

LIVINGSTON COUNTY BOARD
MINUTES OF November 17, 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.

Mark Runyon led the Pledge of Allegiance.

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

Also Present: County Clerk Kristy Masching, Alina Hartley-Administrative Resource Specialist, States Attorney Tom Brown, John Eallonardo -FQC, Jack Hayes-FQC, Chuck Schopp-Zoning Administrator, June Slagel-Finance Resource Specialist, Treasurer Barb Sear, Rick Hiatt-Good Sam Board and Attorney Tom Blakeman

AGENDA

Chair Fairfield called for any additions or deletions to the agenda with none being requested. *Motion by Shafer, second by Ingles to approve the agenda as presented.* **MOTION CARRIED WITH ALL AYES ON VOICE VOTE.**

APPROVAL OF MINUTES

Chair Fairfield called for approval of the minutes from the October 13, 2011 meeting. *Motion by Ingles, second by Fannin to approve the October 13, 2011 meeting minutes as presented.* **MOTION CARRIED ON ROLL CALL VOTE.**

PRESENTATION

None

APPEARANCES

None

CONSENT AGENDA

A. Approval of Bills

B. Staffing

1. Sheriff’s Dept.- Replacement – FT Secretary
2. Circuit Clerk - Replacement – FT Deputy Clerk

C. Appointments

1. **Rudy Piskule** - Livingston County Regional Planning Commission, 4 year term commencing November 18, 2011 – November 17, 2015.
2. **Keith Bahler** - Livingston County Regional Planning Commission, 4 year term commencing November 18, 2011 – November 17, 2015

Motion to approve all items on the consent agenda by Weller, second by Steichen. **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** Vietti, Weller, Weber, Ingles, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Fannin, Young, Allen, Fairfield and Woodburn
Nays: Runyon **Abstain:** None **Absent:** Holt and Franey

FINANCE

States Attorney’s Office: Replacement FT Asst. States Attorney – Tom Brown presented information on his request to fill the vacant first assistant state’s attorney position. He would like to move one of the other assistants in the first position and hire someone in at the minimum starting point realizing a savings of \$32,127.00. *Motion by Woodburn, second by Vietti to approve the replacement of an Assistant State’s Attorney.* **MOTION**

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

Resolution (#2011-11-53) State's Attorney Appellate Prosecutor: *Motion by Borngasser, second by Flott to approve the resolution authorizing the State's Attorney's Office participation in the service program of the Office of the State's Attorney Appellate Prosecutor for fiscal year 2012.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Weller, Weber, Ingles, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Abstain:** None **Absent:** Holt and Franey

Resolution (#2011-10-54 & #2011-10-55) Authorizing Sale of Mobile Homes for Back Taxes: Treasurer Sear explained that these resolutions allow for the sale of two mobile homes for payment of back taxes. Both were sold to the mobile home parks that each unit was parked in. *Motion by Weller, second by Campbell to approve the sale of the mobile homes for back taxes (Lot 601 Carriage Lane Estates-PIN#01-01-200-601 and Lot 29 Sterling Estates-PIN#15-15-700-029) for back taxes.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Weller, Weber, Ingles, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Abstain:** None **Absent:** Holt and Franey

Resolution (#2011-10-56) Authorizing Redemption and Conveyance of Deed: Treasurer Sear explained that owner had redeemed four years of back taxes. She explained that the Trustee had petitioned the Court for deed to this property, but hadn't recorded it yet. Since the Trustee had petitioned for deed in the county's name this resolution would allow the deed to be reconveyed back to the property owner. *Motion by Shafer, second by Borngasser to authorize the redemption and conveyance of deed (PIN#01-01-02-253-022).* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Weller, Weber, Ingles, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Abstain:** None **Absent:** Holt and Franey

Resolution (#2011-10-57 through #2011-10-62) Authorizing Conveyance of Deed for Back Taxes: Treasurer Sear explained that she is requesting approval of the six resolutions which involve real estate parcels (03-03-07-252-007, 11-11-08-400-002, 18-18-26-227-014, 24-24-10-451-006, 24-24-10-451-009 and 27-27-03-158-014) sold at the Trustee's sealed bid auction in August to new owners. *Motion by Vietti, second by Young to authorize conveyance of deed for back taxes (PIN# 03-03-07-252-007, 11-11-08-400-002, 18-18-26-227-014, 24-24-10-451-006, 24-24-10-451-009 and 27-27-03-158-014).* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Weller, Weber, Ingles, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Abstain:** None **Absent:** Holt and Franey

Resolution (#2011-11-63) FY2011 Year End Transfers: Chair Borngasser reviewed he resolution for the end of year contingency transfers of \$62,732.10. *Motion by Borngasser, second by Deany approving the resolution authorizing the end of year contingency transfers of \$62,732.10.* **MOTION CARRIED ON ROLL CALL VOTE.** **Ayes:** Vietti, Weller, Weber, Ingles, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Abstain:** None **Absent:** Holt and Franey

County Levies - The Finance Committee estimates that the amount necessary to raise by taxation for **Livingston County General Revenue** purposes for the year December 1, 2011 to November 30, 2012 and recommend the appropriations and levying of the sums of money for the respective purposes as follows:

- County Corporate Levy (in General Fund) to be \$2,030,420.;
- Tort Judgment & Liability Insurance Fund Levy to be \$738,380.;
- Unemployment Insurance Fund Levy to be \$20,783.;
- County Extension Education Fund Levy to be \$135,309.;

Social Security Fund Levy to be \$629,363.;
County Highway Fund Levy to be \$728,200.;
County Aid to Bridges Fund Levy to be \$264,800.;
County Federal Aid Hwy Matching Fund Levy to be \$331,000.;
Veterans Assistance Fund Levy to be \$141,500.;
Livingston Manor Operations Fund Levy \$0.00
County Health Fund Levy to be \$380,320.;
Tuberculosis Clinic Fund Levy to be \$30,000.

Motion by Borngasser, second by Heath to recommend for approval the aforementioned 2011 payable 2012 county tax levies. MOTION CARRIED ON ROLL CALL VOTE:

Ayes: Vietti, Weller, Weber, Ingles, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None

Abstain: None **Absent:** Holt and Franey

The Finance Committee estimates that the amount necessary to raise by taxation for Livingston County General Revenue purposes for the year December 1, 2011 to November 30, 2012 and recommend the appropriations and levying of the sums of money for the **Illinois Municipal Retirement Fund Levy** to be \$1,080,271.00. *Motion by Borngasser, second by Young to move for approval of the IMRF Fund Levy. MOTION CARRIED ON ROLL CALL VOTE:* **Ayes:** Vietti, Weller, Weber, Ingles, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Abstain:** None **Absent:** Holt and Franey

The Finance Committee estimates that the amount necessary to raise by taxation for Livingston County Mental Health service purposes for the year December 1, 2011 to November 30, 2012 and recommend the appropriations and levying of the sums of money for the **Mental Health Fund Levy** to be \$828,207., and for the **Developmentally Disabled Persons Fund Levy** to be \$372,565. *Motion by Vietti, second by Ruff to move for approval of the Mental Health Fund Levy and the Developmentally Disabled Person Fund Levy. MOTION CARRIED ON ROLL CALL VOTE:* **Ayes:** Vietti, Weller, Weber, Ingles, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Abstain:** None **Absent:** Holt and Franey

The Finance Committee estimates that the amount necessary to raise by taxation for Livingston County South-East Livingston County Ambulance Service purposes for the year December 1, 2011 to November 30, 2012 and recommend the appropriation and levying of the sums of money for the **Southeast Livingston County Ambulance Service Fund (SELCAS) Levy** to be: Chatsworth \$20,300; Fairbury \$114,200; Forrest \$29,000.; Strawn \$2,000; Rural District \$31,000 for a total of \$196,500. *Motion by Borngasser, second by Arbogast to move for approval of the SELCAS Levies. MOTION CARRIED ON ROLL CALL VOTE:* **Ayes:** Vietti, Weller, Weber, Ingles, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Abstain:** None **Absent:** Holt and Franey

Resolution (#2011-11-64) FY2011 Levies payable in 2012 - Motion by Shafer, second by Heath to recommend and move for approval of the Resolution for Adoption of the 2011 Tax Levies payable in 2012. MOTION CARRIED ON ROLL CALL VOTE:

Ayes: Vietti, Weller, Weber, Ingles, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None

Abstain: None **Absent:** Holt and Franey

Resolution (#2010-11-65) Adoption of the Annual Appropriations - Motion by Flott, second by Deany to recommend and move for approval of the Resolution for Adoption of the 2012 Annual Appropriations (Budgets). MOTION CARRIED ON ROLL CALL VOTE: **Ayes:** Vietti, Weller, Weber, Ingles, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Fannin, Young, Allen, Fairfield and Woodburn **Nays:** Runyon **Abstain:** None **Absent:** Holt and Franey

LAW & JUSTICE CENTER COMMITTEE

Resolution (#2011-11-66) Approving Bid Packages: John Eallonardo (FQC) reported on the trade packages that had been let for restoration of the historic Courthouse. Discussion followed on location of bid winners, and remaining bid packages to be let. *Motion by Flott, second by Ruff to approve the following bid packages: 1) 2-02 Selective Demolition-Robinette Demolition (\$206,200.), 2) 2-04 Masonry-Jimmy'Z Masonry (\$83,250.00), 3) 2-05 Structural/Misc. Steel-Mechanical & Industrial Steel (\$106,615.00), 4) 2-09c Acoustical/Tin Ceiling & Wall Panels-Just Rite Acoustics (\$87,955.00), 5) 2-09d Resilient Tile & Carpeting (\$93,714.00), 6) 2-10b Toilet Partition & Accessories-Commercial Specialties (\$24,543.00), 7) 2-21 Fire Protection-Pipco Companies-\$224,100.00), 8) 2-22 Plumbing-Commercial Mechanical (\$479,000.00) and 9) 2-23 HVAC-Commercial Mechanical (\$1,069,500.00).* **MOTION CARRIED ON ROLL CALL VOTE: Ayes:** Vietti, Weller, Weber, Ingles, Flott, Yoder, Steichen, Borngasser, McGlasson, Deany, Arbogast, Shafer, Ruff, Heath, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** Campbell **Abstain:** Koerner **Absent:** Holt and Franey

Updates: Jack Hayes (FQC) spoke on the transitional services work to date and complimented the departments on their preparation work and smooth execution of their moves. Scott is moving video arraignment system for court. Surplus furnishings are being relocated for future use or catalogued and photographed for disposition with a government on-line auction. They are working on utility notification services. Nick has been working on system trainings with Daryl and his staff. Orientation meetings have or will be conducted with all of the departments located in the Law & Justice Center. There will be an abatement kick-off meeting on November 29 with work scheduled to start December 5th.

AG & ZONING

Ordinance (#2011-11-67) Zoning Case SF-1-11 Steffen Subdivision – Zoning Administrator Chuck Schopp explained that this proposal pertains to an application for the approval of a final plat of a one lot subdivision. The property is a 2 acre tract of land located in the Northeast Quarter of Section 13 of Indian Grove Township. A public hearing had been held. The Livingston County Regional Planning Commission held a public hearing and has recommended that the proposal be approved by the County Board. Ag & Zoning has also recommended approval. *Motion by Ruff, second by Flott to approve the request for final plat of Zoning Case SF-1-11 Steffen Subdivision.* **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** Vietti, Weller, Weber, Ingles, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Abstain:** None **Absent:** Holt and Franey

NURSING HOME

Resolution (#2011-11-68) Good Samaritan Agreements (1. Amendment: Economic Development Grant & 2. 5th Extension Agreement) – Rick Hiatt (Good Samaritan Board Member) reported the following: their mission is to help anyone in need; they are on the last step of obtaining their CON; not successful in getting a loan unless they can show a 25% equity investment (now has serious lender to afford that opportunity); he shared outline which laid out current situation; they have reduced the construction cost from around \$21million to \$10,687,500. Attorney Tom Blakeman provided a brief history and reviewed the content and terms of the resolution, the 5th Extension Agreement and the Economic Development Grant documents with the Board. Discussion followed. *Motion by Ingles, second by Fannin to approve the 5th Extension Agreement and amended Economic Grant Agreement and authorize the County Board Chairman and County Board Secretary to sign on behalf of the County.* **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** Vietti, Weber, Ingles, Yoder, Borngasser, McGlasson, Deany, Arbogast, Campbell, Shafer, Ruff, Fannin, Young, Allen, Woodburn **Nays:** Weller, Flott, Koerner, Steichen, Heath, Fairfield and Runyon **Absent:** Holt and Franey

PUBLIC PROPERTY

Resolution (#2011-11-69) Taking Appropriate Action on Deed-721 N. Oak St., Pontiac: Chair Flott explained that the county trustee had taken the deed on behalf of the county on this property for nonpayment of taxes. The City of Pontiac would like this property transferred to them and will fund the amount owed the tax buyer. *Motion*

by Flott, second by Yoder to approve the Intergovernmental Agreement regarding the action on this deed.
MOTION CARRIED ON ROLL CALL VOTE. Ayes: Vietti, Weller, Weber, Ingles, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Abstain:** None **Absent:** Holt and Franey

SHERIFF, JAIL & LICENSE

Chair Vietti reported the committee had reviewed the town contract rates and had recommended a 5% increase. *Motion by Vietti, second by Weller to approve the 5% increase for the deputy town contracts.* **MOTION CARRIED ON ROLL CALL VOTE. Ayes:** Vietti, Weller, Weber, Ingles, Flott, Yoder, Koerner, Steichen, Borngasser, McGlasson, Deany, Arbogast, Campbell, Shafer, Ruff, Heath, Fannin, Young, Allen, Fairfield, Woodburn and Runyon **Nays:** None **Abstain:** None **Absent:** Holt and Franey

PERSONNEL

No report

ADMINISTRATIVE

No report

ELECTION, RULES & LEGISLATION

No report

HIGHWAY COMMITTEE

Chair Deany reported that the department had obtained the sign truck for the minimum bid of \$12,000.

INSURANCE

Chair Woodburn reported that the minutes included pertinent information regarding the NACo prescription drug cards.

INFORMATION & TECHNOLOGY

No report

VETERANS

Chair Koerner stated that the IMRF 1,000 hour threshold for drivers has been approved and in effect.

ADMINISTRATIVE

No report

PUBLIC HEALTH

Mental Health –Illinois Dept. of Human Services projects 600 individuals moved out of state operated developmental centers by end of FY2014. We have two county representatives pushing to slow down this trend. Work is in progress regarding the implementation of a Mental Health Court within our county.

PUBLIC COMMENT

COMMUNICATIONS/ANNOUNCEMENTS

None

EXECUTIVE SESSION

None

ADJOURNMENT

The meeting adjourned at 7:40 p.m. on motion by Young, second by Arbogast. **MOTION CARRIED WITH ALL AYES ON VOICE VOTE.**

The next meeting is scheduled for Thursday, December 15, 2011 at 6:00 p.m., at the Public Safety Complex building.

BILL FAIRFIELD, CHAIRMAN

Attest:

Kristy A. Masching

County Clerk

December 15, 2011

Approved

Minutes Bd 11-17-11.A