget transfer.* **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** John L. Vietti, Michael Haag, Rebekah Fehr, Gina Manker, Joel Barickman, Linda Ambrose, 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 **Nays:** None **Absent:** Jim Blackard and Paul A. Ritter

Committee Chair Marty Fannin reported that the FY 2025 Budget will be placed on display next month.

AGRICULTURE & ZONING

Ordinance (#2024-09-76): Reconsideration of August Action Item: Zoning Case SU-5-24 Heritage Prairie Wind: Lovell reported this is to reconsider Zoning Case SU-5-24 Heritage Prairie Wind. Fannin reported that he was mistaken on the county's requirements of doppler radars and would like to reconsider the August action item.

Motion by Fannin, second by Haag to reconsider the approval of Zoning Case SU-5-24 Heritage Prairie Wind. **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** John L. Vietti, Michael Haag, Rebekah Fehr, Gina Manker, Joel Barickman, Linda Ambrose, Marty Fannin, Dan Myers, Craig Monson, Robert F. Weller, John J. Vitzthum, Seth L. Welch, James A. Carley and Steven J. Lovell **Nays:** William Mays **Recused:** Gerald L. Earing **Absent:** Jim Blackard and Paul A. Ritter

Motion by Fannin, second by Weller to approve Zoning Case SU-5-24 Heritage Prairie Wind, with the special conditions recommended by the ZBA and a special condition requiring the company request an additional review through the National Telecommunications and Information Administration related to interference. **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** John L. Vietti, Michael Haag, Rebekah Fehr, Gina Manker, Joel Barickman, Linda Ambrose, Marty Fannin, Dan Myers, Craig Monson, Robert F. Weller, John J. Vitzthum, Seth L. Welch, James A. Carley and Steven J. Lovell **Nays:** William Mays **Recused:** Gerald L. Earing **Absent:** Jim Blackard and Paul A. Ritter

Motion by Fannin, second by Haag for reconsideration of motion to forward Zoning Case SU-5-24 Heritage Prairie Wind to ZBA for further consideration. **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** John L. Vietti, Michael Haag, Rebekah Fehr, Gina Manker, Joel Barickman, Linda Ambrose, Marty Fannin, Dan Myers, Craig Monson, William Mays, Robert F. Weller, John J. Vitzthum, Seth L. Welch, James A. Carley and Steven J. Lovell **Nays:** None **Recused:** Gerald L. Earing **Absent:** Jim Blackard and Paul A. Ritter

Motion by Fannin, second by Weller to cancel request for further review by the ZBA for Zoning Case SU-5-24 Heritage Prairie Wind. MOTION CARRIED ON ROLL CALL VOTE. Ayes: John L. Vietti, Michael Haag, Rebekah Fehr, Gina Manker, Joel Barickman, Linda Ambrose, Marty Fannin, Dan Myers, Craig Monson, Robert F. Weller, John J. Vitzthum, Seth L. Welch, James A. Carley and Steven J. Lovell **Nays:** William Mays **Recused:** Gerald L. Earing **Absent:** Jim Blackard and Paul A. Ritter

Resolution (#2024-09-77): Zoning Case SU-12-24 CS Long Point 1, LLC: Miller reported this zoning case pertains to the review of a proposed special use to develop a 5 MW solar farm on approximately 26.91 acres of a 39.79-acre tract of land in Section 1 of Long Point Township in unincorporated Long Point.

Resolution (#2024-09-78): Zoning Case SU-13-24 CS Long Point 2A, LLC: Miller reported these zoning cases pertain to the review of 2 proposed special uses for the development of 2 co-located 5MW Solar Farms. Miller stated they are co-located on the 78.24-acre tract of land in Section 2 of Long Point Township in an AG, Agricultural District located in unincorporated Long Point.

Resolution (#2024-09-79): Zoning Case SU-14-24 CS Long Point 2B, LLC: Miller reported these zoning cases pertain to the review of 2 proposed special uses for the development of 2 co-located 5MW Solar Farms. Miller stated they are co-located on the 78.24-acre tract of land in Section 2 of Long Point Township in an AG, Agricultural District located in unincorporated Long Point.

Motion by Monson, second by Haag to approve Zoning Cases SU-12-24, SU-13-24 and SU-14-24. MOTION CARRIED ON ROLL CALL VOTE. Ayes: John L. Vietti, Michael Haag, Marty Fannin, Craig Monson, Robert F. Weller, John J. Vitzthum, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Nays:** Rebekah Fehr, Gina Manker, Joel Barickman, Linda Ambrose, Dan Myers, and William Mays **Absent:** Jim Blackard and Paul A. Ritter

Resolution (#2024-09-80): Zoning Case SU-15-24 Rooks Creek Solar, LLC: Miller reported this zoning case pertains to the review of a proposed special use to develop a 5 MW solar farm on approximately 31 acres of a 41.56-acre tract of land located in Section 3 of Eppards Point Township in unincorporated Pontiac. The Zoning Board of Appeals and Agriculture & Zoning Committee have recommended this case for approval with conditions of approval.

Motion by Earing, second by Haag to approve Zoning Case SU-15-24 Rooks Creek Solar, LLC. MOTION CARRIED ON ROLL CALL VOTE. Ayes: John L. Vietti, Michael Haag, Rebekah Fehr, Gina Manker, Linda Ambrose, Marty Fannin, Craig Monson, Robert F. Weller, John J. Vitzthum, Gerald L. Earing, Seth L. Welch, James A. Carley and Steven J. Lovell **Nays:** Joel Barickman, Dan Myers and William Mays **Absent:** Jim Blackard and Paul A. Ritter

Committee Chair Gerald Earing reported there is a tentative date of November 16, 2024 for the E-Recycling Event.

HIGHWAY

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

SHERIFF, JAIL & LICENSE

Committee Chair Robert Weller reported that regular department reports were given and that last month Superintendent Draper informed the Committee that the Martha Wright-Reed Act will go into effect starting January 1, 2025, allowing the FCC to prevent the Jail from collecting commission on phone calls and video visitation.

RULES, LEGISLATION, VETERANS, AND COMMUNITY SERVICES

Committee Chair Jack Vietti reported the committee did not meet this month.

PUBLIC PROPERTY

Committee Chair John Vitzthum reported that things are moving along with the drive-thru facility.

INFORMATION and TECHNOLOGY

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

ADMINISTRATIVE

Chair James A. Carley thanked all of the board members for their service and their readiness to work together for the betterment of Livingston County.

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 6:26 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