

COUNTY OF MENARD)
) SS.
STATE OF ILLINOIS)

The Menard County Board of Commissioners (aka "Board") met on Tuesday, June 9, 2009 at the CIA Building, 114 N. Engle, Greenvew, Illinois. Commissioners Merle Kirby, Barb Kyes, Ed Whitcomb, Jeff Fore and Bob Lott were present. State's Attorney Ken Baumgarten, County Clerk Gene Treseler, County Treasurer Jackie Horn and County Coordinator Steve Duncan were also in attendance.

Chairperson Kirby called the meeting to order at 7:00 p.m.

Commissioner Whitcomb moved to approve the consent agenda which included the minutes from the May 12, 2009 regular Board of Commissioners' meeting; May 15, 2009 special Board of Commissioners' meeting; May 20, 2009 special Board of Commissioners' meeting; May 28, 2009 special Board of Commissioners' meeting; June 3, 2009 special Board of Commissioners' meeting; the monthly department expense report for April; and the Menard County Community Services monthly report for May, 2009. Commissioner Lott seconded the motion. The motion carried unanimously.

Ordinance to Approve Special Use Permit 09-02SUP for Menard County Road District #4 to Establish a Public Road District Equipment Storage Facility

Commissioner Lott moved to approve an ordinance, approving a special use permit for Menard County Road District #4 to establish a public road district equipment storage facility, in the Rural Residential zoning district, on property currently owned by Paul & Pearl Rogers and located off of the Athens Blacktop Road. Commissioner Fore seconded the motion. The motion carried unanimously. The ordinance shall be known as **Ordinance 20-09**.

Lincoln Land FS, Inc., Request for a Zoning Text Amendment to Provide for Grain Elevators in the B-1 Downtown Business Zoning District

Representatives from Lincoln Land FS, Inc., including Randy Sexton, Keith Hufendick, Joe Pickrell and Jeff Rebbe, were in attendance to request that the Board initiate text amendments to provide for grain elevators as a permitted use in the B-1 Downtown Business zoning district. They stated that they were looking to construct a new grain bin at their Atterberry facility.

County Coordinator/Zoning Administrator Duncan explained that grain elevators and other agribusinesses had not been provided for in the B-1 zoning district when developing the zoning ordinance back in the late 90's and, as such, the elevators in Tallula, Atterberry and Oakford, which are all zoned B-1, are legal non-conforming uses and the zoning code says that legal non-conforming uses cannot be enlarged or expanded upon. He stated that the County needed to amend the zoning ordinance if it wanted such facilities to be able to build new structures and expand operations and be an allowable use in the B-1 zoning district.

Commissioner Kyes moved to have the zoning administrator initiate the text amendment process to provide for grain elevators in the B-1 zoning district. Commissioner Fore seconded the motion. The motion carried unanimously.

Ordinance to Approve a Special Use Permit 09-01SUP for Mid-America Advertising Midwest, Inc., to Establish a Off-Premises Advertising Sign

Commissioner Lott moved to approve an ordinance, approving a special use permit for Mid-America Advertising Midwest, Inc., to establish an off-premise advertising sign, in the B-2 Highway Business zoning district, on property owned by David & Hilda Tanner and located at 18434 State Highway 97, Petersburg, IL. Commissioner Whitcomb seconded the motion. The motion carried unanimously. The ordinance shall be known as **Ordinance 21-09**.

Highway Department Report/Requests for Board Action

County Engineer Tom Casson was in attendance and gave an overview of some Highway Department operations. He stated that he would be having a pre-construction meeting with the contractor selected to perform work on a section (aka "Sampson curve") of the Athens Blacktop Road and that it was expected, weather permitting, that the work would commence in late June with a projected completion date of some time in August. He highlighted that this would result in the closure of the Athens Blacktop Road from the intersection of Tice Road and Cantrall Road to just pass Berkshire Road. Mr. Casson informed the Board that the Highway Department had acquired equipment including a new one-ton truck and a radial stacker, as authorized at previous meetings.

Commissioner Fore asked Mr. Casson if he was aware of an exposed Road District #9 culvert that had damaged a vehicle that had run over it. Mr. Casson said he was aware and that, to his knowledge, the incident had been turned into the Road District's insurer.

EMS Department & Community Services Report/Requests for Board Action

Community Services Administrator/EMS Fiscal Officer Dara Worthington was in attendance to discuss EMS and Community Services Department operations and issues, as needed. EMS Administrator Larry Graf was not in attendance due to tending to EMS business.

Ms. Worthington presented a resolution authorizing application for and execution of a public transportation capital assistance grant. She stated that it was planned to use these funds, if granted, to obtain a mini-van that would get better fuel efficiency. Commissioner Kyes moved to approve the resolution, as presented. Commissioner Lott seconded the motion. The motion carried unanimously. The resolution shall be known as **Resolution 22-09**.

Ms. Worthington informed the Board that she would need to convene the Emergency Shelter Board to determine how an additional \$4,536 in Federal funding would be spent as part of the Emergency Shelter Board's spending authority. She informed the Board that, as part of the Federally-funded, summer youth employment program, the County would have access to several youth workers.

There was a discussion about the EMS Department's effort to obtain a new ambulance. Ms. Worthington stated Mr. Graf had developed specifications for a new ambulance. Commissioner Fore stated that the Menard County Rescue Squad may be interested in obtaining one of the ambulances slated to be replaced. It was stated that the County would have to open up the purchase of any old ambulances up for public bids.

Commissioner Lott asked about status in finding a third-party collections agency to handle delinquent payments for ambulance services. Ms. Worthington stated that they were still investigating alternatives.

Commissioner Kyes complimented the Petersburg Fire Protection District and EMS Department staff for the way they handled an incident that she was a witness to.

Ms. Worthington stated that the revolving loan fund program funds should be available soon, so as to be used to purchase a new ambulance. She informed the Board that Mr. Graf had contacted her and told her that one of the ambulances was having mechanical issues. The consensus of the Board was to fix the issues and get the ambulance operational.

Resolution – Vacation of Tract 15 of Indian Creek Estates Subdivision

Commissioner Kyes moved to approve a resolution to vacate Tract 15 of Indian Creek Estates Subdivision, as presented. Commissioner Whitcomb seconded the motion. The motion carried unanimously. The resolution shall be known as **Resolution 23-09**.

Proposed Zoning Ordinance Text Amendments

County Coordinator/Zoning Administrator Duncan presented many proposed text amendments for the Board's consideration (copy of proposed text amendments on file). The consensus of the Board was to initiate the process to review and potentially adopt the text amendments, as presented, with this process including legal notice of the proposed text amendments and public hearings being held and recommendations prepared by the Planning Commission and Zoning Board of Appeals before coming back to the Board for their final action.

Unscheduled Public Comments/Requests for Board Action

There were no unscheduled public comments or requests for Board Action.

County Treasurer's Report/Request for Board Action

County Treasurer Horn passed out financial and budget reports (copies on file) and gave an overview, including an overview of sales tax collections which had increased from previous years. She informed the Board that real property tax bills would be sent out later in the week.

County Clerk's Report/Request for Board Action

County Clerk Treseler informed the Board that his office had received a \$4708.58 grant from the State Board of Elections to be used for voter registration programs.

State's Attorney Report/Request for Board Action

No report.

County Coordinator's Report/Request for Board Action

County Coordinator Duncan presented a spreadsheet highlighting the workers' compensation insurance, payroll audit. He stated that the County had received a refund and that some departments were, therefore, owed a refund based on the amount that they had contributed toward insurance premiums. The consensus of the Board was to refund the departments, based on the calculations contained in the spreadsheet.

Mr. Duncan informed the Board that Planning Commission Chairperson Jack Stoldt had resigned from the Planning Commission. Commissioner Lott moved to name Jim Orum as chairperson of the Planning Commission. Commissioner Kyes seconded the motion. The motion carried unanimously.

Mr. Duncan informed the Board that FR&R Healthcare consulting had sent correspondence that they would be agreeable to delaying their long-term planning analysis of Sunny Acres Nursing Home/Countryside Estates to allow for the County to address other concerns at the facility. He passed out a highlight sheet showing the potential impact of a State of Illinois budget proposal that would eliminate salary reimbursements from the State, for various County offices. He stated that, if passed, this would place a sizeable financial burden back on County governments. There was discussion among the Board about how to proceed with needed repairs at the EMS facility but no final determination was made at this time. Mr. Duncan informed the Board that he had been told that it did not look like there would be any Federal or State funds available to perform a comprehensive land-use plan update for this year.

County Coordinator Duncan presented executive session minutes from November 11, 2008 for consideration to be opened to the public. Commissioner Lott moved to open these executive session minutes, as prepared. Commissioner Kyes seconded the motion. The motion carried unanimously.

Mr. Duncan presented executive session minutes from October 30, 2007 to again be considered to be opened to the public. Commissioner Kyes moved to open these executive session minutes, as prepared. Commissioner Lott seconded the motion. The motion carried unanimously.

Individual Board Members - Report/Requests for Board Action

There were no individual Board member reports or requests for Board Action.

Sunny Acres Report/Requests for Board Action

Interim Sunny Acres Administrator Leslie Walsh was in attendance to give an overview of Sunny Acres and Countryside Estates operations. She stated that the census at Sunny Acres was 89 and the census at Countryside Estates was 20. She informed the Board that the plan of corrections to address facility compliance issues had been completed and submitted to the appropriate authorities and that implementation was underway.

Ms. Walsh stated that she had received a bid to provide for facility security enhancements in the amount of \$21,934. The consensus of the Board was to precede with the purchase of the security enhancements, contingent upon the State's Attorney approval that the facility had complied with laws governing the bidding process. It was the consensus of the Board that Ms. Walsh should seek estimates for remodeling restroom facilities at Sunny Acres. Ms. Walsh informed the Board of an upcoming ice cream social.

Executive Session

Commissioner Lott moved to adjourn to executive session at 8:37 p.m. to discuss matters related to personnel and possible litigation. Commissioner Whitcomb seconded the motion. The motion carried unanimously.

The open meeting reconvened at 9:15 p.m.

The Board directed the County Coordinator to post for a special Board meeting to be held June 16, 2009, at 6:30 p.m., at the Menard County Courthouse, to discuss personnel and Sunny Acres operations, if needed.

The Board spent time discussing with Ms. Walsh a contract proposal from Revere Healthcare to provide management and oversight of the facility. No action was taken at this time.

Adjournment

With no other business coming before the Board, Commissioner Fore moved to adjourn the meeting at 9:32 p.m. Commissioner Lott seconded the motion. The motion carried unanimously.