

**PROCEEDINGS
OF THE
MACON COUNTY BOARD**



DECEMBER 08, 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 Mr. Coleman, Mr. Horve, Mr. Mattingley, and Mr. Noland.

Mr. Coleman was present at the meeting after the roll had been called.

Mr. Entler led the members in prayer.

All led in the Pledge of Allegiance.

A. APPROVAL OF THE MINUTES OF THE NOVEMBER 10, 2022 MEETING

MOTION

Mrs. Kraft moved, seconded by Mr. Kreke to approve the minutes of the November 10, 2022 meeting.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Coleman, Entler, Goodman, Greenfield, Hogan, Kraft, Kreke, Larner, Little, Oliver, Scott, Yoder

Nays: (None)

AYES = 12

NAYS = 0

MOTION CARRIED.

ZONING / SUBDIVISION

1. Mr. Greenfield presented Resolution Z-1247-12-22 which is regarding Case R-03-11-22, a petition submitted by Advanced Disposal Services Solid Waste Midwest, LLC for rezoning approximately 3.75 acres from (R-4) Single Family Residential zoning to (M-2) Heavy Industrial District Zoning on property commonly known as 1025 S. Bear Road, Decatur, IL 62522 in Harristown Township. After hearing the evidence, the Zoning Board of Appeals voted to recommend approval of the subject petition to the County Board. The EEHW Committee met and reviewed the petition and recommended approval to the County Board.

MOTION

Mrs. Little moved, seconded by Mr. Kreke to approve Resolution Z-1247-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

B. CORRESPONDENCE

A letter from Decatur Public Building Commission regarding Multiple Facilities Lease Agreement.

A letter from Decatur Public Building Commission regarding Macon County Health Department Facility rent payments – 2023.

A letter from Decatur Public Building Commission regarding Macon County Health Department Facility buy back payments – 2023.

REPORTS

Sheriff's Report – November 2022

MOTION

Mr. Oliver moved, seconded by Mr. Coleman to approve the Correspondence and Reports by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

2. CLAIMS

MOTION

Mrs. Little moved, seconded by Mr. Kreke to approve the claims by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

C. APPOINTMENTS

3. Resolution G-5469-12-22 – Reappointment to the Central Illinois Economic Development Authority (CIEDA)

Debra Kraft, 9817 Nevada Rd., Blue Mound, IL 62513
Term Expires: November 30, 2026

MOTION

Mr. Greenfield moved, seconded by Mrs. Little to approve Resolution G-5469-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

4. Resolution G-5470-12-22 – Reappointment to the Empowerment Opportunity Center

Linda Little, 1413 W. Sunset, Decatur, IL 62522
Term Expires: November 30, 2026

MOTION

Mr. Greenfield moved, seconded by Mr. Kreke to approve Resolution G-5470-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

5. Resolution G-5471-12-22 – Reappointment to the Macon County Regional Planning Commission

Jeff Entler, 1645 S. St. Louis Bridge Rd., Decatur, IL 62521
Term Expires: November 30, 2024

MOTION

Mr. Greenfield moved, seconded by Mrs. Little to approve Resolution G-5471-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

6. Resolution G-5478-12-22 – Appointments & Reappointments to the Emergency Telephone System Board

Scott Wrighton, Decatur, IL 62523 – Designee of City Mayor
Term Expires: Second Thursday of February 2027

Jim Ohl, Decatur, IL 62522
Term Expires: Second Thursday of February 2024

Thomas Williams, Decatur, IL 62521
Term Expires: Second Thursday of February 2027

Jacob Fever, McLean, IL 61705
Term Expires: Second Thursday of February 2024

MOTION

Mr. Greenfield moved, seconded by Mr. Kreke to approve Resolution G-5478-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

7. Resolution G-5479-12-22 – Appointment & Reappointment to Macon Mosquito Abatement District

Susan Kretsinger, 2370 S. Taylor Rd., Decatur, IL 62521
Term Expires: December 31, 2026

Lillian Baldwin, 5039 Thrush Ave., Decatur, IL 62521
Term Expires: December 31, 2026

MOTION

Mr. Greenfield moved, seconded by Mrs. Kraft to approve Resolution G-5479-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

8. Resolution G-5480-12-22 – Appointment to Macon Mosquito Abatement District

Marisa Hosier, 426 Timber Dr., Decatur, IL 62521
Term Expires: December 31, 2026

MOTION

Mr. Greenfield moved, seconded by Mrs. Little to approve Resolution G-5480-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

There was nothing submitted on the Consent Calendar.

JUSTICE COMMITTEE

9. Mrs. Kraft presented Resolution G-5472-12-22 which is amending the State's Attorney's FY2022 budget. (End of year clean-up)

MOTION

Mrs. Kraft moved, seconded by Mrs. Little to approve Resolution G-5472-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

10. Mrs. Kraft presented Resolution G-5473-12-22 which is amending the Public Defender's FY2022 budget. (End of year clean-up)

MOTION

Mrs. Kraft moved, seconded by Mr. Oliver to approve Resolution G-5473-12-22 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.

The Operations and Personnel Committee had nothing to submit at the meeting.

The Legislative Committee had nothing to submit at the meeting.

FINANCE COMMITTEE

11. Mrs. Little presented Resolution G-5474-12-22 which is approving the December 08, 2022 Macon County Treasurer's Office Investment Policy.

MOTION

Mrs. Little moved, seconded by Mrs. Larner to approve Resolution G-5474-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

12. Mrs. Little presented Resolution G-5475-12-22 which is approving a budget amendment for Workforce Investment Solutions FY23 budget for National Dislocated Worker Grant QWEST.

MOTION

Mrs. Little moved, seconded by Mr. Kreke to approve Resolution G-5475-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

13. Mrs. Little presented Resolution G-5476-12-22 which is accepting a one year proposal from Midwest Employers Casualty for Workers Compensation Excess Liability Insurance Coverage.

MOTION

Mrs. Little moved seconded by Mr. Hogan to approve Resolution G-5476-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

14. Mrs. Little presented Resolution G-5477-12-22 which is accepting equipment and support cost proposal to initiate multi-factor authentication required for cyber insurance renewal.

MOTION

Mrs. Little moved, seconded by Mr. Kreke to approve Resolution G-5477-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

The Negotiations Committee had nothing to submit at the meeting.

FINANCE COMMITTEE

15. Mr. Kreke presented Resolution H-2309-12-22 which is approving an agreement between Macon County and the Illinois Department of Transportation on the improvement of the intersection of CH 50 Lost Bridge Road and Illinois Route 121.

MOTION

Mr. Kreke moved, seconded by Mrs. Larner to approve Resolution H-2309-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

16. Mr. Kreke presented Resolution H-2310-12-22 which is approving an appropriating a funding agreement between Macon County and the Illinois Department of Transportation on the improvement of the intersection of CH 50 Lost Bridge Road and Illinois Route 121.

MOTION

Mr. Kreke moved, seconded by Mrs. Kraft to approve Resolution H-2310-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

17. Mr. Kreke presented Resolution H-2311-12-22 which is appropriating funds for the 2021 Annual MFT Maintenance Expenditure Statement.

MOTION

Mr. Kreke moved, seconded by Mr. Hogan to approve Resolution H-2311-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

18. Mr. Kreke presented Resolution H-2312-12-22 which is approving and appropriating funds for additional construction expenses for the 2022 County Cape Seal Project.

MOTION

Mr. Kreke moved, seconded by Mrs. Lerner to approve Resolution H-2312-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

19. Mr. Kreke presented Resolution H-2313-12-22 which is approving and appropriating funds to purchase a 2023 Plow and Dump Truck.

MOTION

Mr. Kreke moved, seconded by Mr. Coleman to approve Resolution H-2313-12-22 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.

COMMENTS:

Mr. Baggett: Mr. Baggett said the board may have seen the e-mail from the county board office this afternoon regarding the notification that there won't be any committee hearings this month. He wanted to explain why that is. Mr. Baggett said obviously with the smaller size of the county board the committee structure they have wasn't designed to fit a 15 member board with the divisions they would see in a 15 member versus a 21 member board. This was a kind of a golden opportunity to revisit the county board rules. They have not been amended since 2011. He has been working with the county board rules for about the last 10, going on 11 years. This has been a pet project of his in terms of revising them. So, with the change in the make-up of the county board it seemed like a good opportunity. They are going to be preparing and presenting to the county board in January a new set of county board rules. They are not going to be changing dramatically what the county board has been doing. They want to keep with historical precedent in terms of the way they operate. They don't want to make huge changes there, but with the smaller size of the board it opens a door to making the committee structures more efficient. They will consolidate some of the committees into one so they are not using all 15 members across a span of 9 standing or sub-committees that they have formed. They

are going to be lowering that number and presenting that to the board in January. Because of that, on his advice the chairman is not going to be appointing members to the existing committees from the prior rules because they would just have to turn around and reappoint new committees beginning in January. Mr. Baggett advised the chairman to hold off on appointing committee members until the board has a chance to adopt the new rules setting forth the new standing committees. That way they only have to do it once. In the meantime, the chairman under his existing authority will be appointing an ad hoc committee that will be hearing all committee matters, effectively serving as kind of a super committee for the month of December leading into the January board meeting so they don't have to suspend the rules in January in order for the resolutions and ordinances to be considered. The chairman asked him to explain why that happened and make sure everyone was on the same page and understands what is going forward. Mr. Baggett said they should be looking for a rules package for the January meeting. They are still in the process of finalizing the draft so that can be disseminated to the board members for review prior to January.

Mr. Oliver: Mr. Oliver asked if the appointments that were made tonight would be affected.

Mr. Rueter: Mr. Rueter said on the ad hoc committee the intention was not to appoint them at this meeting. The chairman would appoint those in the near future.

Mrs. Little: Mrs. Little said the appointments that were made at the meeting that night were for committees other than those that serve this board.

Mr. Baggett: Mr. Baggett said like advisory boards. The ETSB is a statutory body. The Mosquito Abatement District is a taxing body. Those are the appointments the chairman made that night and the county board voted on. This would just be a committee of the board members to hear committee matters between now and January. He said it will be completed going into the end of the month.

There were no citizens' remarks presented at the meeting.

OFFICEHOLDERS' REMARKS:

Mrs. Little: Mrs. Little wished the board and everyone present a very Merry Christmas.

There was no old business presented at the meeting.

NEW BUSINESS:

Mr. Greenfield: Mr. Greenfield said the county board rules would have to be suspended to consider resolution G-5468-12-22 as it was not previously considered by a committee of the board.

MOTION TO SUSPEND THE RULES

Mrs. Little moved, seconded by Mr. Kreke to suspend the rules to consider Resolution G-5468-12-22 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED. (TO SUSPEND THE RULES TO CONSIDER RESOLUTION G-5468-12-22)

20. Mr. Greenfield presented Resolution G-5468-12-22 which is designating the Illinois State's Attorneys Appellate Prosecutor as its agent to administer the operation of appellate offices and process appellate cases for Macon County during FY2023.

MOTION

Mr. Greenfield moved, seconded by Mrs. Kraft to approve Resolution G-5468-12-22 by prior roll call vote.

QUESTION:

Mr. Oliver: Mr. Oliver asked the State's Attorney to explain what this is all about in layman's terms.

Mr. Rueter: Mr. Rueter said that back in the 70's the legislature acknowledged that most State's Attorney's offices didn't have the staff or experience to do appellate appeals on criminal cases. There were occasions when there were times when special prosecutors were needed for State's Attorney's offices, so the state formed this organization pursuant to statute. The state pays for 2/3rds of it. The individual State's Attorney's offices are expected, if they want to belong, to contribute. They don't have to actually belong, but out of the 101 that could belong, all of them do. They have paid this every year for the last 30 or 40 years. It is actually down \$1,000 this year from what it was two years ago. It was \$28,000 two years ago and they reduced it last year to \$27,000 and it is still at \$27,000. They do all of the county's appellate work so the county doesn't have to have people going over to Springfield, which now it would be down to Mt. Vernon. He said Macon County is now in the 5th Appellate District, not the 4th anymore. It was moved with changes in redistricting.

Mr. Oliver: Mr. Oliver asked how many cases have gone to the appellate courts.

Mr. Rueter: Mr. Rueter said just about every time somebody gets convicted at a jury trial that case gets set for appeal. He said he didn't know the actual numbers but was guessing maybe 50 a year.

Mr. Oliver: Mr. Oliver asked if \$27,000 is going to cover that expense.

Mr. Rueter: Mr. Rueter said the state pays 2/3rds of it and the county pays 1/3.

Mr. Baggett: Mr. Baggett said to put it into context, to hire attorneys that could handle the appellate volume that they generate as a county, if they could find them, they are talking about attorneys that individually would be in the six figure range, and then benefits on top of that. They would need to hire between three and six attorneys minimum to handle the appellate volume they have as Macon County alone.

Mr. Rueter: Mr. Rueter said it's a good deal.

Mr. Baggett: Mr. Baggett said it is a very good deal.

Mr. Oliver: Mr. Oliver said it's about \$80,000 for the total, 2/3rds and 1/3rd, and that's not very much money. He asked if it rolled over.

Mr. Baggett: Mr. Baggett said no. They pay this every year. As Mr. Rueter said, two years ago it was \$28,000 and they got a \$1,000 cut last year that extended into this year. They think that is part of just a Covid thing, with the state having more revenue coming in they were able to make that accommodation. He said again, \$27,000 dollars versus what he guessed would be about a half a million or more, to pay for the appellate lawyers alone, and that's not even including support staff, is a good deal.

MOTION CARRIED.

MOTION TO ADJOURN

Mr. Oliver moved, seconded by Mrs. Little to adjourn until Thursday, January 12, 2022 at 6:00 p.m.

MOTION CARRIED.

Meeting adjourned at 6:20 p.m.