

COUNTY OF MENARD)
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STATE OF ILLINOIS)

The Menard County Board of Commissioners met on Tuesday, July 14, 2009, at 7:00 p.m. in the Commissioners' Room of the Menard County Courthouse, Petersburg, Illinois. Commissioners Merle Kirby, Barb Kyes, Jeff Fore, Ed Whitcomb and Bob Lott were present. County Clerk Gene Treseler, County Treasurer Jackie Horn, State's Attorney Ken Baumgarten and County Coordinator Steve Duncan were also in attendance.

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

Commissioner Lott moved to approve the consent agenda which included the minutes from the June 30, 2009 Board regularly scheduled meeting, the minutes from the July 6, 2009 Board special meeting, the Menard County Community Services monthly report for June 2009 and the Bruce Harris and Associates invoice, as related to quarterly GIS map maintenance expenses, as presented. Commissioner Whitcomb seconded the motion. The motion carried unanimously.

Menard County Rescue Squad

Menard County Rescue Squad representatives Ken Brittin and Doug King were in attendance and presented a copy of an agreement between Sangamon County and the Sangamon County Office of Emergency Management/Rescue Squad. They were hopeful that such an agreement may provide a framework for how a more formal relationship could be established between the Rescue Squad and the County government. Mr. Brittin commented that Rescue Squad insurance was getting very expensive for the organization. Mr. King commented that by being more affiliated with the County, the Rescue Squad may be able to apply for more grants. Chairperson Kirby recommended that the Rescue Squad visit with the County's insurance broker, Snedeker Risk Management, to discuss their concerns with the County insuring the Rescue Squad. Mike Snedeker, representing Snedeker Risk Management, was in attendance and asked how the Rescue Squad would be organized as part of the County's government. State's Attorney Baumgarten pointed out the liability exposure that the County would be assuming by creating a more formal relationship between the County and the Rescue Squad. After discussion, the Board agreed to take the matter under advisement.

Ordinance adopting Article III, Section 3.01, Definitions, Proposed Text Amendment for "Develop" definition & Proposed Text Amendment for Article X, Section 10.01, Special Use Regulations, (D)(j)(5)(c)

An ordinance adopting Article III, Section 3.01, "Definitions", a proposed text amendment changing the definition of "Develop" & a proposed text amendment for Article X, Section 10.01, "Special Use Regulations", (D)(j)(5)(c) was presented (copy on file). Commissioner Lott moved to approve the ordinance, as presented. Commissioner Whitcomb seconded the motion. The motion carried unanimously and shall be known as **Ordinance 27-09**.

Ordinance adopting new Article VI, Section 6.03, A-Agriculture Zoning District Regulations

An ordinance adopting new Article VI, Section 6.03, A-Agriculture zoning district regulations was presented (copy on file). Commissioner Whitcomb moved to approve the ordinance, as presented. Commissioner Lott seconded the motion. The motion carried unanimously and shall be known as **Ordinance 28-09**.

Ordinance adopting new Article VI, Section 6.04, Rural Residential Zoning District Regulations

An ordinance adopting new Article VI, Section 6.04, Rural Residential zoning district regulations was presented (copy on file). Commissioner Kyes moved to approve the ordinance, as presented. Commissioner Fore seconded the motion. The motion carried unanimously and shall be known as **Ordinance 29-09**.

Ordinance adopting new Article VI, Section 6.05, R-1 Single-Family Zoning District Proposed Text Amendments

An ordinance adopting new Article VI, Section 6.05, R-1 Single-Family zoning district regulations was presented (copy on file). Commissioner Fore moved to approve the ordinance, as presented. Commissioner Kyes seconded the motion. The motion carried unanimously and shall be known as **Ordinance 30-09**.

Ordinance adopting new Article VI, Section 6.07, B-1 Downtown Business Zoning District Proposed Text Amendments

An ordinance adopting new Article VI, Section 6.07, B-1 Downtown Business zoning district regulations was presented (copy on file). Commissioner Lott moved to approve the ordinance, as presented. Commissioner Kyes seconded the motion. The motion carried unanimously and shall be known as **Ordinance 31-09**.

Ordinance adopting new Article VI, Section 6.08, B-2 Highway Business Zoning District Proposed Text Amendments

An ordinance adopting new Article VI, Section 6.08, B-2 Highway Business zoning district regulations was presented (copy on file). Commissioner Whitcomb moved to approve the ordinance, as presented. Commissioner Fore seconded the motion. The motion carried unanimously and shall be known as **Ordinance 32-09**.

Discussion & Request for Board Direction on Proposed Text Amendments Concerning Rear Setbacks & Outdoor Storage Recommendations from Zoning Board of Appeals & Planning Commission; Discussion & Request for Board Direction on Section 4.01 "Lots & Yards", if needed

County Coordinator Duncan asked for direction on how to precede with the proposed zoning ordinance text amendments that had not been unanimously recommended for approval. He stated that the Planning Commission had recommended approving all proposed text amendments to the zoning ordinance but the Zoning Board of Appeals had expressed concerns about proposals to eliminate rear setback requirements and outdoor storage requirements in many of the zoning districts. Mr. Duncan presented a possible compromise by suggesting a 10 foot rear setback requirement in most of the zoning districts and proposed language that amended Article IV, Section 4.01 "Lots & Yards" that currently allowed various accessory uses as allowable obstructions in the rear yard requirements of all zoning districts. After discussion, the Board directed the preparation of ordinances to establish a 10 foot rear setback instead of zero feet in those zoning districts where the proposal was applicable and proceed with the proposed text amendments to eliminate outdoor storage requirements in those zoning districts where the proposal was applicable, and rely on other means to address problem properties.

Commissioner Whitcomb moved to initiate the text amendment process to amend the zoning ordinance with the proposed language for Article IV, Section 4.01 "Lots & Yards", as presented (copy on file). Commissioner Kyes seconded the motion. The motion carried unanimously.

Unscheduled Public Comments/Requests for Board Action

There were no unscheduled public comments.

Highway Department Report/Requests for Board Action

County Engineer Tom Casson was in attendance and presented Highway Department bills for June. He informed the Board that the Courthouse parking lot replacement bid notice had been advertised and the bid opening would be July 30, 2009 at 10:30 a.m. at the Highway Department office. There was discussion about the parking lot project's potential impact on the HarvestFest event. Chairperson Kirby stated that there should be discussion with the HarvestFest organizers. County Engineer Casson asked for direction on how to proceed. Based on the discussion, Chairperson Kirby stated that it seemed to be the consensus of the Board to go forward with the project.

Mr. Casson informed the Board that the Geriets Road vacation proposal has been appealed to the County Engineer for a public hearing to be held on July 27, 2009, at 9:00 a.m.

Sunny Acres Nursing Home Report/Requests for Board Action; Revere Healthcare Management Proposal

Leslie Walsh, Interim Assistant Administrator, Sunny Acres Nursing Home was in attendance to give an overview of Sunny Acres Nursing Home. She reported that the census was 92. She reported that the facility had been fighting a flu virus. She said the State of Illinois would be conducting a follow-up visit to the facility. She stated the facility was looking to hire four CNA's, two LPN's and two RN's. She stated that the facility needed to improve salary/wages for LPN's to be more competitive but that the facility's financials needed to be looked at by the home's financial consultant, John Smith.

Commissioner Fore expressed concern that the salary and wage information that had previously been presented to the Board was skewed based on not looking at true comparables.

Ms. Walsh stated that training of staff was proceeding well. She informed that the County's insurer for worker's compensation insurance was going to be assisting with lift training.

County Treasurer's Report/Request for Board Action

County Treasurer Horn, on behalf of the Health Department, spent time presenting a Health Department budget update and recommendations for the rest of Fiscal Year 2009. There was a general discussion of the Health Department fee increases. Ms. Horn also presented various, end of June, financial reports highlighting the status of the County's budget and investments.

County Clerk's Report/Request for Board Action

County Clerk Treseler presented a resolution to authorize the Chairperson of the Board of Menard County to execute a deed of conveyance of the County's interest or authorize the cancellation of the appropriate Certificate(s) of Purchase on parcel number 11-24-406-146 for the sum of \$210 to be paid to the Treasurer of Menard County, to be disbursed according to law. Commissioner Kyes moved to approve the resolution, as presented. Commissioner Fore seconded the motion. The motion carried unanimously and shall be known as **Resolution 33-09**.

County Clerk Treseler presented a resolution to authorize the Chairperson of the Board of Menard County to execute a deed of conveyance of the County's interest or authorize the cancellation of the appropriate Certificate(s) of Purchase on parcel number 12-05-404-294 for the sum of \$611 to be paid to the Treasurer of Menard County, to be disbursed according to law. Commissioner Whitcomb moved to approve the resolution, as presented. Commissioner Lott seconded the motion. The motion carried unanimously and shall be known as **Resolution 34-09**.

State's Attorney Report/Request for Board Action

There was no State's Attorney report or requests for Board Action.

County Coordinator's Report/Request for Board Action

Mr. Duncan presented executive session minutes from January 13, 2009 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 various mailings information that had been sent to his office, for the Board. The Board gave approval for Mr. Duncan to travel to an employment practices seminar on August 11, 2009.

Mr. Duncan asked for Board direction on when they wanted to go out to bid for the County-owned farm ground as the lease would be expiring in February 2010. He stated that the current tenant had expressed a desire to see the County go out to bid in August so the winning bidder would have time to do fall fertilization.

Health Department Report/Requests for Board Action

There was no Health Department report or requests for Board Action.

Individual Board Members - Report/Requests for Board Action

Commissioner Lott asked Mr. Duncan to coordinate with 911 on zoning permit information so that 911 addresses get assigned more quickly. There was discussion on the cost of zoning permits and including as part of the zoning permit fee the cost of providing some 911 addressing services. No action was taken.

Commissioner Lott moved to approve the EMS Department paying an additional \$100 per month in rent, backdated to begin on May 22, 2009, with the rent increasing an additional \$100 upon the installation of the second garage door by the landlord. Commissioner Whitcomb seconded the motion. The motion carried unanimously.

Executive Session

Commissioner Lott moved to adjourn to executive session at 8:52 p.m. to discuss matters related to personnel. Commissioner Whitcomb seconded the motion. The motion carried unanimously.

The regular meeting reconvened at 8:59 p.m.

The Board decided to hold a July 21, 2009 special meeting to discuss Sunny Acres and interview prospective administrators. The Board cancelled the July 28, 2009 meeting due to several conflicts with other activities that were scheduled for that day.

Adjournment

With no other business coming before the Board, Commissioner Lott moved to adjourn the meeting at 9:02 p.m. Commissioner Fore seconded the motion. The motion carried unanimously.