

COUNTY OF MENARD        )  
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STATE OF ILLINOIS        )

The Menard County Board of Commissioners met on Tuesday, January 10, 2012, at 6:00 p.m. in the Commissioners' Room of the Menard County Courthouse, 102 S. Seventh Street, Petersburg, Illinois. Commissioners Merle Kirby, Bob Lott, Barb Kyes, Jeff Fore and Ed Whitcomb were physically present. A quorum was present. County Treasurer Jackie Horn, County Clerk Gene Treseler, State's Attorney Ken Baumgarten and County Coordinator Steve Duncan were also in attendance.

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

Commissioner Fore moved to approve the consent agenda which included the minutes from the December 27, 2011 regularly scheduled Board meeting; the Menard County Community Services Monthly Report for December 2011; and the Bruce Harris and Associates invoice, related to quarterly GIS map maintenance expenses for the period of October, November and December 2011. Commissioner Whitcomb seconded the motion. The motion carried unanimously.

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

Judy Greenhalgh, spoke in support of the Menard County Health Department. She claimed that other health care entities would inform people that Menard County Health Department did not provide services that they do in fact provide (e.g., home health care services). She suggested really marketing to hospitals what services Menard County Health Department provided in the County. She suggested that she and others in the County would be willing to volunteer to help the Health Department. Chairperson Kirby informed that he was in favor of any volunteer efforts to help the Health Department.

Alicia Davis, Health Department Administrator, submitted a letter of support for the Health Department from Reverend David Daniel.

Angie Sutheard, spoke in support of the Menard County Health Department. She spoke highly of the home health care services and highlighted the Menard County residents that were being served by the Health Department. Chairperson Kirby stressed that the Board of Commissioners were not seeking to eliminate the Health Department but had to find ways to keep it financially viable. Commissioner Kyes stressed that she too wanted to keep the Health Department as a viable, County organization.

**Highway Department Report/Requests for Board Action**

Tom Casson, County Engineer, was in attendance and presented the Highway Department bills for December 2011.

Mr. Casson presented a County maintenance resolution appropriating motor fuel tax allotments for 2012 in the amount of \$550,000. Commissioner Kyes moved to approve the resolution, as presented. Commissioner Lott seconded the motion. The motion carried unanimously. The resolution shall be known as **Resolution 01-12**.

Mr. Casson presented a County maintenance resolution appropriating motor fuel tax funds to pay the County Engineer's salary in 2012. Commissioner Whitcomb moved to approve the resolution, as presented. Commissioner Fore seconded the motion. The motion carried unanimously. The resolution shall be known as **Resolution 02-12**.

Commissioner Lott moved to approve a local agency agreement for Federal participation, for construction and construction engineering that includes the reconstruction and widening of a portion of the Athens Blacktop Road from the east side of the Sangamon River Bridge to 3,895 feet east, including the Chautauqua Road intersection. Commissioner Kyes seconded the motion. The motion carried unanimously.

Mr. Casson presented a spreadsheet contrasting front yard setback standards (essentially from the public road side of a property) used in Menard County's zoning and Champaign and Logan Counties' zoning. County Coordinator/Zoning Administrator Duncan had asked Mr. Casson to comment on the County's front yard setback standard to see if the County should not give consideration to changing said standards, in some instances. Mr. Casson informed that he did not think the standards needed to be changed at this time. He pointed out that there had not been a big need to seek variances from front yard setback standards, as evidenced by the public record. He did inform that Menard County, in some instances, appeared to be slightly more restrictive than other Counties but less in other instances. It was pointed out front yard setbacks were usually based on the road classification with, for instance, State and County Highways having a higher standard than other roads.

Mr. Casson pointed out that there was need for some text amendments related to ensuring correct road names, per changes with 911 street addressing. He also expressed his concern that, if the point of the front yard setbacks was to protect roads, the definitional criteria written as it relates to corner lots (where a property has roads on two sides) was lacking as the definition said that only one side of the property along a road had to meet the front yard setbacks and the other had to meet a side yard setback standard that was drastically different. County Coordinator Duncan informed that the Menard County definitional criteria had helped property owners find a way to build in such circumstances but agreed that the current definitional criteria written up for Menard County was inconsistent with what you would find in most zoning ordinances and did not make sense if some of the goals of the front yard setback were to protect roads and public safety.

County Coordinator Duncan informed that he was basically in agreement with Mr. Casson's views except that he felt the setback standards could likely be relaxed along most road district roads which would not be unlike standards found in other Counties. The Board took the matter under advisement.

#### **Sunny Acres/Countryside Estates Report/Requests for Board Action**

Sunny Acres Nursing Home Administrator Pat McNeal was in attendance and gave an overview of Sunny Acres and Countryside Estates operations. She informed that the census at Sunny Acres was 98 and the Countryside Estates census was 19 residents. She informed that the pay mix at Sunny Acres was Medicare A - 11; Private Pay - 42; and Public Aid - 45.

Ms. McNeal informed that Countryside Estates had hired one new staff member. She presented a bid submitted by Prairie State Plumbing & Heating/Harney Electric to install a generator (including tying the generator installation into the fire alarm system) and perform other electric work at the Countryside Estates facility, in the amount of \$7,690. Commissioner Kyes moved to accept the bid, as presented. Commissioner Fore seconded the motion. The motion carried unanimously.

Ms. McNeal informed of two different proposals from Weidner Refrigeration to address the Countryside Estates facility auxiliary heating system. After discussion, the Board authorized Commissioner Fore to look further into the proposals on behalf of the Board.

Ms. McNeal provided an overview of Sunny Acres Nursing Home financials including two checks related to Intergovernmental Transfer dollars. She informed that Sunny Acres had received a Medicaid reimbursement from the State of Illinois which has the State of Illinois paid up on Medicaid reimbursements to the facility through July 2011. It was pointed out that there was no guarantee of getting August 2011 reimbursements from the State of Illinois in February 2012.

Ms. McNeal asked for Board direction on where they would like to see monies transferred from to pay bills, if needed, to provide cash flow. Ms. McNeal informed that John Smith, the facility's financial consultant, suggested transferring monies from Countryside Estates fund. County Treasurer Horn suggested they use their certificate of deposits that were reaching maturity in February and not use the capital reserve fund. Independent Auditor Mike Feriozzi was in attendance and concurred with not using the capital reserve fund.

Ms. McNeal provided a brief update on working with the County Treasurer's office on ways to improve electronic communication of financial information.

### **County Treasurer's Report/Requests for Board Action**

County Treasurer Jackie Horn passed out to the Board financial reports mainly related to tax collection information. She informed that the County's General Fund was currently owed \$245,018 from Federal and State reimbursements. Ms. Horn informed the Board that there was currently \$35 in the self-funded health insurance fund and approximately \$28,000 dollars in current claims to pay. She informed that there would be monies that would come in as a result of employee and County, monthly contributions and there was expected reimbursements from the re-insurer that should be coming in exceeding \$16,000 but, of course, there were more monthly expenses to pay for as well.

### **County Clerk's Report/Requests for Board Action**

There was no report/request for Board action.

### **State's Attorney's Report/Requests for Board Action**

State's Attorney Baumgarten presented a resolution to appoint the State's Attorneys Appellate Prosecutor as counsel on appeal and for special prosecutor services if a need arises. The resolution is the same as in previous years and must be approved annually. The county contribution was previously approved in the budget as in prior years. Commissioner Fore moved to approve the resolution, as presented. Commissioner Lott seconded the motion. The motion carried unanimously. The resolution shall be known as **Resolution 03-12**.

### **County Coordinator's Report/Requests for Board Action**

County Coordinator Duncan informed the Board that 133 building/zoning permits were issued in calendar year 2011 with 21 of these permits being issued for new home construction (Note: Statistics do not include City of Athens, Greenview or Petersburg). He informed that in 2010 only 5 permits were issued for new home construction and that 21 permits for new home construction was similar to what was issued in 2009 (20), 2008 (23), 2007 (26) and 2006 (28) but not as high as early and mid-decade where new home start permits were in the high 30's and 40's.

Mr. Duncan informed the Board that he was made aware that there may be a request from the Village of Tallula asking the County to consider revising current zoning regulations that does not allow for a single-wide mobile home to be placed in the B-1 Downtown Business District (which is what the Village of Tallula is zoned) unless it is replacement of an already existing single-wide mobile home. He informed that current regulations only allowed for a double-wide mobile home. If such a request is received, he informed that he will bring it to the Board's attention.

### **Individual Board Members - Report/Requests for Board Action**

Chairperson Kirby informed the Board that attending the various meetings he attended representing Menard County, it appeared as though more and more Illinois counties are looking at intergovernmental agreements to work with each other and other governmental entities to provide services and address common issues.

### **Resolution – Appointment of Bradley A. Zeller to the Menard County Board of Review**

Commissioner Lott moved to pass a resolution to appoint Bradley A. Zeller to the Menard County Board of Review. Commissioner Whitcomb seconded the motion. The motion carried unanimously. The resolution shall be known as **Resolution 04-12**.

### **Resolution – Authorizing Change of Developer of Record Barber’s Glenn Residential Subdivision**

Commissioner Whitcomb moved to pass a resolution authorizing a change of developer of record for Barber's Glenn residential subdivision, from Edward Hall to E. George Myers, and release Mr. Hall from his letter of credit obligation (Note: E. George Myers has established a letter of credit obligation for public improvements with Menard County). Commissioner Lott seconded the motion. The motion carried unanimously. The resolution shall be known as **Resolution 05-12**.

### **Resolution – As related to the Springfield to Peoria Stagecoach Road Historic Significance, in order to make the Senate Joint Resolution 62, passed by the 96th Illinois General Assembly, part of the Menard County, Illinois public record**

Commissioner Kyes moved to pass a resolution, as related to the Springfield to Peoria Stagecoach Road Historic Significance, in order to make the Senate Joint Resolution 62, passed by the 96th Illinois General Assembly, part of the Menard County, Illinois public record. Commissioner Lott seconded the motion. The motion carried unanimously. The resolution shall be known as **Resolution 06-12**.

### **Health Department Report/Requests for Board Action**

Health Department Administrator Alicia Davis was in attendance and referenced a handout generated by the County Treasurer's office indicating the latest line of credit amount extended to the Health Department from the County was around \$48,817. County Treasurer Horn asked for clarification on the Board's position on how much of a line of credit was to be extended to the Health Department. It was pointed out that the current agreement allowed for a \$100,000 line of credit but the actual amount had, at certain points gone well over that amount. The direction of the Board was that they wanted to authorize any spending requests over the agreed upon line of credit amount of \$100,000, but that payroll should be met for Health Department employees, as needed.

Independent Auditor Mike Feriozzi stressed that the Board should expect to get from the Health Department regular updates on the equity position of the Health Department.

### **Ratification of Collective Bargaining Agreement with General Teamsters/Professional & Technical Employees Local Union No. 916**

Commissioner Lott moved to approve ratification of a collective bargaining agreement with the General Teamsters/Professional & Technical Employees Local Union No. 916. Commissioner Kyes seconded the motion. The motion carried unanimously.

### **Executive Session**

Commissioner Lott moved to enter into executive session to discuss personnel as allowed by (5 ILCS 120/2)(c)(1) at 7:08 p.m. Commissioner Fore seconded the motion. The motion carried unanimously.

The regular meeting reconvened at 8:16 p.m.

### **Adjournment**

With no other business coming before the Board, Commissioner Fore moved to adjourn the meeting at 8:16 p.m. Commissioner Lott seconded the motion. The motion carried unanimously.