

LIVINGSTON COUNTY BOARD
MINUTES OF September 15, 2011 MEETING OF THE COUNTY BOARD

OPENING

Chairman Fairfield called the meeting to order at 6:00p.m., in the Public Safety Complex basement at 844 W. Lincoln St., Pontiac, Illinois.

John McGlasson led the Pledge of Allegiance.

The clerk called roll with the following **present:** John “Jack” Vietti, Robert Weller, Stanley Weber, William Flott, John Yoder, Bruce Koerner, Joseph Steichen, Carl Borngasser, John McGlasson, Daryl Holt, Ronald Deany, Kathy Arbogast, Judy Campbell, Tim Shafer, Eldon Ruff, David Heath, John Franey, Marty Fannin, William Fairfield, Vicki Allen, Delores “Dee” Woodburn and Mark Runyon **Absent:** Mike Ingles and Bob Young (arrived at 6:20p.m.)

Also Present: County Clerk Kristy Masching, Alina Hartley-Administrative Resource Specialist, Jeff Keppler-PSA Dewberry, John Eallonardo -FQC, Jack Hayes-FQC, Chuck Schopp-Zoning Administrator and David Winters-Highway Dept.

AGENDA

Chair Fairfield called for additions or deletions to the agenda. Fairfield asked that item 5.a. Nursing Home Committee Resolution: Amending Good Samaritan Grant Agreement be removed from the agenda. *Motion by Steichen, second by Yoder to approve the agenda.* **MOTION CARRIED WITH ALL EYES ON VOICE VOTE.**

APPROVAL OF MINUTES

Chair Fairfield called for approval of the minutes from the August 11, 2011 meeting. *Motion by Holt, second by Franey to approve the August 11, 2011 meeting minutes as presented.* **MOTION CARRIED ON ROLL CALL VOTE.**

PRESENTATION

PSA Dewberry - Courthouse Renovation – Release of Construction Documents: Jeff Keppler (PSA Dewberry) reviewed the scope of work to be done on each floor, the time frame and the content of the bid specs. Highlights were: abatement process begins December 5; meetings held with city regarding construction process; met with Bradford for shelving solutions; discussed alternates to make the outside chair lift ADA compliant; construction phase will be from December 2011 through November 2012; construction trailer and fencing all on east and southeast corner of Courthouse lawn; precautions implemented to thwart off fire during the construction phase; the L&J generator is powerful enough to handle the fire pumps for both buildings; reviewed alternates for project; and construction documents to be released September 26, bids opened October 20, Committee review bids in November, with County Board approval set for November 17.

Discussion was held with concern being raised as to whether the construction bid documents presented were complete enough to be released. Jeff commented that much additional work had gone into the documents since the copy received by the members. Jack Hayes (FQC) stated that FQC and PSA/Dewberry will receive a file set next week, which will be scrutinized by all parties involved to ensure the quality is there and that all issues discussed have been resolved. *Motion by Flott, second by Franey to release the historic Courthouse construction documents for bid.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Weber, Flott, Yoder, Steichen, Borngasser, McGlasson, Holt, Deany, Shafer, Ruff, Heath, Franey, Fairfield and Woodburn **Nays:** Weller, Koerner, Arbogast, Campbell, Fannin, Young, Allen and Runyon **Absent:** Ingles

APPEARANCES

None

CONSENT AGENDA

A. Approval of Bills

B. Appointments

- **Paul Gray** – Northeast Sullivan Mona Drainage District, three-year term commencing September 2011 through first Tuesday of September 2014.

C. Staffing

1. County Clerk – FT Tax Extensionist

Motion to approve all items on the consent agenda by Young, second by Holt. **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Weller, Weber, Flott, Yoder, Steichen, Borngasser, McGlasson, Holt, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Franey, Fannin, Young, Allen, Fairfield, Woodburn and Runyon
Nays: Runyon **Abstain:** Koerner **Absent:** Ingles

LAW & JUSTICE CENTER COMMITTEE

L&J Center/Courthouse Update – John Eallonardo (FQC) reported the following items: landscaping is nearing completion; finishing woodwork and interior finishes; new furniture installation set for September 19th; dedication set for October 15th with move-in starting 24th; project is under budget with construction contingency money being returned.

AIA Agreement: Frederick Quinn Corporation (FQC) - Jack Hayes (FQC) explained that the AIA agreement would authorize FQC to provide construction management services for renovation of the historic courthouse. The basis of the contract is the original 2009 proposal using the same percentages from that time, but with numbers reflecting the value of this project. *Motion to approve the AIA Agreement with the Frederick Quinn Corporation pending attorney review by Flott, second by Weber.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Weller, Weber, Flott, Yoder, Koerner Steichen, Borngasser, McGlasson, Holt, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Franey, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None
Absent: Ingles

Proposal: Frederick Quinn Transition Services – Jack Hayes (FQC) explained that FQC would provide additional services related to the transition of existing operations at the historic courthouse to the new operations at the Law & Justice Center. The supporting services would fall into one of the following categories: moving, utilities, storage, salvage, auction and abatement coordination. The cost for these services will be \$49,000. *Motion on behalf of the committee, that the County Board Chairman and Secretary be authorized to enter into an agreement with the Frederick Quinn Corporation for transition services by Flott, second by Woodburn.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Weller, Weber, Flott, Yoder, Koerner Steichen, Borngasser, McGlasson, Holt, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Franey, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Absent:** Ingles

John Eallonardo (FQC) commented that the recent road destruction on the south east corner of the courthouse was necessary to run the street piping connection for the chilled water supply and returns from the L&J Center basement to the historic Courthouse. Conduit for the backup historic Courthouse generator was also done.

Chair Flott also noted that a memo had been included in their packets pertaining to the moving schedule of the Courthouse office to the L&J Center and to the temporary office locations.

HIGHWAY COMMITTEE

Committee Chair Deany introduced Highway Engineer David Winters, who reviewed items to be approved on the **Consent Agenda** as follows:

- I. **Resolution (#2011-09-39):** appropriating \$245,000 from the Highway Wind Farm Agreement Fund for engineering and construction of a new structure on CH 1, Livingston County Coordinates, 2490E, 2600N, Section 11-00161-01-BR.
- II. **Quarterly Report:** 3rd Quarter FY11
- III. **Bridge Petitions:**

- Nebraska Road District – Install Scour Countermeasures under S.N. 053-3096, 1590N, 400E, Section 11-15000-00-AB. Estimated cost = \$10,000.

Motion by Deany, second by Runyon to approve the Highway Consent agenda as presented. MOTION CARRIED ON ROLL CALL VOTE. Ayes: Vietti, Weller, Weber, Flott, Yoder, Steichen, Borngasser, McGlasson, Holt, Deany, Arbogast, Shafer, Ruff, Heath, Franey, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** Campbell **Abstain:** Koerner **Absent:** Ingles

Other items of interest: Winters commented that he had been contacted by ComEd regarding the start of the last phase of reinforcing sagging power lines within their power grid. Work will commence on October 17th, on the nine towers starting at the McDowell substation and running south to the McLean County line.

AG & ZONING

Illinois Dept. of Ag. Recommendation: Harms Livestock Management Facility (Resolution #2011-09-40 Harms-Kevin’s House and Resolution #2011-09-41 Harms-Stoller Facility) - Chair Ruff briefly reviewed the eight items of concern the County Board had with regards to the Illinois Department of Ag’s siting criteria for the proposed livestock facilities. The County Board had no comments on items: #1, #3, #4, #5, #6 and #7.

Item #2- The LC Board believes that the overall water supply and water quality issue has not been addressed in enough detail to allow for a permit for the proposed livestock facilities. *The Board suggests that hydrology studies be undertaken to identify and protect the water supplies in the area.*

Item #8- The LC Board believes that evidence and testimony has not proven that whether construction or modification of a new facility is consistent with existing community growth, tourism, recreation, or economic development or with specific projects involving community growth, tourism, recreation, or economic development that have been identified by government action for development or operation within one year through compliance with applicable zoning setback requirements for populated areas as established by the Livestock Management Facilities Act. Livingston County Zoning regulations allow for Farm Dwellings and single Family Dwellings, within the AG, Agriculture District, and the same zoning district as the proposed livestock facility. The existing economic development of existing area residences needs to be taken into consideration. If the proposed livestock facility would adversely affect the area water supplies the existing residential and the potential of further rural residential development as economic development of the area would be adversely affected by the development of this Livestock Facility. *Therefore, the Livingston County Board suggests that hydrology studies be undertaken to identify and protect the water supplies in the area so that existing development and potential area development is protected.*

The Livingston County Board recommends to the Illinois Department of Agriculture that this request for a livestock facility be denied.

Discussion followed with the following highlights: hydrology study-the cost and who would conduct it; noted that the applicant would pay for the study and work with his neighbors to ensure that they were satisfied with the results; belief that the recommendation would have a detrimental effect on future hog and agriculture developments within the county; it was stated that future applicants would be reviewed case by case and based on their own merits; the main concern with this application was lack of information regarding the water situation; learn from this experience and expand upon our present ordinances and laws; and the effect this operation would have on the value of surrounding property/homes. *Motion by Ruff, second by Runyon to approve the resolutions as presented to the Illinois Department of Agriculture that Patrick Harm’s request for livestock facilities (Harms-Kevin’s House & Harms-Stoller Facility) be denied until a hydrology study has been conducted with the results meeting the satisfaction of the homeowners with regard to their water supplies. MOTION CARRIED ON ROLL CALL VOTE. Ayes:* Vietti, Weller, Weber, Flott, Yoder, Koerner, Borngasser, McGlasson, Holt, Arbogast, Ruff, Heath, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** Steichen, Campbell, Shafer, Franey **Abstain:** Deany **Absent:** Ingles

Other items: Zoning Administrator Chuck Schopp reported that the committee will be working on the All Hazards Mitigation Plan next month. The plan can be reviewed on the county website. There will be another electronic recycling project on Saturday, October 8 at the Pontiac Wal-Mart parking lot, with others drop off spots at Fairbury (Marchelloni's Parking Lot) and at the Reading Township Hall.

FINANCE

Circuit Clerk Semi-Annual Report- Chair Borngasser presented the Circuit Clerk's Semi-Annual report for approval. Circuit Clerk Cremer reported that a collection agency had been hired to help collect past due fines, traffic tickets, etc. *Motion by Borngasser, second by Heath to approve the Circuit Clerk's Semi-Annual Report.*
MOTION CARRIED ON ROLL CALL VOTE. Ayes: Vietti, Weller, Weber, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Holt, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Franey, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Absent:** Ingles

NURSING HOME

Chair Heath stated that the resolution amending the Good Samaritan Grant Agreement was pulled as the attorneys are working on language issues within the agreement. Good Sam is continuing to work on the financing.

PUBLIC PROPERTY

Lease: 103 N. Oak St. – Temporary Relocation of County Clerk – Kristy Masching commented on the terms of the draft lease for the former satellite Bank of Pontiac office. The rent would be \$930/month plus utilities, with the county responsible for snow and ice removal. *Motion by Flott, second by Deany to approve entering into a lease with the Bank of Pontiac for the temporary relocation of the County Clerk, subject to attorney review.*

MOTION CARRIED ON ROLL CALL VOTE. Ayes: Vietti, Weller, Weber, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Holt, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Franey, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Absent:** Ingles

Lease: 317 N. Mill St. – Temporary Relocation of Treasurer – Barb Sear stated they would be moving to the former Kupferschmid's appliance store, (south of the General Store). The rent would be \$600/month plus phone and electric, starting November 1. *Motion by Flott, second by Weller to approve entering into a lease agreement for the temporary relocation of the Treasurer, pending attorney approval.* **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** Vietti, Weller, Weber, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Holt, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Franey, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Absent:** Ingles

ELECTION, RULES & LEGISLATION

Resolution (#2011-09-42): Election Precinct Boundary Changes – Clerk Masching explained that this resolution would consolidate four dual-precinct townships (Chatsworth 1&2, Forrest 1&2, Nebraska 1&2, Odell 1&2) into four single precinct townships (Chatsworth, Forrest, Nebraska and Odell). The polling site in each township would remain at the current site. By combining these precincts there would be a cost savings of about \$17,000.00, due to the reduction of costs for coding, ballot printing, polling place rental, publications, supplies, voting machine testing, ballot styles and election judges. Neither the Democratic nor Republican Precinct Chairmen objected to this change, as this action would also reduce the number of precinct committeemen. *Motion by Weber, second by Franey to approve the election precinct boundary changes for the townships of Chatsworth, Forrest, Nebraska and Odell.* **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** Vietti, Weller, Weber, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Holt, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Franey, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Absent:** Ingles

Resolution (#2011-09-43): Change of Polling Site (Pontiac Precinct #3) – Clerk Masching explained that the Asta Care Nursing Home had been a polling site for many years, but due to patient care concerns, it is necessary to relocate to another site. The University of Illinois Extension-Livingston County Office located at 1412 S. Locust, Pontiac has agreed to become the host site. *Motion by Weber, second by Franey to approve the relocation of Pontiac Precinct #3 to the University of Illinois Extension-Livingston County Office located at 1412 S. Locust, Pontiac, IL.* **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** Vietti, Weller, Weber, Flott,

Yoder, Koerner, Steichen, Borngasser, McGlasson, Holt, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Franey, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Absent:** Ingles

Election Services Contract-Liberty Systems: This contract is for a two year period and will provide services for the 2012 Primary, General and 2013 Consolidated Elections, as well as the Voter Registration Software License and Access Liberty Subscription. *Motion by Weber, second by Fannin to approve the 2-year election services contract with Liberty Systems.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Weller, Weber, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Holt, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Franey, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Absent:** Ingles

VETERANS

Resolution (#2011-09-44) 1,000 Hour Standard IMRF Participation – Chair Koerner explained that this resolution would allow future drivers to work up to 1,000 hours before having to contribute to IMRF. Currently they are under the 600 hour standard. *Motion by Koerner, second by Runyon to adopt the 1,000 hour standard for IMRF participation for the VAC.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Weller, Weber, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Holt, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Franey, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Absent:** Ingles

INSURANCE

No report.

PERSONNEL

No report.

SHERIFF, JAIL & LICENSE

Chair Vietti reported that their committee had reviewed and approved the Sheriff's FY12 budget.

INFORMATION TECHNOLOGY

Highlights of Chair Holt's report: a new intern (John Luckman) from HHC is working in the IT Department; rehired Matt Doehler (former intern) on temporary basis to work on the L&J Center installations; Circuit Clerk's department PCs have been replaced, with new PCs on order for Probation; met with Frontier on installation of L&J Center phone system and the temporary satellite locations; have merged several systems onto the -DevNet server.

PUBLIC HEALTH

Public Health -Judy Campbell reported that the state is 2-3 months behind in payments, and as of July 30th, owes the Public Health Department \$114,000. The Board of Health approved the FY12 budget. Flu Clinics will start soon at the PH Department on a walk-in basis Monday – Friday (8am-4pm) and will also be conducted in area towns. The cost for a flu shot is \$30.00. The Pink Porch campaign will begin in October, with pink bulbs available for purchase at the PH Department for \$4.00. This event promotes awareness of Breast Cancer, with proceeds going to the Livingston County Cancer Fund. A low cost spay and neuter program will be implemented utilizing funds collected from the intact fee on dog registration. **Mental Health** – Judy reported that Kevin Casey had been hired as the new Director for Illinois. He would facilitate the closure of two state facilities.

ADMINISTRATIVE

No report.

PUBLIC COMMENT

Art Lehmann commented on the hydrology study with regards to the Harms Livestock Management Facility. He thought it would be a good if the Board would come back and vote in favor of the facility contingent upon favorable results from the proposed hydrology study.

COMMUNICATIONS/ANNOUNCEMENTS

- Clerk Masching reminded the members that per diem changes needed to be to her by 9:00 a.m. Friday morning.
- Dee Woodburn commented on the two Extension educational series handouts and invited everyone to the “Meet and Greet” on September 27, from 3:30-6:30pm, to meet the new educators for Livingston County.
- Bob Young congratulated Judy and the environmentalist group with their upcoming event to help clean up the Vermilion River.
- Eldon Ruff commented that he had received a sizeable donation from Norm Rittenhouse (former 4H member) for the Livingston County 4H program.

EXECUTIVE SESSION

None

ADJOURNMENT

The meeting adjourned at 7:30 p.m. on motion by Young, second by Yoder. **MOTION CARRIED WITH ALL AYES ON VOICE VOTE.**

The next meeting is scheduled for Thursday, October 13, 2011 at 6:00 p.m., at the Law and Justice Center lobby.

BILL FAIRFIELD, CHAIRMAN

Attest:

Kristy A. Masching
County Clerk

October 13, 2011
Approved

Minutes Bd 09-11-11.A