

**AGENDA**  
**MACON COUNTY BOARD MEETING**  
**December 12, 2019, 6:00 P.M.**  
**141 SOUTH MAIN, ROOM 514**  
**DECATUR, ILLINOIS**

**Caucus Meetings begin at 5:30 p.m.**  
**Republican Caucus is held on 4<sup>th</sup> floor (room 414)**  
**Democratic Caucus is held on 8<sup>th</sup> floor (room 804)**

**Caucuses are open meetings and public comment is allowed**  
*Please note that public comment at caucus meetings may be limited such that all Board members may arrive at the County Board meeting on time at 6:00 p.m.*

**Caucus Agendas: Any and all items appearing on the agenda for the County Board meeting may be discussed. Final action occurs only at the County Board meeting.**

**COUNTY BOARD MEETING AGENDA**

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. OPENING PRAYER**
- 4. PLEDGE OF ALLEGIANCE**
- 5. APPROVAL OF MINUTES OF PRIOR MEETING**
- 6. RECOGNITIONS**
- 7. ZONING/SUBDIVISIONS**  
Z-1215-12-19 *Macon County Board Resolution Regarding Case S-03-11-19, A Petition Requesting a Special Use Permit Submitted by James Knierim*
- 8. CORRESPONDENCE**
- 9. CLAIMS**
- 10. APPOINTMENTS**

- G-5067-12-19                      **Macon County Board Resolution Reappointments to Regional Planning Commission – Brian Wood, Mary Cave, Rick Bright**
- G-5068-12-19                      **Macon County Board Resolution Appointments / Reappointments to the Emergency Telephone System Board**  
    - Scott Wrighton, James Comerford, Jeffrey Scheibley
- G-5069-12-19                      **Macon County Board Resolution Appointment of Coordinator for Macon County Emergency Management Agency – Tammy Esposito**
11.     **CONSENT CALENDAR**  
        G-5070-12-19                      **Macon County Board Resolution to Execute Deeds to Convey Property on which Taxes were Delinquent**
12.     **JUSTICE COMMITTEE**
13.     **EEHW COMMITTEE**  
        G-5071-12-19                      *Macon County Board Resolution Approving Increase in Appropriations in the FY 19 Health Fund Budget for Year End Additions and Cleanup*
- G-5072-12-19                      *Macon County Board Resolution Approving Increase in Appropriations in the FY 19 Health Fund Budget for Starting Point*
- G-5073-12-19                      *Macon County Board Resolution Approving Increase in Appropriations in the FY 19 and FY 20 Health Fund Budget for IDOT Child Passenger Safety Grant*
14.     **OPERATIONS AND PERSONNEL COMMITTEE**  
        G-5074-12-19                      *Macon County Board Resolution Granting Permission to Dispose of Surplus Election Equipment*
15.     **LEGISLATIVE COMMITTEE**
16.     **FINANCE COMMITTEE**  
        G-5075-12-19                      *Macon County Board Resolution Abolishing Insurance Reserve Restriction in the General Fund*
- G-5076-12-19                      *Macon County Board Resolution Approving Transfer of Wind Energy Conversion System Permits Fund to General Fund*
- G-5077-12-19                      *Macon County Board Resolution Approving a Budget Amendment for Workforce Investment Solutions FY20 Budget –Health Care Sector Grant*
- G-5078-12-19                      *Macon County Board Resolution Approving a Budget Amendment for Workforce Investment Solutions FY20 Budget – Opioid Disaster Recovery Project*
- G-5079-12-19                      *Macon County Board Resolution Amending the State’s Attorney’s FY2019 Budget*
17.     **NEGOTIATIONS COMMITTEE**

18. **TRANSPORTATION COMMITTEE**
  - H-2190-12-19 *Macon County Board Resolution Approving the FY 2020 Lube Bid*
  - H-2191-12-19 *Macon County Board Resolution Approving the FY 2020 Lube Bid*
  - H-2192-12-19 *Macon County Board Resolution Approving the Purchase of a 2020 Plow and Dump Truck from Decatur Mack*
  - H-2193-12-19 *Macon County Board Resolution Appropriating Funds for the CH 7 Baltimore Path Project*
19. **EXECUTIVE COMMITTEE**
20. **SITING, RULES & ORDINANCE SUB-COMMITTEE**
  - O-134-12-19 *Macon County Board Ordinance Amending the Macon County Stormwater Ordinance*
21. **BUILDING SUB-COMMITTEE**
22. **CITIZENS' REMARKS** (Public Comment Limited to Total of 20 Minutes, 5 Minutes Maximum Per Person)
23. **OFFICEHOLDERS' REMARKS**
24. **OLD BUSINESS**
25. **NEW BUSINESS**
26. **CLOSED SESSION**
27. **ADJOURNMENT**

**MACON COUNTY BOARD RESOLUTION  
REGARDING CASE S-03-11-19 A PETITION  
REQUESTING A SPECIAL USE PERMIT  
SUBMITTED BY JAMES KNIERIM**

**RESOLUTION NO. Z-1215-12-19**

**WHEREAS** a petition filed by James Knierim requesting a Special Use Permit for the operation of a trailer sales business in (A-1) Agricultural Zoning. The property is situated on 9.90 acres and is legally described as:

*Beginning at a stone at the Southeast corner of the Northeast ¼ of Section 1, Township 15 North, Range 1 East of the Third P.M., thence North 988 feet to the Easterly line of S.B.I. Route 48, thence Southwestwardly along the said Easterly line of S.B.I. Route 48, 1317 feet to the North line of a public road, thence East along the North line of the said public road, 901 feet to the place of beginning. Situated in Macon County, Illinois. Tax Id No.: 02-15-01-200-008 (partial). (Except commencing at a stone at the southeast corner of the Northeast Quarter of said section 1 (as recorded in Monument Record Document #1144187)'; thence North 00 degrees 27 minutes 40 seconds West, (all bearings are referenced to the Illinois State Plane Coordinate System East Zone Datum of 1983(07)), along the east line of the Southeast Quarter of the Northeast Quarter of said Section 1 a distance of 962.92 feet to the Point of Beginning; thence South 45 degrees 54 minutes 44 seconds West a distance of 299.26 feet to the existing southerly right of way line of State Bond Issue Route 48 (IL Route 48); thence North 42 degrees 37 minutes 17 seconds East along said right of way line a distance of 317.13 feet to the east line of the Southeast Quarter of the Northeast Quarter of said Section 1; thence South 00 degrees 27 minutes 40 seconds East along said east line a distance of 25.15 feet to the Point of Beginning, all in accordance with the attached plat, containing 0.063 acres, more or less, all of which lies outside the existing southerly right of way line of State Bond Issue Route 48 (IL Route 48).*

This property is commonly known as 4480 W Elwin Road, Decatur, IL 62521  
Blue Mound Township PIN 02-15-01-200-012.

**WHEREAS**, at the required public hearing on November 6, 2019 your Zoning Board of Appeals heard the testimony presented and voted to recommend approval to the County Board the petition be granted subject to the stipulations as set forth below.

1. This Special Use Permit constitutes a license issued to the named Petitioners only. This special use permit is not property nor does it convey any property right. This special use permit is, therefore, not assignable or transferable.
2. Employees shall be family members only.

3. Advertising sign regulations on the subject property shall comply with Macon County Zoning Ordinance.
4. Building permits shall be obtained as required.
5. Said property and all operations shall remain subject to all other applicable local, county, state, and federal regulations. Failure to do so will result in revocation of this special use permit and it will be effective immediately.
6. Hours of operation for the business is 8:00 a.m. to 5:00 p.m. for 6 days a week.
7. This special use permit shall be for a 2 year period beginning December 12, 2019 and ending December 9, 2021.

**WHEREAS**, on November 21, 2019 your EEHW Committee heard the summary report and voted to recommend Approval to the County Board, the petition requesting a Special Use Permit for the operation of a trailer sales business in (A-1) Agricultural Zoning subject to the above stipulations recommended by the Zoning Board of Appeals.

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board to Approve the petition requesting a Special Use Permit for the operation of a trailer sales business in (A-1) Agricultural Zoning with the above stipulations recommended by the Zoning Board of Appeals.

**BE IT FURTHER RESOLVED** that this resolution shall become effective immediately upon the adoption thereof.

**PRESENTED, PASSED, and APPROVED this 12th day of December 2019.**

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Josh Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin Greenfield, Chairman  
Macon County Board

**MACON COUNTY BOARD RESOLUTION  
REAPPOINTMENTS TO THE MACON COUNTY  
REGIONAL PLANNING COMMISSION**

**- Brian Wood, Mary Cave, Rick Bright**

**RESOLUTION NO. G-5067-12-19**

**WHEREAS**, it is the desire of the Macon County Board Chairman to reappoint the following individuals to the Macon County Regional Planning Commission for 3 year terms set to expire 12-31-2022:

Mary Cave  
2680 S. Lake Pkwy  
Decatur, IL 62521  
Term Expires:  
12-31-2022

Brian Wood  
1221 E. Condit  
Decatur, IL 62521  
Term Expires:  
12-31-2022

Rick Bright  
117 Southmoreland  
Decatur, IL  
Term Expires:  
12-31-2022

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that it hereby approves the reappointment of Brian Wood, Mary Cave & Rick Bright for the Macon County Regional Planning Commission for 3 year terms set to expire 12-31-2022.

**BE IT FURTHER RESOLVED** that this Resolution shall become effective immediately upon the adoption thereof.

**PRESENTED, PASSED and APPROVED** this 12<sup>th</sup> day of December, 2019.

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Josh Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin Greenfield, Chairman  
Macon County Board

**MACON COUNTY BOARD RESOLUTION  
APPOINTMENTS / REAPPOINTMENTS TO  
THE EMERGENCY TELEPHONE SYSTEM BOARD**

**- Scott Wrighton, James Comerford, Jeffrey Scheibly**

**RESOLUTION NO. G-5068-12-19**

**WHEREAS**, it is the desire of the Macon County Board Chairman to appoint / reappoint the following individuals to the Emergency Telephone System Board for the stated terms:

Designee of City Mayor

Scott Wrighton

Decatur, IL 62523

Term Expires: February 2023

James J. Comerford

Forsyth, IL 62535

Term Expires: February 2024

W. Jeffrey Scheibly

Decatur, IL 62526

Term Expires: February 2024

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that it hereby approves the appointment / reappointments of the above named individuals to the Emergency Telephone System Board for terms set to expire on the second Thursday of February in the stated year.

**BE IT FURTHER RESOLVED** that this resolution shall become effective upon the adoption thereof.

**PRESENTED, PASSED, APPROVED** this 12th day of December, 2019

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Josh Tanner , Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin R. Greenfield, Chairman  
Macon County Board

**MACON COUNTY BOARD RESOLUTION  
APPOINTMENT OF COORDINATOR FOR  
MACON COUNTY EMERGENCY  
MANAGEMENT AGENCY  
- TAMMY ESPOSITO**

**RESOLUTION NUMBER G-5069-12-19**

**WHEREAS**, Tammy Esposito meets the qualifications necessary to serve as coordinator over the Macon County Emergency Management Agency; and

**WHEREAS**, the Chair of the County Board desires to appoint Tammy Esposito, 503 E. 2<sup>nd</sup> Street, Pana, Christian County, Illinois, as Coordinator for the Macon County Emergency Management Agency.

**NOW, THEREFORE, BE IT RESOLVED**, by the Macon County Board that it hereby approves the appointment of Tammy Esposito as Coordinator for the Macon County Emergency Management Agency

**PRESENTED, PASSED, and APPROVED** this 12th day of December, 2019.

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Josh Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin R. Greenfield, Chairman  
Macon County Board



**MACON COUNTY BOARD RESOLUTION  
TO EXECUTE DEEDS TO CONVEY PROPERTY  
ON WHICH TAXES WERE DELINQUENT**

**RESOLUTION NO. G-5070-12-19**

**WHEREAS**, the County of Macon has undertaken a program to collect delinquent taxes and to perfect titles to real property in cases where the taxes on same have not been paid pursuant to 35 ILCS 200/21-90; and

**WHEREAS**, pursuant to this program the County of Macon, as Trustee for the taxing districts involved, has acquired an interest in the real estate described in the attachment to this resolution; and

**WHEREAS**, it appears to the Macon County Board that it would be to the best interest of the taxing districts of Macon County to dispose of this interest in said property.

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that the Chairman of the Macon County Board is hereby authorized to execute a deed of conveyance of the county's interest, authorization, or the cancellation of the appropriate certificate of purchase as the case may be on the following real estate for the sums shown on the attachment and to be disbursed as shown and according to law.

**BE IT FURTHER RESOLVED** by the Macon County Board that this resolution shall become effective upon the adoption thereof.

**PRESENTED, PASSED, APPROVED** the 12th day of December, 2019.

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Josh A. Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin R. Greenfield, Chairman  
Macon County Board

RES#	Account	Type	Account Name	Parcel#	Township	Total Collected	County Clerk	Auctioneer	Recorder/ Sec of State	Agent	Treasurer
12-19-001	REMOVED			04-12-10-277-006	DECATUR	0.00	0.00	0.00	0.00	0.00	0.00
12-19-002	1019041B	SAL	LATIDA S. BROOKS	04-12-11-108-024	DECATUR	820.50	0.00	7.50	63.00	450.00	300.00
12-19-003	1019049B	SAL	DEWAYNE M YOUNG	04-12-11-157-015	DECATUR	820.50	0.00	7.50	63.00	450.00	300.00
12-19-004	1019056B	SAL	JOHN R CARTER	04-12-11-254-011	DECATUR	1,982.00	0.00	19.00	63.00	475.00	1,425.00
12-19-005	1019058B	SAL	TAVAREZ CUNNINGHAM	04-12-11-281-020	DECATUR	1,478.00	0.00	14.00	63.00	450.00	950.00
12-19-006	1019065B	SAL	DLP REAL ESTATE LLC	04-12-12-277-004	DECATUR	4,608.00	0.00	45.00	63.00	1,125.00	3,375.00
12-19-007	1019073B	SAL	CREEHANNAH C JOHNSON	04-12-13-176-003	DECATUR	1,275.00	0.00	12.00	63.00	450.00	750.00
12-19-008	1019104B	SAL	AARON L JONES	04-12-15-130-006	DECATUR	3,850.50	0.00	37.50	63.00	937.50	2,812.50
12-19-009	1019127B	SAL	DEBRA M. SEITZ	06-11-23-251-006	HARRISTOWN	7,133.00	0.00	70.00	63.00	1,750.00	5,250.00
12-19-010	1019138B	SAL	SAMANTHA GILMAN	09-13-27-404-007	LONG CREEK	10,163.00	0.00	100.00	63.00	2,500.00	7,500.00
12-19-011	1019157B	SAL	DEBRA M. SEITZ	13-10-11-276-009	NIANTIC	3,093.00	0.00	30.00	63.00	750.00	2,250.00
12-19-012	1019159B	SAL	CATERPILLAR INC	18-08-31-400-010	WHITMORE	52,583.00	0.00	520.00	63.00	13,000.00	39,000.00
12-19-013	201500229	SUR	MARIBAL K GUTIERREZ- RAMIREZ	04-12-10-208-004	DECATUR	2,629.76	80.00	0.00	0.00	897.16	1,493.60
12-19-014	1019118B	SAL	ALBERT M. EVANS	04-12-23-102-010	DECATUR	972.00	0.00	9.00	63.00	450.00	450.00

## Totals

\$91,408.26    \$80.00    \$871.50    \$766.00    \$23,684.66    \$65,856.10

Clerk Fees

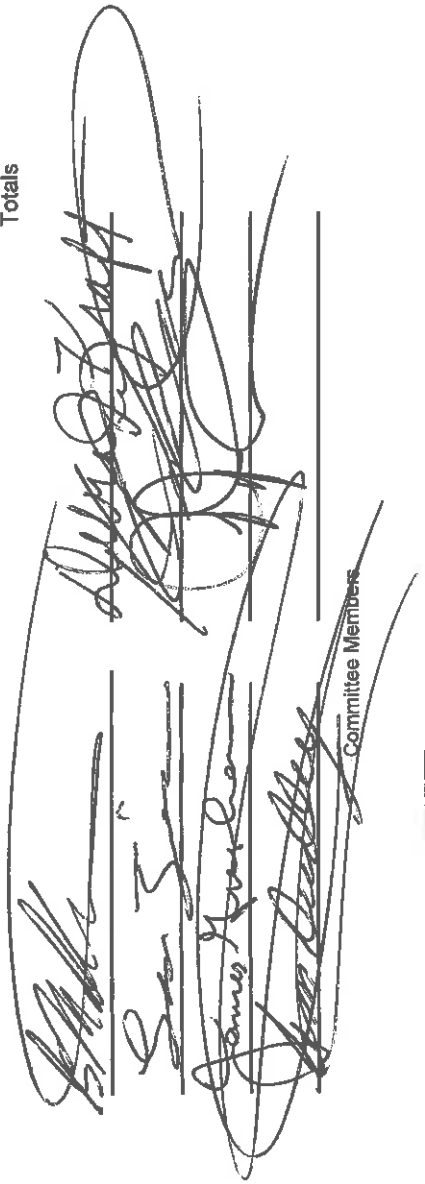
\$80.00

Recorder/Sec of State Fees

\$756.00

Total to County

\$66,692.10



Committee Members

**MACON COUNTY BOARD RESOLUTION  
APPROVING INCREASE IN APPROPRIATIONS  
IN THE FY19 HEALTH FUND BUDGET FOR  
*Year End Addition & Cleanup***

**RESOLUTION NO. G-5071-12-19**

**WHEREAS**, the Health Department has implemented detailed budgeting and financial accountability by department and division over the last several years; and

**WHEREAS**, unforeseen circumstances have arisen which give rise to an emergency situation in that valuable services will be compromised without the amending of the Health Fund budget; and

**WHEREAS**, while several unexpected changes occur throughout the year, the Health Department is also faced with the challenge of budgeting several varying grant years on the Macon County Fiscal Year; and

**WHEREAS**, increases in appropriations were necessary in Communicable Disease/LHPG, HIV Provide, Lead, Healthworks, Breastfeeding Peer Counselor, Money Management, Diabetes Self-Management, Coordinated Point of Entry, Fussy Baby and Car Seat Program; and

**WHEREAS**, the grant award for Local Health Protection grant was increased to allow for reimbursement of some vaccine expenses; and

**WHEREAS**, the increases in HIV Provide, Healthworks, Breastfeeding Peer Counselor, Money Management and Diabetes Self-Management are due to contract increases or grant timing; and

**WHEREAS**, we received additional funding for Lead to do case management in addition to lead testing; and

**WHEREAS**, funds were received for Fussy Baby and the Car Seat Program several years ago -we continue to spend down this money as needed; and

**WHEREAS**, various changes are also needed between departments without increasing overall appropriations; and

**WHEREAS**, the Macon County Board of Health discussed and approved implementing this amendment on November 19, 2019 and

**WHEREAS**, this amendment was discussed and approved by the Macon County EEHW committee on November 21, 2019 and

**WHEREAS**, this amendment was discussed and approved by the Macon County Finance Committee on December 2, 2019 and

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that it hereby approves the amending of the Health Department's FY19 budget by increasing appropriations as attached:

**BE IT FURTHER RESOLVED** by the Macon County Board that this resolution shall become effective upon the adoption thereof.

**PRESENTED, PASSED, APPROVED** this 12th day of December, 2019

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Joshua L. Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin Greenfield, Chairman  
Macon County Board

**Revenue****OVERALL revenue**

020-710-4500-000 Grant 713	Communicable Disease LHPG	41,597.00
020-710-4500-000 Grant 715	HIV Provide	11,500.00
020-710-4500-000 Grant 716	Lead	80,537.00
020-730-4500-000 Grant 733	Healthworks	6,365.00
020-740-4500-000 Grant 742	Breastfeeding Peer Counselor	1,420.00
020-750-4500-000 Grant 756	Money Mgmt Grant	3,874.00
020-750-4900-000 Grant 756	Money Mgmt Misc Rev	6,000.00
020-750-4500-000 Grant 759	Diabetes Self Management (DSMP)	1,500.00

**Expenses****OVERALL expenses**

Grant 715	HIV Provide	2,462.00
Grant 716	Lead	80,537.00
Grant 733	Healthworks	6,365.00
Grant 737	Fussy Baby	271.00
Grant 742	Breastfeeding Peer Counselor	1,420.00
Grant 751	Community Care Program	14,000.00
Grant 756	Money Mgmt	9,874.00
Grant 759	Diabetes Self Management (DSMP)	1,500.00
Grant 760	CPOE	4,073.00
Grant 793	Car Seat Program	1,300.00

**HIV Provide Grant 715**

020-710-5109-000 Grant 715	Supervisory I	615.00
020-710-6010-000 Grant 715	Group Health Insurance	115.00
020-710-6011-000 Grant 715	Social Security	48.00
020-710-6012-000 Grant 715	IMRF Retirement	53.00
020-710-7120-000 Grant 715	Travel	300.00
020-710-8027-000 Grant 715	Grant Supplies	600.00
020-710-9040-000 Grant 715	Equipment	731.00

**Lead Grant 716**

020-710-5105-000 Grant 716	Administrative Support I	48,756.00
020-710-5109-000 Grant 716	Health Insurance	8,075.00
020-710-7115-000 Grant 716	Telephone	1,090.00
020-710-8027-000 Grant 716	Grant Supplies	15,216.00
020-710-9040-000 Grant 716	Equipment	7,400.00

**Healthworks Grant 733**

020-730-5106-000 Grant 733	Administrative Support II	2,980.00
020-730-5109-000 Grant 733	Supervisory I	1,765.00
020-730-5110-000 Grant 733	Supervisory II	1,290.00
020-730-7116-000 Grant 733	Cell Phone	230.00
020-730-8240-000 Grant 733	Admin Expense	100.00

**Fussy Baby Grant 737**

020-730-7120-000 Grant 737	Travel	64.00
020-730-7200-000 Grant 737	Other Expenditures	40.00
020-730-8027-000 Grant 737	Grant Supplies	167.00

**BF Peer Grant 742**

020-740-5104-000 Grant 742	Clerical Support III	1,300.00
020-740-6011-000 Grant 742	Social Security	60.00
020-740-6012-000 Grant 742	IMRF Retirement	60.00

**Community Care Program Grant 751**

020-750-5103-000 Grant 751	Clerical Support II	4,175.00
020-750-5110-000 Grant 751	Supervisory II	9,075.00
020-750-5715-000 Grant 751	On Call	750.00

**Money Management Grant 756**

020-750-5104-000 Grant 756	Clerical Support III	155.00
020-750-5108-000 Grant 756	Professional/Direct Care	4,924.00
020-750-5109-000 Grant 756	Supervisory I	195.00
020-750-5110-000 Grant 756	Supervisory II	57.00
020-750-5715-000 Grant 756	On Call	510.00
020-750-6010-000 Grant 756	Health Insurance	2,900.00
020-750-6011-000 Grant 756	Social Security	585.00
020-750-6012-000 Grant 756	IMRF Retirement	548.00

**DSMP Grant 759**

020-750-8027-000 Grant 759	Grant Supplies	1,500.00
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**CPOE Grant 760**

020-750-5108-000 Grant 760	Professional/Direct Care	1,688.00
020-750-7200-000 Grant 760	Other Expenditures	2,175.00
020-750-8027-000 Grant 760	Grant Supplies	210.00

**Car Seat Program Grant 793**

020-790-7120-000 Grant 793	Travel	250.00
020-790-7210-000 Grant 793	Dues	605.00
020-790-8027-000 Grant 793	Grant supplies	445.00

Macon County Budget Transfer: Health Fund 020

Transfer from:

Transfer to:

Account	Grant	Project	Account	Grant	Project	Amount
020-720-5110-000			020-780-5110-000	781		2,500.00
020-720-5108-000			020-780-5109-000	781		2,100.00
020-720-6010-000			020-780-6010-000	781		500.00
020-720-6010-000			020-780-8027-000	781		200.00
020-710-5108-000	713		020-710-7120-000	710		1,500.00
020-710-5108-000	713		020-710-7131-000	710		500.00
020-710-5108-000	713		020-710-7230-000	710		300.00
020-710-5108-000	713		020-710-5110-000	710		3,209.00
020-710-5109-000	713		020-710-8027-000	710		12,594.00
020-710-5110-000	713		020-710-8027-000	710		3,986.00
020-710-5900-000	713		020-710-8027-000	710		1,885.00
020-710-6010-000	713		020-710-5110-000	710		3,808.00
020-710-6011-000	713		020-710-8027-000	710		1,865.00
020-710-6012-000	713		020-710-8027-000	710		2,024.00
020-710-7131-000	713		020-710-8027-000	710		860.00
020-710-7250-000	713		020-710-8027-000	710		611.00
020-710-8027-000	713		020-710-8027-000	710		200.00
020-710-8240-000	713		020-710-8027-000	710		563.00
020-730-5108-000	732		020-730-7115-000	731		150.00
020-730-5108-000	732		020-730-7116-000	731		150.00
020-730-5108-000	732		020-730-7120-000	731		1,400.00
020-730-5108-000	732		020-730-7230-000	731		185.00
020-730-5108-000	732		020-730-8027-000	731		2,195.00
020-730-5108-000	732		020-730-8240-000	731		720.00
020-730-5103-000	734		020-730-6010-000	736		2,724.00
020-730-5108-000	734		020-730-5108-000	736		10,700.00
020-730-5108-000	734		020-730-7250-000	736		10,616.00
020-730-5109-000	734		020-730-7250-000	736		1,763.00
020-730-5108-000	734		020-730-8027-000	736		4,646.00
020-730-5109-000	734		020-730-8027-000	736		2,592.00
020-730-5110-000	734		020-730-8027-000	736		1,076.00
020-730-5900-000	734		020-730-8027-000	736		5,186.00
020-740-7116-000	742		020-740-6011-000	742		35.00
020-740-7116-000	742		020-740-5104-000	742		120.00
020-740-7120-000	742		020-740-5104-000	742		100.00
020-740-7250-000	742		020-740-5104-000	742		340.00
020-790-5108-000	795		020-790-8027-000	795		2,750.00
020-770-7220-000			020-770-9040-000			6,890.00

[illegible]



**MACON COUNTY BOARD RESOLUTION  
APPROVING INCREASE IN APPROPRIATIONS  
IN THE FY19 and FY20 HEALTH FUND BUDGETS FOR  
*Starting Point***

**RESOLUTION NO. G-5072-12-19**

**WHEREAS**, the Health Department has just received notification of various small grants with the East Central Illinois Area Agency on Aging, and

**WHEREAS**, provision for these grants were not included in the FY 19 and FY 20 budgets; and

**WHEREAS**, unforeseen circumstances have arisen which give rise to an emergency situation in that valuable services will be compromised and grant funding lost without the amending of the Health Fund budget; and

**WHEREAS**, these grants include: Caregiver GAP is for temporary assistance to an adult caregiver providing care to older adults (60+); and

**WHEREAS**, GRF ADRD GAP Filling Services to assist individuals or the caregivers of individuals with Alzheimer's disease and related dementia. Funding to be used for medical care and supplies, environmental and material aids, family and household support, access and transportation, residential repair and renovation to improve safety or other goods or services related to improving the client's health and/or safety needs; and

**WHEREAS**, III-B Flexible Community Services to assist with the purchase of medical care and supplies, family and household support, access and transportation, medication management screening and other goods or services related to improving client's health and or safety; and

**WHEREAS**, funding has been provided for 6 staff to enroll in the Boston University CADER (Center for Aging & Disability Education & Research) training; and

**WHEREAS**, Medicare Improvements for Patient & Provider Act (MIPPA) and Senior Health Insurance Program (SHIP) to conduct outreach activities regarding Medicare Savings Program, the Low-Income Subsidy Program, prescription coverage available under Medicare Part D drug plans and expand application assistance services and advertise and hold Medicare enrollment events; and

**WHEREAS** the increase was discussed and approved by the Macon County Board of Health on November 19, 2019, the Macon County EEHW committee discussed and approved this grant increase on November 21, 2019, and the Finance Committee discussed and recommended approval of this grant on December 2, 2019; and

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that it hereby approves the amending of the Health Department's FY19 and FY20 budgets by increasing appropriations as attached:

**BE IT FURTHER RESOLVED** by the Macon County Board that this resolution shall become effective upon the adoption thereof.

**PRESENTED, PASSED, APPROVED** this 12th day of December, 2019

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Joshua L. Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin Greenfield, Chairman  
Macon County Board

**Revenue**

<b>OVERALL revenue</b>		<b>FY 19</b>	<b>FY 20</b>
Grant 757 Project 757	Caregiver GAP	460.00	
Grant 757 Project 759	GRF ADRD GAP	237.00	4,278.00
Grant 758	SHIP	2,784.00	2,066.75
Grant 761	MIPPA	3,979.00	
Grant 760	CADER Training	1,478.00	
Grant 760 Project 762	III-B Flexible Community Services	10,933.00	7,087.00

**Expenses**

<b>OVERALL expense</b>		<b>FY 19</b>	<b>FY 20</b>
Grant 757 Project 757	Caregiver GAP	460.00	
Grant 757 Project 759	GRF ADRD GAP	237.00	4,278.00
Grant 758	SHIP	2,784.00	2,066.75
Grant 761	MIPPA	3,979.00	
Grant 760	CADER Training	1,478.00	
Grant 760 Project 762	III-B Flexible Community Services	10,933.00	7,087.00

**Caregiver GAP Grant 757 Project 758**

020-750-7250-000	Contractual	460.00	
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**GRF ADRD GAP Grant 757 Project 759**

020-750-7250-000	Contractual	237.00	4,278.00
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**SHIP Grant 758**

020-750-7250-000	Contractual	2,784.00	2,066.75
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**MIPPA Grant 761**

020-750-5104-000	Clerical Support III	1,250.00	
020-750-5108-000	Professional Direct Care	1,911.00	
020-750-6010-000	Health Insurance	327.00	
020-750-6011-000	Social Security	234.00	
020-750-6012-000	IMRF Retirement	254.00	
020-750-7120-000	Travel	3.00	

**CADER Training Grant 760**

020-750-7200-000	Other Expenditures	1,478.00	
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**III-B Flex Grant 760 Project 762**

020-750-7250-000	Contractual	10,933.00	7,087.00
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**MACON COUNTY BOARD RESOLUTION  
APPROVING INCREASE IN APPROPRIATIONS  
IN THE FY19 and FY20 HEALTH FUND BUDGET FOR  
*IDOT Child Passenger Safety***

**RESOLUTION NO. G-5073-12-19**

**WHEREAS**, the Health Department has just received notification of the Child Passenger Safety grant agreement with the Illinois Department of Transportation, and

**WHEREAS**, provision for this grant was not included in the FY 19 and FY 20 budgets; and

**WHEREAS**, unforeseen circumstances have arisen which give rise to an emergency situation in that valuable services will be compromised and grant funding lost without the amending of the Health Fund budget; and

**WHEREAS**, the purpose of the grant is to increase highway safety by coordinating a monthly car seat inspection station, educating caregivers on proper car seats for children and the correct installation, providing car seats to eligible families and recruiting and maintaining Child Passenger Safety technicians in Macon County, and

**WHEREAS** the increase was discussed and approved by the Macon County Board of Health on November 19, 2019, the Macon County EEHW committee discussed and approved this grant increase on November 21, 2019, and the Finance Committee discussed and recommended approval of this grant on December 2, 2019; and

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that it hereby approves the amending of the Health Department's FY19 and FY20 budget by increasing appropriations as attached:

**BE IT FURTHER RESOLVED** by the Macon County Board that this resolution shall become effective upon the adoption thereof.

**PRESENTED, PASSED, APPROVED** this 12th day of December, 2020

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Joshua L. Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin Greenfield, Chairman  
Macon County Board

**Revenue**

OVERALL revenue		FY19	FY20	Total
020-790-4500-000 Grant 792	IDOT CPS	20.00	7,477.00	7,497.00

**Expenses**

OVERALL expenses				
Grant 792	IDOT CPS	20.00	7,477.00	7,497.00

020-790-7120-000 Grant 792	Travel	20.00	785.00	805.00
020-790-8027-000 Grant 792	Grant Supplies		6,692.00	6,692.00
		20.00	7,477.00	7,497.00

**Macon County Board Resolution Granting  
Permission to Dispose of Surplus Election Equipment**

**RESOLUTION NO. G-5074-12-19**

**WHEREAS**, the Macon County Clerk's Office has surplus election equipment that is no longer serviceable or needed; and

**WHEREAS**, the surplus equipment has been offered to other offices within the county and there was no need for the equipment; and

**WHEREAS**, the Macon County Clerk would like to recycle or auction one (1) safe, several dozen used election boxes, several hundred used lamps, 50 used neoprene cases, and several hundred used canvas carrying bags;

**NOW THEREFORE, BE IT RESOLVED**, by the Macon County Board that it hereby approves the disposal of surplus election equipment.

**PRESENTED, PASSED, AND APPROVED** this 12th day of December, 2019.

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

By:

\_\_\_\_\_  
Josh Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin R. Greenfield, Chairman  
Macon County Board

**MACON COUNTY BOARD RESOLUTION  
ABOLISHING INSURANCE RESERVE RESTRICTION  
IN THE GENERAL FUND**

**RESOLUTION NO. G-5075-12-19**

**WHEREAS**, the Macon County Board created a restriction on the fund balance of the General Fund to be used for purposes of medical self-insurance, if necessary, in the future; and

**WHEREAS**, this restriction of fund balance was established November 20, 2007 by Macon County Board Resolution G-3127-11-20-07 in the amount of \$1,000,000, and was increased by Resolution G-3276-2-09 in the amount of \$57,093.81 with the intention to build this reserve to maximize options for self-funded future health insurance costs; and

**WHEREAS**, the restricted funds have not been used and it is unlikely in the immediate future that self-funding of medical insurance is in the best interest of Macon County; and

**WHEREAS**, there no longer exists a need to restrict this General Fund reserve, the Finance Committee considered this resolution on December 2<sup>nd</sup>, 2019 and they recommend that it be approved by the Macon County Board;

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that it hereby approves the release of fund balance restrictions for purposes of medical self-insurance in the General Fund in the amount of \$1,057,093.81

**BE IT FURTHER RESOLVED** that this resolution shall become effective upon the adoption thereof.

**PRESENTED, PASSED, APPROVED** this 12<sup>th</sup> day of December, 2019

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD

MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Josh A. Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin R. Greenfield, Chairman  
Macon County Board

**MACON COUNTY BOARD RESOLUTION  
APPROVING TRANSFER OF WIND ENERGY  
CONVERSION SYSTEM PERMITS FUND TO GENERAL FUND**

**RESOLUTION NO. G-5076-12-19**

**WHEREAS**, the Macon County Board created and established a fund to collect revenues generated by the permits issued for the Wind Energy Conversion Systems; and

**WHEREAS**, this fund was established November 13, 2014 by Macon County Board Resolution G-4198-11-14, and was designated to fund new election equipment for the Macon County Clerk and accounting software for the Macon County Auditor; and

**WHEREAS**, the funds generated by the Wind Energy Fund exceeded \$3.36 million and were sufficient to purchase such equipment and software with a balance remaining of \$2.68 million; and

**WHEREAS**, the original resolution allows for the transfers of monies into the General Fund if there is a need and that such transfers be allowed if it is the desire of the Macon County Board by requiring a majority vote of Board members; and

**WHEREAS**, there exists a current need to shore up the General Funds due to recent cash shortfalls; and

**WHEREAS**, the Finance Committee considered this resolution on December 2<sup>nd</sup>, 2019, and they recommend that it be approved by the Macon County Board; and

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that it hereby approves the transfer of the Wind Energy Conversion System Permits Fund to the General Fund.

**BE IT FURTHER RESOLVED** that this resolution shall become effective upon the adoption thereof.

**PRESENTED, PASSED, APPROVED** this 12<sup>th</sup> day of December, 2019

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD

MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Josh A. Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin R. Greenfield, Chairman  
Macon County Board



**MACON COUNTY BOARD RESOLUTION  
APPROVING A BUDGET AMENDMENT FOR  
WORKFORCE INVESTMENT SOLUTIONS FY'20 BUDGET  
– Health Care Sector Grant**

**RESOLUTION NO. G-5077-12-19**

**WHEREAS**, the Finance Committee met on December 2, 2019 and were presented with a request to amend the Workforce Investment Solutions budget for FY'20; and

**WHEREAS**, Workforce Investment Solutions has been awarded a grant from the Department of Commerce and Economic Opportunity for a Health Care Sector Grant in the amount of \$225,000 for the period of December 1, 2019 – May 31, 2021; and

**WHEREAS**, this grant is included in Workforce Investment Solutions Department 075 and assigned Grant ID 981 and Project ID 98119; and

**WHEREAS**, an emergency exists whereby if the budget is not amended, valuable grant funds will be lost.

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that it hereby approves amending the Workforce Investment Solutions FY20 Budget as follows:

Increased Revenue:	075-981-4500-000-980-98019	\$225,000
Increased Expenses:	075-981-5001-000-98119	\$ 7,087 (Director Wages)
	075-981-6010-000-98119	\$ 980 (Health Ins)
	075-981-6011-000-98119	\$ 605 (Soc. Sec.)
	075-981-6012-000-98119	\$ 949 (IMRF)
	075-981-7190-000-98119	\$ 102,700 (Voc. Trng)
	075-981-7191-000-98119	\$ 52,500 (Incumb. Wkr Training)
	075-981-7411-000-98119	\$ 57,770 (Contractual)
	075-981-8020-000-98119	\$ 2,409 (Supplies/Other)

**BE IT FURTHER RESOLVED** by the Macon County Board that this resolution shall become effective upon the adoption thereof.

**PRESENTED, PASSED, APPROVED** this 12th day of December, 2019

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Joshua Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin Greenfield, Chairman  
Macon County Board

**MACON COUNTY BOARD RESOLUTION  
APPROVING A BUDGET AMENDMENT FOR  
WORKFORCE INVESTMENT SOLUTIONS FY'20 BUDGET –  
Opioid Disaster Recovery Project**

**RESOLUTION NO. G-5078-12-19**

**WHEREAS**, the Finance Committee met on December 2, 2019 and were presented with a request to amend the Workforce Investment Solutions budget for FY'20; and

**WHEREAS**, Workforce Investment Solutions has been awarded a grant from the Department of Commerce and Economic Opportunity under the National Dislocated Worker Grant Program for the Opioid Disaster Recovery Project in the amount of \$1,322,926 for the period of November 1, 2019 – June 30, 2021. This grant will overlap two budget years. The total for FY'20 Budget is \$661,463; and

**WHEREAS**, this grant is included in Workforce Investment Solutions Department 075 and assigned Grant ID 980 and Project ID 98019; and

**WHEREAS**, an emergency exists whereby if the budget is not amended, valuable grant funds will be lost.

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that it hereby approves amending the Workforce Investment Solutions FY20 Budget as follows:

Increased Revenue:	075-980-4500-000-980-98019	\$661,463
Increased Expenses:	075-980-5001-000-98019	\$ 19,250 (Director Wages)
	075-980-5040-000-98019	\$ 19,290 (Fiscal/Monitor Wgs)
	075-980-5465-000-98019	\$ 40,800 (Technicians Wage)
	075-980-5597-000-98019	\$106,814 (Coord/Case Mgr Wgs)
	075-980-5707-000-98019	\$ 64,000 (P-T Tutors Wage)
	075-980-6010-000-98019	\$ 21,079 (Health Ins)
	075-980-6011-000-98019	\$ 19,137 (Soc. Sec.)
	075-980-6012-000-98019	\$ 15,988 (IMRF)
	075-980-7121-000-98019	\$ 2,000 (Travel)
	075-980-7190-000-98019	\$ 44,109 (Voc. Trng)
	075-980-7196-000-98019	\$ 39,000 (On-Job-Training)
	075-980-7540-000-98019	\$ 10,300 (Support Services)
	075-980-7550-000-98019	\$ 255,696 (Work-Based Trn)
	075-980-8020-000-98019	\$ 2,000 (Supplies)
	075-980-8040-000-98019	\$ 2,000 (Other)

**BE IT FURTHER RESOLVED** by the Macon County Board that this resolution shall become effective upon the adoption thereof.

**PRESENTED, PASSED, APPROVED** this \_\_\_\_ day of \_\_\_\_\_..

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Joshua Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin Greenfield, Chairman  
Macon County Board

**MACON COUNTY BOARD RESOLUTION  
AMENDING THE STATE'S ATTORNEY'S  
FY2019 BUDGET**

**Resolution No. G-5079-12-19**

**WHEREAS**, this Board previously approved of a major technology upgrade that involves the Macon County Circuit Court, Circuit Clerk's Office, State's Attorney's Office, Public Defender's Office and Probation Department (collectively, the Macon County Judicial System); and

**WHEREAS**, this upgrade, referred to as the Tyler Technology Odyssey Project, will allow for the files of the Judicial System to be created, transmitted and maintained in electronic format; and

**WHEREAS**, in order to properly utilize the capabilities of the Odyssey System, the State's Attorney has in the past several years, as budgets have allowed, upgraded the computers used by attorneys to mobile computers/laptops; and

**WHEREAS**, with a "go-live" date in March 2020, it is has become critically important for the attorneys who do not yet have mobile computers to be upgraded so that they may access files inside the courtrooms; and

**WHEREAS**, the State's Attorney's Office has gone through its computer inventory and strategized the reassignment of current computers and technology in such a way as to minimize the need for new computers while simultaneously insuring that the Office will be ready for the go-live date and will also be placed in a position where future technology upgrades can be postponed; and

**WHEREAS**, several of the computers that are currently in use by the State's Attorney's Office are more than 7 years old and run off of operating systems that are or will soon be terminated by Microsoft, necessitating the replacement of such machines; and

**WHEREAS**, the State's Attorney will close FY2019 without having spent more than \$35,000 in personnel expenses that were budgeted as a result of conscious budget decisions made during the year to save money; and

**WHEREAS**, the State's Attorney's Office has obtained pricing on the purchase of new computers and necessary peripherals that would bring it completely up-to-date and prepare it for the transition to Odyssey as well as secure its hardware capabilities for the next several years.

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that the State's Attorney's FY2019 budget is amended as follows:

DECREASED EXPENSE

001-090-5055 (Assistant State's Attorney) (\$20,000)

INCREASED EXPENSE

001-090-9040 (Equipment) \$20,000

**PRESENTED, PASSED, and APPROVED** this 12th day of December, 2019.

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Joshua A. Tanner  
Macon County Clerk

\_\_\_\_\_  
Kevin R. Greenfield  
Chair

**Macon County Board Resolution  
Approving the FY 2020 Lube Bid**

**RESOLUTION NO. H-2190-12-19**

**WHEREAS**, the County held a bid opening for the 2020 Lube Bid on November 1, 2019, at the Macon County Highway Department; and

**NOW THEREFORE, BE IT RESOLVED** by the Macon County Board that they hereby approve Morgan Distributing, Inc. as the low bidder for items 1 – 4 for the 2020 Lube Bid.

**BE IT FURTHER RESOLVED** that this Resolution shall become effective immediately upon the adoption thereof.

**PRESENTED, PASSED, AND APPROVED** this 12th day of December 2019.

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

By:

\_\_\_\_\_  
Joshua Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin R. Greenfield, Chairman  
Macon County Board

Tabulation of Bids			Morgan Distributing, Inc. 3425 N 22nd St. Decatur, IL 62526	Evergreen FS PO Box 289 Macon, IL 62544
DATE: November 1, 2019 TIME: 10:00 AM SECTION: Oil & Lubricant Bid				
	PRODUCT	UNIT	Price Per Gallon	Price Per Gallon
1	15W-40 Motor Oil	Bulk	\$9.15	Best - Suprex Gold ESP \$10.24/gal
				Good - Surprex Fleet \$9.20/gal
2	0W-20 Synthetic Motor Oil	Bulk	\$10.27	Best - Eng Guard Synthetic \$10.34/gal
3	5W-30 Synthetic Motor Oil	Bulk	\$10.27	Best - Eng Guard Synthetic \$10.34/gal
4	Extended Life Antifreeze 50/50	Bulk	\$7.30	Best \$7.39/gal
5	Diesel Exhaust Fluid	Bulk	\$1.20	Best \$1.15/gal
6	Transmission/Hydraulic Oil added by FS to Bid Sheet	Bulk		Best - Power Fluid \$9.84/gal

**Macon County Board Resolution  
Approving the FY 2020 Lube Bid**

**RESOLUTION NO. H-2191-12-19**

**WHEREAS**, the County held a bid opening for the 2020 Lube Bid on November 1, 2019, at the Macon County Highway Department; and

**NOW THEREFORE, BE IT RESOLVED** by the Macon County Board that they hereby approve Evergreen FS as the low bidder for items 5 – 6 for the 2020 Lube Bid.

**BE IT FURTHER RESOLVED** that this Resolution shall become effective immediately upon the adoption thereof.

**PRESENTED, PASSED, AND APPROVED** this 12th day of December 2019.

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

By:

\_\_\_\_\_  
Joshua Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin R. Greenfield, Chairman  
Macon County Board

Tabulation of Bids			Morgan Distributing, Inc. 3425 N 22nd St. Decatur, IL 62526	Evergreen FS PO Box 289 Macon, IL 62544
DATE: November 1, 2019 TIME: 10:00 AM SECTION: Oil & Lubricant Bid				
	PRODUCT	UNIT	Price Per Gallon	Price Per Gallon
1	15W-40 Motor Oil	Bulk	\$9.15	Best - Suprex Gold ESP \$10.24/gal
				Good - Suprex Fleet \$9.20/gal
2	0W-20 Synthetic Motor Oil	Bulk	\$10.27	Best - Eng Guard Synthetic \$10.34/gal
3	5W-30 Synthetic Motor Oil	Bulk	\$10.27	Best - Eng Guard Synthetic \$10.34/gal
4	Extended Life Antifreeze 50/50	Bulk	\$7.30	Best \$7.39/gal
5	Diesel Exhaust Fluid	Bulk	\$1.20	Best \$1.15/gal
6	Transmission/Hydraulic Oil added by FS to Bid Sheet	Bulk		Best - Power Fluid \$9.84/gal



**Macon County Board Resolution Appropriating  
Funds to Purchase a 2020 Plow and Dump Truck**

**RESOLUTION NO. H-2192-12-19**

**WHEREAS**, the funds need to be appropriated to purchase a 2020 Plow and Dump Truck from Mack Sales & Service of Decatur.

**NOW THEREFORE, BE IT RESOLVED** by the Macon County Board as follows:

- (1) THAT there be appropriated and there is hereby appropriated as much as, but not to exceed One Hundred Ninety-Two Thousand Four Hundred Ninety-Nine Dollars and No Cents (\$192,499.00) from County Highway Funds Line Item 030-000-9041 (FY 20) to cover above expenses for the County's share of the costs.

**BE IT FURTHER RESOLVED** that this Resolution shall become effective immediately upon the adoption thereof.

**PRESENTED, PASSED, AND APPROVED** this 12th day of December 2019.

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

By:

\_\_\_\_\_  
Joshua Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin R. Greenfield, Chairman  
Macon County Board

**Macon County Board Resolution  
Appropriating Funds for the  
CH 7 Baltimore Ave. Bike Path Project**

**RESOLUTION NO. H-2193-12-19**

**WHEREAS**, the funds need to be appropriated for construction of CH 7 Baltimore Ave. Bike Path Project, Section 15-00233-01-BT.

**NOW THEREFORE, BE IT RESOLVED** by the Macon County Board as follows:

THAT there be appropriated and there is hereby appropriated as much as, but not to exceed Three Hundred Thousand Dollars and No Cents (\$300,000.00) from Motor Fuel Tax Line Item # 032-000-9020 (FY 20) to cover construction expenses for the County's share of the costs.

The above costs will benefit a highway facility owned by Macon County, are anticipated to be completely disbursed by November 30, 2020, and will be paid 100% by Macon County with no additional reimbursement.

**PRESENTED, PASSED, AND APPROVED** this 12th day of December 2019.

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

By:

\_\_\_\_\_  
Joshua Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin R. Greenfield, Chairman  
Macon County Board

**MACON COUNTY BOARD ORDINANCE  
AMENDING THE MACON COUNTY  
STORMWATER ORDINANCE**

**ORDINANCE NO. O-134-12-19**

**WHEREAS**, on November 21, 2019, the Macon County Siting Rules & Ordinance Sub-Committee agreed to update the Macon County Storm water Ordinance; and

**WHEREAS**, on November 21, 2019 the Macon County Siting Rules & Ordinance Sub-Committee agreed to forward and recommend the updates to the Macon County Storm water Ordinance to the Macon County Board.

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that it hereby approves to update the Macon County Storm water Ordinance as attached.

**BE IT FURTHER RESOLVED** that this ordinance shall become effective immediately upon the adoption thereof.

**PRESENTED, PASSED and APPROVED** this 12th day of December 2019.

AYES\_\_\_\_\_NAYS\_\_\_\_\_

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Josh Tanner, Clerk for the  
County of Macon, State of Illinois

\_\_\_\_\_  
Kevin Greenfield, Chairman  
Macon County Board

# Macon County



## Title XV: LAND USAGES CHAPTER 152

# STORMWATER MANAGEMENT

**Ordinance No. O-62-9-06 Adopted in September 2006**  
**Ordinance No. O-88-1-11 Amended in January 2011**  
**Ordinance No. O-134-12-19 Amended in December 2019**

## GENERAL PROVISIONS

### § 152.01 STATUTORY AUTHORITY.

(A) This chapter shall be known, and may be cited, as the County Stormwater Management Ordinance.

(B) The County Board adopts this chapter pursuant to its authority to regulate stormwater management and govern the location, width, course, and release rate of all stormwater runoff channels, streams, and basins in the county, in accordance with the County Comprehensive Countywide Stormwater Management Plan. The statutory authority for this chapter is contained in 55 ILCS 5/5-1041, 5-1042, 5-1049, 5-1062, 5-1063, 5-1104, 5-12003 and 5-15001 et seq., and 415 ILCS 5/43, and other applicable authority, all as amended from time to time.

(Res. O-62-9-06, passed 9-14-2006)

### § 152.02 STATEMENT OF PURPOSE.

The purpose of this chapter is to protect, maintain, and enhance the environment of the county and the public health, safety, and welfare of the citizens of the county by controlling discharges of pollutants to the county's stormwater system, by maintaining and improving the quality of the receiving waters into which the stormwater outfalls flow, including without limitation lakes, rivers, streams, ponds, wetlands, and groundwater of the county, and to enable the county to comply with the National Pollution Discharge Elimination System permit (NPDES) and applicable regulations for stormwater discharges in 40 C.F.R. § 122.26.

(Res. O-62-9-06, passed 9-14-2006)

### § 152.03 DEFINITIONS.

Words used in the singular shall include the plural, and the plural shall include the singular; words used in the present tense shall include the future tense. The word "shall" is mandatory and not discretionary. The word "may" is permissive. Words not defined in this section shall be construed to have the meaning given by common and ordinary use as defined in the latest edition of *Webster's Dictionary*. For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**ADMINISTRATOR.** The person designated by the permitting authority to administer and enforce this chapter.

**AGRICULTURAL.** Related to or used for the production of food and fiber, including but not limited to general farming, livestock and poultry enterprises, grazing, nurseries, horticulture, viticulture, truck farming, forestry, sod production, and wild crop harvesting and includes lands used for on-site buildings and other structures necessary to carry out those activities.

**APPLICANT.** Any person who submits an application for a permit under this chapter.

**AS-BUILT PLANS.** Drawings depicting conditions as they were actually constructed.

**BEST MANAGEMENT PRACTICES or BMPs.** Schedules of activities, prohibitions of practices, maintenance procedures, and other management practices to prevent or reduce the pollution of waters of

the United States. **BMPs** also include treatment requirements, operating procedures, and practices to control plant site runoff, spillage or leaks, sludge or waste disposal, or drainage from raw material storage.

**CHANNEL.** A natural or artificial watercourse with a definite bed and banks that conducts flowing water continuously or periodically.

**COMMENCEMENT OF CONSTRUCTION.** The initial disturbances of soils associated with clearing, grading, or excavating activities or other construction activities.

**COMMUNITY WATER.** Any and all rivers, streams, creeks, branches, lakes, reservoirs, ponds, drainage systems, springs, wetlands, wells, and other bodies of surface or subsurface water, natural or artificial, lying within or forming a part of the boundaries of the county.

**CONSTRUCTION SITE EROSION AND SEDIMENT CONTROL.** Preventing or reducing soil erosion and sedimentation from land disturbing activity, whether naturally occurring or acting in connection with or promoted by human-made activities or effects.

**CONTAMINANT.** Any physical, chemical, biological, or radiological substance or matter in water.

**DESIGN STORM EVENT.** A hypothetical storm event, of a given frequency interval and duration, used in the analysis and design as associated with stormwater runoff.

**DISCHARGE.** Dispose, deposit, spill, pour, inject, seep, dump, leak, or place by any means, or that which is disposed, deposited, spilled, poured, injected, seeped, dumped, leaked, or placed by any means including any direct or indirect entry of any solid or liquid matter into the municipal separate storm sewer system.

**EASEMENT.** An acquired privilege or right of use or enjoyment that a person, party, firm, corporation, municipality, or other legal entity has in the land of another.

**EROSION (SOIL EROSION).** The detachment and movement of soil or rock fragments by water, wind, ice, or gravity.

**EROSION AND SEDIMENT CONTROL PLAN.** A written plan (including drawings or other graphic representations) that is designed to minimize the accelerated erosion and sediment runoff at a site during construction activities.

**EXCAVATION.** Any act by which organic matter, earth, sand, gravel, rock, or any other similar material is cut into, dug, quarried, uncovered, removed, displaced, relocated, or bulldozed and shall include the resulting conditions.

**EXISTING DEVELOPMENT.** Buildings and other structures and impervious area existing prior to adoption of this chapter.

**FILL.** Any act by which earth, sand, gravel, rock, or any other material is deposited, placed, replaced, pushed, dumped, pulled, transported, or moved to a new location and shall include the resulting conditions.

**FINAL STABILIZATION.** The soil disturbing activities at the site have been completed and a uniform perennial vegetative cover with a density of at least 70% of the cover for unpaved areas and areas not covered by permanent structures has been established or equivalent stabilization measures (such as the use of riprap, gabions, or geotextiles) have been employed.

**HOT SPOT or PRIORITY AREA.** An area where land use or activities generate highly contaminated runoff, with concentrations of pollutants in excess of those typically found in stormwater.

**ILLICIT CONNECTIONS.** Illegal and/or unauthorized connections to the municipal separate stormwater system, whether or not the connections result in discharges into that system.

**ILLICIT DISCHARGE.** Any discharge to the municipal separate storm sewer system that is not composed entirely of stormwater and not specifically exempted in § 152.45.

**IMPERVIOUS SURFACE.** Any land cover that prevents rain or melting snow from soaking into the ground, such as roofs (including overhangs), roads, sidewalks, patios, driveways, and parking lots. For purposes of this chapter, all road, driveway, or parking surfaces, including gravel surfaces, shall be considered **IMPERVIOUS**, unless specifically designed to encourage infiltration and approved by the local approval authority.

**INCIDENT OF NONCOMPLIANCE or ION.** A violation of the stormwater pollution prevention plan observed during an inspection at a construction site.

**LAND DISTURBING ACTIVITY.** Any land alterations or activities that may result in soil erosion, sedimentation, or change in runoff, including but not limited to removal of ground cover, grading, excavating, and filling of land.

**MAINTENANCE.** Any activity necessary to keep a stormwater facility in good working order so as to function as designed. **MAINTENANCE** shall include complete reconstruction of a stormwater facility if reconstruction is needed to restore the facility to its original operational design parameters. **MAINTENANCE** shall also include the correction of any problem on the site property that may directly impair the functions of the stormwater facility.

**MAINTENANCE AGREEMENT.** A document recorded in the land records that acts as property deed restriction, and which provides for long-term maintenance of stormwater management practices.

**MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) or MUNICIPAL SEPARATE STORMWATER SYSTEM.** The conveyances owned or operated by the municipality for the collection and transportation of stormwater, including the roads and streets and their drainage systems, catch basins, curbs, gutters, ditches, human-made channels, and storm drains.

**NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT or NPDES PERMIT.** A permit issued pursuant to 33 U.S.C. § 1342.

**NEW DEVELOPMENT.** Structural development, including construction of a new building or other structures; expansion or alteration of an existing structure that results in an increase in the surface dimensions of the building or structure; land disturbing activities; or creation or expansion of impervious surface.

**NON-STRUCTURAL BMPs.** Institutional and pollution prevention type practices through education and source control, recycling, and maintenance that prevent pollutants from entering stormwater runoff or reduce the volume of stormwater requiring management.

**NOTICE OF INTENT or NOI.** The completed permit form submitted to the State Environmental Protection Agency in accordance with its rules and regulations for the authorization to discharge stormwater from a construction site.

**NOTICE OF TERMINATION or NOT.** The completed form submitted to the Illinois Environmental Protection Agency in accordance with its rules and regulations where a construction site has been finally stabilized and all stormwater discharges from the construction site authorized under a General NPDES Permit for Storm Water Discharges from Construction Site Activities (ILR10) are eliminated.

**OFF-SITE FACILITY.** A structural BMP located outside the subject property boundary described in the permit application for land development activity.

**ON-SITE FACILITY.** A structural BMP located within the subject property boundary described in the permit application for land development activity.

**PEAK FLOW.** The maximum instantaneous rate of flow of water at a particular point resulting from a storm event.

**PERSON.** Any and all persons, natural or artificial, including any individual, firm, or association and any municipal or private corporation organized or existing under the laws of this or any other state or country.

**PERVIOUS SURFACE.** Any land cover that permits rain or melting snow to soak into the ground.

**PRIORITY AREA.** Hot spot; see definition for Hot spot.

**QUALIFIED PERSON or QUALIFIED PERSONNEL.** A person or personnel knowledgeable in the principles and practice of erosion and sediment controls, such as a licensed professional engineer or other knowledgeable person who possesses the skills to assess conditions at the construction site that could impact stormwater quality and to assess the effectiveness of any erosion and sediment control measures selected to control the quality of stormwater discharges from the construction activities.

**RUNOFF.** The portion of the precipitation on a drainage area that is discharged from the area into the county separate storm sewer system.

**SEDIMENT.** Solid material, both mineral and organic, that is in suspension, is being transported, or has been moved from its site of origin by air, water, gravity, or ice and has come to rest at a different site.

**SEDIMENTATION.** The deposition of eroded soils at a site different from the one where the erosion occurred.

**SITE.** The bounded area described in an erosion control plan or stormwater management plan.



**SOILS REPORT.** A study of soils on a subject property with the primary purpose of characterizing and describing the soils. The **SOILS REPORT** shall be prepared by a qualified person, who shall be directly involved in the soil characterization either by performing the investigation or by directly supervising employees.

**STABILIZATION.** Providing adequate measures, vegetative and/or structural, that will prevent erosion from occurring.

**STORM EVENTS.** The runoff, rainfall, or flood occurrence having a probability of being equaled or exceeded in any given year (e.g., a two-year event has a 50% probability of being equaled or exceeded in a given year; a ten-year event has a 10% probability; a 100-year event has a probability of 1%, and the like).

**STORMWATER.** The flow of water which results from, and which occurs during and immediately following, a rainfall, snow-melt, or ice-melt event.

**STORMWATER MANAGEMENT.** Any measures taken to permanently reduce or minimize the negative impacts of stormwater runoff after land development activities.

**STORMWATER MANAGEMENT PLAN.** The set of drawings and other documents including the erosion and sediment control plan that is part of the stormwater pollution prevention plan (SWPPP) that comprise the information and specifications for the programs, drainage systems, structures, BMPs, concepts, and techniques to be installed during the construction process to control pollutants in stormwater discharges that will occur after construction operations have been completed.

**STORMWATER MANAGEMENT SYSTEM.** All publicly or privately owned facilities by which stormwater is collected and/or conveyed, including but not limited to any roads with drainage systems, county streets, gutters, curbs, inlets, piped storm drains, pumping facilities, retention and detention basins, natural and human-made or altered drainage channels, reservoirs, and other drainage structures.

**STORMWATER POLLUTION PREVENTION PLAN or SWPPP.** A written document which describes the best management practices and activities to be implemented to identify sources of pollution or contamination at a site and the actions to eliminate or reduce pollutant discharges to stormwater, stormwater conveyance systems, and/or receiving waters to the maximum extent practicable and assure compliance with NPDES Permit numbers ILR 10 and ILR 40.

**STORMWATER RUNOFF.** The waters derived from rains falling or snow-melt or ice-melt occurring within a drainage area, flowing over the surface of the ground and collected in channels, watercourses, or conduits.

**STRUCTURAL BMPS.** Practices to divert flows from exposed soils, store flows or otherwise limit runoff, and the discharges of pollutants from exposed areas of a construction site.

**SURFACE WATER.** Includes waters upon the surface of the earth in bounds created naturally or artificially, including but not limited to streams, other watercourses, lakes, and reservoirs.

**TOTAL MAXIMUM DAILY LOAD or TMDL.** The sum of the individual waste load allocations (WLAs) for point sources and load allocations (LAs) for non-point sources and natural background. If a receiving water has only one point source discharger, the **TMDL** is the sum of that point source WLA

plus the LAs for any non-point sources of pollution and natural background sources, tributaries, or adjacent segments. *TMDLs* can be expressed in terms of either mass per time, toxicity, or other appropriate measure.

**WATERCOURSE.** A permanent or intermittent stream or other body of water, either natural or human-made, which gathers or carries surface water.

**WATERSHED.** All the land area that contributes runoff to a particular point along a waterway.  
(Res. O-62-9-06, passed 9-14-2006)

## **PERMITS**

### **§ 152.15 LAND DISTURBANCE PERMITS REQUIRED**

(A) Every person shall comply with the county stormwater policy for runoff control.

(B) In addition, a land disturbance permit will be required to be obtained from the County Planning and Zoning Department in the following cases:

(1) Land disturbing activity disturbs one or more acres of land;

(2) Land disturbing activity of less than one acre of land, if the activity is part of a larger common plan of development that affects one or more acres of land;

(3) Land disturbing activity of less than one acre of land if, in the discretion of the County Planning and Zoning Department, the activity poses a unique threat to water, or public health or safety because the activity by itself or of a cumulative effect negatively impacts water quality;

(4) The creation and use of borrow pits; and

(5) The creation and use of stockpiles greater than 50 cubic yards in volume.

(Res. O-62-9-06, passed 9-14-2006; Ord. O-88-1-11, passed 1-13-2011)

### **§ 152.16 BUILDING PERMIT**

No building permit shall be issued until the applicant has obtained a land disturbance permit where the same is required by this chapter.

(Res. O-62-9-06, passed 9-14-2006)

### **§ 152.17 EXEMPTIONS**

The following activities are exempt from the land disturbance permit requirement:

(A) Any emergency activity that is immediately necessary for the protection of life, property, or natural resources;

(B) Additions or modifications to existing single-family structures not subject to the minimum standards as set forth in § 152.15;

(C) Existing agricultural use of land involving:

- (1) Any activity directly related to the planting, growing, and harvesting of agricultural crops;
  - (2) Implementation of conservation measures approved by the USDA-NRCS and the County Soil and Water Conservation District; or
  - (3) The construction of agricultural structures not subject to the minimum standards as set forth in § 152.15.
- (D) Industrial activities having separate NPDES stormwater permits that are current and for which they are in compliance.  
(Res. O-62-9-06, passed 9-14-2006)

#### **§ 152.18 WAIVERS**

Every applicant shall provide a stormwater pollution prevention plan as required by this chapter, unless a written request is filed to waive this requirement. Requests to waive the stormwater pollution prevention plan requirements shall be submitted to the County Planning and Zoning Department for approval.

(Res. O-62-9-06, passed 9-14-2006)

#### **§ 152.19 CONDITIONS FOR WAIVER**

The minimum requirements for the stormwater pollution prevention plan may be waived in whole or in part upon written request of the applicant, provided at least one of the following conditions applies:

- (A) It can be demonstrated the proposed development is not likely to impair attainment of the objectives of this chapter;
- (B) Alternative minimum requirements for on-site management of stormwater discharges have been established in a stormwater management plan that has been approved by the County Planning and Zoning Department;
- (C) Provisions are made to manage stormwater by an off-site facility. The off-site facility must be in place and designed to provide the level of stormwater control that is equal to or greater than that which would be afforded by on-site practices. Further, the facility must be operated and maintained by an entity that is legally obligated to continue the operation and maintenance of the facility; or
- (D) It is demonstrated to the satisfaction of the County Planning and Zoning Department that the waiver will not lead to any of the following conditions downstream:
  - (1) Deterioration of existing culverts, bridges, dams, and other structures;
  - (2) Accelerated streambank or streambed erosion or siltation;
  - (3) Increased threat of flood damage to public health, life, or property; or
  - (4) Degradation of biological functions or habitat.

(Res. O-62-9-06, passed 9-14-2006)

## **§ 152.20 LAND DISTURBANCE PERMIT NOT TO BE ISSUED WHERE WAIVER REQUESTED**

No land disturbance permit shall be issued where a waiver has been requested until the waiver is granted. If no waiver is granted, the plans must be resubmitted with a stormwater pollution prevention plan.

(Res. O-62-9-06, passed 9-14-2006)

## **§ 152.21 APPLICATION FOR A LAND DISTURBANCE PERMIT**

(A) Each application shall include the following:

- (1) The name, address, and telephone number of the property owner;
- (2) The address and legal description of the subject property, including the tax parcel number of the subject property;
- (3) Name, address, and telephone number of the contractor and any subcontractor(s) who shall perform the land disturbing activity and who shall implement the erosion and sediment control plan;
- (4) A description of the nature, extent, and purpose of the land disturbing activity, including the size of the area for which the permit will be applicable;
- (5) A description of the intended sequence of major activities which disturb soils for major portions of the site (e.g., grubbing, excavation, grading);
- (6) The name of the receiving water(s), or if the discharge is through a municipal separate storm sewer, the name of the municipal operator of the storm sewer and the ultimate receiving water(s);
- (7) A copy of the notice of intent submitted, if required, to the State Environmental Protection Agency; and
- (8) The applicant shall obtain from any other state or federal agency any other appropriate environmental permits that pertain to the property. However, the inclusion of those permits in the application shall not prohibit the county from imposing additional development requirements and conditions, commensurate with this chapter, on the development of property covered by those permits.

(B) Each application shall be accompanied by:

- (1) A stormwater pollution prevention plan as required by NPDES IL R10 plus the additional information required by the county. The plan shall include:
  - (a) An erosion and sediment control plan as set forth in § 152.37; and
  - (b) A stormwater management plan as set forth in § 152.38, providing for stormwater management during the construction and after the construction has been finished.
- (2) Payment of land disturbance permit and other stormwater management pollution prevention plans fees, which shall be set by separate resolution or ordinance.

(Res. O-62-9-06, passed 9-14-2006)

#### **§ 152.22 REVIEW AND APPROVAL OF APPLICATION**

(A) The County Planning and Zoning Department will review each application for a land disturbance permit to determine its conformance with the provisions of this chapter. The County Planning and Zoning Department shall provide one of the following responses to the applicant:

- (1) Approval of the permit application;
- (2) Approval of the permit application, subject to any reasonable conditions as may be necessary to substantially secure the objectives of this chapter, and issue the permit subject to these conditions; or
- (3) Denial of the permit application, indicating the reason(s) for the denial.

(B) If the County Planning and Zoning Department has granted conditional approval of the land disturbance permit, the applicant shall submit a revised plan that conforms to the conditions established by the County Planning and Zoning Department. However, the applicant shall be allowed to proceed with his or her land disturbing activity so long as it conforms to conditions established by the County Planning and Zoning Department.

(Res. O-62-9-06, passed 9-14-2006)

#### **§ 152.23 PERFORMANCE BOND OR PERFORMANCE SECURITY**

(A) The county shall, at its discretion, require the submittal of a performance security or performance bond prior to issuance of a permit to ensure the permit holder conforms to the conditions and requirements of the approved stormwater pollution prevention plan. The amount of the performance security or performance bond shall be the total estimated construction cost of the structural and non-structural BMPs approved under the permit plus 10% of the total estimated costs. The performance security shall contain forfeiture provisions for failure to complete work specified in the stormwater pollution prevention plan. The applicant shall provide an itemized construction cost estimate complete with unit prices which shall be subject to acceptance, amendment, or rejection by the County Planning and Zoning Department. Alternatively, the County Planning and Zoning Department shall have the right to calculate the cost of construction cost estimates.

(B) The performance security or performance bond shall be submitted and accepted by the County Planning and Zoning Department prior to the issuance of a building permit by the county.

(C) The performance security or performance bond shall be released in full only upon submission of record drawings and written certification by a registered professional engineer licensed to practice in this state that the structural and non-structural BMPs have been installed in accordance with the approved plan and other applicable provisions of this chapter. The County Planning and Zoning Department will make a final inspection of the BMPs to ensure they are in compliance with the approved plan and the provisions of this chapter prior to the release of the performance bond or performance security. Provisions for a partial pro-rata release of the performance security or performance bond based on the completion of various development stages may be made at the discretion of the County Planning and Zoning Department.

(D) Occupation permits will not be granted until all corrections to all BMPs have been made and accepted by the County Planning and Zoning Department.

(Res. O-62-9-06, passed 9-14-2006)

#### **§ 152.24 PERMIT DURATION**

Every land disturbance permit shall expire and become null and void if substantial work authorized by the permit has not commenced within 180 calendar days of issuance, or is not complete within eighteen (18) months from the date of the commencement of construction.

(Res. O-62-9-06, passed 9-14-2006)

### **PLAN REQUIREMENTS**

#### **§ 152.35 BMP MANUAL FOR STORMWATER POLLUTION PREVENTION PLANS**

The county adopts as its best management practices (BMP) manual the following publications, which are incorporated by reference in this chapter as is fully set out herein:

(A) *Illinois Urban Manual*, latest amendment prepared by the Association of Illinois Soil and Water Conservation Districts. This manual includes a list of acceptable BMPs including the specific design criteria and operation and maintenance requirements for each stormwater practice. The manual may be updated and expanded from time to time, at the discretion of the governing body of the county, upon the recommendation of the County Planning and Zoning Department, based on improvements in engineering, science, and monitoring and local maintenance experience. Stormwater facilities that are designed, constructed, and maintained in accordance with these BMP criteria will be presumed to comply with requirements of NPDES Permit No. IL R10;

(B) State Department of Transportation Erosion Control/NPDES Guidelines;

(C) The county stormwater policy; and

(D) Other publications pertaining to best management practices and/or erosion and sediment control as may be approved, in writing, by the County Planning and Zoning Department.

(Res. O-62-9-06, passed 9-14-2006)

#### **§ 152.36 STANDARDS AND PERFORMANCE CRITERIA FOR STORMWATER POLLUTION PREVENTION PLANS**

Unless granted a waiver or judged by the County Planning and Zoning Department to be exempt, the following performance criteria shall be addressed for the stormwater pollution prevention plan to permanently reduce or minimize the negative aspects of stormwater runoff after land development activities at all sites.

(A) All site designs shall control the stormwater discharge in compliance with county requirements.

(B) The stormwater pollution prevention plan shall be designed, at a minimum, for a storm event equal to or greater than a 25-year, 24-hour rainfall event.

(C) The management practices, controls, and other provisions contained in the stormwater pollution prevention plan must be at least as protective as the requirements contained in the *Illinois Urban Manual*.

(D) Watercourses shall be protected from degradation through the application of recommended design and construction guidelines in the BMP manual.

(E) Prior to or during the site design process, applicants for land disturbance permits shall consult with the County Planning and Zoning Department to determine if they are subject to additional stormwater pollution prevention plan requirements which may include stormwater discharges:

(1) To waters for which there is a TMDL allocation for sediment or a parameter that addresses sediment (such as total suspended solids, turbidity, or siltation);

(2) To water bodies identified as impaired on the Illinois Section 303(d) list. This includes Lake Decatur and its tributaries, the Sangamon River below the Lake Decatur Dam and Stevens Creek;

(3) To critical areas with sensitive resources (i.e., swimming beaches, recharge areas, water supply reservoirs) that may be subject to additional performance criteria, or may need to utilize or restrict certain stormwater pollution prevention practices;

(4) From "hot spots" that may require the application of specific structural BMPs and pollution prevention practices.

(Res. O-62-9-06, passed 9-14-2006)

#### **§ 152.37 EROSION AND SEDIMENT CONTROL PLAN REQUIREMENTS**

(A) The erosion and sediment control plan shall accurately describe the potential for soil erosion and sedimentation problems resulting from land disturbing activity and shall explain and illustrate the measures that are to be taken to control these problems. The length in time and the complexity of the plan is to be commensurate with the size of the project, severity of the site condition, and potential for off-site damage. The plan shall be sealed by a qualified person.

(B) The plan shall also conform to the requirements found in the BMP manual as referenced in § 152.35, and shall include at least the following:

(1) Project description. Briefly describe the intended project and proposed land disturbing activity, including number of units and structures to be constructed and infrastructure required;

(2) A topographic map with contour intervals of five feet or less showing present conditions and proposed contours resulting from land disturbing activity;

(3) All existing drainage ways, including intermittent and wet-weather. Include any designated floodways or floodplains;

(4) A general description of existing land covers. Individual trees and shrubs do not need to be identified;

(5) Stands of existing trees as they are to be preserved upon project completion, specifying their general location on the property. Differentiation shall be made between existing trees to be preserved, trees to be removed, and proposed planted trees. Tree protection measures must be identified, and the diameter of the area involved must also be identified on the plan and shown to scale. Information shall

be supplied concerning the proposed destruction of exceptional and historic trees in setbacks and buffer strips, where they exist. Complete landscape plans may be submitted separately;

- (6) Approximate limits of proposed clearing, grading, and filling;
  - (7) Approximate flows and location of existing stormwater leaving any portion of the site;
  - (8) A general description of existing soil types and characteristics and any anticipated soil erosion and sedimentation problems resulting from existing characteristics;
  - (9) Location, size, and layout of proposed stormwater and sedimentation control improvements;
  - (10) Proposed drainage network;
  - (11) Proposed drain tile or waterway sizes;
  - (12) Approximate flows leaving site after construction and incorporating water runoff mitigation measures. The evaluation must include projected effects on property adjoining the site and on existing drainage facilities and systems. The plan must address the adequacy of outfalls from the development. When flows are concentrated, the plan must address the capacity of waterways, if any, accepting stormwater off-site; and what measures, including infiltration, sheeting into buffers, and the like, are going to be used to prevent the scouring of waterways and drainage areas offsite, and the like;
  - (13) The projected sequence of work represented by the grading, drainage, and sedimentation and erosion control plans as related to other major items of construction, beginning with the initiation of excavation and including the construction of any sediment basins or retention facilities or any other structural or non-structural BMPs;
  - (14) Specific remediation measures to control erosion and sedimentation runoff. Plans shall include detailed drawings of all control measures used; stabilization measures including vegetation and non-vegetation measures, both temporary and permanent, will be detailed. Detailed construction notes and a maintenance schedule shall be included for all control measures in the plan;
  - (15) Specific details for the construction of rock pads, wash-down pads, and settling basins for controlling erosion; road access points; eliminating or keeping soil, sediment, and debris on streets and public ways at a level acceptable to the County Planning and Zoning Department. Soil, sediment, and debris brought onto streets and public ways must be removed by the end of the work day by machine, broom, or shovel to the satisfaction of the County Planning and Zoning Department. Failure to remove the sediment, soil, or debris shall be deemed a violation of this chapter;
  - (16) Proposed structures; location (to the extent possible) and identification of any proposed additional buildings, structures, or development on the site; and
  - (17) Requirement that qualified personnel shall inspect disturbed areas of the construction site that have not been finally stabilized, structural control measures, and locations where vehicles or equipment enter or exit the site at least once every seven calendar days and within 24 hours of the end of a storm that is one-half inch or greater or equivalent snowfall.
- (Res. O-62-9-06, passed 9-14-2006) Penalty, see § 152.99



## **§ 152.38 STORMWATER MANAGEMENT PLAN REQUIREMENTS**

(A) The stormwater management plan shall include sufficient information to allow the County Planning and Zoning Department to evaluate the environmental characteristics of the project site, the potential impacts of all proposed development of the site, both present and future, on the water resources, and the effectiveness and acceptability of the measures proposed for managing stormwater generated at the project site.

(B) To accomplish this goal, the stormwater management plan shall be prepared in accordance with the county storm drainage policy and include the following:

(1) Soils information; when a stormwater management control measure depends on the hydrologic properties of soils (e.g., infiltration basins), then a soils report shall be prepared by a qualified person and submitted with the plan. The soils report shall be based upon on-site boring logs or soil pit profiles and soil survey reports. The number and location of required soil borings or soil pits shall be determined based on what is needed to determine the suitability and distribution of soil types present at the location of the control measure;

(2) A permanent elevation benchmark shall be identified in the plans to assist in the periodic inspection of the facility using the North American Vertical Datum of 1988 (NAVD);

(3) A landscaping plan detailing the revegetation of the site after the construction is finished as set forth in § 152.39;

(4) A maintenance plan for all stormwater management facilities to ensure the continued performance of the facilities subject to the approval of the County Planning and Zoning Department. The plan shall:

- (a) Identify the parts or components of the facilities that need to be maintained and inspected;
- (b) Provide detailed maintenance and repair procedures for the facilities;
- (c) Identify necessary training, skills, or certifications that may be required to maintain, operate, or repair any of the facilities;
- (d) Provide that the minimum maintenance and repair needs include but are not limited to:
  - 1. The removal of silt, litter, landscape wastes, and other debris, which adversely impact the effectiveness of the facilities;
  - 2. The management of landscaped areas integral to the facilities including the cutting of grass, trimming of bushes and trees or the removal of vegetation overgrowth that is not incorporated into the stormwater management plan;
  - 3. The replacement of landscape vegetation and damaged or failed facilities;
  - 4. The cleaning of storm drainage inlets, pipes, and structures; and

5. Revising and implementing revisions or additional maintenance procedures to address inadequacies of the facilities.

(e) Provide for the regular periodic review, inspection, and evaluation of the effectiveness of the maintenance program by qualified personnel for the purpose of documenting maintenance needs. The reviews and inspections shall be conducted at least once every year after the construction is finished;

(f) Provide for established reporting procedures; and

(g) Provide that maintenance needs are addressed in a timely manner.

(5) An executed maintenance agreement as agreed to by the County Planning and Zoning Department that assigns the responsibility for compliance with the maintenance plan required in division (B)(4) of this section to the owner of the property on which the stormwater facilities are located to ensure compliance with the purpose and requirements of this chapter. The agreement shall be a part of the owner's declaration and by appropriate notation referenced on the plat and:

(a) Include as part of the agreement the maintenance plan as approved by the County Planning and Zoning Department;

(b) Provide that the property owner will arrange to have the periodic inspection of the stormwater facilities specified in the maintenance plan conducted by a qualified person who will submit a sealed report of the inspection to the County Planning and Zoning Department;

(c) Grant permission to the County Planning and Zoning Department to enter the property at reasonable times and inspect the stormwater facility to ensure that it is being properly maintained;

(d) Provide that the property owner shall be responsible for additional maintenance needs consistent with the needs and standards outlined in the *Illinois Urban Manual*;

(e) Provide that maintenance needs must be addressed in a timely manner, on a schedule determined by the County Planning and Zoning Department; and

(f) Provide that if the property is not maintained in compliance with the approved schedule, the County Planning and Zoning Department shall have the authority to have the maintenance work performed at the county's expense and bill the same to the property owner, which shall be a lien against the property.

(6) Dedication of easements necessary to ensure access to the site for the purpose of maintenance and inspection of the stormwater management facilities. These easements must be binding on the current property owner and all subsequent owners of the property and must be properly recorded as a commitment against the property; and

(7) The county shall have the discretion to accept the dedication of any existing or future stormwater management facility, provided the facility meets the requirements of this chapter, and includes adequate and perpetual access and sufficient areas, by easement or otherwise, for inspection and regular maintenance. Any stormwater facility accepted by the county must also meet the county's construction standards and any other standards and specifications that apply to the particular stormwater facility in question.

(Res. O-62-9-06, passed 9-14-2006)

#### **§ 152.39 LANDSCAPING AND STABILIZATION REQUIREMENTS**

(A) Any area of land from which the natural vegetative cover has been either partially or wholly cleared by development activities shall be revegetated according to a plan approved by the County Planning and Zoning Department.

(B) A plan for establishing permanent vegetative cover to stabilize disturbed or exposed areas must be submitted with the stormwater pollution prevention plan. The plan shall describe the vegetative stabilization and management techniques to be used at a site after construction is completed using BMPs. This plan will explain how the site will be stabilized after construction, who will be responsible for the maintenance of vegetation at the site and what practices will be employed to ensure adequate vegetative cover is preserved.

(C) Where it is required by the BMP, this plan must be prepared by a registered landscape architect in this state.

(Res. O-62-9-06, passed 9-14-2006)

#### **§ 152.40 CONSTRUCTION, MAINTENANCE, INSPECTION, AND REPORTING RESPONSIBILITY**

(A) The permittee must notify the County Planning and Zoning Department in advance of the commencement of construction.

(B) The permittee shall have inspections of the management practices, controls, and other provisions contained in the stormwater pollution prevention plan conducted by qualified personnel acceptable to the County Planning and Zoning Department. The inspections shall be conducted and documented and written reports prepared in accordance with the NPDES Permit No. ILR 10 that contain, at a minimum, the following information:

- (1) The date and location of the inspection;
- (2) Name of inspector;
- (3) Type of inspection. Whether it is a weekly inspection or following a precipitation event in excess of one-half inch;
- (4) Name of contractor and, as applicable, subcontractors;
- (5) Project name;
- (6) NPDES permit number;
- (7) Whether all temporary and permanent erosion and sediment controls in the stormwater pollution prevention plan (SWPPP) or as subsequently directed by County Planning and Zoning Department are in place and in compliance with the SWPPP;

(8) Whether all temporary and permanent erosion and sediment controls that have been installed are operating correctly;

(9) Whether erosion and sediment controls are being properly maintained;

(10) Whether there is tracking of sediment from locations where vehicles and equipment enter and leave the project site;

(11) Whether additional controls, adjustments, or maintenance directed as a result of previous inspection have been implemented within seven calendar days; and

(12) Any incidents of noncompliance and what corrective action has been undertaken and completed.

(Res. O-62-9-06, passed 9-14-2006)

#### **§ 152.41 RECORDS OF INSTALLATION AND MAINTENANCE ACTIVITIES**

The permittee shall retain copies of the stormwater pollution plan and all reports and notices required by it, and records of all data used to satisfy the conditions of the stormwater pollution prevention plan for a period of at least three years. The county may extend this period at any time prior to the expiration of the three-year period. These records shall be made available to the County Planning and Zoning Department during inspection of the facility and at other reasonable times upon request.

(Res. O-62-9-06, passed 9-14-2006)

#### **§ 152.42 FAILURE TO MEET OR MAINTAIN DESIGN OR MAINTENANCE STANDARDS**

If a responsible party fails or refuses to meet the design or maintenance standards required for stormwater facilities under this chapter, the County Planning and Zoning Department, after reasonable notice, may correct a violation of the design standards or maintenance needs by performing the necessary work to place the facility in proper working condition. In the event the stormwater management facility becomes a danger to the environment or the public health, safety, and welfare, the County Planning and Zoning Department shall notify, in writing, the party responsible for maintenance of the stormwater management facility. Upon receipt of that notice, the responsible person shall have seven calendar days to effect maintenance and repair of the facility in an approved manner. In the event that corrective action is not undertaken within that time, the county shall take necessary corrective action. The cost of any action by the county under this section shall be charged to the responsible party.

(Res. O-62-9-06, passed 9-14-2006)

#### **§ 152.43 EXISTING LOCATIONS AND DEVELOPMENTS**

All locations and developments at which land disturbing activities have occurred prior to the enactment of this chapter and meeting the criteria established in § 152.15 shall comply as follows.

(A) Denuded areas must be vegetated or covered under the standards and guidelines specified in the BMP manual and on a schedule acceptable to the County Planning and Zoning Department.

(B) Cuts and slopes must be properly covered with appropriate vegetation and/or retaining walls constructed.

(C) Drainage ways shall be properly covered in vegetation or secured with riprap, channel lining, and the like to prevent erosion.

(D) Trash, junk, rubbish, and the like shall be cleared from drainage ways.

(E) Stormwater runoff shall be controlled to the extent reasonable to prevent pollution of local waters. The control measures may include but are not limited to the following:

(1) Ponds:

- (a) Detention pond;
- (b) Extended detention pond;
- (c) Wet pond; and
- (d) Alternative storage measures.

(2) Constructed wetlands;

(3) Infiltration systems:

- (a) Infiltration/percolation trench;
- (b) Infiltration basin;
- (c) Drainage (recharge) well; and
- (d) Porous pavement.

(4) Filtering systems:

- (a) Catch basin inserts/media filter;
- (b) Sand filter;
- (c) Filter/absorption bed; and
- (d) Filter and buffer strips.

(5) Open channel: swale.

(F) The County Planning and Zoning Department shall in writing notify the owners of existing locations and developments of specific drainage, erosion, or sediment problems affecting the locations and developments, the actions required to correct those problems, and specify a reasonable time for compliance.

(Res. O-62-9-06, passed 9-14-2006)

## **§ 152.44 INSPECTION OF EXISTING FACILITIES**

The County Planning and Zoning Department may, to the extent authorized by state and federal law, establish inspection programs to verify that stormwater management facilities, including those built before as well as after the adoption of this chapter, are functioning within design limits. These inspection programs may be established on any reasonable basis, including but not limited to: routine inspections; random inspections; inspections based upon complaints or other notice of possible violations; inspection of drainage basins or areas identified as higher than typical sources of sediment or other contaminants or pollutants; inspections of businesses or industries of a type associated with higher than usual discharges of contaminants or pollutants or with discharges of a type which are more likely than the typical discharge to cause violations of the county's NPDES stormwater permit; and joint inspections with other agencies inspecting under environmental or safety laws. Inspections may include but are not limited to: reviewing maintenance and repair records; sampling discharges, surface water, groundwater, and material or water in drainage control facilities; and evaluating the condition of drainage control facilities and other BMPs.

(Res. O-62-9-06, passed 9-14-2006)

## **§ 152.45 ILLICIT DISCHARGES**

(A) For all water generated on developed or undeveloped land entering the municipality's separate storm sewer system, no person shall introduce or cause to be introduced into the municipal separate storm sewer system any discharge that is not composed entirely of stormwater.

(B) The commencement, conduct, or continuance of any non-stormwater discharge to the municipal separate storm sewer system is prohibited except as described as follows:

- (1) Uncontaminated discharges from the following sources:
  - (a) Water line and fire hydrant flushing or other potable water sources;
  - (b) Landscape irrigation water or lawn watering with potable water;
  - (c) Rising groundwater;
  - (d) Groundwater infiltration;
  - (e) Pumped groundwater;
  - (f) Discharges from potable water sources;
  - (g) Foundation drains;
  - (h) Air conditioning condensate;
  - (i) Irrigation water (except for wastewater irrigation);
  - (j) Springs;
  - (k) Water from crawl space pumps;

- (l) Footing drains;
- (m) Storm sewer cleaning water;
- (n) Water from individual, residential car washing;
- (o) Routine external building washdown which does not use detergents;
- (p) Flows from riparian habitats and wetlands;
- (q) Dechlorinated pH neutral swimming pool discharges;
- (r) Residual street wash water;
- (s) Discharges or flows from firefighting activities;
- (t) Dechlorinated water reservoir discharges;
- (u) Pavement wash waters where spills or leaks of toxic or hazardous materials have not occurred (unless all spilled material has been removed); and
- (v) Any other uncontaminated water source.

(2) Discharges specified in writing by the County Planning and Zoning Department as being necessary to protect public health and safety; and

(3) Dye testing is an allowable discharge if the County Planning and Zoning Department has so specified in writing.  
(Res. O-62-9-06, passed 9-14-2006)

#### **§ 152.46 PROHIBITION OF ILLICIT CONNECTIONS**

The construction, use, maintenance, or continued existence of illicit connections to the separate municipal storm sewer system is prohibited. This prohibition expressly includes without limitation illicit connections made in the past, regardless of whether the connection was permissible under law, or practices applicable or prevailing at the time of connection.  
(Res. O-62-9-06, passed 9-14-2006)

#### **§ 152.47 ELIMINATION OF STORMWATER POLLUTANTS BY THE USE OF BEST MANAGEMENT PRACTICES**

Any person responsible for a property or premises, which is or may be the source of an illicit discharge, may be required to implement, at the person's expense, the BMPs necessary to prevent the further discharge of pollutants to the municipal separate storm sewer system. Compliance with all terms and conditions of a valid NPDES permit authorizing the discharge of stormwater associated with industrial activity, to the extent practicable, shall be deemed compliance with the provisions of this section.  
(Res. O-62-9-06, passed 9-14-2006)

## **§ 152.48 NOTIFICATION OF SPILLS**

Notwithstanding other requirements of law, as soon as any person responsible for a facility or operation, or responsible for emergency response for a facility or operation has information of any known or suspected release of materials which are resulting in, or may result in, illicit discharges or pollutants discharging into stormwater, [or] the municipal separate storm sewer system, the person shall take all necessary steps to ensure the discovery, containment, and cleanup of the release. In the event of a release of hazardous materials, the person shall immediately notify emergency response agencies of the occurrence via emergency dispatch services. In the event of a release of non-hazardous materials, the person shall notify the County Planning and Zoning Department in person or by telephone or facsimile no later than the next business day. Notifications in person or by telephone shall be confirmed by written notice addressed and mailed to the County Planning and Zoning Department within three business days of the telephone notice. If the discharge of prohibited materials emanates from a commercial or industrial establishment, the owner or operator of the establishment shall also retain an on-site written record of the discharge and the actions taken to prevent its recurrence. The records shall be retained for at least three years.

(Res. O-62-9-06, passed 9-14-2006)

## **§ 152.49 ENFORCEMENT AUTHORITY**

The County Planning and Zoning Department shall be responsible for enforcing the provisions in this chapter. The County Planning and Zoning Department is also hereby authorized to promulgate any rules and regulations as may be necessary to supplement this chapter for effective enforcement, provided the rules and regulations shall not be valid until they have been filed in the office of the County Clerk for not less than ten days before their respective dates.

(Res. O-62-9-06, passed 9-14-2006)

## **§ 152.99 PENALTY**

(A) *Penalties.* It shall be unlawful for any person to commit any act declared unlawful under this chapter, to violate any provision of this chapter, to violate the provisions of any permit issued pursuant to this chapter, or to fail or refuse to comply with any lawful communication or notice to abate or take corrective action as required. Any person or entity found to be in violation of the provisions of this chapter of the code shall be fined in an amount not less than \$50 nor more than \$500 for each offense, and each day upon which a violation occurs or is allowed to continue, or a condition is not brought into compliance after notice, shall be viewed and may be prosecuted as a separate and distinct offense.

(B) *Stop work orders.* In addition to the penalties set forth above, the county may issue a stop work order for any person in violation of any provision of this chapter.

(C) *Other remedies.* The provisions or imposition of the penalty aforesaid shall not preclude the institution of appropriate action to prevent, abate or stop acts, activities, work, or maintenance not in compliance with the provisions of this chapter. In addition to any other remedy that may be provided otherwise, the provisions of this chapter may be enforced in any appropriate action, by injunction or otherwise.

(Res. O-62-9-06, passed 9-14-2006; Ord. O-88-1-11, passed 1-13-2011)