

**PROCEEDINGS
OF THE
MACON COUNTY BOARD**

JUNE 09, 2011

**Jay A. Dunn
Chairman**

**Stephen M. Bean
Clerk**

The Chairman called the meeting to order at 7:15 p.m. with the Sheriff and Assistant State's Attorney, Mike Baggett present.

The Roll Call showed all members present at the meeting with the exception of Mr. Jacobs.

Mrs. Taylor led the members in Prayer.

All led in the Pledge of Allegiance.

COMMENT:

Mr. Dunn: Mr. Dunn said he would ask the board's indulgence. We were going to have a proclamation and it didn't quite get in, in time to get on the agenda; but it has arrived since then. It is not something we need to vote on so with the timing of it he would like to have Verzell read the proclamation.

A. PROCLAMATION

Mrs. Taylor: Mrs. Taylor presented a proclamation proclaiming Saturday, June 18, 2011 as Father's Day 2011, a day to encourage fathers to interact, bond, and stay involved with their children; a day to connect dads to the social and economic resources they need to be the best parents they can be.

B. APPROVAL OF THE MINUTES OF THE MAY 12, 2011 MEETING

MOTION

Mr. Smith moved, seconded by Mr. Potts to approve the minutes of the May 12, 2011 meeting.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Ashby, Baxter, Cox, Drobisch, Dudley, Dunn, Greenfield, Hogan, Little, McGlaughlin, Meachum, Oliver, Potts, Smith, Taylor, Westerman, Wicklund, Wilkins, Williams, Zimmerman

Nays: (None)

AYES = 20

NAYS = 0

MOTION CARRIED.

ZONING / SUBDIVISIONS

1. Mr. Dudley presented Resolution Z-1111-6-11 which is regarding Case R-02-05-11, a petition submitted by John & Sherry Dennis for rezoning of approximately 3 acres from RE-5 Single Family Estate to R-1 Single Family Residential on property commonly known as 8045 Fort Daniel Road in Mt. Zion Township. Staff recommended at hearing that the petition be granted. After hearing the evidence, the Zoning Board of Appeals voted in favor of recommending to the County Board that the petition be approved. The EEHW Committee met and reviewed the petition and recommended by an 8-0 vote that the County Board approve the subject petition.

MOTION

Mr. Dudley moved, seconded by Mrs. Cox to approve Resolution Z-1111-6-11 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

2. Mr. Dudley presented Resolution Z-1112-6-11 which is regarding Case S-01-05-11, a petition submitted by Scott Fuller for a Special Use Permit for the operation of an auto and small truck repair shop in RE-5 Single Family Estate District on property commonly known as 3533 Nevada Road in Blue Mound Township. Staff recommended at hearing that the petition be granted with 8 stipulations. After hearing the evidence, the Zoning Board of Appeals voted 5-0 in favor of recommending to the County Board that the petition be approved with 8 stipulations. The EEHW Committee met and reviewed the petition and recommended by an 8-0 vote that the County Board approve the subject petition with the stipulations recommended by the Zoning Board of Appeals.

MOTION

Mr. Dudley moved, seconded by Mrs. Cox to approve Resolution Z-1112-6-11 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

3. Mr. Dudley presented Resolution Z-1113-6-11 which is regarding Case S-03-05-11, a petition submitted by Terry Parker for a Special Use Permit to allow a building to be used for storage in A-1 Agricultural District on property commonly known to be directly north of 3926 Glasgow Road in Illini Township. Staff recommended at hearing that the petition be granted with 2 stipulations. After hearing the evidence, the Zoning Board of Appeals voted 5-0 in favor of recommending to the County Board that the petition be approved with two stipulations and to change stipulation #2 from a five year to a ten year

time limit. The EEHW Committee met and reviewed the petition and recommended by an 8-0 vote that the County board approve the subject petition with the stipulations recommended by the Zoning Board of Appeals.

MOTION

Mr. Dudley moved, seconded by Mr. Wicklund to approve Resolution Z-1113-6-11 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

4. Mr. Dudley presented Resolution Z-1114-6-11 which is regarding Case S-04-05-11, a petition submitted by James Strode Jr. for a Special Use Permit to allow horses to be housed in a building being constructed that is less than the required 75' from all property lines in RMH-5 Single Family Estate on property commonly known as 11426 Donovan Road in Oakley Township. Staff gave no recommendation at the hearing. After hearing the evidence, the Zoning Board of Appeals voted 5-0 in favor of recommending to the County Board that the petition be denied. The EEHW Committee met and reviewed the petition and recommended by an 8-0 vote that the County Board deny the subject petition for a Special Use Permit to allow horses to be housed in a building being constructed that is less than the required 75' from all property lines in RMH-5 Single Family Estate.

MOTION

Mr. Dudley moved, seconded by Mr. Wicklund to approve the denial of Resolution Z-1114-6-11 regarding Case S-04-05-11, a petition for Special Use Permit submitted by James Strode Jr. by prior roll call vote.

The petitioner was not present at the meeting.

QUESTION:

Mrs. Little: Mrs. Little asked them to explain the motion to deny. She asked if we should just have a vote for the resolution and everybody vote no, that doesn't want it to pass.

Mr. Dudley: Mr. Dudley said we talked about it in EEHW and the State's Attorney recommended that we vote to deny, so we did what the State's Attorney asked us to do.

Mrs. Little: Mrs. Little said if she votes yes on the resolution....

Mr. Dudley: Mr. Dudley said she will be voting yes to deny. A no vote would pass the resolution and a yes will deny.

Mrs. Little: Mrs. Little said so if she votes yes she is denying the resolution.

Mr. Dudley: Mr. Dudley said you are not passing the resolution, correct. He knows it is confusing and he wanted to do it the other way too but he is not the State's Attorney.

Mr. Dunn: Mr. Dunn said a yes vote will deny the petition going forward.

MOTION CARRIED.

C. CORRESPONDENCE

An e-mail from AT&T U-verse regarding possible programming changes

Three letters from Comcast regarding price changes and customer guarantee information.

A letter from Ameren regarding tree trimming that will be done in the Decatur area in the near future.

A copy of the Macon County Mental Health Board's Demographics Report for FY 2010

A copy of the Macon County, Illinois Comprehensive Annual Financial Report for fiscal year ended November 30, 2010.

REPORTS

Sheriff's Report – May 2011

Treasurer Fund & Investment Report – May 2011

Tax Collector's Bank Report – May 2011

Auditor's Report – May 2011

MOTION

Mr. Smith moved, seconded by Mr. Wicklund to approve the Correspondence and Reports and that they be placed on file by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

5. CLAIMS

MOTION

Mrs. Cox moved, seconded by Mr. Wicklund to approve the claims that have already been paid by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

D. APPOINTMENTS

6. Resolution G-3588-6-11 – Appointment to Macon County Conservation District Board of Trustees

Mark Stahl, 336 Cale St., Forsyth, IL 62535
Term Expires: June 30, 2016

MOTION

Mr. Dunn moved, seconded by Mr. Wicklund to approve Resolution G-3588-6-11 by prior roll call vote.

QUESTION:

Mr. Meachum: Mr. Meachum asked if this is the Mark Stahl that works for Dunn & Company.

Mr. Dunn: Mr. Dunn said he believes it is.

MOTION CARRIED.

7. Resolution G-3589-6-11 – Appointments to Macon County Mental Health Board

Jeff Johnston, 1305 Ashland Ave., Mt. Zion, IL 62549
Steve Rathnow, 454 Timber Dr., Decatur, IL 62521
Terms Expire: June 30, 2015

MOTION

Mr. Dunn moved, seconded by Mrs. Little to approve Resolution G-3589-6-11 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

8. Resolution G-3590-6-11 – Appointment to Hickory Point Fire Protection District Board of Trustees

Tim McQuality, 181 E. Cox St., P.O. Box 82, Forsyth, IL 62535
Term Expires: 1st Monday, May 2013

MOTION

Mr. Dunn moved, seconded by Mr. Williams to approve Resolution G-3590-6-11 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

E. CONSENT CALENDAR

9. Resolution G-3591-6-11 – Executing deeds to convey property on which taxes were delinquent.

MOTION

Mr. Meachum moved, seconded by Mrs. Cox to approve the Consent Calendar by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

JUSTICE COMMITTEE

10. Mr. Baxter presented Resolution G-3592-6-11 which is approving a contract for Macon County Sheriff's Police services for the Village of Forsyth, Illinois.

MOTION

Mr. Baxter moved, seconded by Mr. Williams to approve Resolution G-3592-6-11 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

EEHW COMMITTEE

11. Mr. Dudley presented Resolution G-3593-6-11 which is approving increase in appropriations in the FY11 Regional Planning Commission fund budget for the Energy Efficiency and Conservation Block Grant.

MOTION

Mr. Dudley moved, seconded by Mrs. Cox to approve Resolution G-3593-6-11 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

12. Mr. Dudley presented Resolution G-3594-6-11 which is approving a delegation agreement between the Illinois Environmental Protection Agency and Macon County.

MOTION

Mr. Dudley moved, seconded by Mr. Wicklund to approve Resolution G-3594-6-11 by prior roll call vote.

There were no questions or comments from the board floor.

OPERATIONS AND PERSONNEL COMMITTEE

13. Mr. Meachum presented Ordinance O-93-6-11 which is approving the prevailing wage rates for Macon County.

MOTION

Mr. Meachum moved, seconded by Mrs. Cox to approve Ordinance O-93-6-11 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

14. Mr. Meachum presented Resolution G-3595-6-11 which is approving and adopting an Identity-Protection Policy and Statement of Purpose.

MOTION

Mr. Meachum moved, seconded by Mrs. Cox to approve Resolution G-3595-6-11 by prior roll call vote.

QUESTION:

Mr. Smith: Mr. Smith said he has seen these before and asked if this was modeled after what the Attorney General's Office has put out.

Mr. Meachum: Mr. Meachum said he believed so.

MOTION CARRIED.

15. Mr. Meachum presented Resolution G-3596-6-11 which is apportioning districts and the number of County Board members to be elected from each district and selection of a County Board Chairman.

MOTION

Mr. Meachum moved, seconded by Mr. Wicklund to approve Resolution G-3596-6-11 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED. (LITTLE SHOWED HER VOTE AS NO)

16. Mr. Meachum presented Resolution G-3597-6-11 which is changing and establishing precincts and voting districts in and for Macon County, Illinois.

MOTION

Mr. Meachum moved, seconded Mr. Wicklund to approve Resolution G-3597-6-11 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED. (LITTLE SHOWED HER VOTE AS NO)

The Legislative Committee had nothing to submit at the meeting.

The Finance Committee had nothing to submit at the meeting.

The Negotiations Committee had nothing to submit at the meeting.

TRANSPORTATION COMMITTEE

Mr. Dunn: Mr. Dunn said he is pulling Resolution H-1770-6-11 from the agenda because after talking with the Auditor and State's Attorney he found we haven't gotten documents yet that we need to make sure all is in order to fill out the application. He also found out in the process that we need an ordinance. If anyone has any questions the Auditor could probably expound on that, otherwise we will continue.

The Executive Committee had nothing to submit at the meeting.

SITING, RULES & ORDINANCE SUB-COMMITTEE

Mr. Potts: Mr. Potts said we are having a meeting Tuesday, the 14th to discuss the Liquor Ordinance.

The Building Sub-Committee had nothing to submit at the meeting.

There were no citizen's remarks presented at the meeting.

OFFICEHOLDER REMARKS:

Mr. Ashby: Mr. Ashby said we have received the Comprehensive Annual Financial Report for Macon County for the year ending November 30, 2010. He is happy to report that the short news is that in our conservative revenue projections we actually came in 3.1% ahead of projections. He thanked the officeholders who held expenses at about 3% below what we had budgeted, so in fact we had a very good year. He wanted to thank all of the officeholders for their efforts in reducing expenses.

Mr. Dunn: Mr. Dunn said there are two or three copies of the report in his office if anyone wanted to read it.

There was no old business presented at the meeting.

There was no new business presented at the meeting.

COMMENT:

Mr. Greenfield: Mr. Greenfield asked if he could get a ruling from this State's Attorney on culverts.

Mr. Dunn: Mr. Dunn asked to be excused for not introducing the man in the State's Attorney's chair tonight. Mr. Dunn introduced Mike Baggett who has been with the State's Attorney's office for about 3 years, and is going to start helping on some of the civil issues. He asked everyone to introduce themselves to him after the meeting.

MOTION TO CLOSE SESSION

Mr. Meachum moved, seconded by Mr. Wicklund to go into closed session for a worker's compensation issue by prior roll call vote.

MOTION CARRIED. (LITTLE SHOWED HER VOTE AS YES)

MOTION TO OPEN SESSION

Mr. Dudley moved, seconded by Mr. Smith to return to open session by prior roll call vote.

MOTION CARRIED.

MOTION TO ADJOURN

Mr. Smith moved, seconded by Mr. Wicklund to adjourn until Thursday, July 14, 2011 at 7:15 p.m.

MOTION CARRIED.

Meeting adjourned at 7:44 p.m.