

**AGENDA  
MACON COUNTY BOARD MEETING  
THURSDAY, OCTOBER 8, 2015 6:00 P.M.  
141 SOUTH MAIN, ROOM 514**

**1. CALL TO ORDER**

**2. ROLL CALL**

**3. OPENING PRAYER**

**4. PLEDGE OF ALLEGIANCE**

**5. APPROVAL OF MINUTES OF PRIOR MEETING**

**6. PROCLAMATIONS**

**7. ZONING/SUBDIVISIONS**

**Z- 1162-10-15**

**Macon County Board Resolution  
Regarding Case R-01-09-15, A Petition For  
Rezoning Submitted By Blue Mound  
Township**

**Z-1163-10-15**

**Macon County Board Resolution  
Regarding Case R-02-09-15, A Petition  
For Rezoning Submitted By  
Stephen Dennis**

**8. CORRESPONDENCE**

**9. CLAIMS**

**10. APPOINTMENTS**

**G-4375-10-15**

**Macon County Board Resolution  
Appointment of Austin Drainage District  
No. 1 Commissioner - John Zelhart**

**G-4376-10-15**

**Macon County Board Resolution  
Appointment to the Emergency Telephone  
Systems Board of Commissioners  
- Mark Cheviron**

**11. CONSENT CALENDAR**

**G-4377-10-15**

**Macon County Board Resolution to  
Execute Deeds to Convey Property on  
which Taxes were Delinquent**

**12. JUSTICE COMMITTEE**

- G-4378-10-15                                 **Macon County Board Resolution Approving Revenue in the Probation Grant Fund Drug Court Enhancement Grant**
- G-4379-10-15                                 **Macon County Board Resolution Approving Revenue in the Probation Grant Fund for IDOT DUI Grant**
- G-4380-10-15                                 **Macon County Board Resolution Approving Revenue in the Probation Grant Fund for Juvenile Redeploy Illinois Grant**
- G-4381-10-15                                 **Macon County Board Resolution Amending the State's Attorney's FY2015 Budget for Creation of New Fund 092-072 Community Foundation Truancy Project Grant**
- G-4382-10-15                                 **Macon County Board Resolution Amending the State's Attorney's FY2015 Budget for Additional Funds to Pay Trial Expenses Incurred**

**13. EEHW COMMITTEE**

G-4383-10-15

**Macon County Board Resolution Approving a Consent Decree to Settle All Claims in A Citizens' Complaint Filed with the Illinois Pollution Control Board by the City Of Champaign and Other Units of Local Government Against Clinton Landfill, Inc.**

**14. OPERATIONS AND PERSONNEL COMMITTEE**

**Q3, 2015 Macon County Employee of the Quarter Presentation**

**15. LEGISLATIVE COMMITTEE**

**16. FINANCE COMMITTEE**

**17. NEGOTIATIONS COMMITTEE**

G-4384-10-15

**Macon County Board Resolution Ratifying the Contract between the Sheriff of Macon County, Illinois and the Macon County FOP Correctional Officers**

**18. TRANSPORTATION COMMITTEE**

**19. EXECUTIVE COMMITTEE**

**20. SITING, RULES & ORDINANCE SUB-COMMITTEE**

**21. BUILDING SUB-COMMITTEE**

**22. CITIZENS' REMARKS**

(Public Comment Limited to Total of 20 Minutes, 5 Minutes Maximum Per Person)

- 23. OFFICEHOLDERS' REMARKS**
- 24. OLD BUSINESS**
- 25. NEW BUSINESS**
- 26. CLOSED SESSION**
- 27. ADJOURNMENT**

**MACON COUNTY BOARD RESOLUTION  
REGARDING CASE R-01-09-15, A PETITION  
FOR REZONING SUBMITTED BY  
BLUE MOUND TOWNSHIP**

**RESOLUTION NO. Z-1162-10-15**

**WHEREAS**, a petition filed by Blue Mound Township for rezoning approximately 3.3 acres from (R-2) Single Family Residential Zoning to (M-1) Light Industrial Zoning. This property is legally described as: This property is legally described as:

*A Triangular tract, beginning at the Intersection of the West Line of the Southwest Quarter of the Northwest Quarter of Section 12, Township 15 North, Range One East of the 3<sup>rd</sup> P.M. and the Northerly Right of Way line of the Wabash Railroad, said point being 761.3 feet North of the Southwest Corner of the Northwest Quarter of said Section 12; thence North 562.93 feet; thence East Parallel with the South line of the Northwest Quarter of said Section 12 to the Northerly Right of Way line of said Wabash Railroad; thence Southwesterly along said Right of Way line to the place of beginning, Township of Blue Mound, County of Macon, State of Illinois.*

This property is located on Boody Rd, Boody, IL 62514 in Blue Mound Township.  
PIN: 02-15-12-151-001.

**WHEREAS**, at the required public hearing on September 2, 2015, your Zoning Board of Appeals heard the testimony presented and voted to recommend approval to the County Board, the petition be granted.

**WHEREAS**, on September 17, 2015 your EEHW Committee heard the summary report and voted Approval of the petition to the County Board.

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board to approve the subject petition for rezoning approximately 3.3 acres from (R-2) Single Family Residential zoning to (M-1) Light Industrial Zoning.

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

**PRESENTED, PASSED, APPROVED this 8<sup>th</sup> of October, 2015.**

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

MACON COUNTY BOARD  
MACON COUNTY,

ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Stephen M. Bean, Clerk for the  
County of Macon, State of Illinois

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

**Macon County Board Resolution  
Regarding Case R-02-09-15, A Petition  
For Rezoning Submitted By  
Stephen Dennis**

**RESOLUTION NO. Z-1163-10-15**

**WHEREAS**, a petition filed by Stephen Dennis for rezoning approximately .52 acres from (RE-5) Single Family Estate Zoning to (R-1) Single Family Residential Zoning. This property is legally described as: This property is legally described as:

*The South 150 feet of the East 150 feet of the West 456 feet of Lot 5 (5) in the Subdivision of the East ½ of Section 1, Township 16 North, Range 3 East of the 3<sup>rd</sup> P.M., as per Plat recorded in Book 22, on Page 361 of the Records in the Recorder's Office of Macon County, Illinois, (Which west 456 feet lies West of the East line of Piatt Street in the Village of Oakley extended North), Situated in Macon County, Illinois.*

This property is located at 206 N. Center Street, Argenta, IL 62501 in Oakley Township. PIN: 14-13-01-227-009.

**WHEREAS**, at the required public hearing on September 2, 2015, your Zoning Board of Appeals heard the testimony presented and voted to recommend approval to the County Board, the petition be granted.

**WHEREAS**, on September 17, 2015 your EEHW Committee heard the summary report and voted Approval of the petition to the County Board.

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board to approve the subject petition for rezoning approximately .52 acres from (RE-5) Single Family Estate Zoning to (R-1) Single Family Residential Zoning.

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

**PRESENTED, PASSED, APPROVED this 8<sup>th</sup> of October, 2015.**

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

ILLINOIS

ATTEST:

\_\_\_\_\_  
Stephen M. Bean, Clerk for the  
County of Macon, State of Illinois

MACON COUNTY BOARD  
MACON COUNTY,

BY:

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

**Macon County Board Resolution  
Appointment of Austin Drainage  
District No. 1 Commissioner –  
John Zelhart**

**RESOLUTION NO. G-4375 -10-15**

**WHEREAS**, the Chairman of the Macon County Board pursuant to the authority granted in 70 ILCS 605/4-7 and 70 ILSCS 605/3-9 (1998) that the following individual be appointed as Commissioner for the Austin Drainage District No. 1 for the remainder of a term of 3 years set to expire the 1<sup>st</sup> Tuesday in September, 2017:

<u>DISTRICT</u>	<u>COMMISSIONER'S NAME &amp; ADDRESS</u>	<u>TERM EXPIRES</u>
Austin Drainage District No. 1	John Zelhart 1422 W. Washington St. Rd. Maroa, IL 61756	1 <sup>st</sup> Tuesday September, 2017

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that it hereby approves the appointment of John Zelhart to the Austin Drainage District No. 1 for the remainder of a term of 3 years set to expire on the 1<sup>st</sup> Tuesday of September, 2017.

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

**PRESENTED, PASSED and APPROVED** this 8<sup>th</sup> day of October, 2015.

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

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Stephen M. Bean, Clerk for the  
County of Macon, State of Illinois

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

**MACON COUNTY BOARD RESOLUTION  
APPOINTMENT TO THE EMERGENCY TELEPHONE  
SYSTEMS BOARD OF COMMISSIONERS  
-Mark Chevron**

**RESOLUTION NO. G-4376-10-15**

**WHEREAS**, it is the recommendation of the Board Chairman to appoint the following individual to the Emergency Telephone Systems Board of Commissioners for the remainder of a term of five years being vacated by Rick Bright:

Mark Chevron  
40105 Lake Ct  
Decatur, IL 62521  
Term Expires: October 31, 2017

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that it hereby approves the appointment of Mark Chevron to the Emergency Systems Telephone Board of Commissioners for the remainder of a term of five years expiring October 31, 2017.

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

**PRESENTED, PASSED, APPROVED** this 8th day of October, 2015

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

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Stephen M. Bean, Clerk for the  
County of Macon, State of Illinois

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



**Macon County Board Resolution  
to Execute Deeds to Convey Property  
on Which Taxes were Delinquent**

**RESOLUTION NO. G- 4377-10-15**

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

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

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

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

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

**PRESENTED, PASSED, APPROVED** this 8<sup>th</sup> day of October, 2015

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

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Stephen M. Bean, Clerk for the  
County of Macon, State of Illinois

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

**MACON COUNTY BOARD RESOLUTION  
APPROVING REVENUE IN THE PROBATION  
GRANT FUND DRUG COURT ENHANCEMENT GRANT**

**RESOLUTION NO. G-4378-10-15**

**WHEREAS**, the Probation Department received a FY16 grant termed the “Drug Court Enhancement” from the Department of Justice; and

**WHEREAS**, the Department of Justice awarded Macon County \$100,000 in funding to Macon County for the FFY 16 beginning October 1, 2015, and

**WHEREAS**, the Federal Fiscal Year does not completely coincide with the County Fiscal Year, thereby creating a timing issue concerning the recording of revenue and expenditures for said grants, and

**WHEREAS**, as is usual this time of year significant work including forecasting is required to bring Macon County budgets and actuals into alignment within the contracts for multiyear grants,

**WHEREAS**, an amendment to the budget of the Probation Grant fund for the Drug Court Enhancement Grant has become necessary to modified revenue for FY15 authorized by the grantor in granting this revenue to Macon County, and

**WHEREAS**, unforeseen circumstances have arisen which give rise to an emergency situation in that contractual staff and services cannot be paid without the amending of this budget; and

**WHEREAS**, the proposed budget amendments were discussed by the Macon County Justice Committee on September 24, 2015 and recommended for approval to the Macon County Finance Committee, and

**WHEREAS**, the proposed budget amendments were discussed by the Macon County Finance Committee on September 28, 2015 and recommended for approval by the full Board, and

**WHEREAS**, the Finance Committee has agreed to the amending of the Probation Grant fund for the Drug Court Enhancement Grant budget as follows,

Additional Revenue		
A095-059-4330	Grant Revenue	\$16,666.67
Expenditure		
A095-059-7200	Contractual	\$16,666.67

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that it hereby approves the amendment of the Probation Grant budget as above.

**BE IT FURTHER RESOLVED BY THE** Macon County Board that this Resolution shall become effective upon the adoption thereof.

**PRESENTED, PASSED, and APPROVED** this 8th day of October, 2015.

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

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Stephen M. Bean, Clerk for the  
County of Macon, State of Illinois

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

**MACON COUNTY BOARD RESOLUTION  
APPROVING REVENUE IN THE PROBATION  
GRANT FUND FOR IDOT DUI GRANT**

**RESOLUTION NO. G-4379-10-15**

**WHEREAS**, the Probation Department received a SFY16 grant termed the “IDOT DUI Court” from the Illinois Department of Transportation; and

**WHEREAS**, the Illinois Department of Transportation awarded Macon County \$93,250.75 in funding to Macon County for the SFY 16 beginning October 1, 2015, and

**WHEREAS**, the State Fiscal Year does not completely coincide with the County Fiscal Year, thereby creating a timing issue concerning the recording of revenue and expenditures for said grants, and

**WHEREAS**, as is usual this time of year significant work including forecasting is required to bring Macon County budgets and actuals into alignment within the contracts for multiyear grants,

**WHEREAS**, an amendment to the budget of the Probation Grant fund for the IDOT DUI Grant has become necessary to modified revenue for FY15 authorized by the grantor in granting this revenue to Macon County, and

**WHEREAS**, unforeseen circumstances have arisen which give rise to an emergency situation in that contractual staff and services cannot be paid without the amending of this budget; and

**WHEREAS**, the proposed budget amendments were discussed by the Macon County Justice Committee on September 24, 2015 and recommended for approval to the Macon County Finance Committee, and

**WHEREAS**, the proposed budget amendments were discussed by the Macon County Finance Committee on September 28, 2015 and recommended for approval by the full Board, and

**WHEREAS**, the Finance Committee has agreed to the amending of the Probation Grant fund for the IDOT DUI Grant budget as follows,

Additional Revenue

A095-057-4350	Grant Revenue	\$15,541.79
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Expenditure

A095-057-5100	Probation DUI Staff	\$7683.67
A095-057-6010	Hospitalization	\$1634.00

A095-057-6011	Social Security	\$519.87
A095-057-6012	IMRF	\$548.50
A095-057-7200	Contractual	\$5,000
A095-057-8020	Supplies	\$155.75

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that it hereby approves the amendment of the Probation Grant budget as above.

**BE IT FURTHER RESOLVED BY THE** Macon County Board that this Resolution shall become effective upon the adoption thereof.

**PRESENTED, PASSED, and APPROVED** this 8th day of October, 2015.

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

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Stephen M. Bean, Clerk for the  
County of Macon, State of Illinois

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

**MACON COUNTY BOARD RESOLUTION  
APPROVING REVENUE IN THE PROBATION  
GRANT FUND FOR JUVENILE REDEPLOY  
ILLINOIS GRANT**

**RESOLUTION NO. G-4380-10-15**

**WHEREAS**, the Probation Department received a SFY16 grant termed the “Juvenile Redeploy” Grant (FCSSR03210) from the Illinois Department of Human Services; and

**WHEREAS**, the Illinois Department of Human Services awarded Macon County \$319,029 in funding to Macon County for the SFY 16 beginning July 1, 2015, and

**WHEREAS**, the State and Federal Fiscal Years do not completely coincide with the County Fiscal Year, thereby creating a timing issue concerning the recording of revenue and expenditures for said grants, and

**WHEREAS**, as is usual this time of year significant work including forecasting is required to bring Macon County budgets and actuals into alignment within the contracts for multiyear grants,

**WHEREAS**, an amendment to the budget of the Probation Grant fund for the Juvenile Redeploy Grant has become necessary to modified revenue for FY15 authorized by the grantor in granting this revenue to Macon County, and

**WHEREAS**, the proposed budget amendments were discussed by the Macon County Justice Committee on September 24, 2015 and recommended for approval to the Macon County Finance Committee, and

**WHEREAS**, the proposed budget amendments were discussed by the Macon County Finance Committee on September 28, 2015 and recommended for approval by the full Board, and

**WHEREAS**, the Finance Committee has agreed to the amending of the Probation Grant Juvenile Redeploy budget as follows,

Additional Revenue

A095-056-4330	Grant Revenue	\$132,928.75
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Expenditure

A095-056-5145	Program Manager	\$12,187.50
A095-056-6011	Social Security	\$932.50
A095-056-6011	IMRF	\$1,401.67
A095-056-6012	WC/Unemployment	\$187.50
A095-056-7120	Travel	\$416.66

A095-056-7250	Summer Program	\$4,166.67
A095-056-7300	Substance Abuse	\$45,416.67
A095-056-7302	Home Intervention	\$45,491.67
A095-056-7309	Training and Education	\$6,853.75
A095-056-7311	Tutoring Services	\$2,625.00
A095-056-7322	CRB Coordinator	\$8,840.83
A095-056-7323	CRB Non Salary	\$1,500.00
A095-056-8020	Supplies	\$833.33
A095-056-9040	Equipment	\$2,075

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that it hereby approves the amendment of the Probation Grant budget as above.

**BE IT FURTHER RESOLVED BY THE** Macon County Board that this Resolution shall become effective upon the adoption thereof.

**PRESENTED, PASSED, and APPROVED** this 8th day of October, 2015.

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

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Stephen M. Bean, Clerk for the  
County of Macon, State of Illinois

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

**Macon County Board Resolution  
Amending the State's Attorney's  
FY2015 Budget For Creation of New  
Fund 092-072 Community Foundation  
Truancy Project Grant**

**Resolution No. G-4381-10-15**

**Whereas**, the State's Attorney's Office was awarded a grant from the Community Foundation effective July 1, 2015 through June 30, 2016, which affects the State's Attorney's FY2015 budget; and

**Whereas**, an emergency exists in that without a budget amendment, the State's Attorney's budget for FY2015 will not accurately reflect the total revenue and contracted expenses and may lead to the improper allocation of grant funds in violation of the law and contractual obligations.

**THEREFORE BE IT RESOLVED** by the Macon County Board, assembled in regular meeting at Decatur, that the State's Attorney's FY2015 Budget for FY2015 is amended by creating Fund 092-072 – Truancy Project Grant – as follows:

Revenues

092-072-4911 (Comm. Found. Donation)	Increase	\$8,333
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Expenses

092-072-5500 (Salary)	Increase	\$6,984
092-072-6011 (Social Security)	Increase	\$539
092-072-6012 (IMRF)	Increase	\$810

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately upon passage.

**PRESENTED, PASSED, and APPROVED** this 8<sup>th</sup> day of October, 2015.

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

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Stephen M. Bean, Clerk for the  
County of Macon, State of Illinois

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



**MACON COUNTY BOARD RESOLUTION  
INCREASING APPROPRIATION IN  
STATE'S ATTORNEY'S FY2015 BUDGET FOR  
TRIAL EXPENSES**

**Resolution No. G-4382-10-15**

**Whereas**, the Macon County State's Attorney's Office, on behalf of the People of the State of Illinois, prosecuted Chad Cutler for the offense of First Degree Murder in June 2015; and

**Whereas**, during the course of the trial, certain expenses were incurred in relation to certain expert and other essential witnesses who were called by the State to testify; and

**Whereas**, the expenses incurred in this trial are of a nature that cannot be readily anticipated by the State's Attorney or the County Board during the regular budget drafting process due to the unpredictability of criminal trials; and

**Whereas**, the amounts invoiced to the State's Attorney's Office to cover the various expenses described above exceed the amount of funds appropriated for such expenses in the FY2015 State's Attorney's budget; and

**Whereas**, an emergency situation exists in that without additional appropriations, the witnesses utilized by the State to prosecute the murder charge will go unpaid and the State will be unable to utilize the services of those or other expert witnesses upon need in any future criminal trials for fear of nonpayment; and

**NOW THEREFORE BE IT RESOLVED** by the Macon County Board, assembled in regular session at Decatur, that the State's Attorney's FY2015 budget is amended as follows:

INCREASED EXPENSE	AMOUNT
A001-090-7360 (Court Costs-Appeals)	\$10,125

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately upon passage.

**PRESENTED, PASSED, and APPROVED** this 8<sup>th</sup> day of October, 2015.

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

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Stephen M. Bean, Clerk for the  
County of Macon, State of Illinois

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

**MACON COUNTY BOARD RESOLUTION  
APPROVING A CONSENT DECREE TO  
SETTLE ALL CLAIMS IN A CITIZENS'  
COMPLAINT FILED WITH THE ILLINOIS  
POLLUTION CONTROL BOARD BY THE  
CITY OF CHAMPAIGN AND OTHER UNITS  
OF LOCAL GOVERNMENT AGAINST  
CLINTON LANDFILL, INC.**

**Resolution No. G- 4383-10-15**

**WHEREAS**, beginning in December of 2011, a number of units of local government in Illinois, pursuant to the terms and conditions of an Intergovernmental Agreement (the “Intergovernmental Agreement”), have been sharing the costs of legal challenges to the operation of a chemical waste unit (the “CWU”) located directly over the Mahomet Valley Aquifer (the “Aquifer”) within a landfill facility in DeWitt County, Illinois, (“Clinton Landfill”) operated by Clinton Landfill, Inc. (“CLI”); and

**WHEREAS**, the Intergovernmental Agreement provides for additional units of local government to join as parties to the Agreement to share the costs of the legal challenges to the CWU, and currently fourteen units of local government in Illinois are parties to said Agreement, including the Mahomet Valley Water Authority (“MVWA”), the Cities of Champaign, Urbana, Decatur, Bloomington, Monticello and Tuscola, the Town of Normal, Champaign, Piatt, Macon and McLean Counties, and the Villages of Savoy and Forsyth; and

**WHEREAS**, pursuant to said Intergovernmental Agreement, the City of Champaign is acting as the lead agency with authority to hire attorneys and other professional consultants to prosecute any legal challenges to the CWU; and

**WHEREAS**, the City of Champaign hired David L. Wentworth of the Peoria, Illinois law firm of Hasselberg, Grebe, Snodgrass, Urban & Wentworth, and Albert Ettinger of Chicago Illinois (the “Coalition Attorneys”) in November of 2011 to prosecute legal challenges to the CWU; and

**WHEREAS**, on November 9, 2012, the Coalition Attorneys filed a Complaint (the “Citizens Complaint”) in a case numbered and hereinafter referred to as “Case No. PCB 13-22”, with the Illinois Pollution Control Board (“IPCB”) on behalf of the nine units of government then parties to the Intergovernmental Agreement, including the MVWA, the Cities of Champaign, Urbana, Decatur and Bloomington, the Town of Normal, Champaign and Piatt Counties, and the Village of Savoy, and Champaign Mayor Donald R. Gerard, and City of Urbana Mayor Laurel Lunt Prussing, (the “Plaintiffs”), against CLI to prevent the disposal of certain manufactured gas plant and PCB waste in the CWU; and

**WHEREAS**, the Citizens’ Complaint alleges that CLI was unlawfully operating the CWU within Clinton Landfill because CLI failed to obtain local siting approval for the CWU from the DeWitt County Board as required by the Illinois Environmental Protection Act (the “Act”); and

**WHEREAS**, on February 7, 2013, the People of the State of Illinois by Attorney General Lisa Madigan intervened in Case No. PCB 13-22 in support of the Plaintiffs Citizens’ Complaint against CLI; and

**WHEREAS**, on September 19, 2013, the IPCB granted CLI’s Motion to Dismiss the Citizens’ Complaint; and

**WHEREAS**, the Plaintiffs and the People of the State of Illinois as Intervener filed appeals from IPCB’s dismissal of the Citizen’s Complaint (“Citizen’s Complaint Appeal”) with the Fourth District Court of Appeals; and

**WHEREAS**, all of the parties in the Citizen’s Complaint Appeal have completed their legal briefs in that Appeal and the Appellate Court has postponed the scheduling of oral arguments on the motion of all of the parties to accommodate settlement negotiations in that case; and

**WHEREAS**, subsequent to the filing of the Citizen’s Complaint, the Illinois Environmental Protection Agency (the “Agency”) modified a permit it previously granted to CLI for operation of the Clinton Landfill to prohibit CLI from disposing of certain manufactured gas plant and PCB waste in the CWU because of CLI’s failure to secure local siting approval from DeWitt County for said CWU; and

**WHEREAS**, CLI has now filed a series of appeals (“Permit Appeals”) with the IPCB in the case numbered and hereinafter referred to as “Case No. PCB 15-60”, alleging that the Agency’s permit modification prohibiting operation of the CWU was in violation of the Act, and the Office of the Illinois Attorney General is now defending the Agency in the Permit Appeals; and

**WHEREAS**, the IPCB has continued Case No. PCB 15-60 upon the motion of the parties to that appeal to accommodate settlement discussions by the parties; and

**WHEREAS**, the Coalition Attorneys, attorneys in the Illinois Attorney General’s Office and attorneys for CLI have now negotiated terms and conditions of a proposed settlement of all claims arising out of Case No. PCB 13-22 and Case No. PCB 15-60, and are proposing to enter said settlement in the form of a Consent Decree (the “Consent Decree”) that would be filed in a new case alleging that CLI has created a public nuisance related to the disposal of MGP Source Material at the CWU, the new case to be filed in the Circuit Court in DeWitt County, Illinois for purposes of facilitating effective enforcement of its terms and conditions by all of the parties thereto; and

**WHEREAS**, the proposed terms and conditions of the Consent Decree substantially achieve the objectives of the Citizen’s Complaint and entry of said Decree to settle all claims arising out of the Citizen’s Complaint will avoid the additional costs and risks associated with continuing to pursue said litigation.

**NOW THEREFORE, BE IT RESOLVED** the Macon County Board, assembled in regular meeting at Decatur, that the proposed Consent Decree to settle all claims arising out of the Citizen’s Complaint is hereby approved.

**BE IT FURTHER RESOLVED** that the Board Chair is hereby authorized to execute a Consent Decree in substantially the form as attached hereto.

**PRESENTED, PASSED, and APPROVED** this 8<sup>th</sup> day of October, 2015.

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

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

\_\_\_\_\_  
Stephen M. Bean, Clerk for the  
County of Macon, State of Illinois

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

**Macon County Board Resolution Approving  
A Labor Agreement between Macon County  
and the Illinois Fraternal Order of Police Labor  
Council on Behalf of the Correction Division**

**RESOLUTION NO. G-4384-10-15**

**WHEREAS**, the Macon County Negotiations Committee has reached a labor agreement between Macon County and the Illinois Fraternal Order of Police Labor Council on behalf of the Correction Division; and

**WHEREAS**, the attached contract reflects the modifications to the labor agreement with FOP that has been agreed to by all parties involved.

**NOW, THEREFORE, BE IT RESOLVED** by the Macon County Board that it hereby approves the attached contract setting forth the modifications to the labor agreement between Macon County and the Illinois Fraternal Order of Police Labor Council on behalf of the Corrections Division effective December 1, 2014 thru November 30, 2017.

**BE IT FURTHER RESOLVED** by the Macon County Board that this resolution shall become effective retroactive to December 1, 2014.

**PRESENTED, PASSED, APPROVED** this 8<sup>th</sup> day of October, 2015

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

MACON COUNTY BOARD  
MACON COUNTY, ILLINOIS

ATTEST:

BY:

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Stephen M. Bean, Clerk for the  
County of Macon, State of Illinois

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Kevin R. Greenfield, Chairman  
Macon County Board