

**PROCEEDINGS
OF THE
MACON COUNTY BOARD**

MAY 8, 2014

**Jay A. Dunn
Chairman**

**Stephen M. Bean
Clerk**

The chairman called the meeting to order at 6:00 p.m. with the Lieutenant Antonio Brown and Assistant State's Attorney, Michael Baggett present.

The Roll Call showed all members present with the exception of Mrs. Cox, Mr. Hogan, Mr. Mattingley, Mr. Oliver and Mr. Smith.

All led in the Pledge of Allegiance.

A. APPROVAL OF THE MINUTES OF THE APRIL 10, 2014 MEETING

MOTION

Mr. Potts moved, seconded by Mr. Drobisch to approve the minutes of the April 10, 2014 meeting.

There were no questions or comments from the board floor.

ROLL CALL.

Ayes: Ashby, Baxter, Bird, Brown, Dawson, Drobisch, Dudley, Dunn, Greenfield, Jacobs, Little, Meachum, Minich, Potts, Taylor, Zimmerman

Nays: (None)

AYES = 16

NAYS = 0

MOTION CARRIED.

ZONING/SUBDIVISIONS

1. Mr. Dudley presented Resolution Z-1136-5-14 which is regarding Case S-01-04-14 a petition submitted by Terry Rigdon for a Special Use Permit to allow the operation of the sale and transfer of a firearms business in RE-5 Single Family Estate zoning on property commonly known as 5980 Hibbard Road, Macon, IL in South Wheatland Township. Staff recommended at hearing that the petition be granted with 5 stipulations. After hearing the evidence, the Zoning Board of Appeals voted 5-0 in favor of recommending to the County Board that the petition be approved with the same 5 stipulations. The EEHW Committee met and reviewed the petition and recommended by a 6-0 vote that the County Board approve the petition with the 5 stipulations recommended by the Zoning Board of Appeals.

MOTION

Mr. Dudley moved, seconded by Mr. Greenfield to approve Resolution Z-1136-5-14 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

2. Mr. Dudley presented Resolution Z-1137-5-14 which is regarding Case S-02-04-14 a petition submitted by Dennis W. Park & Debra S. Park for a Special Use Permit to operate an indoor/outdoor storage for recreational vehicles in (A-1) Agricultural Zoning on property located on the corner of Wyckles Road and IL Route 121 in Hickory Point Township. Staff recommended at hearing that the petition be approved with 4 stipulations. After hearing the evidence, the Zoning Board of Appeals voted 5-0 in favor of recommending to the County Board that the petition be approved subject to the 4 stipulations set forth with the exception of #3 stipulation being changed to a period of 10 years and shall expire on May 8, 2024. The EEHW Committee met and reviewed the petition and recommended by a 6-0 vote that the County board approve the petition with the 4 stipulations as recommended by the Zoning Board of Appeals.

MOTION

Mr. Dudley moved, seconded by Mr. Brown to approve Resolution Z-1137-5-14 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

B. CORRESPONDENCE

A Public Notice from the Illinois EPA regarding proposed renewal of the Clean Air Act Permit Program Permit Advance Disposal Services Valley View Landfill, Inc. in Decatur.

A letter and map from Corn Belt Energy regarding upcoming pruning that will be done around electric substation circuits in Macon County.

A Notice of Application for Permit to Manage Waste from the Illinois EPA for Advanced Disposal Services Valley View Landfill addressing condition IX.3.

Information regarding open house and public hearing on the ADM draft permit for carbon storage to be held on May 21, 2014 from 11:00 a.m. – 1:00 p.m. and 5:00 p.m. – 7:00 p.m.

An e-mail from Comcast regarding their divestiture of 3.9 million customers of merged Comcast – Time Warner Cable.

REPORTS

Sheriff's Report – April 2014
Coroner's Report – March 2014
Treasurer Fund & Investment Report – April 2014
Tax Collector Bank Report – April 2014
Public Defender's Report – April 2014

MOTION

Mr. Potts moved, seconded by Mr. Bird to approve the Correspondence and Reports and that they be placed on file by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

3. CLAIMS

MOTION

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

There were no questions or comments from the board floor.

MOTION CARRIED.

C. APPOINTMENTS

4. Resolution G-4075-5-14 – Re-Appointment to Macon County Health Board

Jan Hack, 506 S. Haworth, Decatur, IL 62522
Term Expires: May 31, 2017

MOTION

Mr. Dunn moved, seconded by Mr. Potts to approve Resolution G-4075-5-14 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

5. Resolution G-4076-5-14 – Re-Appointment to Macon County Health Board

Tim Dudley, #2 Fenton Dr., Decatur, IL 62521
Term Expires: May 31, 2017

MOTION

Mr. Dunn moved, seconded by Mr. Greenfield to approve Resolution G-4076-5-14 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

6. Resolution G-4077-5-14 – Re-Appointment to Macon County Health Board

Linda Fahey, 510 Powers Lane, Decatur, IL 62522
Term Expires: May 31, 2017

MOTION

Mr. Dunn moved, seconded by Mrs. Little to approve Resolution G-4077-5-14 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

7. Resolution G-4078-5-14 – Re-Appointment to Macon County Zoning Board of Appeals

William Koretke, 6754 W. Rock Springs Rd., Decatur, IL 62522
Term Expires: May 31, 2019

MOTION

Mr. Dunn moved, seconded by Mr. Bird to approve Resolution G-4078-5-14 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

C. CONSENT CALENDAR

8. Resolution G-4079-5-14 – Executing Deeds to convey property on which taxes were delinquent.

MOTION

Mr. Dunn moved, seconded by Mr. Brown to approve the Consent Calendar by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

JUSTICE COMMITTEE

9. Mr. Dunn presented Resolution G-4080-5-14 which is authorizing the establishment of a Court Appointed Special Advocates Fund.

MOTION

Mr. Dunn moved, seconded by Mr. Greenfield to approve Resolution G-4080-5-14.

COMMENT:

Mr. Dunn: Mr. Dunn said he would like to bring Judge Paine and the Executive Director of CASA, Pam Burkhart forward. Pam worked for CAC, Child Advocacy Center for 8 years before she took this job. He wanted her to explain to the board the difference between the CAC (Child Advocacy Center) and CASA (Court Appointed Special Advocates) because it is a little confusing to him. It might not be to them, but he thought it might be good to have her kind of explain the difference in those two agencies.

Pam Burkhart: Ms. Burkhart said she appreciated the opportunity to share a little information. The Child Advocacy Center does something totally different than what CASA does. The Court Appointed Special Advocates provides advocacy for children who are abused or neglected, through the court system; and that is all we do. We provide no services to them. We advocate and provide information back to the judge. The CAC has a forensic interviewer who interviews children who have been sexually abused or neglected. They follow a sexual abuse case if there are criminal charges, totally different than what we do. They are done once that court case is done. They also have counseling through the Safe From the Start program; we don't provide counseling for our kids. We refer to Safe From the Start. Often times we will tell foster parents or caseworkers that this child could use some counseling and Safe From the Start is a good resource. So, we do totally different things and are not even remotely similar in what we do. We provide all of our services through community volunteers. They have paid professionals who provide counseling; and we do not.

Mr. Dunn: Mr. Dunn asked how many children and caseworkers there are. He asked how many children are out there that should be represented and how many are you actually representing.

Ms. Burkhart: Ms. Burkhart said the current count as of Friday was 215 children that we provide court appointed advocacy for. There are over 450 that Judge Little is currently monitoring.

Mr. Meachum: Mr. Meachum asked if the State of Illinois has a program that does very similar, identical work to you.

Ms. Burkhart: Ms. Burkhart said not that she was aware of.

Mr. Meachum: Mr. Meachum said he thought they did.

Ms. Burkhart: Ms. Burkhart asked if he meant the State of Illinois.

Mr. Meachum: Mr. Meachum said yes.

Ms. Burkhart: Ms. Burkhart said there is an advocacy office where if you don't feel like DCFS is doing their job you can call and report DCFS, but that is the only advocacy office.

Mr. Meachum: Mr. Meachum said he thought it was DCFS.

Ms. Burkhart: Ms. Burkhart said DCFS have paid caseworkers, but they don't provide advocacy for the children; not in court.

Mr. Minich: Mr. Minich asked how she was defining advocacy.

Ms. Burkhart: Ms. Burkhart said what our volunteers are appointed by Judge Little to do is to provide him with information specific to each child's case, separate from what he might get from a caseworker. The caseworker is going to provide a report to him. Our volunteer's report is going to be widely different from hers. We are going to talk more with the kids and the people surrounding them. The caseworker's job is to make sure the child is in a foster home that is safe, that their parents are doing what they are supposed to be doing to get the kids back, or that they are working towards some safe home. So, what we do is monitor that case for Judge Little and provide him with additional information beyond what they do.

Judge Paine: Judge Paine said he doesn't think this is probably what Mr. Meachum was thinking about but in every juvenile abuse and neglect court there is a guardian ad litem, who in Macon County is a paid attorney. He is a member of the public defender's office. He is there to represent the best interests of the children. His opinion is not always the same as the CASA volunteer's opinion as to what is in the best interest of the child. Our volunteer advocates, after they go through training, get appointed to cases and then go out and do investigating on their own by talking to neighbors, friends, teachers, health care professionals, anybody who might have a connection to this child. The volunteer then reports that information back to Judge Little along with recommendations as to what they think is in the best interest of the child. So, the information that our volunteers gather is

very valuable to the court. Judge Paine said it was valuable to him in 1998 through 2000 when he heard the juvenile abuse and neglect cases. At that time we only had 6 CASA volunteers and right now we have 91 volunteers. So, the numbers have gone up and we are providing advocacy for more children than we used to. Again, the information that we provide is of value to everyone who is involved from the State's Attorney to the public defenders that are representing the parents, to the guardian ad litem who also looks out for the best interest of the children.

Mrs. Dawson: Mrs. Dawson asked who provides the advocacy training.

Judge Paine: Judge Paine said CASA does.

Mrs. Dawson: Mrs. Dawson asked if there is a trained person on staff, a paid person on staff.

Judge Paine: Judge Paine said training is actually provided by more than one person. He participates in the training and he gives them some of his experience regarding what the court wants and what the judge wants from the CASA volunteer. That is based on his experience when he heard juvenile abuse and neglect cases many years ago.

Ms. Burkhart: Ms. Burkhart said to speak to that, we are provided a curriculum by our national accrediting body, that we follow; and we are trained by them.

Mr. Meachum: Mr. Meachum said he wasn't saying they didn't have a great program. He believes in the program, but right now with the financial situation of this community, our job is to determine what is going to get financially funded; and what does not. He thinks this is a timing issue and needs to be addressed at the finance committee when we do budgets for next year. He believes they have a good program.

Mr. Greenfield: Mr. Greenfield said there was a proposal in the finance committee.

Mr. Meachum: Mr. Meachum said he is not going to support this at this time.

Mr. Greenfield: Mr. Greenfield said the money that they'll collect comes from fees and fines; it doesn't actually come from the taxpayer. He asked if that is correct.

Judge Paine: Judge Paine said these funds would come from criminal defendants who are either convicted or found guilty of basically, with some exceptions, misdemeanor and felony offenses.

Mr. Greenfield: Mr. Greenfield said, so it is not a bill on the taxpayers.

Judge Paine: Judge Paine said that is correct.

Mr. Potts: Mr. Potts asked if they have other funding sources. What are their finances?

Ms. Burkhart: Ms. Burkhart said we do. We are supported solely by corporate grants and other foundations. We have several different avenues that we get funding from.

Judge Paine: Judge Paine said near and dear to his heart, they just completed one of their major fundraisers which is the Casas for CASA Fundraiser where we build and raffle off play houses. We make a fair amount of money off of that each year. He built one of the play houses each of the last 3 years.

Mr. Ashby: Mr. Ashby asked what percent of the fees from the fines they collect.

Judge Paine: Judge Paine asked if he meant what percentage does Macon County collect. He did not know. They are all probably aware from the fact that the county board entered into a contract with a collection agency to try to collect fines, fees and costs which have not been paid in the past. He doesn't know what the percentage is, but knows that millions of dollars are owed to Macon County and other bodies that are entitled to some of the fees and fines. That has accumulated over many, many, many years.

Mr. Dunn: Mr. Dunn said he thinks it is about \$75,000,000. He asked Lois Durbin how much we had collected in the last year.

Mrs. Durbin: Mrs. Durbin said in the last year it was approximately \$825,000.

Mr. Potts: Mr. Potts asked how much this might raise.

Judge Paine: Judge Paine said our estimate, and it depends on the number of cases filed, number of convictions, amount collected, but our best guess based upon some other fees that have been collected in the past is somewhere in the vicinity of \$24,000 a year.

ROLL CALL.

Ayes: Ashby, Baxter, Bird, Brown, Dawson, Drobisch, Dudley, Dunn, Greenfield, Jacobs, Taylor, Zimmerman

Nays: Little, Meachum, Minich, Potts

AYES = 12

NAYS = 4

MOTION CARRIED.

10. Mr. Dunn presented Resolution G-4081-5-14 which is approving an increase in appropriations in the Probation Grant Fund for Illinois Department of Transportation DUI Grant.

MOTION

Mr. Dunn moved, seconded by Mr. Bird to approve Resolution G-4081-5-14 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED. (LITTLE, MEACHUM, MINICH & POTTS SHOWED THEIR VOTES AS YES)

11. Mr. Dunn presented Resolution G-4082-5-14 which is approving a contract for Macon County Sheriff's Police Services for The Village of Argenta, Illinois.

MOTION

Mr. Dunn moved, seconded by Mr. Minich to approve Resolution G-4082-5-14 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. Taylor presented Resolution G-4083-5-14 which is approving the Health Insurance Proposal from Gallagher Benefit Services.

MOTION

Mrs. Taylor moved, seconded by Mr. Drobisch to approve Resolution G-4083-5-14 by prior roll call vote.

QUESTION:

Mr. Ashby: Mr. Ashby asked what the increase is.

Ms. Stockwell: Ms. Stockwell said for a single person it will be about \$17.00 a payroll and that is the total increase.

Mr. Meachum: Mr. Meachum asked what the family plan is.

Ms. Stockwell: Ms. Stockwell said we have several family plans. The most expensive is about \$100.00 a month or \$50.00 a payroll.

Mr. Meachum: Mr. Meachum asked if that will be the increase on top of what they already pay.

Ms. Stockwell: Ms. Stockwell said yes.

Mr. Meachum: Mr. Meachum asked what kind of increase this is overall, the percentage.

Ms. Stockwell: Ms. Stockwell said the percentage thing is a little complicated because it is compared to what, because we had some adjustments in mid year. Let's say 10 from where we were to where we are now. There was extensive discussion in the insurance committee about this, about the trade-offs on this. The feeling of the group was that the plan is very good and we want to keep it. It preserves options for going forward of changing the plan, but the people around the table felt very strongly that they did not want to change the plans.

Mr. Meachum: Mr. Meachum asked if this is still a 90/10 plan.

Ms. Stockwell: Ms. Stockwell said it is still a 90/10 plan.

Mr. Brown: Mr. Brown asked if she could give another example of what an individual will pay per pay period for their portion, and a family also for their portion.

Ms. Stockwell: Ms. Stockwell said the employee is going to pay about \$5.00 and some cents more per pay period. A family member is going to pay about \$12.00 more.

Mr. Brown: Mr. Brown said that is on top of the original amount, so what is the total \$5.00 plus what the paid already.

Ms. Stockwell: Ms. Stockwell said they were testing her math because she doesn't have the split numbers.

John Malachowski: Mr. Malachowski is with Gallagher Benefit Services. The exact change per payroll for a single employee will be \$6.81 per paycheck and a family will be \$18.95 per pay. It is important to point out that more than half of the increase is a result of the Affordable Care Act fees and taxes that are being passed on to the plan. All insured plans are being forced to pay these fees and taxes going forward.

Mr. Brown: Mr. Brown said that is what the change is, but he was wondering what the original price was plus the change. He was wondering what an individual is paying per pay period.

Mr. Malachowski: Mr. Malachowski said the employee is paying \$78.78 per month(actually that is per pay amount) for their coverage. A person with family coverage is paying \$219.33 a month(actually that is per pay amount) for their coverage. (See attached sheet)

Ms. Stockwell: Ms. Stockwell said the committee also discussed extensively that we are having one of the worst claims years that we have ever had. We were all looking at very unfavorable numbers, including the largest number of large cases we've ever had. Some

of those are already above pooling which means it is the reinsurance level. She feels very confident that we are getting a good deal for our money, and actually an extremely good deal.

MOTION CARRIED.

13. Mrs. Taylor presented Resolution G-4084-5-14 which is approving the contract for Employee Assistance Plan Services with Chestnut Global Partners.

MOTION

Mrs. Taylor moved, seconded by Mrs. Little to approve Resolution G-4084-5-14 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

14. Mrs. Taylor presented Resolution G-4085-5-14 which is approving a budget amendment for Workforce Investment Solutions FY'14 budget – Incentive Grant.

MOTION

Mrs. Taylor moved, seconded by Mr. Potts to approve Resolution G-4085-5-14 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED. (LITTLE SHOWED HER VOTE AS PRESENT)

LEGISLATIVE COMMITTEE

Mrs. Little: Mrs. Little said she had no report. There are some things we are still watching in Springfield. We have got just a few more weeks to hold our breath and see what happens.

FINANCE COMMITTEE

15. Mr. Ashby presented Resolution G-4086-5-14 which is approving an amendment to the Delinquent Tax Program Agreement.

MOTION

Mr. Ashby moved, seconded by Mr. Bird to approve Resolution G-4086-5-14 by prior roll call.

There were no questions or comments from the board floor.

MOTION CARRIED. (LITTLE SHOWED HER VOTE AS YES)

16. Mr. Ashby presented Ordinance O-108-5-14 which is changing the rate of the surcharge imposed in the Emergency Telephone System Ordinance to the maximum of \$1.25 per month, per in-service network connection.

MOTION

Mr. Ashby moved, seconded by Mr. Potts to approve Ordinance O-108-5-14 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

NEGOTIATIONS COMMITTEE

Mr. Dunn: Mr. Dunn said he thinks they have a meeting coming up for the command officers, but he is not sure of the date. He said if there is anyone who wants to sit in on that should let him know.

TRANSPORTATION COMMITTEE

17. Mr. Meachum presented Resolution H-1889-5-14 which is appropriating funds for construction of Section 12-00245-00-BR, the Kenney Road (CH 21) Bough Bridge Replacement Project.

MOTION

Mr. Meachum moved, seconded by Mr. Bird to approve Resolution H-1889-5-14 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

18. Mr. Meachum presented Resolution H-1890-5-14 which is approving a Jurisdictional Transfer Agreement with the Illinois Department of Transportation on State Section 128N, the improvement of FAP Route 714 (IL 48 State) at FAS 1539 (CH41, Wyckles Road) southwest of Decatur.

MOTION

Mr. Meachum moved, seconded by Mr. Bird to approve Resolution H-1890-5-14 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

19. Mr. Meachum presented Resolution H-1891-5-14 which is an addendum to the agreement for the sharing of certain costs on an environmental study to modify the alignment of that portion of the South East Beltway in Macon County, Illinois, between the Village of Mt. Zion, Steven A. Lewis, and the County of Macon.

MOTION

Mr. Meachum moved, seconded by Mr. Brown to approve Resolution H-1891-5-14 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

20. Mr. Meachum presented Resolution H-1892-5-14 which is appropriating funds for construction on Section 13-00201-01-PV, the Elwin Road (CH 30) and Wyckles Road (CH 41) Connector Project.

MOTION

Mr. Meachum moved, seconded by Mr. Brown to approve Resolution H-1892-5-14 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.

SITING, RULES & ORDINANCE SUB-COMMITTEE

21. Mr. Potts presented Ordinance O-109-5-14 which is approving the Macon County Geothermal Exchange Systems Ordinance.

MOTION

Mr. Potts moved, seconded by Mr. Greenfield to approve Ordinance O-109-5-14 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

22. Mr. Potts presented Ordinance O-110-5-14 which is approving the Macon County Food Sanitation Ordinance.

MOTION

Mr. Potts moved, seconded by Mrs. Little to approve Ordinance O-110-5-14 by prior roll call vote.

There were no questions or comments from the board floor.

MOTION CARRIED.

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

CITIZENS' REMARKS:

Dean Padgett: Mr. Padgett lives at 3245 N. Susan Drive in Decatur, Illinois. For those who don't know him he has been here for about 7 or 8 years now. He wanted to explain his being AWOL for 6 months. He had some surgery in November and his two brothers in California decided they would fly back and drive his motor home out. He did not scoop one flake of snow this winter. He missed this terrible winter and plans on doing it again next year, but they will have to put up with him for 6 months. He is still fighting his cause. He hoped no one thought he threw in the towel. He thanked them.

OFFICEHOLDERS' REMARKS:

Mr. Baxter: Mr. Baxter said he is once again setting up a tour of the offices, circuit clerk, probation, state's attorney, and the public defender. The tour will be May 30th, Friday from 10:00 to 12:00. He hopes that someone will please attend and see what they are doing there. We have some great people there officeholders and all. We will start with Lois' office and go to the public defender and the state's attorney's office and then probation. These are the biggest of our offices regarding justice. You will see what they are doing there now, and how things are changing especially with the state. He thinks this is a great thing to do. So, it is May 30th Friday, at 10:00 he hopes to see them then. Mr. Baxter said the first time he did it no one showed up, second time one person showed. He thinks especially when you are doing budgets and all of that, you are thinking about what is involved here.

There was no old business presented at the meeting.

There was no new business presented at the meeting.

MOTION TO ADJOURN

Mr. Potts moved, seconded by Mr. Drobisch to adjourn until Thursday, June 12, 2014 at 6:00 p.m.

MOTION CARRIED.

Meeting adjourned at 6:38 p.m.