

**PROCEEDINGS
OF THE
MACON COUNTY BOARD**



OCTOBER 13, 2022

**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.

The Roll Call showed all members present with the exception of Mrs. Dawson, Mr. Edwards, Mr. Hogan, Mr. Holman Mr. Horve, Mrs. Larner, Mr. Noland, Mr. Oliver, Ms. Rood, and Mrs. Taylor.

Mr. Entler led the members in prayer.

All led in the Pledge of Allegiance.

Mrs. Dawson, Mr. Edwards, Mr. Holman, Mrs. Larner, Mr. Oliver, and Ms. Rood were all present at the meeting.

A. APPROVAL OF THE MINUTES OF THE SEPTEMBER 08, 2022 MEETING

MOTION

Mrs. Kraft moved, seconded by Mr. Mattingley to approve the minutes of the September 08, 2022 meeting.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Buckner, Coleman, Comer, Dawson, Edwards, Entler, Greenfield, Gresham, Holman, Kraft, Kreke, Larner, Little, Mattingley, Oliver, Rood, Scott

Nays: (None)

AYES = 17

NAYS = 0

MOTION CARRIED.

ZONING / SUBDIVISIONS

1. Mrs. Little presented Resolution Z-1244-10-22 which is regarding Case S-03-09-22, a petition submitted by Nexamp Solar LLC (Oreana solar project) requesting a Special Use Permit to allow the development and construction of a solar energy system on approximately 12.3 acres of an existing 78 acre tract of land and within a three year period, obtain a building permit and begin to establish the use in (A-1) Agricultural Zoning on property commonly known as the northeast corner of Jordan Road and Connors Road, Macon County, Illinois in Whitmore Township. After hearing the evidence, the Zoning Board of Appeals voted to recommend approval of the subject

petition with 6 stipulations. The EEHW Committee met and reviewed the petition and recommended the County Board approve the petition subject to the 6 stipulations recommended by the Zoning Board of Appeals.

MOTION

Mrs. Little moved, seconded by Mr. Gresham to approve Resolution Z-1244-10-22 by prior roll call vote.

There were no questions or comments from the public.

There were no questions or comments from the board floor.

MOTION CARRIED.

2. Mrs. Little presented Resolution Z-1245-10-22 which is regarding Case S-04-09-22, a petition submitted by Nexamp Solar LLC (Argenta solar project) requesting a Special Use Permit to allow the development and construction of a solar energy system on approximately 24.2 acres of an existing 34.2 acre tract of land and within a three year period, obtain a building permit and begin to establish the use in (A-1) Agricultural Zoning on property commonly known as the northeast quadrant of Wise Road and State Highway 48, Macon County, Illinois in Friends Creek Township. After hearing the evidence, the Zoning Board of Appeals voted to recommend approval of the subject petition with 6 stipulations. The EEHW Committee met and reviewed the petition and recommended the County Board approve the petition subject to the 6 stipulations recommended by the Zoning Board of Appeals.

MOTION

Mrs. Little moved, seconded by Mrs. Kraft to approve Resolution Z-1245-10-22 by prior roll call vote.

There were no questions or comments from the public.

There were no questions or comments from the board floor.

MOTION CARRIED.

3. Mrs. Little presented Resolution Z-1246-10-22 which is regarding Case S-05-09-22, a petition submitted by Nexamp Solar LLC (Maroa solar project) requesting a Special Use Permit to allow the development and construction of a solar energy system on approximately 32.7 acres of an existing 64.98 acre tract of land and within a three year period obtain a building permit and begin to establish the use in (A-1) Agricultural Zoning on property commonly known as the northeast corner of Route 51 and Duroc Road, Macon County, Illinois in Maroa Township. After hearing the evidence, the Zoning Board of Appeals voted to recommend approval of the subject petition with 6

stipulations. The EEHW Committee met and reviewed the petition and recommended the County Board approve the petition subject to the 6 stipulations recommended by the Zoning Board of Appeals.

MOTION

Mrs. Little moved, seconded by Mr. Comer to approve Resolution Z-1246-10-22 by prior roll call vote.

There were no questions or comments from the public.

There were no questions or comments from the board floor.

MOTION CARRIED.

4. CLAIMS

MOTION

Mrs. Little moved, seconded by Mr. Gresham to approve the Claims by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

B. CORRESPONDENCE

A letter from IDOT regarding Notification to Maintain Illinois Project: BB88-511 / /, Section: 15-00274-00-BR.

A letter from IDOT regarding Notification to Maintain Illinois Project: FGMV-182 / /, Section 15-00275-00-BR.

An e-mail from Ameren Illinois regarding notification of future tree trimming.

REPORTS

Sheriff's Report – September, 2022

Treasurer's Fund & Investment Report – August & September 2022

Collector's Report – August & September 2022

Coroner's Report – August & September 2022

Auditor's Report – September 30, 2022

MOTION

Mrs. Little moved, seconded by Mr. Mattingley to approve the Correspondence and Reports by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

C. APPOINTMENTS

5. Resolution G-5444-10-22 - Appointments to the Macon County Zoning Board of Appeals

Dennis Hughes, 147 Elder Ln., Decatur, IL 62522
Term Expires: May 31, 2025

Gary Hutchens, 3220 Tohill Ln., Decatur, IL 62521
Term Expires: May 31, 2027

Clint Gorden, 8089 Pleasant View Rd., Blue Mound, IL 62521
Term Expires: May 31, 2023

MOTION

Mr. Greenfield moved, seconded by Mrs. Kraft to approve Resolution G-5444-10-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

6. Resolution G-5448-10-22 – Appointment to Macon County Board of Review

Bryan Smith, 3569 Redlich Dr., Decatur, IL 62521
Term Expires: May 31, 2023

MOTION

Mr. Greenfield moved, seconded by Mr. Gresham to approve Resolution G-5448-10-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

7. Resolution G-5449-10-22 – Reappointment to Decatur Public Building Commission Board of Commissioners

Jerry Lord, 3646 Pleasant View Ct., Decatur, IL 62526
Term Expires: October 31, 2027

MOTION

Mr. Greenfield, moved, seconded by Mrs. Little to approve Resolution G-5449-10-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

8. Resolution G-5450-10-22 – Appointment to the Macon County Mental Health Board

Diane Couri, 132 S. Water St., Suite 438 Decatur, IL 62522
Term Expires: June 30, 2025

MOTION

Mr. Greenfield moved, seconded by Ms. Rood to approve Resolution G-5440-10-22 by prior roll call vote.

QUESTION:

Mr. Edwards: Mr. Edwards thought the address listed was her business address. He asked if she lived in town, and did that matter. He was told she does live in town.

Mr. Rueter: Mr. Rueter said that is her business address.

MOTION CARRIED.

D. CONSENT CALENDAR

9. Mr. Greenfield presented the Consent Calendar which includes Resolution G-5451-10-22 regarding executing deeds to convey property on which taxes were delinquent.

MOTION

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

There were no questions or comments from the board floor.

MOTION CARRIED.

JUSTICE COMMITTEE

10. Mr. Mattingley presented Resolution G-5452-10-22 which is approving entering into an Intergovernmental Agreement with the City of Decatur for a Multi-Jurisdictional Street Crimes Task Force.

MOTION

Mr. Mattingley moved, seconded by Mrs. Larner to approve Resolution G-5452-10-22 by prior roll call vote.

QUESTION:

Mr. Edwards: Mr. Edwards asked if the percentage is favorable to Macon County. Is that the right percentage to get as a county for what they are putting in? He didn't know how many people are there from the city versus how many from the county. Mr. Edwards wanted to make sure the sheriff's department and the county are getting the appropriate response.

Sheriff Root: Sheriff Root said this is the exact amount that has been in this for years. This is not a new one. This has been around since Scott Rueter was the State's Attorney the first time. It is the same percentage, and is not really based on the number of people. They just had one person who wanted to stay.

MOTION CARRIED.

11. Mr. Mattingley presented Resolution G-5453-10-22 which is approving acceptance of Justice Assistance Grant funds.

MOTION

Mr. Mattingley moved, seconded by Mrs. Kraft to approve Resolution G-5453-10-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

The EEHW Committee had nothing to submit at the meeting.

OPERATIONS AND PERSONNEL COMMITTEE

12. Mrs. Kraft presented Resolution G-5454-10-22 which is approving the holidays for 2023.

MOTION

Mrs. Kraft moved, seconded by Mr. Oliver to approve Resolution G-5454-10-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

The Legislative Committee had nothing to submit at the meeting.

FINANCE COMMITTEE

13. Mrs. Little presented Resolution G-5455-10-22 which is amending the FY22 budget for the Child 1st Center.

MOTION

Mrs. Little moved, seconded by Ms. Rood to approve Resolution G-5455-10-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED. (BUCKNER SHOWED HER VOTE AS PRESENT)

14. Mrs. Little presented Ordinance O-141-10-22 which is granting a non-exclusive franchise to Comcast of Illinois/Indiana/Ohio, LLC to construct, operate, and maintain a cable communication system in Macon County, Illinois and further approving the associated franchise agreement.

COMMENT:

Mrs. Little: Mrs. Little said they would need to suspend the rules on this because they discussed it in committee, but did not vote on it.

MOTION TO SUSPEND THE RULES

Mrs. Little moved, seconded by Mr. Mattingley to suspend the rules to consider Ordinance O-141-10-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED. (BUCKNER SHOWED HER VOTE AS YES AND DAWSON SHOWED HER VOTE AS NO TO SUSPEND THE RULES)

MOTION

Mrs. Little moved, seconded by Mrs. Kraft to approve Ordinance O-141-10-22 by prior roll call vote.

QUESTION:

Mr. Edwards: Mr. Edwards asked for confirmation that one part of this was for the PEG Agreement (Public, Educational and Governmental Access), which is for the funds they receive for the public governmental education. That is one part of this. He also asked if the second is the non-exclusive franchise for maintaining the cable system. He was looking for some guidance on this.

Mr. Baggett: Mr. Baggett said he reviewed the contract and Mrs. Wilcox negotiated certain terms of the contract with Comcast. He was involved in the red-lining of it.

Mr. Edwards: Mr. Edwards said the PEG Agreement, where basically the agreement provides specific funding to the county because of the franchise agreement the county has, he asked if there is much that has changed as far as their agreement in the past.

Mr. Baggett: Mr. Baggett said there is no change with respect to... really anything. The biggest change in there was to Section 7 with respect to the insurance provision, which was re-drafted.

Mr. Edwards: Mr. Edwards said there was something regarding the county covering a charge for something.

Mr. Baggett: Mr. Baggett said with respect to the changing of the contract, the insurance language was the only significant change made. The remainder of the changes were really just catches by him. Mr. Baggett said he didn't think he worked on the contract 10 years ago, but it had a lot of references to the Illinois Municipal Code, which he said the county is not bound by. So, he made a lot of changes to the county's code, the analogous provision for the cable franchise is there. Mr. Baggett said that other than that, this is the same contract that they have had in force with Comcast for the last 10 years.

MOTION CARRIED. (DAWSON SHOWED HER VOTE AS NO)

NEGOTIATIONS COMMITTEE

Mr. Greenfield: Mr. Greenfield said they are close to settling the contract with the Probation Department. He thinks there could have been a couple more things that Mr. Flynn was working on. He was sure they would have that by the November meeting.

RECOGNITIONS:

Mr. Greenfield: Mr. Greenfield said everyone was present at the meeting for the Sheriff's recognition so they would have him present it.

Sheriff Root: Sheriff Root said that on September 14, 2022 at approximately 8:57 a.m., correctional officers and nursing staff responded to a medical emergency after an inmate severely cut his wrists with a razor in an attempt to end his life. They immediately utilized their training and experience to provide lifesaving aid to this inmate. This inmate, who was being held on 1st Degree murder charges, fought with officers and medical staff as they applied direct pressure to the wounds. The inmate's efforts to prevent their lifesaving efforts was unsuccessful. Hospital and jail medical professionals have indicated that the correctional officers and nursing staff's immediate response prevented the death of this inmate. Their actions bring honor to them and this profession. Sheriff Root said he is proud of them and the job they do for the citizens of Macon County. Sheriff Root presented awards to: Corporal Bart Tirpack, C/O Daniel Burnham, C/O Clinton Smith, C/O Terrance Collins, C/O Chandler Huddleston, C/O LaRee Jackson, C/O Eugene Moeller, C/O Michelle Stine, C/O Jacob Warrick, C/O Andrew Ziegler, and Nurse Jamie Anderson. Sheriff Root thanked them for everything they do for Macon County. He said it is an honor to have them in the Sheriff's office.

Mr. Greenfield: Mr. Greenfield thanked them all for a job well done.

TRANSPORTATION COMMITTEE

15. Mr. Kreke presented Resolution H-2300-10-22 which is approving and appropriating funds for the 2022 CH 61 Storm Sewer Project.

MOTION

Mr. Kreke moved, seconded by Mr. Gresham to approve Resolution H-2300-10-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED. (DAWSON SHOWED HER VOTE AS YES AND ENTLER SHOWED HIS VOTE AS PRESENT)

16. Mr. Kreke presented Resolution H-2301-10-22 which is approving and appropriating funds for the CH 27 Damery Road Bridge Project.

MOTION

Mr. Kreke moved, seconded by Mrs. Kraft to approve Resolution H-2301-10-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED. (ENTLER SHOWED HIS VOTE AS YES)

17. Mr. Kreke presented Resolution H-2302-10-22 which is approving an agreement for a jurisdictional transfer with Mt. Zion Township.

MOTION

Mr. Kreke moved, seconded by Mrs. Kraft to approve Resolution H-2302-10-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

18. Mr. Kreke presented Resolution H-2303-10-22 which is approving and appropriating funds for a ROW Survey for the 85th Street bridge replacement.

MOTION

Mr. Kreke moved, seconded by Mrs. Kraft to approve Resolution H-2303-10-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

19. Mr. Kreke presented Resolution H-2304-10-22 which is approving and appropriating funds for additional engineering expenses on the TR 30 Strawn Road Bridge replacement project in Austin Township.

MOTION

Mr. Kreke moved, seconded by Mr. Edwards to approve Resolution H-2304-10-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

20. Mr. Kreke presented Resolution H-2305-10-22 which is approving and appropriating funds for Phase III Construction Engineering on the Reas Bridge Road bridges replacement project.

MOTION

Mr. Kreke moved, seconded by Ms. Rood to approve Resolution H-2305-10-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOITON CARRIED.

21. Mr. Kreke presented Resolution H-2306-10-22 which is approving and appropriating funds for the engineering expenses on the CH7 reconstruction project.

MOTION

Mr. Kreke moved, seconded by Ms. Rood to approve Resolution H-2306-10-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

22. Mr. Kreke presented Resolution H-2307-10-2022 which is approving an intergovernmental agreement for the sharing of certain costs related to improvement of that portion of TR 200 Christmas Tree Road in Whitmore Township, Macon County, Illinois, between the Whitmore Township Road District and the County of Macon, Illinois.

MOTION

Mr. Kreke moved, seconded by Mr. Gresham to approve Resolution H-2307-10-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

The Executive Committee had nothing to submit at the meeting.

The Siting, Rules & Ordinance Sub-Committee had nothing to submit at the meeting.

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

CITIZENS' REMARKS:

Abeer Motan: Ms. Motan spoke about her candidacy for mayor and councilwoman in Decatur, in 2023.

OFFICEHOLDERS' REMARKS:

Mr. Greenfield: Mr. Greenfield said the board's executive secretary is retiring at the end of the month. Her last day is October 28th. He said Jeannie has been with the county for

10 years. She was executive secretary when he first became chairman and Mr. Greenfield said he couldn't have done the job without her. She has been a godsend, and a big help. She is really going to be missed. They have a new lady to take her place and Crystal is going to hit the ground running and do a good job. He knows they all wish Jeannie well.

Mrs. Dawson: Mrs. Dawson asked about the status of broadband.

Mr. Jackson: Mr. Jackson said the first phase should be completed by the end of November. He thinks they should have it all done by the summer of next year.

Mr. Berter: Mr. Berter said the Probation Department has reached a tentative agreement. The only change with the contract will be 4% for each year. Actually the contract goes to the chief judge and he is the one who signs off on it; but he wanted to make sure he notified the committee. He said 23 of the staff, that payment will be paid from the state, and 4 staff will be paid through the county. That will raise his budget by \$6,500 for those raises, for that year, and otherwise the rest of it is picked up by the state. Mr. Berter said that was the only change and it went really well. He said he has a really good staff and they work really hard. He appreciates everyone that was at the table.

There was no old business presented at the meeting.

There was no new business presented at the meeting.

MOTION TO ADJOURN

Mr. Oliver moved, seconded by Mrs. Kraft to adjourn until Thursday, November 10, 2022 at 6:00 p.m.

MOTION CARRIED.

Meeting adjourned at 6:34 p.m.