

**PROCEEDINGS
OF THE
MACON COUNTY BOARD**

JANUARY 14, 2021

**Kevin Greenfield
Chairman**

**Josh Tanner
Clerk**

The Chairman called the meeting to order at 6:00 p.m. with the Sheriff and State's Attorney present.

COMMENT:

Mr. Baggett: Mr. Baggett wanted to remind all of the members that the meeting was being recorded and live-streamed for the podbean podcast. As a result of that, if they speak in the boardroom they should pull the microphone close to them so that not only would they be amplified in the room but also so they get picked up by the microphones that are broadcasting the comments to the public that might be viewing from home. Mr. Baggett said if they start to speak and are too far away from the microphone, he would stop them and ask that they talk into the microphone. It is a matter of compliance with the Open Meetings Act. He said that was just a forewarning that it does have to happen. The other thing they have talked about before, again for the purpose of making sure that people listening at home know what's going on, before they begin speaking he asked they make sure they are recognized by the chair. He asked that they identify themselves. The people in the room will know who is speaking, but the people listening at home will not. He asked that they identify themselves before they begin speaking so everyone would be clear as to what was going on.

Mr. Greenfield: Mr. Greenfield asked if there were any public comments that needed to be read when they got to that point.

Mr. Baggett: Mr. Baggett said yes.

Mr. Greenfield: Mr. Greenfield asked Mr. Baggett to read the public comments when they got to them.

Mr. Baggett: Mr. Baggett said with respect to public comments he noted that the agenda lays out the County Board's policy with respect to the general 5-minute limitation per person and 20-minute limitation total. He understands that given the nature of the discussion the board might want to allow more than 20-minutes total. Mr. Baggett reminded anyone wishing to make public comment that the 5-minute per person rule will be enforced and people will be allowed to speak exactly one time. They would not be allowed to address the board twice even if they did not use up their full 5-minutes the first time.

The Roll Call showed the following member present at the meeting: Mr. Coleman, Mrs. Dawson, Mr. Entler, Mr. Greenfield, Mr. Gresham, Mr. Hogan, Mr. Holman, Mr. Horve, Mr. Jackson, Mrs. Kraft, Mr. Kreke, Mrs. Little, Mr. Mattingley, Mr. Noland, Ms. Rood, Mrs. Taylor, Dr. Zimmerman. The following members were present via tele-presence: Ms. Buckner, Mr. Drobisch, Mr. Oliver.

Mrs. Taylor led the members in Prayer.

All led in the Pledge of Allegiance.

A. APPROVAL OF THE MINUTES FROM THE DECEMBER 7, 2020 & DECEMBER 10, 2020 MEETINGS

MOTION

Mr. Jackson moved, seconded by Mrs. Kraft to approve the minutes of the December 7, 2020 and December 10, 2020 meetings.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 20

NAYS = 0

MOTION CARRIED.

There were no zoning or subdivisions presented at the meeting.

B. CORRESPONDENCE

A letter from the Decatur Public Building Commission regarding Certificate of Ending Fund Balance – Fiscal Year 2020 Multiple Facilities Operational Lease Account.

A letter from the Macon County Board Chairman to the Decatur Public Building Commission regarding Macon County Multiple Facilities Lease Agreement Surplus Funds held by Decatur Public Building Commission as of November 30, 2020 and his request, on behalf of the Macon County Board, to refund said positive balance to the County.

A Notice of Application to Manage Waste for Advanced Disposal Services Valley View Landfill regarding Landfill Gas Management System Construction Documentation Report.

A letter from the Illinois Department of Transportation that states Contract 95745, Illinois Project RS-1538/100/000, Section 08-00220-00-PV has been satisfactorily completed and accepted by the Department of Transportation.

A letter from the Illinois Department of Transportation regarding IDOT policy and procedure for completing delinquent NBIS inspections due to hardship.

A letter from the Illinois Department of Transportation regarding IDOT policy and procedure for revocation and reinstatement of IL NBIS PM and TL Certification.

A letter from the Illinois Department of Transportation regarding Fiscal Year 2022 Federal funding allotments.

REPORTS

Sheriff's Report – December 2020
Treasurer Fund and Investment Report - December 2020 & Revised December 2020
Collector Report – December 2020
Coroner Report – November 2020
Public Defender Report – November & December 2020
Annual Report of Recorder – December 2019 thru November 2020
Annual Collector's Report Tax Year 2019 payable 2020 & 2020 Mobile Home Privilege

MOTION

Mrs. Little moved, seconded by Mr. Jackson to approve placing the Correspondence and Reports on file.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 20

NAYS = 0

MOTION CARRIED.

1. CLAIMS

MOTION

Mrs. Little moved, seconded by Mr. Hogan to approve the claims that have been paid.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 20

NAYS = 0

MOTION CARRIED.

C. APPOINTMENTS

2. Mr. Greenfield presented Resolution G-5228-01-21 which is appointing Kristen Larnier, 2613 W. School Road, Maroa, IL 61756, to fill the County Board District #6 position vacated by Matthew Brown. The term will expire November 30, 2022.

MOTION

Mr. Greenfield moved, seconded by Mr. Gresham to approve Resolution G-5228-01-21.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

Present: Dawson

AYES = 19

NAYS = 0

PRESENT = 1

MOTION CARRIED.

Macon County Clerk, Josh Tanner administered the Oath of Office to Kristen Larnier the newly appointed Macon County Board Member in District #6.

COMMENT:

Mr. Greenfield: Mr. Greenfield said they could combine the next four appointments or they could do them individually.

MOTION

Mr. Jackson moved, seconded by Mr. Mattingley to bundle Resolutions G-5229-01-21, G-5230-01-21, G-5231-01-21 and G-5232-01-21 together as one vote.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Larner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 21

NAYS = 0

MOTION CARRIED.

3. Resolution G-5229-01-21 – Appointment to the Macon County Emergency Telephone System Board

Lynn Bradley Wilkey, 311 N. Pine, Maroa, IL 61756
Term Expires: February 2025

- Resolution G-5230-01-21 – Appointment to the Macon County Extension Board

Jeff Entler, 1645 S. St. Louis Bridge Rd., Decatur, IL 62521
Term Expires: November 30, 2023

- Resolution G-5231-01-21 - Appointment to the Macon County Regional Planning Commission

Jeff Entler, 1645 S. St Louis Bridge Rd., Decatur, IL 62521
Term Expires: November 30, 2022

- Resolution G-5232-01-21 – Appointment to the Macon County Rural Transit Advisory

Marcy Rood, 39 N. Country Club Road, Decatur, IL 62521
Term Expires: November 30, 2022

MOTION

Mr. Greenfield moved, seconded by Mrs. Little to approve Resolutions G-5229-01-21, G-5230-01-21, G-5231-01-21 and G-5232-01-21.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Larner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 21

NAYS = 0

MOTION CARRIED.

D. CONSENT CALENDAR

4. Mr. Greenfield presented Resolution G-5233-01-21 which is executing deeds to convey property on which taxes were delinquent.

MOTION

Mr. Greenfield moved, seconded by Mr. Hogan to approve Resolution G-5233-01-21.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Larner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 21

NAYS = 0

MOTION CARRIED.

JUSTICE COMMITTEE

5. Mr. Mattingley presented Resolution G-5234-01-21 which is granting permission to the Macon County Sheriff's Office to dispose of surplus equipment stored at the Law Enforcement Center.

Mr. Mattingley moved, seconded by Mr. Holman to approve Resolution G-5234-01-21. There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Larner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 21

NAYS = 0

MOTION CARRIED.

6. Mr. Mattingley presented Resolution G-5235-01-21 which is granting permission to the Macon County Sheriff's Office to dispose of damaged equipment currently being stored at the Law Enforcement Center.

Mr. Mattingley moved, seconded by Mrs. Kraft to approve Resolution G-5235-01-21.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Larner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 21

NAYS = 0

MOTION CARRIED.

COMMENT:

Mr. Greenfield: Mr. Greenfield said he was going to hold off on the EEHW Committee resolutions and move on to Operations and Personnel.

OPERATIONS AND PERSONNEL COMMITTEE

7. Mrs. Kraft presented Resolution G-5240-01-21 which is accepting a one-year proposal from Midwest Employers Casualty for Workers Compensation excess liability insurance coverage.

MOTION

Mrs. Kraft moved, seconded by Mr. Hogan to approve Resolution G-5240-01-21.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Larner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 21

NAYS = 0

MOTION CARRIED.

8. Mrs. Kraft presented Resolution G-5241-01-21 which is approving a lease renewal agreement with Macon County CASA, NFP.

MOTION

Mrs. Kraft moved, seconded by Mrs. Little to approve Resolution G-5241-01-21.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Larner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 21

NAYS = 0

MOTION CARRIED.

The Legislative Committee had nothing to submit at the meeting.

The Finance Committee had nothing to submit at the meeting.

The Negotiations Committee had nothing to submit at the meeting.

TRANSPORTATION COMMITTEE

9. Mr. Greenfield presented Resolution H-2228-01-21 which is appropriating funds for the 2021 Annual MFT Estimate of Maintenance Program.

MOTION

Mr. Greenfield moved, seconded by Mr. Hogan to approve Resolution H-2228-01-21.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Lerner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

AYES = 21

NAYS = 0

MOTION CARRIED.

10. Mr. Greenfield presented Resolution H-2229-01-21 which is approving and appropriating a 50/50 cost share with Whitmore Township on the TR 45 Kirby Road Bridge Repair Project.

MOTION

Mr. Greenfield moved, seconded by Mr. Hogan to approve Resolution H-2229-01-21.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Lerner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

AYES = 21
NAYS = 0

MOTION CARRIED.

11. Mr. Greenfield presented Resolution H-2230-01-21 which is approving the purchase of four 2020 15 Ft. Flex Wing Rotary Cutters.

MOTION

Mr. Greenfield moved, seconded by Mr. Hogan to approve Resolution H-2230-01-21.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Larner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 21
NAYS = 0

MOTION CARRIED.

12. Mr. Greenfield presented Resolution H-2231-01-21 which is granting permission to dispose of surplus equipment at the County Highway Department.

MOTION

Mr. Greenfield moved, seconded by Mrs. Little to approve Resolution H-2231-01-21.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Larner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 21
NAYS = 0

MOTION CARRIED.

13. Mr. Greenfield presented Resolution H-2232-01-21 which is approving the FY 2021 Motor Fuel Bid.

MOTION

Mr. Greenfield moved, seconded by Mr. Jackson to approve Resolution H-2232-01-21.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Larner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 21

NAYS = 0

MOTION CARRIED.

14. Mr. Greenfield presented Resolution H-2233-01-21 which is approving the FY 2021 Oil & Lubricant Bid.

MOTION

Mr. Greenfield, moved, seconded by Mr. Kreke to approve Resolution H-2233-01-21.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Larner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 21

NAYS = 0

MOTION CARRIED.

15. Mr. Greenfield presented Resolution H-2234-01-21 which is appropriating funds for the payment of the County Engineer's salary.

MOTION

Mr. Greenfield moved, seconded by Mr. Hogan to approve H-2234-01-21 which is appropriating funds for the payment of the County Engineer's salary.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Lerner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 21

NAYS = 0

MOTION CARRIED.

There were no officeholders' remarks presented at the meeting.

There was no old business presented at the meeting.

There was no new business presented at the meeting.

EEHW COMMITTEE

COMMENT:

Mr. Greenfield: Mr. Greenfield asked Mrs. Little to present the second and third one on the agenda first.

16. Mrs. Little presented Resolution G-5236-01-21 which is approving an Intergovernmental Agreement for the educational portion for Municipal Separate Storm Sewer System (MS4), between the Macon County Soil and Water Conservation District (SWCD), Village of Forsyth, Village of Mt. Zion, City of Decatur, and the County of Macon, Illinois.

MOTION

Mrs. Little moved, seconded by Mr. Hogan to approve Resolution G-5236-01-21.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Larner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 21

NAYS = 0

MOTION CARRIED.

17. Mrs. Little presented Resolution G-5237-01-21 which is approving a transfer within the Veterans Assistance Commission Fund.

MOTION

Mrs. Little moved, seconded by Mr. Hogan to approve Resolution G-5237-01-21.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Larner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 21

NAYS = 0

MOTION CARRIED.

18. Mrs. Little presented Resolution G-5238-01-21 which is approving and Intergovernmental Agreement between the Village of Mt. Zion, Mt. Zion Community Unit School District #3, County of Macon, Illinois, Richland Community College #537, Mt. Zion Township, Mt. Zion Fire Protection District, Mt. Zion Library District, Macon County Conservation District, Decatur Sanitary District, Macon County Health and Mental Health Board, and the Board of Trustees of the University of Illinois on behalf of Macon County Cooperative Extension.

MOTION

Mrs. Little moved, seconded by Mr. Hogan to approve Resolution G-5238-01-21.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Entler, Greenfield, Gresham, Hogan, Holman, Horve, Jackson, Kraft, Kreke, Larner, Little, Mattingley, Noland, Oliver, Rood, Taylor, Zimmerman

Nays: (None)

AYES = 21

NAYS = 0

MOTION CARRIED.

COMMENT:

Mr. Greenfield: Mr. Greenfield they have two resolutions left. One is the ordinance prohibiting cannabis business establishments and the last one is with the health department. He was going to open it up now to public comments. They are allowed five minutes to address the board. He asked them to come forward and give their name and state what they were there for and they would be happy to listen to them.

David Horn: Mr. Horn said he was respectively asking that the Macon County Board vote against reducing the enforcement authority of the Macon County Health Board as it pertains to COVID-19. We are currently in the worst public health crisis in our lifetimes. COVID-19 has taken a significant toll on human health. Macon County has the highest per capita death rate and highest per capita number of cases of any central Illinois county with a mid-size city. We have lost over 160 residents from the virus. To put that number in perspective, in less than one year we have lost as many residents from COVID-19 as approximately the number of homicides in Macon County in the last decade. To keep people safe, we must rely on our health experts and agencies. At the county level, this is the Macon County Health Department. When there is a shooting in the county, we ask the Macon County Sheriff's Office to respond. We do not create laws that say Macon County Sheriff's deputies can no longer carry a firearm. You give them the resources to respond to that shooting. When we have a global pandemic with very high death rates, we give our agencies like the Macon County Health Department the ability to respond. The Macon County Health Department plays a critical role in protecting the health of our citizens. Restricting the capabilities of this department, unnecessarily risks the health of residents that have already been disproportionately impacted relative to other counties. The COVID-19 pandemic is not only a health crisis, but it is also an economic crisis. However, the economic crisis will not be resolved until the health crisis is. Since the start

of the pandemic, the Macon County Health Department has closed one restaurant or bar in the county due to failure to comply with COVID-19 safety guidelines. Most of the time the Health Department works with restaurants, bars and other entities to get them into compliance. Closing down one restaurant or bar at the height of pandemic is hardly a reason to weaken enforcement capabilities. COVID-19 is an immanent hazard to human health. If you argue that it is not, perhaps maybe Macon County could revisit whether indoor smoking should be allowed. Protecting the health and safety of residents should be the number one priority of local government. Weakening the very agency that protects our citizens during the worst public health crisis of our lifetime is the antithesis of keeping people safe and protecting the public. Thank you.

Sandra Lindberg: Ms. Lindberg said she lives in Decatur, 62522. She said some of them have copies of her comments. She wanted to preface them by saying that she learned this afternoon that in the United States, every 30 seconds now somebody dies from COVID. So, if she speaks for 2 minutes 4 people will have passed away while she speaks. Ms. Lindberg asked them to think about that while she shared her perspective: This pandemic, to her, is the slowest moving hurricane I have ever known. It encircles the whole planet. Its winds churn away at us without let-up. And that unendingness makes it hard to endure. I believe that this proposal about doing something to the regulations of the Health Department is in part some of your attempt to make things a little better. The problem is, and I agree with Dr. Horn, unfortunately it is going to make them worse. The first hurricane I knew happened in Florida. A small neighborhood in Naples took shelter in the dinner theatre where I was working. All night we had a party! Can you imagine? We hoped the storm would pass us by—and it did. Hurricane Ike on the Gulf Coast wiped my in-laws house off the map along with many others. They were lucky. They evacuated before Ike hit and their insurance helped them afterwards. Then my husband and I met the 500-year flood of Grand Forks North Dakota, where we were teaching. It wasn't exactly a hurricane, but it gave me a taste of what a slow-moving storm could do. After evacuating for two weeks, we returned to work with their neighbors to repair our homes—it they were still standing. We were lucky again. Ours was. But this hurricane. It doesn't want to let us go. What we struggle with in Macon County is a year of destructive days. A year. And this storm is invisible, with killing winds that move so slow and light that it takes days before we learn we've been touched. It's been tough to come together for this pandemic. For too many months we've been largely left to endure all of this individually, which makes what we face much worse. To feel alone at a time like this is terrible. All day I've researched what others are doing in the U.S. to deal with this pandemic, and what we could do, to survive during this creeping storm. Here is some of what I want to share. The towns and businesses I've read about accept that COVID is a terrible danger to them, and I understand that that is still in debate in Macon County, with some people. They do recognize that not everyone is hit equally by this disease. In some cases, the wealthy and local governments are contributing huge sums of money to relief efforts, so are businesses. Macon County is not a wealthy county, but even here there are people and businesses doing better than others. And we certainly have skills and knowledge to share with each other. I think we should try the following because I don't just want to just stand up here and say no to you. I want to offer ideas on what you might do that others are doing too: 1. The Macon County Board could devise

rewards and benefits to those who recognize they do not need their relief money and who donate to the county, \$1200.00 for me. These funds could be put in escrow and used to help those most struggling. 2. The County Board and local State's Attorney's Office could devote time to writing emergency local ordinances designed to make innovative strategies possible. 1. The County Board and pro bono work from local attorneys and web site designers could help laid-off workers set up carry-out and delivery services designed to serve all kinds of local residents' needs. Some empty retail spaces could be leased for next to nothing for these new start-ups, at least for a time. 2. The County Board, Sheriff's Office and local businesses could loan vans and trucks to restaurants and bars struggling to implement delivery services. 3. The County and State could make warehouses available to local restaurants, bars and other businesses where they could come together and place huge food and supply orders together, and in that way bring down material costs. 4. The County Board could develop a county/citizen committee to design and build community food gardens, food preparation sites and sites where local food could be sold. We would do this now to cut food costs in spring, summer and fall, and to increase availability of local food to citizens, grocery stores, and restaurants.

Mr. Baggett: Mr. Baggett informed Ms. Lindberg that her five minutes had expired.

Ms. Lindberg: Ms. Lindberg said she had other ideas and they could see them on the paper she distributed.

Public Comment Speaker: The speaker said he wanted to start off with a personal anecdote about something that happened to him in Decatur. He went and got carryout at Solsa today for lunch. Shocker, he knows. He said what he saw was a business that has adapted to the times. It wasn't lunch time and it wasn't busy. There was a line when he walked in and people coming in the door as he left. Every single customer and employee was wearing a mask and social distancing. This is an example of a model business that you should be giving assistance to in these unfortunate times, not your wealthy bar and restaurant owner friends who want to open with no restrictions. Please help the business owners and employees that have complied with the COVID-19 guidelines. The speaker said, Kevin Greenfield, you are killing us. You are the sole arbiter of death in Macon County. This little man rules the county board with an iron grip and not a single board member steps up and calls him out publicly. Please call out this foul, small man. If greed is a sin; this man is the greediest. If Kevin Greenfield doesn't meet the definition of a sinner, guilty of avaricious, then the sky isn't blue and the grass isn't green. The COVID-19 deaths in Macon County will all be on your hands and all the cash in this world won't save you from being turned down at the gates of heaven for your crimes against humanity. This man is stripping the Macon County Health Department of the ability to enforce COVID-19 guidelines and you all are complacent if you don't stand up right now and say enough is enough. People have a right to survive, not businesses. I don't care if you are a Republican or Democrat. They don't put party affiliation on gravestones. I will end with a Bible verse and a question for everyone. Timothy Chapter 6 verse 10: For the love of money is a root for all kinds of evils. It is through this craving that some have wandered away from faith and are pierced with many pains. So I

ask you Kevin Greenfield and the entire county board, would you give a loaf of bread to a hungry man or a hungry restaurant?

Mrs. Little: Mrs. Little said he did not put his name and address in the record.

Mr. Baggett: Mr. Baggett said it was not required.

Speaker: The speaker said his name is Drew Laney.

Marc Girdler: Mr. Girdler said he is the people's mayor of Decatur. I am running for city council as the "Guillotine Guy". I just want to point out that this meeting opened in a prayer, and the vast majority of people stood up. I don't see anywhere in the Bible where they say you should sacrifice your fellow man for a few pieces of silver. In fact, the few people who did that, it didn't work out real well for them as I remember. So, if you cared enough to stand up and pretend like your religious, let's see it in fact tonight and vote against going against health guidelines. All your doing is feeding people to a machine and as my namesake the Guillotine would say, I don't take it lightly when I see elected officials that are willing to sacrifice the poor and the working class, so that a few people at the top, a few dozen people, can profit. We've seen PPP loans. We've seen the city council wave fees, wave liquor licenses, wave gambling fees. So, this isn't just a double dip on money. This is a triple, quadruple dip, but we are just going to reopen. The vote here, by the way, from the outside the way the general public sees it, is that you have already made your mind up. You have businesses that are openly saying on Facebook, we've got the green light to open tomorrow. That doesn't say a lot about the credibility of this board at all. We have seen it before, remember on the cannabis vote when everybody knew that Kevin Greenfield and Julie Moore orchestrated clandestine meetings. Ran city and county business through their personnel and business e-mails in efforts to avoid FOIA. That's what's happening again here. The county doesn't have the money to do anything from what I'm hearing, so why do you want to put yourself at such liability? If this does go through, if you strip the health department, I urge every citizen to come together in a coalition and find every bit of liability and let's bring it down on this county with as much force as we possibly can. If money is language this board speaks, then let's speak that language too and make this decision cost this county as much as humanly possible. If you want to know how it goes when you go against citizens Kevin, you can talk to Rick Meyer at the library whose legal fees went through the roof. They went through years of budget in a month, trying to circumvent things the way that you've done and the way that Julie's done. Opening these businesses is something everyone wants, but they want them opened safely. We are not looking 10 years into the future here. The governor's expected to make an announcement soon. There is no reason to make a decision on this right now. Our cases may be stabilizing, but they're going to go up, especially when you have places like the Avon who are saying they are going to open regardless, because they've got the green light. Who could they have gotten the green light from? It had to be one of you, but which one. Who's telling people that the vote is decided? Kevin, you shouldn't be trusted to make any health related decisions. I've watched the videos where you sit in the Board of Health and tell them there should be no restrictions, no enforcement. They have been told on video to

look the other way. They've been instructed to break the law, to break ordinances, to break executive orders. You should be removed from office. You couldn't even sit through the meeting on Tuesday with your mask properly on. You endangered everyone in this room, and you couldn't care less about it. You should not be making any decisions for this community, when you have zero personal responsibility. Isn't that what we are always told about COVID? It's personal responsibility. But, this guy that's in charge that's making the decisions can't even wear a mask properly in a meeting. If you will notice when people were up here, the public, who cared enough to come down here and stand, this guy is rustling papers into the microphones so they can't be heard as well. David Horn is a city councilman and you had the audacity to not look at him and rustle your papers into that microphone and make as much noise as possible. But, I notice Kevin you stopped when I turned my camera on. So, let it be served to this entire Macon County Board, my camera will be on from here on. I will come to every meeting if I have to. If you want to put our lives in danger to help your rich friends, there will be a cost for it. Thank you.

Debbie Hill: Ms. Hill said she owns Debbie's Diner. I have been there 19 years. First of all, Kevin isn't killing people COVID is. I am a little upset. I can't believe what I just heard. I would like to thank everyone for being here. Hopefully we can resolve this soon. Again, I don't want anyone to get COVID; I don't want COVID. I also would like to thank Mr. Greenfield for sticking up for us and trying to get our life back. I have been in the restaurant business for over 50 years and I don't want to lose everything I've worked for. If vote to let us open, we can protect ourselves with distancing and masks. We can do this. We can do this. All we have to do is separate, mask. We have meetings here. We are all separated. We have masks on. What more do we want? This politics and fighting against each other, we've had 4 years of this. This is craziest thing, craziest life. This has to stop. Let's come together and get our economy back. Restaurants are a place where people come in who are lonely, who have lost their spouse, who want conversation, want food. They come in because they love us, and we want to help them. We listen to them. We are going through a tough time. We don't want this, but we cannot lose everything that we have fought for all our lives. We have worked. I have worked hard and I don't want to lose everything. We've got to get back on track here. I know people are dying, but people are dying of other things too. They die of pneumonia. They die of the flu. If you protect yourself and do what you are supposed to do, why do we wear masks if we can't go anywhere? Why do we do that? I don't understand. I want to thank you again. Let us open.

James Gentry: Mr. Gentry said he is the owner of the Texas Road House in town. There is a lot of passion in this room tonight from the people of the city, the Health Department, everybody. I understand it is a very tough situation and there is no winner in this situation. One, it is unfortunate that people would come up here and try to use God and judge somebody, when God is the judge. That just doesn't make sense. So, Kevin I am sorry you had to hear that and endure that. Let God judge, not you. I'm pretty sure Kevin didn't invent COVID. Secondly, I just can't understand how the restaurants are the main focus of this crisis. I know there were other businesses that were discussed, like the theatre's and things of that nature that are shut down too. It just makes me... It's so

sad that this is the main focus of our citizens. It's like restaurants don't need to open. Restaurants don't need to open. Restaurants don't need to open. I am trying to understand why. Why are the restaurants the main focus? What makes you believe that restaurants are the cause? We want to talk about scientific evidence. What scientific evidence proves that restaurants are the cause? There is none. I looked it up. There is no cause of this from restaurants. I said it before, last week. It's more dangerous at home, because of the regulations that we have in place in our restaurant, I believe I am safer at the restaurant than at home. In addition, people speak to us as if we do not have families, as if I don't have my parents or my grandparents that are high risk. We have families too. We have 130 employees at my restaurant as well. We don't want our people sick. We aren't wanting to be open because we want to get people sick. That is totally out of line to even think that. We care about our community. I think most people know that Texas Roadhouse cares about the community here. We do tons of things for our community, consistently, weekly. We go shut down on a Friday. I had about \$58,000 in food prepared for that weekend. What do you think we did with that? Why don't you ask our hospitals and the Sheriff's Department what we did with it? When COVID first started we were the first restaurant, I do believe, out of many, that went to the hospitals and dropped off thousands of dollars' worth of food for our healthcare workers. We care about that. We were one of the first restaurants in town to spend \$12,000 on 7ft. partitions in between our tables. If you walk in there you will see them. Our Health Department has seen them. We wear masks. We make people wait in cars. There is no lobby. It is turned into a takeout room. We are doing everything that I think would help. People are up here stating what we already know, stating the same stats. People are dying and this is happening. We all know that. We watch every day and we read it. Everybody in here knows everything about what's going on in the world. That's not what we are here for to re-incite that every single second. You're saying the same things. What we are here for is a solution. How can we safe and get our business open? Forty-five plus other states have figured this out. Fifteen states right now have lower COVID numbers than Illinois and are open. So, why can't we come up with a solution that is fair and consistent to keep our people safe and our restaurants open, that the Health Department can enforce? I don't even like the word enforce. When I hear Brandi say enforce 15 times last meeting, that does make me think it is personal or about power. Our Health Department is very vital to what do, but it is not to enforce; they're our partners. They come in and help us be safe. They tell us, "this is probably not safe," let's get a system in place for that. And we do it because they are the experts, and they are helping me become better for our community. It is not just about being able to enforce; it's about being able to help. Why can Sangamon County, Missouri, every state surrounding Illinois have something in place where the restaurants are open and they can be safe, but we can't? I think leaders in this room, the Health Department in this room all have strong personalities and are very smart. We can find a solution together.

Mr. Baggett: Mr. Baggett said Mr. Gentry's 5 minutes were up.

Jen McMillin: Ms. McMillin said she is in South Wheatland Township. She asked if there would be a second public comment section for the cannabis. Mr. Greenfield said no. She said she would include her comments here then. Ms. McMillin said I come to

this topic from a wide variety of hats that I wear in the community. You may know me as a mom of Charlie. I have a 7-year-old that, hopefully knock on wood, he will get to go back to school in-person on Monday. He goes to Meridian Elementary School. They have gone remote and they have gone in-person. I worry daily because I work and am the Executive Director of an essential non-profit organization that helps to prevent child abuse and neglect. I have been going to work every day and my staff has been going to work every day. However, I worry every day that I will contract COVID at my place of work and bring it to my families. With that being said, I am also coming here as a concerned citizen. I am a member of the Macon County community and I care very deeply about our community and that is why I brought myself to this meeting tonight. I very strongly encourage the Macon County Board to not take away any enforcement policy or procedures from the Health Department at this time. First of all, I believe it is the wrong time. We have seen a new variant of COVID in as close of a state as Indiana that spreads 50 times faster, and is moving closer to us. We have seen a record number of deaths at the national level, over 4,000 people died yesterday alone. I think this is a moving target and I do not think we should rush this decision in any way. That being said, the comments that I heard on Tuesday that were questioning our Health Department professionals, I am really worried about the message this would send if we take away enforcement policy from the Health Board at this time. We bring in valued professionals into our community every year to serve our community. We choose them very carefully because we believe they are the right people for the job. They have the education to do so, and they can build public trust. If we take away the public trust of the Health Department now, it will take us years to get that back. I encourage you to take that into consideration when taking this vote. Another reason to consider this is the fact that Macon County and Decatur Illinois have a very significant population of older individuals. Our community is aging faster than we can replenish it. We have shown that our community is very susceptible to the flu and other infectious diseases because of our population. I think that we need to take that into consideration as well, especially with only having two major hospitals in the area with a reduced number of beds and staff due to COVID along with other infectious disease and illness. I will end my statements on this issue with the comment that there is no good decision. There really is not. We are valuing businesses and lives and we need to take into consideration, should we wait and do more research on how we can solve this issue in a manner befitting our people, or should we rush to judgment and then regret our decision in two or three weeks. In reference to the cannabis legislation, when I moved to Decatur several years ago there has been a cloud over this town. We're sad about the loss of manufacturing. We're sad about crime. We're sad about slow growth. A year ago opportunity knocked on our door and we turned it down. The State of Illinois has raised over \$106,000,000 in net revenue from the sale of cannabis. We need now to let this provision sunset so we can take advantage of these sales especially during this time where revenue is down in the county. Ms. McMillin thanked them for the time and said she hope they would consider her comments tonight.

Steven Christian: Mr. Christian said we've heard a lot about the cost of this decision tonight. Unfortunately, both the business owners that spoke tonight admitted they don't understand how COVID works. I am going to be honest with you. I don't either. The

people that put together this plan that the governor sent down are supposed to be the state's best officials on virology and on how to stop the spread. What you are talking about doing could cause the Health Department to lose its funding. What is the cost going to be of breaking the state regulations because there will be lawsuits? I guarantee you. These restaurant owners, some of the city council members, maybe even some of the county council members all seem to think that these businesses have more of a right to be open than the entire county does to a functioning Health Department. Think about that. Five percent of the city's income is worth a functioning Health Department? How many lives is that going to cost because it will cost lives? The audacity to think that you have more of a right than the entire community has to health care makes me sick to my stomach. The Health Department Services range from Baby Talk to WIC, health screenings, immunizations, the list goes on. And they do so through state and federal grants, not through the 5% of the city income that your businesses generate in taxes. You don't have a right to that. You have a right to a livelihood and COVID has stripped that from many of us. That's no fault of anyone's. It's not your fault. The federal government should have done more to help bail everybody out, so that you're not in this position. But, this decision is going to cost lives. Over 126 people have died. How many more is ok? 200? 300? 1,000? That is what you're voting on tonight. People will die. It is not a possibility. It is not hyperbole. It's fact. Nobody in this room is qualified to go over the mitigation restrictions set by the government or have better idea on how to fix things than the Restore Illinois Plan. If you have a good one, let's bring it up. Stripping the Health Department of its ability to mandate things is not going to help. These businesses being open is important to them. It is important to the people that want to get out. Talk about the idea of personal responsibility. They want to go out. They want to be safe. They want to socially distance. You can spread this disease for days and not even know you are sick. It's not like the regular flu, where in 12 hours, 24 hours you feel like crap. If you go out somewhere you are being irresponsible and reckless. That has a lower death rate than the disease we are talking about. We have mutations of the virus that are showing up. Taking away the Health Department's right to enforce rules, and again enforce, they shut down one business for a little while until they complied. It's not like these businesses can't be open. Why can't their patrons help support their business in a fashion that keeps enough of your employees open and staff open with carryout? Lots of other businesses in town do. Lots of them do. I have always been able to get take-out since this whole thing started, from anywhere that I wanted to go. That option is still there. The city council admitted on Tuesday, 3 of the members, Mr. Skywalker, Mr. Kuhle and Nancy that if they open restrictions or open up indoor dining to 25% then we know they will probably do 50%, or if we say 50% they are going to do 75%. They have already proven... people. Take the restaurant people. Look at people, people will do as little as possible to get away with what they can. People are like current, of water or electricity, they travel the path of least resistance. We can't count on people to self-police, to self-regulate. When we tried that the infection rates skyrocketed and our hospitals were overtaxed. My wife's grandmother had to wait to get shipped to Springfield to die in Springfield. This decision will cost lives. Nobody in this room, myself included is qualified to make that decision.

Kathy Wade: Ms. Wade is from the Macon County Health Department. This has been one heck of a week, hasn't it? From dealing with the ordinance to releasing that we were open for Phase 1B yesterday and all of our phone circuits going down. To having a voicemail that currently has over 800 messages in it to receive the vaccine. That should show you how serious this community, the voters, are about COVID-19. We have no more available appointments for the next two weeks. We are planning a drive-thru clinic. This is what we do as the Health Department. Last night as we are all leaving is when we realized the circuits were not holding up to the influx of calls that we were getting in. So, what did a lot of your team members do? They were on the phone with one another till after 9:00 last night trying to figure out how to best serve this community when it came to the vaccine. That is what this team member does. For that, I want to tell every team member from the Macon County Health Department who is listening right now, we are proud of you. This says nothing about you. We are blessed to have a team at the Health Department that will go above and beyond for this community. Today we had 72 new cases. That is the highest number yet. Is this the surge we are getting ready to see? Is this the surge that Governor Pritzker is waiting on before he opens up the state? So thanking my fellow team members, I am going to tell you why I am standing up here today. All this week I feel like I have been trying to prove myself, the division and the Health Department to members of this community. Why? Am I trying to prove that we are not abusing power as was quoted? Am I trying to prove that these food ordinance changes put not only Macon County Health Department, but Macon County in a possible spot that we don't want to be fiscally? Or am I just talking for no one to hear me? I've asked that last question to myself many times this week. I've already stated that our metrics, both regionally and countywide don't support this move. I've already discussed some of the possible financial implications on this. Even though I did quote the wrong county section, statute that Mike Baggett corrected me, the correct one still says, the Board of Health, let me repeat that, the Board of Health, may make and adopt such rules for its own guidance and for the government of the Health Department to protect and improve public health. That's what we are doing. We are protecting the public health. Or do I need to discuss this perception of this move with the community again? If you don't believe it, pull out your phones and take a quick look on Facebook. I can give you names of facilities that have already put their hours of operation tomorrow that they will be open. Have they been told that the Health Department has no authority? Or have they been told that this meeting is just a farce and decision that has already been made? Some members of the county board have successfully taken what I and my team have built up and destroyed that relationship with our businesses. What happens when these facilities open up based on these ordinances and they find out they have to repay those grants? Because once you open up you are no longer following State mitigations. The grants will have to be re-paid. What happens when the State Liquor Commissioner pulls their liquor licenses for not abiding State laws? What happens when the gaming licenses get pulled from not following State mitigations? What happens to our revenue in the county when that happens? Who carries the liability there? This shouldn't be and us versus them scenario. This is the time, more now than ever, that we should all be standing together as a united front. We should be leading this community by example, not by making them chose sides, not by dividing them. Remember, our jobs are to protect the health and safety of this community, even from some of our own.

Brandi Binkley: Mrs. Binkley said she is the Public Health Administrator at the Macon County Health Department. Kathy, thank you for being here. I do also want to echo what she said, thank you to all of my team. I know a lot of them are listening tonight to see what happens. I just want to thank them because you all cannot even imagine the amount of hours and passion that they have put into this, and how much they have sacrificed to try to protect these lives that we are still here tonight advocating to protect. So, thank you for a chance to say that. In this pandemic there are no winners. Everyone is losing, right? This is terrible. It's wreaking havoc on all of us, mentally, physically, emotionally and economically. I realize that. We are all hurting and we are all ready to go back to normal. But, things aren't normal yet. We cannot jump into this. We need to do this in the safest way possible. Last Thursday I was made aware of this proposed edit to our ordinance. I don't support or approve going against the Restore Illinois Plan that was developed by experts, doctors, scientists and epidemiologists. I do respect all of you very much, but I do feel as if we should be following their plan because it took a lot of time to develop that, and it was based on data and science. That is what we should be following right now. Although, I know we want to follow our hearts so badly. On November 16th we held a press conference in partnership with our health care partners here in Macon County, the hospitals, the FQHC's, the county and the city. We begged the community to do everything that they possibly could immediately to start taking every precaution possible to save lives, not only in their own families but far above and beyond. The health care system was being overburdened. The numbers were getting very, very scary and I can assure we were all scared, and we were all speaking with one voice at that time. We were close at that time to having mitigation measures implemented upon us as a region. Then of course as you know, November 23rd the mitigation measures were implemented for the entire State. Thank you to all of you who have been compliant with these mitigations whether it is the food establishments or all of these other businesses that are not food establishments that have had to follow requirements. Thank you to all of you who sacrificed and continue to sacrifice time with your family and with your friends, especially over some of these holidays. On November 16th during the press conference we asked, not just to food establishments, but to schools to go remote until January 15th. We asked faith based organizations to consider only virtual gatherings. We asked families to sacrifice precious time over the holidays with one another. So, this was definitely not a targeted effort in Macon County. On November 23rd I did a deep dive of data to provide to some of our partners as they were making these decisions about going virtual or going remote. In between October 23rd and November 23rd there were more deaths in that one month than in the 7 months prior, combined. Also, in that month there were more cases in that one month alone than the 7 months prior all combined. We were in a very dark place. You can see in the graph I laid on your spots that can show you the trend, and that is specific to Macon County, of where we were going. You can see right around in that November time period when those mitigations were put into place and how significantly and quickly things did go down as positivity rate, cases per 100,000, and also the deaths right here in Macon County. On November 20th when those mitigation measures were put into place, I do want to say those mitigations were not only affecting bars and restaurants. If you review that plan, there are many other types of businesses that have suffered as well and have

had to narrow down their capacity or close their doors and only offer virtual services. It definitely was not targeted. I realize that it sometimes does seem like that, but the plan puts restrictions on a lot of different types of businesses. At that time, we were at a 16% positivity rate and dropped down to 9.4% in just one week. The target was 8% at that time. I do want to clarify something that has been accused, that we do not share statistics here in Macon County. We at the Macon County Health Department do not have an epidemiologist and it is very difficult for local health departments to get those. Not only because there aren't a lot of them, but because usually health departments are famously and very traditionally underfunded. So, it is very difficult to have an epidemiologist on staff. But, you know where they do have them? At the State. So, what we do is we rely upon those experts at the State, and we refer people to Macon County regional specific information that you can find on their website every day. You can find out about deaths, positivity rate, case per 100,000. You can even find locations where people are potentially exposed, which I know there have been accusations about that not being available and it is right there. Today, we are so close to January 15th when there is a possibility that we can move out Tier 3. Unfortunately, our numbers are still not in the metrics that would allow that, which should tell all of us that it is not time. It is not the safest time to move out of some of these mitigation measures that have been put into place. We are still in that window of possibly seeing a surge and you can probably see in your graph that there is a slight uptick that is now occurring. Is that the surge and is the time, when now we have vaccine and there is a light at the end of the tunnel to make this change and for our community to proactively go against this regional plan? I don't think so. Throughout this pandemic, we as an organization have followed up on every complaint that we have gotten. That was long before we ever suspended a food permit. We have done everything possible to partner with every organization of whatever kind they are no matter how many hours of the day or night it took to do everything possible to keep them as open as they could be in the safest way possible. Our goal is partnership, not penalizing. That is what we are there for as a health department all of the time, including in a pandemic and that is what we have done. I want to advocate. I realize there is a lot of advocacy for owners, but I have to tell you that there are also a lot of employees of different types of businesses, not just food establishments that call us complaining and terrified and begging us to help them because they feel as if they have to go to work or they are going to lose their job. They are scared to go to work because they don't want to be exposed and get sick. They want their employers to be compliant and that is not always happening. I do fear if we tell businesses now you don't have to follow the State plan, that yes it might be kind of a free-for-all where they feel like they can do whatever they want. We have a several step complaint process that we have followed throughout this time, and again we partner with people. There is education. We have gone on tours. We have gone out and reviewed plans, over and over, so we can do everything possible to be a partner in this initiative. We do several different things before we would ever even issue a cease and desist order. As was commented on before, we only suspended one food permit and got that place back open within a matter of days because they did achieve that compliance. We have been questioned about if we have overstepped our power, overstepped bounds. I can assure you as a Macon County Board that I do not do things without seeking legal advice. I have a very good relationship with Mike Baggett and have for many years, and have worked with him. He is our liaison at

the Health Department for the State's Attorney's Office. I have spoken with him throughout the duration of this pandemic and far before that to get legal guidance about how we could proceed, not should proceed, but could legally proceed. I do that with everything I do as a Health Department Administrator because it's my job to do things right and to make sure I am mitigating risk, not only to the Health Department, but to all of you and our entire county. So, please rest assured we didn't just start going out doing whatever we wanted to do. I was aware that both State's Attorneys during the time of this pandemic would not follow through and prosecute if we did close an establishment. I knew that. They were very upfront about that. But, I didn't feel like if we were doing our due diligence that should not finish step 1 if there was no step 2 that was going to occur. We still needed to do what we felt like was right to help protect all of your lives and far above and beyond even if someone wouldn't do anything after that step. As Kevin stated during our emergency Board of Health meeting earlier this week, he did ask me to look the other way. I was not going to do that and the Health Department does not do that and I think that would cost lives. We were also asked by Kevin if we would use some of our CURE funding to assist these bars and restaurants. We had our own expenses but I was still asked to do that and so I did and was told that was not an appropriate way to spend Health Department funds during a pandemic, which I think makes total sense. But, I also wanted to do my due diligence with that. This is not the normal process we follow when we do an ordinance change usually it goes through us and legal and is presented to our board of health and then brought here to you after several committees. My board was basically informed on Monday, because I was informed that this was being pushed through even if it was something we didn't support or agree with. People often say it's about freedom of choice. The restaurants should be open. It should be people's choice. But, what not all people realize is that it is not just about the owners or the patrons that are coming in, it's a trickle effect. If people are getting sick because too many people are gathering, then the health care system gets overburdened. I can assure you back in November when we were scared, there were not always enough nurses signed up for a shift before the shift started. There were people that you maybe know or don't know on carts in hallways because they couldn't get an emergency room bed let alone an admission bed. We do not want to get to this dark, scary place again, and if there is a way we can prevent that, we should. I think following the plan is a way we can at least prevent that even if we just save a few lives, then it's worth it right? Also, in addition to burdening the health care system you have to think about all of these children that need to get back into school. If our numbers go awry they have to go on adaptive pause and can't be at school. You have to think about these long-term care facilities. Their family members do or don't get to see them depending on where the numbers are at during a given week. So, it is just not about the people eating out. When things were the darkest and scariest, we as the Health Department stepped up to enforce these mitigation measures, although sometimes it was scary. As you know the city and the Decatur Police Department also did step-up some enforcement measures. We gained compliance in our community just by telling our community we were going to enforce the Restore Illinois Plan. I think the opposite will happen if you adjust and don't go by the plan tonight. As you know the city might be repealing part of their ordinance. If the city stops enforcing at the level that they are and our ability to enforce is stripped away from us, if numbers spiral out of control again like they did before, who is going to

enforce this? Who will have the ability and the willingness to enforce this? In addition to this being dangerous, a move like this speaks volumes to our community about a county going against its very own public health department. We should be united and standing together and advocating with and for one another to save lives of the people that voted you into your positions. County and community leaders should be leading by example, not only in this pandemic, but at all times. So, I ask you to be a hero. I ask you to follow the Restore Illinois Plan that was set forth by experts. I do think it will save lives. I think we can get through this together. We are very close. We just have to stick with it. As Dr. Ezike, Director of IDPH says, I know that we're tired but the virus is not tired. We have a way to go. There is a light at the end of the tunnel, but we are not finished yet. We have to keep fighting together. Thank you for giving me the time.

COMMENT:

Mr. Baggett: Mr. Baggett said if there were no other persons here to speak, he had one other public comment that was submitted by e-mail that he would read into the record: Hi my names Cameron Williams, township supervisor of district 6, and we want to express our extreme concerns against suspending or removing covid 19 health department enforcement. We have a large elderly population and the covid 19 pandemic, which primarily harms the elderly, is still ravaging the world. I am scared for my community and I believe taking away enforcement protocols of any kind will only lead to the deaths of dozens more in our community before we can truly get covid 19 under control. I speak for my community to say, do not restrict the health departments ability to enforce covid 19 regulations and continue to enact regulations to curb the covid 19 spread. Thank you.

19. Mrs. Little presented Ordinance O-137-01-21 which is prohibiting cannabis business establishments.

MOTION

Mrs. Little moved, seconded by Mr. Hogan to approve Ordinance O-137-01-21.

COMMENT:

Mr. Greenfield: Mr. Greenfield asked Mr. Baggett to explain the way this is written.

Mr. Baggett: Mr. Baggett said as some of them might recall if they were on the board last year, the legalization of recreational cannabis statute passed by the General Assembly enacted into law effective January 1 last year allowed local governments, counties, municipalities, etcetera to adopt ordinances that would prohibit cannabis dispensaries within their jurisdictions. It did set a timeframe. Basically if you failed to enact an ordinance prohibiting such an establishment within the jurisdiction by a date, you would lose the ability to do so in the future. Macon County Board adopted the previous ordinance amending the Macon County Code prohibiting cannabis business establishments within the county outside the corporate limits of any municipality. It had

a sunset provision of January 15, 2021 or tomorrow. The ordinance before the board tonight would extend that sunset provision for one year until January 15, 2022. So, what the board is called upon to vote on tonight is basically if you vote nay on this ordinance before you, then the ordinance will expire under its own terms and be repealed effective tomorrow. If you vote in favor of the ordinance before you, the prohibition will be extended for one year. It will have to be brought back before the county board or the board can bring it back. It is under no obligation to, but it can bring it back next year to decide whether to extend that prohibition for one more year or some other number of years. Mr. Baggett said that is where they are at tonight.

Mr. Greenfield: Mr. Greenfield asked if everyone understands what a yes vote is and a no vote.

Mr. Baggett: Mr. Baggett said a yes vote means cannabis establishments will continue to be prohibited. So if you vote yes, you do not want cannabis establishments in Macon County in the unincorporated parts of Macon County. If you vote no, then they will be allowed.

Dr. Zimmerman: Dr. Zimmerman said she just wanted to clarify too just to make sure they are all on the same page as well. When he says cannabis businesses that's not just dispensaries, that all businesses that are listed. So that's cultivation centers, transportation. We're putting everything into this one ordinance. All of those businesses would be prohibited. If you vote no and this ordinance does not pass that doesn't mean, we just lose all control over any businesses that come in. They still have zoning things control over it as well. It is not just like a free-for-all if this does not pass. There are still things that the county has control over of these businesses. I urge a no vote because it is not just dispensaries, cultivation centers, and transportation. When you think about Macon County's strengths you think agriculture and you think transportation. So, this is a huge economic opportunity. We here time and again on this board that we need revenue. This is an opportunity for us to get that revenue as a county. Dr. Zimmerman believes there was \$100,000,000 in sales in this state, where they were actually running out of cannabis to sell. So there are going to be opportunities for growers and other businesses besides just dispensaries. She thinks that is just an important thing to keep in mind as they vote on this.

Mr. Greenfield: Mr. Greenfield asked if everyone was familiar then. He asked if anyone on the phone had any questions. Yes, is to prevent it and no is to allow it.

MOTION TO AMEND

Mr. Mattingley moved, seconded by Mr. Jackson to allow everything to sunset except for dispensaries.

COMMENT:

Mr. Mattingley: Mr. Mattingley said basically the ordinance would continue to prohibit only dispensing organizations. All of the other adult use cannabis business establishments listed in the ordinance, it would sunset as to them, so they would be permissible provided they satisfy our zoning ordinances and other things it addresses.

Mrs. Dawson: Mrs. Dawson was not clear on the amendment.

Mr. Mattingley: Mr. Mattingley said all cannabis use business establishments would sunset. In other words, they would be permissible and no longer prohibited in Macon County except for the provision continuing to ban dispensaries.

Mrs. Dawson: Mrs. Dawson asked if he was saying he didn't want dispensaries.

Mr. Mattingley: Mr. Mattingley said that was what he was saying.

Mr. Oliver: Mr. Oliver asked when this was first proposed as an ordinance for the State of Illinois and municipalities to handle it, were there not a definite amount of establishments allocated for each county or district of the State of Illinois to handle marijuana? He asked if that was true and in effect and how would this affect that particular instance.

Mr. Baggett: Mr. Baggett said if he was understanding Mr. Oliver's question he was asking if when the recreational cannabis statute passed there wasn't something in state law that limits the number of cannabis establishments permitted throughout the state. He said if he was getting the understanding, Mr. Oliver's question may be whether anything is available for Macon County regardless of what the board does.

Mr. Oliver: Mr. Oliver said right. He asked if the county is in or out of that allocation.

Mr. Baggett: Mr. Baggett said he could not answer that question. He did not have that level of familiarity with the state's protocols or licensing situation with what they are doing with dispensaries or other cannabis establishments.

Mrs. Rood: Mrs. Rood said it is her understanding is that the State will issue 60 licenses for cultivation facilities. That will take place by the end of this year. So there is a certain limitation each year on how many licenses are approved. She asked if that answered Mr. Oliver's question.

Mr. Oliver: Mr. Oliver asked if that is for Macon County, 60?

Mr. Baggett: Mr. Baggett said that is the total for the entire state.

Mr. Greenfield: Mr. Greenfield asked Mr. Oliver is that answered his question.

Mr. Oliver: Mr. Oliver said no.

Ms. Buckner: Ms. Buckner said to her understanding Macon County would only get one dispensary and she could get that information to him.

Mr. Oliver: Mr. Oliver said he remembered reading that and that was why he was questioning it now. Has there been any changes in that?

Mr. Greenfield: Mr. Greenfield said not to our knowledge.

Mr. Oliver: Mr. Oliver said if we pass an ordinance eliminating the present ordinance then there can only be one establishment in the whole county. If they are no longer going to uphold the present resolution and it was allowed now to have the sale or growing and raising of marijuana in Macon County, there would only be one unit that could do it?

Mr. Greenfield: Mr. Greenfield said no. Some of the villages and municipalities also passed it. He believed Harristown and Maroa, and there might have been another one. He asked if anyone knew of another one. Even if the county voted against it, those municipalities could still do it themselves. As far as the unincorporated areas, they would be allowed one. Mr. Greenfield said there was an amendment on the floor. He asked if there were any other questions.

Mr. Coleman: Mr. Coleman said he just wanted to comment that dispensaries are by far the largest economic income generator. So for us to outlaw that aspect of (could not hear the rest of the comments)

Mr. Baggett: Mr. Baggett said just so they don't have any confusion, he asked if everyone was clear on what an Aye vote or Nay vote means on the motion before the board. He said they were voting on the motion to amend. They were voting on the amendment at that time. So, if you vote in favor, if you vote aye now, what you will be doing is voting to amend the ordinance to say that you are going to allow the sunset provision to occur. And, the only thing that would be prohibited after tomorrow would be dispensaries within unincorporated Macon County. Everything else that is cannabis related would be permitted going forward. So, if you vote in favor of the amendment you are saying yes to everything but dispensaries, and no to dispensaries. If you vote nay, then you will eventually get to vote on the entire ordinance.

Mr. Greenfield: Mr. Greenfield asked him to run that by them one more time.

Mr. Baggett: Mr. Baggett said amendments get confusing. He said if you vote yes on the amendment here then you will get a second vote in a moment, but if you vote yes on the amendment then you are voting to allow everything but dispensaries. Dispensaries would still be prohibited but everything else that is cannabis related and legal now, you would be allowing within unincorporated Macon County. That's what happens if you vote yes.

Dr. Zimmerman: Dr. Zimmerman said she was sorry to make this more complicated, but if we vote the amendment down and the amendment vote is no, then they would still vote on the full motion, so the whole package could be shot down as well too.

Mr. Baggett: Mr. Baggett said yes, absolutely. He said you will still get to vote on the entire ordinance whether it's amended or not in just a few moments.

Mr. Tanner: Mr. Tanner asked just for clarification for the clerk's office, is this removing the sunset clause?

Mr. Baggett: Mr. Baggett said this would allow the sunset provision to take effect. Mr. Baggett said instead of going deeper into it he would work with Mr. Tanner on the language as far as the minutes are concerned.

Mr. Tanner: Mr. Tanner said that was his only concern.

There were a number of members speaking with questions regarding the vote.

Mr. Baggett: Mr. Baggett said once again, if you vote yes on the motion to amend then everything but dispensaries would be allowed going forward. Someone asked if it would be in the new vote. Mr. Baggett said you still get to vote a second time in a moment, but as far as the effect of the amendment, basically you are voting to vote on that.

Dr. Zimmerman: Dr. Zimmerman asked if they are not amending the sunset provision in the original ordinance anything about the sunset provision, so it would still exist for the dispensaries if we voted yes on the amendment and yes on the actual resolution?

Mr. Baggett: Mr. Baggett said Mr. Mattingley's motion to amend you would still get to consider on the sunset provisions as to dispensaries a year from now. It wouldn't be a permanent ban on dispensaries. It would just be a one-year moratorium basically. He asked Mrs. Dawson if that made it clear. She said too many people were talking and the sunset was what was throwing her off. Mr. Baggett said he was going to defer to his boss.

Mr. Rueter: Mr. Rueter said let's put it very simply. If you vote yes on the amendment and yes on the motion after amended.

Mrs. Dawson: Mrs. Dawson asked if they could just deal with one thing at a time.

Mr. Rueter: Mr. Rueter said no because if you know everything, you know which way to vote for what you want to accomplish. He was going to talk about the effect of your votes. If you vote yes for the amendment, that Mr. Mattingley is suggesting, that it only relates to continuing on dispensaries and you vote yes for the motion to continue the ban, then what you are doing with a yes, yes vote is saying we want a moratorium to continue on dispensaries only. If you vote no on the amendment, meaning you don't want to specifically single out dispensaries, and you vote no on the sunset ban, then that means that everything is legal right away as of tomorrow. If you vote yes for the amendment but no for the main resolution then that means you are saying it only applies to dispensaries, but then we still don't want it. The ban would stop as well. So, a yes and

then a no has the same effect as a no and then a no. That means there is no ban on anything at the end of the day. The only other option is to vote no and then yes and in that case what you are doing is you are not voting on the... You are saying no to the amendment but you're saying you want the entire ban to stay in affect. That is about as simplistic as I can make it to tell you what your options are.

Mr. Oliver: Mr. Oliver asked how he would vote if he wanted to make it so there were no restrictions at all, to eliminate the ordinance entirely.

Mr. Baggett: Mr. Baggett said he would vote no. It doesn't matter how you vote the first time, but on the second vote you would vote no.

QUESTION WAS CALLED FOR

ROLL CALL.

Ayes: Entler, Greenfield, Hogan, Holman, Horve, Jackson, Kreke, Little, Mattingley, Noland, Zimmerman

Nays: Buckner, Coleman, Dawson, Drobisch, Gresham, Kraft, Larner, Oliver, Rood,

Present: Taylor

AYES = 11

NAYS = 9

PRESENT = 1

MOTION CARRIED. (AMENDMENT TO O-137-01-21)

COMMENT:

Mr. Baggett: Mr. Baggett said as it currently sits before you, without any other motions to amend, which may come, but as it currently sits now if you vote yes then you will be voting to extend the moratorium and the prohibition only as to dispensaries for one year. This will come back to the board one from now. If you vote nay you will be voting against the entire ordinance and everything will be legal in terms of cannabis beginning tomorrow.

Mrs. Dawson: Mrs. Dawson said she is glad she wasn't the only one confused.

Mr. Baggett: Mr. Baggett asked if there were any questions with respect to what they are voting on now.

Mr. Greenfield: Mr. Greenfield asked him to go over it one more time.

Mr. Baggett: Mr. Baggett said if you vote yes on this vote you are voting to extend the prohibition against dispensaries, and only dispensaries, for one year. It will come back to the board one year from now and you will decide what to do then. If you vote no on this motion then everything that is cannabis related, which is legal under state law, they will be able to apply for and as Dr. Zimmerman indicated earlier they would have to jump through whatever hoops are necessary zoning wise. But, it would be legal for them to do that in unincorporated Macon County.

Mr. Coleman: Mr. Coleman just wanted to rise in strong opposition to continuing the sunset provision. It is quite possibly the most fiscally regressive decision we could be making right now in the midst of everything we are talking about. It is clearly an issue for the county in general let alone right now in the midst of a pandemic with people hurting as they are. So, why would we be turning down so much revenue? I don't know. Sangamon County took in \$20,000,000 last year. We could be doing the same. We need money. We are in the negative. Make the right choice. Strong opposition to this bill.

ROLL CALL.

Ayes: Drobisch, Entler, Greenfield, Hogan, Horve, Jackson, Kreke, Lerner, Little, Mattingley, Noland

Nays: Buckner, Coleman, Dawson, Gresham, Holman, Kraft, Oliver, Rood, Zimmerman

Present: Taylor

AYES = 11

NAYS = 9

PRESENT = 1

MOTION CARRIED. (ORDINANCE O-137-01-21 AS AMENDED)

COMMENT:

Mr. Oliver: Mr. Oliver asked Mr. Baggett to explain to the board what just happened.

Mr. Baggett: Mr. Baggett said the motion as amended did pass 11 votes to 9 votes to 1 abstention. That means that everything but dispensaries will now be allowed within unincorporated Macon County. Dispensaries will continue to be prohibited in unincorporated Macon County for one year.

20. Mrs. Little presented Resolution G-5239-01-21 which is amending Chapter 91 of the Macon county Code, commonly referred to as the Food Sanitation Ordinance, in relation to the COVID-19 pandemic.

MOTION

Mrs. Little moved, seconded by Mr. Hogan to approve Resolution G-5239-01-21

COMMENT:

Dr. Zimmerman: Dr. Zimmerman said I e-mailed you guys all a pretty lengthy statement earlier, so I hope you all took that into consideration. But, I wanted to clarify one point that I made that I think is especially important regarding this. The fact is that we are saying that we will allow 25% occupancy even though the state regulations might say zero. And, yes we do put rules in place on what might have to happen with that. I think what we have heard from both sides of this issue is we all know what this is, a choice between saving lives and saving businesses. I am happy to answer any questions that anybody has about why indoor dining is, from a scientific perspective, more dangerous and more risky than other types of businesses. But, at the end of the day that's not a scientific question that we are voting on; we are voting on a value question. How do we balance the risk between businesses allowing indoor dining and the lives and health of the members of our community? There is no winner in this decision. But, if we are going to make this decision, while it is a value decision, we deserve to have all of the information necessary to make that decision so we can understand what trade-off we are actually making. No information has been provided to us about... We can all agree that deaths will increase with this, but do we have an estimate of how many more deaths? Do we have an estimate in the increase in number of cases. Do we have an estimate on what it is going to do to our health care capacity? Do we know what it will do to our number which is the infection rate, and a very important epidemiological number? Do we know how many more employees will go to work because of this, on the other side of the equation? Do we know how many of these businesses will be affected by allowing indoor dining when we already allow them take-out? We know none of those things because this resolution was given to us, well now it's been 8 hours ago, but 5 hours before our caucus. The only reason we even had 5 hours to look at was because I sent this out. I did that. We have 5 hours to make the most important decision, let's be honest, that any single one of us will ever vote on, ever. Because people's lives are in the balance and so are their businesses. I don't understand how we can make this decision. When the State made these regulations, they had that data. They have models that epidemiologists put together. They have public health experts. They have all of those things and they use that to make their decision on what sort of risk we should allow, and when. We have none of that. I have a PhD in biology. This is what I do. I teach courses infectious disease, so if you want to know why Coronavirus is different from Ebola, I'll give you my lecture from this semester. I do not feel qualified to answer these questions. That is what I am imploring you to think about today. We are choosing to risk people's lives and we are choosing to risk people's businesses. But, we do not have all the information to know what level that risk is. So, that 25%, we have all said we feel like that is ok. What are you basing that number on? Just something that allows you to sleep at night, because it does not allow me to go to sleep at night. If this passes, the only thing we know for sure that will happen, is cases will go up, deaths will go up and we will have sent the message that our health department cannot be trusted. That our State experts cannot be trusted. That somehow us in this room with no backing in this field, know more than them. The question has been asked, well if Sangamon County can do it, why

can't we? I would like to see if they had those numbers that they based it off of. Did they have experts that told them it was ok? How did they come to their value decision? We don't know any of that. We don't know the effects of what's happening in Sangamon County right now because it takes several weeks for those cases to increase and even longer for hospitalizations and death because there is a lag. So, without all of that information to decide this in five hours that we had this ordinance for, I think is irresponsible. Anyone who wants to change the ordinance from the what the State has developed with that data, with those experts, the burden should be on them to give us the data to us that it's safe, that it is ok. Without that data, it is irresponsible for us to vote to change this ordinance. Thank you.

Mr. Coleman: Mr. Coleman said I have a question for the State's Attorney's Office. We spoke at the EEHW Committee meeting on Tuesday. We put several different requirements in place if we were to do this. I believe it was based upon the metrics that Sangamon County is supposed to be abiding by and if their hospital bed rate and ICU availability, positivity rate per 100,000 is a certain threshold mark that they would not be able to do that. I've been trying my hardest to work through this ordinance over the course of, one the day, but two since this meeting has been going on, and I don't necessarily see that. Is that currently still contained in this ordinance where if we were to open up indoor dining at these 25% capacity limits, that we would then still be abiding by the State metrics and it would close down if we were in violation of them as well?

Mr. Rueter: Mr. Rueter said that Mr. Baggett was primarily the one who drafted the legislation over the course of yesterday. He used information from Sangamon County's in conjunction with some of the wishes of the county board. With respect to the items, if you've read the ordinance as it is, it is not stripping away the power of the health department to enforce the ordinance, it is setting certain limitations on when they can do so and under what conditions. So, those are tied to issues that based upon what we saw from Sangamon County, that we incorporated into the one consistent with what we believe the county board was asking us to do. Is that fair Mr. Baggett?

Mr. Baggett: Mr. Baggett said yes. With respect to metrics, the instructions provided by the EEHW Committee that were voted on by that committee and provided to me, indicated that they wished the ordinance to be amended to be COVID-19 specific to allow restaurants and bars to open 25% capacity, to have social distancing, partitions enforced, to require masks when not seated at the table, and a 3-month sunset provision. I did incorporate those requirements. They did not indicate that they wanted Sangamon County's metrics incorporated into the changes. So, I took from that committee hearing... I did not take what you took, I suspect. I do not recall the committee instructing the State's Attorney's Office to incorporate the Sangamon County metrics in terms of automatic revisions to enforcement protocols based on where Macon County stands in terms of positivity rates or hospitalizations or deaths. That is just not the instructions that I believe I took from the EEHW Committee. I will inform the board that the measures I just read out from my notes was explicitly what the EEHW Committee asked be incorporated into the draft amendment. The draft that is before the board this evening you will note that the change to the definition of Imminent Health Hazard, that is

91.06, the new addition of 91.30 and 91.31 as well as 91.32 I believe incorporate what was specifically requested by EEHW. EEHW did indicate that they wanted to use the Sangamon County ordinance as a jumping off point. I reviewed that. It also did not include the metrics that you've described. That simply is not in the ordinance. Whether it's in some other regulatory protocols that Sangamon County has, I can't say; but it's not in what they're using in Sangamon County right now as far as what they've published. As far as the other provisions, 91.33 dealing with handwashing and sanitizing stations, 91.34 dealing with live music and dancing, 91.35 indoor air circulation, 91.36 a plan for disinfecting establishments, 91.37 the employees screening and dealing with COVID positive employees, those are pulled both from the Sangamon County ordinance as well as input from the health department. I think that in all fairness it should be noted that this draft was sent to the health department and input was solicited. While as Mrs. Binkley and Ms. Wade have indicated the health department is not in favor of adopting this change to the ordinance, they did have input into this in an attempt to limit what they view as damage to the ordinance. So, there input has been considered and incorporated to the extent it can be while being consistent with what EEHW directed the State's Attorney's office to prepare. I just wanted to make sure that was out there and everybody was clear on that.

Mr. Coleman: Mr. Coleman said to put it into clearer terms, if we do pass this ordinance per say even if our ICU bed availability go down to zero, the State may jump in and do something about it, but us as a county would not unless we did further action upon that. I just want to put that there. That leads me to my next comments. I rise in strong opposition to this ordinance. I want to state for the record, State law is State law. Regardless of what we do, the State has the power to come in and enforce these mitigation efforts, whether we do or not. Doing that, and allowing them to do that, just puts us at risk as a county to lose valuable resources and valuable opportunities afforded to us that I don't know what we would do if we didn't have them. For instance, if we chose to violate State government order, as the health department put very lightly, they are very likely to lose their certification and license to perform certain functions as the health department here in the State. IDPH has the power to remove that license. Correct me if I am wrong Mr. Baggett. Also, furthermore is they have the ability to remove grant funding from programs that are essential to this community. Things like Baby Talk, WIC, Starting Point for our seniors, the people who are most vulnerable in the midst of this pandemic. So why we would then take the chance of being liable for that when they are still subjecting these business owners to being closed down by State order. We don't have the power to supersede them. That just makes no sense to me. Us as a community have not exhausted all possible options when it comes to supporting these businesses in the midst of all of this. I myself make a point every day to at least once a day get takeout from one of our local restaurants. I make a daily effort to patronize these businesses though I don't necessarily see as much of a strong effort upon the entirety of this community. I would like for us to come together and support them as the business community they are and knowing that they are vulnerable and this is not of their own choosing. This is not of their own fault. But I want to finish my comments in stating that, it is life or death. We have lost over 160 people, if I get the number correct, since this has started here in Macon County. One of them yesterday. And I fear every day that

my 90-year-old grandmother who is currently in the hospital both with COVID and pneumonia, may be the next one because we want to be able to go back to the bar and drink a beer or have a steak which is clearly a voluntary action that we don't need to take in the midst of a pandemic when we know that it is an unnecessary health risk not only to ourselves but those around us. Those that aren't sitting at that table because you go home and you go to people like my 90-year-old great grandmother who has COVID and pneumonia and I'm afraid I will never see again in my life. That's wrong. I shouldn't be dealing with this. The community should not be dealing with this. As the ladies from the health department said, we had over 800 people begging to get a vaccine because they are that worried about themselves in this community and doing their part to prevent it. We should be doing ours. Thank you.

Mrs. Dawson: Mrs. Dawson said I would like to say that I think we are rushing to judgment. I don't know what the hurry is. Why we had to get this ordinance at... I called this morning and it wasn't ready. So, I didn't get it until 2:00, 3:00 and you expect us to look through, not you but we're expected to go through and make a decision based on something we've had several hours to look at. I just don't think it's a fair proposition to expect us to do this and make a decision. I think we should have had adequate time to see it, to look at it, to ask some questions and we were not afforded that. I don't know why we have to do everything on the fly. Why does it have to be done tonight? That's my first question. What's the rush? We are talking about people and I think we need to put more time and energy into making this decision.

MOTION TO TABLE

Mrs. Dawson moved, seconded by Dr. Zimmerman that Resolution G-5239-01-21 be tabled.

QUESTION:

Ms. Buckner: Ms. Buckner asked if this was a motion to table.

Mr. Greenfield: Mr. Greenfield said yes the motion to table is on the floor.

ROLL CALL.

Ayes: Buckner, Coleman, Dawson, Drobisch, Holman, Oliver, Rood, Taylor, Zimmerman

Nays: Entler, Greenfield, Gresham, Hogan, Horve, Jackson, Kraft, Kreke, Larner, Little, Mattingley, Noland

AYES = 9

NAYS = 12

MOTION FAILED. (TO TABLE RES. G-5239-01-21)

COMMENT:

Mr. Baggett: Mr. Baggett said the motion isn't to table anymore. It is just the motion on the question of whether to pass or not the ordinance.

Mr. Greenfield: Mr. Greenfield said a yes is a change and a no is a not. Correct?

Mr. Baggett: Mr. Baggett said a yes is to change the ordinance, no is to not change the ordinance.

ROLL CALL.

Ayes: Drobisch, Entler, Greenfield, Hogan, Horve, Jackson, Kraft, Kreke, Lerner, Little, Mattingley, Noland

Nays: Buckner, Coleman, Dawson, Gresham, Holman, Oliver, Rood, Taylor, Zimmerman

AYES = 12

NAYS = 9

MOTION CARRIED.

QUESTION:

Mrs. Dawson: Mr. Dawson asked what this means for the health department.

Mr. Baggett: Mr. Baggett said to the extent I can answer that with the passage of the amendment to the Food Sanitation Ordinance, it means that they cannot suspend or revoke a food establishment permit for violation of indoor dining mitigation measures except as such violations may be inconsistent with the ordinance that was just adopted. So, the 25% or higher if the governor's order allows for higher capacity limits and all of the other things that are included occupancy, social distancing, face covering, hand washing etcetera.

Mrs. Dawson: Mrs. Dawson said your ordinance says 25 right? Does it say that we are going to go with the governor?

Mr. Baggett: Mr. Baggett said it says at no more than 25% of capacity. Alternatively, establishments must operate at no more than the capacity mandated by a current executive order if it is greater than 25%. So, if the governors order were to go higher than 25% then that would also take effect in the county, but it won't go any lower than 25%.

Dr. Zimmerman: Dr. Zimmerman said I would like us to correct the record from Tuesday. When Mrs. Binkley spoke she said that the chairman had said in the board of

health meeting that he had mentioned twice to use the CURES Act Fund to give that to restaurants and also instructed them to look the other way. I believe you called that a bunch of crap that you said that and then me. Jackson then insinuated she came up with a personal attack. I would like to point out that that video is on-line. You can see it on YouTube at the 26-minute mark the chairman began speaking and at the 28 mark he says the CURES Act. He says it again at the 30 mark and says the exact words, look the other way at the 32-minute mark.

Mr. Greenfield: Mr. Greenfield said if you would have listened to my comments Tuesday...

Dr. Zimmerman: Dr. Zimmerman said I listened.

Mr. Greenfield: Mr. Greenfield continued, at the EEHW meeting, I admitted to that. What I didn't admit to was threatening Mrs. Binkley.

Dr. Zimmerman: Dr. Zimmerman said then I encourage the whole board to go watch that video.

Mr. Greenfield: Mr. Greenfield said he would encourage them to do the same.

Mr. Coleman: Mr. Coleman said it pains me to do so, but I would feel incredibly remiss as a citizen of this county and member of its board, after what has transpired and the information that has been shared over the course of the EEHW meeting, this meeting, I formally call upon, and maybe Mr. Baggett and the State's Attorney's office can help me with this, the appropriate county authority, whether that be the Sheriff's office, the State's Attorney's office, the County Board whatever it be to investigate our highest executive officer in the county, willfully, possibly conducting misconduct and asking our Public Health Administrator to do so as well. I formally ask that we investigate this.

Meeting adjourned at 8:18 p.m.