

COUNTY OF MENARD)
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STATE OF ILLINOIS)

The Menard County Board of Commissioners met on Tuesday, December 10, 2013, at 6:00 p.m. at the Menard County Courthouse, 102 S. Seventh Street, Petersburg, Illinois. Commissioners Merle Kirby, Ed Whitcomb, Jeff Fore, Allan Anderson and Bob Lott were physically present. A quorum was present. County Clerk Gene Treseler, County Treasurer Jackie Horn and County Coordinator Steve Duncan were also present.

Chairperson Kirby called the meeting to order at 6:00 p.m.

Commissioner Lott moved to approve the consent agenda which included the minutes from the November 26, 2013 regular Board Meeting and approval of the Menard County Community Services monthly report for November 2013. Commissioner Fore seconded the motion. The motion carried unanimously.

NEW BUSINESS

Hearing of Citizens (Unscheduled Public Comments/Requests for Board Action)

Rebecca Rowe submitted a letter and expressed concern regarding Paul and Dana Ingle's application for a special use permit to establish an agri-business/public riding stable. She expressed concern with the property's ability to handle the amount of horses on the property and that a boundary line dispute existed between the neighbors. She asked the Board to consider conditions of approval on the application.

Molly Hall Buehner submitted a letter and also expressed concern regarding Paul and Dana Ingle's application for a special use permit to establish an agri-business/public riding stable.

Trisha Nichols, a volunteer business manager with the Bright Star Equestrian Centre (the Ingle's name for the proposed riding stable), expressed concern that denial of the special use permit would not alleviate the neighbors concerns as zoning would still allow for horses and the waste they generate to be located at the property. She informed the Illinois EPA had visited the site and informed that the location of the manure pile met their regulations.

Jerry Tice, legal counsel for Ben and Beth Kiningham and David and Pam Williams, submitted a detailed handout of concerns that these neighboring property owners have in relation to Paul and Dana Ingle's proposed application for a special use permit to establish an agri-business/public riding stable. He spent time expressing concerns as detailed in said handout (e.g., concerns about manure, the property line dispute, the number of horses on the property and that he did not believe fundraising events were an allowable use).

Beth Kiningham, submitted a letter and also expressed concern regarding Paul and Dana Ingle's application for a special use permit to establish an agri-business/public riding stable. She expressed concerns about the boundary line dispute, manure management, etc.

Ken Morris informed that he worked with the Ingle's on the manure pile and that it had been moved to different locations. He spoke in support of approving the application for a special use permit to establish an agri-business/public riding stable.

Janet Scheina expressed concern regarding Paul and Dana Ingle's application for a special use permit to establish an agri-business/public riding stable informing that it would be unfortunate for the Kiningham's property to be affected by manure odors.

Ordinance – Approve/Deny Special Use Permit Application (13-03SUP). APPLICATION FROM PAUL & DANA INGLE, DBA BRIGHT STAR EQUESTRIAN CENTRE, WHICH SEEKS A SPECIAL USE PERMIT FOR THE PURPOSE OF ESTABLISHING AN AGRI-BUSINESS (PUBLIC RIDING STABLE), AS AN ALLOWABLE ACCESSORY USE TO A FARM, IN THE RURAL RESIDENTIAL ZONING DISTRICT. THE PROPERTY IS LOCATED AT 13922 STATE HWY. 97, PETERSBURG, IL. A BRIEF LEGAL DESCRIPTION FOR THE SUBJECT PARCELS ARE AS FOLLOWS: Section 1, Township 17, Range 7, Northwest Quarter of Section 1. THE TWO, ADJACENT PARCELS PROPERTY IDENTIFICATION NUMBERS ARE 16-01-100-005 & 16-01-100-006.

Dana Ingle, applicant for a special use permit to establish an agri-business/public riding stable, spent time addressing the Board including discussing the neighboring property owners concerns.

County Coordinator Duncan informed of the purposes and intents of the Rural Residential zoning district, in which the properties in question were zoned, which highlighted that farms and farm activities where the preferred land use and that farm activities, e.g., odors, should be expected.

After more discussion, Commissioner Lott moved to table consideration of an ordinance for special use permit 13-03SUP (AN APPLICATION FROM PAUL & DANA INGLE, DBA BRIGHT STAR EQUESTRIAN CENTRE, WHICH SEEKS A SPECIAL USE PERMIT FOR THE PURPOSE OF ESTABLISHING AN AGRI-BUSINESS (PUBLIC RIDING STABLE), AS AN ALLOWABLE ACCESSORY USE TO A FARM, IN THE RURAL RESIDENTIAL ZONING DISTRICT. THE PROPERTY IS LOCATED AT 13922 STATE HWY. 97, PETERSBURG, IL. A BRIEF LEGAL DESCRIPTION FOR THE SUBJECT PARCELS ARE AS FOLLOWS: Section 1, Township 17, Range 7, Northwest Quarter of Section 1. THE TWO, ADJACENT PARCELS PROPERTY IDENTIFICATION NUMBERS ARE 16-01-100-005 & 16-01-100-006). Commissioner Fore seconded the motion. The motion carried unanimously.

Health Department Report/Requests for Board Action

Commissioner Whitcomb moved to approve the payment of various Health Department bills (and as deemed needed per the County extending the Health Department's line of credit to pay said bills), as presented. Commissioner Fore seconded the motion. The motion carried unanimously.

Highway Department Report/Requests for Board Action

Tom Casson, County Engineer, was in attendance and presented monthly, Highway Department bills for November 2013. He spent time giving an overview of Highway Department activities.

Sunny Acres/Countryside Estates Report/Requests for Board Action

Pat McNeal, Sunny Acres Nursing Home Administrator was in attendance and provided an overview of Sunny Acres and Countryside Estates operations. Ms. McNeal stated that the census for Sunny Acres was 84 total and that Country Side Estates is currently full. She informed that the pay mix at Sunny Acres was Medicare A – 8 plus one Humana insurance; Private Pay – 41; Public Aid – 34.

County Treasurer's Report/Requests for Board Action

County Treasurer Horn informed the Board that since there would be no second meeting in December, she was requesting direction on how the County should proceed with Health Department bills and payroll. The consensus of the Board was to pay bills and payroll, as needed.

County Clerk's Report/Requests for Board Action

There were no report/requests for Board action.

State's Attorney Report/Requests for Board Action

There were no report/requests for Board action.

County Coordinator's Report/Requests for Board Action

County Coordinator Duncan provided a brief review of issues involving his office and mailings to the County Board.

Individual Board Members - Report/Requests for Board Action

There were no report/requests for Board action.

Resolutions - FY 2014 Property Tax Levies

County Clerk Gene Treseler presented the Truth in Taxation/Certificate of Compliance and County Budget and Appropriation Ordinance for FY 2014.

Commissioner Fore moved to approve Chairperson Kirby signing the Truth in Taxation/Certificate of Compliance. Commissioner Whitcomb seconded the motion. The motion carried unanimously.

Commissioner Anderson moved to approve the County Budget and Appropriation Ordinance for FY 2014. Commissioner Whitcomb seconded the motion. The motion carried unanimously and shall be known as **Resolution 38-13**.

County Clerk Treseler presented the tax levy summaries for the Fiscal Year December 1, 2013 to November 30, 2014 to be approved by the Board as follows:

- **Resolution 39-13** - General Fund in the amount of \$775,000 or as much as may be extended within the maximum rate limitations (.4350) provided by statute. Commissioner Fore moved to approve the general fund tax levy. Commissioner Lott seconded the motion. The motion carried unanimously.
- **Resolution 40-13** – Social Security & Retirement Fund in the amount of \$690,000. Commissioner Whitcomb moved to approve the social security & retirement fund tax levy. Commissioner Anderson seconded the motion. The motion carried unanimously.
- **Resolution 41-13** - Liability Insurance Fund in the amount of \$254,500. Commissioner Fore moved to approve the liability insurance fund tax levy. Commissioner Lott seconded the motion. The motion carried unanimously.
- **Resolution 42-13** - Ambulance Service Fund in the amount of \$322,000 or as much as may be extended at a rate of (.2500). Commissioner Lott moved to approve the ambulance service fund tax levy. Commissioner Fore seconded the motion. The motion carried unanimously.
- **Resolution 43-13** - Tuberculosis Fund in the amount of \$8,500 or as much as may be extended at a rate of (.0075). Commissioner Whitcomb moved to approve the tuberculosis fund tax levy. Commissioner Anderson seconded the motion. The motion carried unanimously.
- **Resolution 44-13** - County Fair Fund in the amount of \$35,000 or as much as may be extended at a rate of (.0500). Commissioner Fore moved to approve the county fair fund tax levy. Commissioner Lott seconded the motion. The motion carried unanimously.
- **Resolution 45-13** - County Bridge Fund in the amount of \$132,200 or as a levy not to exceed (.0500). Commissioner Anderson moved to approve the county bridge fund tax levy. Commissioner Whitcomb seconded the motion. The motion carried unanimously.
- **Resolution 46-13** - Federal Aid Matching Fund in the amount of \$132,200 or as a levy not to exceed (.0500). Commissioner Whitcomb moved to approve the federal aid matching fund tax levy. Commissioner Fore seconded the motion. The motion carried unanimously.
- **Resolution 47-13** - County Highway Fund in the amount of \$266,000 or as a levy not to exceed (.1030). Commissioner Lott moved to approve the county highway fund tax levy. Commissioner Fore seconded the motion. The motion carried unanimously.
- **Resolution 48-13** – County Repair & Maintenance Fund in the amount of \$132,200 or as a levy not to exceed (.0500). Commissioner Anderson moved to approve the county repair & maintenance fund tax levy. Commissioner Whitcomb seconded the motion. The motion carried unanimously.
- **Resolution 49-13** – Cooperative Extension Service Fund in the amount of \$26,500 or as much as may be extended at a rate of (.0500). Commissioner Fore moved to approve the cooperative extension service fund tax levy. Commissioner Whitcomb seconded the motion. The motion carried unanimously.
- **Resolution 50-13** - General Assistance Fund in the amount of \$42,000 or as much as may be extended at a rate of (.1000). Commissioner Lott moved to approve the general assistance fund tax levy. Commissioner Anderson seconded the motion. The motion carried unanimously.

Resolution – Re-appointment of Julie Wankel & Rod Reich to the Menard County Planning Commission for a Three Year Term to Expire December 31, 2016 & Appointment of Carolyn Greer to the Menard County Planning Commission for a Three Year Term to Expire December 31, 2016

Commissioner Fore moved to approve a resolution for the re-appointment of Julie Wankel & Rod Reich to the Menard County Planning Commission for a three year term to expire December 31, 2016 & appointment of Carolyn Greer to the Menard County Planning Commission for a three year term to expire December 31, 2016. Commissioner Lott seconded the motion. The motion carried unanimously. The resolution shall be known as **Resolution 51-13**.

Approval of 2014 Mileage Reimbursement Rates (Effective January 1, 2014)

Commissioner Whitcomb moved to approve setting the 2014 mileage reimbursement rate at 56 cents per mile for business miles driven, in accordance with the IRS rate, effective January 1, 2014. Commissioner Fore seconded the motion. The motion carried unanimously.

Approval of FY 2014 Menard County Board of Commissioners Committee & Oversight Assignments

Commissioner Lott moved to approve the FY 2014 Menard County Board of Commissioners committee & oversight assignments, as presented. Commissioner Whitcomb seconded the motion. The motion carried unanimously.

Approval of 2014 Calendar of Regular Meetings of the Menard County Board of Commissioners

Commissioner Anderson moved to approve the 2014 calendar of regular meetings of the Menard County Board of Commissioners, as presented. Commissioner Whitcomb seconded the motion. The motion carried unanimously.

Approval of Supervisor of Assessments Salary Adjustment per State of Illinois Requirements

Commissioner Fore moved to approve the Supervisor of Assessments salary adjustment per State of Illinois requirements. Commissioner Lott seconded the motion. The motion carried unanimously.

Executive Session

Commissioner Whitcomb moved to enter into executive session to discuss specific personnel as allowed by (5 ILCS 120/2(c)(1), collective negotiation matters as allowed by (5 ILCS 120/2(c)(2) and selection of a person to fill a public office as allowed by (5 ILCS 120/2(c)(3) at 8:06 p.m. Commissioner Fore seconded the motion. The motion carried unanimously.

The regular meeting reconvened at 8:50 p.m.

Adjournment

With no other business coming before the Board, Commissioner Anderson moved to adjourn the meeting at 8:50 p.m. Commissioner Whitcomb seconded the motion. The motion carried unanimously.