

RESUME OF MINUTES OF A REGULAR MEETING OF THE
COUNTY BOARD, CHAMPAIGN COUNTY, ILLINOIS
May 21, 2009

The County Board of Champaign County, Illinois met at a Regular Meeting, Thursday, May 21, 2009 at 7:03 P.M. in the Lyle Shields Meeting Room, Brookens Administrative Center, 1776 East Washington Street, Urbana, Illinois, with C. Pius Weibel presiding and Sasha Green as Secretary of the Meeting.

ROLL CALL

Roll call showed the following Board Members Present: Cowart, Doenitz, Gladney, Hunt, James, Jay, Jones, Knott, Kurtz, Langenheim, McGinty, Nudo, O'Connor, Richards, Rosales, Sapp, Schroeder, Smucker, Wysocki, Ammons, Anderson, Beckett, Bensyl, Betz, Carter and Weibel – 26; Absent: Moser – 1. Thereupon, the Chair declared a quorum present and the Board competent to conduct business. Board Member Moser arrived after roll call.

PRAYER & PLEDGE OF ALLEGIANCE

A prayer was given by Chair Weibel. The Pledge of Allegiance to the Flag was recited.

READ NOTICE OF MEETING

The Clerk read the Notice of the Meeting, said Notice having been published in the *Southern Champaign County Today* on May 6, 2009; *The Leader* on May 7, 2009; *Mahomet Citizen* and *Rantoul Press* on May 13, 2009; *County Star* and *Savoy Star* on May 14, 2009; and *News Gazette* on May 19, 2009. Board Member Betz offered a motion to approve the notice; seconded by Board Member Wysocki. Approved by voice vote.

APPROVAL OF MINUTES

Board Member Betz offered the motion to approve the minutes of the County Board Meeting of April 23, 2009, and Special Meeting of April 23, 2009; seconded by Board Member Carter. Approved by voice vote.

APPROVAL OF AGENDA/ADDENDUM

Board Member Carter offered the motion to approve the Agenda; seconded by Board Member Betz. Chair Weibel announced there was no need for the closed session pursuant to 5 ILCS 120/2 (c) 2 to consider collective negotiating matters between Champaign County and its employees or representatives, removed the adoption of Resolution No. 6979 Appointing Donald Hughey to the Sangamon Valley Fire Protection District from the Consent Agenda, and announced that 21 votes are required for Resolution 6985 and is not noted on the Agenda. There

was a friendly amendment to act upon items from Environment and Land Use first under Committee Reports. Approved as amended by voice vote.

DATE/TIME OF NEXT REGULAR MEETING

Chair Weibel announced that the next Meeting of the County Board will be held on Thursday, June 18, 2009 at 7:00 P.M.

PUBLIC PARTICIPATION

John Doster spoke regarding the adoption of Ordinance No. 848, amending the Zoning Ordinance related to Wind Farms. Herb Schildt spoke regarding the adoption of Ordinance No. 848. Stan Jenkins, Champaign County Supervisor of Assessments, spoke regarding the adoption of Ordinance No. 848 and the potential assessment and generated revenues of Wind Farms. Tim Polz spoke regarding the adoption of Ordinance No. 848. Deanne Sims spoke regarding the adoption of Ordinance No. 848. Patrick Deters spoke regarding the adoption of Ordinance No. 848. Mark Thompson spoke regarding the adoption of Ordinance No. 848.

ANNOUNCEMENTS/COMMUNICATIONS

Chair Weibel announced Jeff Blue, Champaign County Engineer, was selected as Urban County Engineer of the Year. Board Member Wysocki announced that the Regional Water Supply Planning Committee for the Mahomet Aquifer has its draft plan on public review from May 15th until June 15th. Board Member Betz announced the Policy, Personnel, and Appointments Committee will hold a Public Hearing for Elected Officials reform regarding the Auditor, Coroner and Recorder of Deeds on June 9th and 10th. Board Member Anderson announced the four centers that will receive the Quarter Cent Delinquency Intervention/Prevention/ Diversion Grant Funding: Champaign County Regional Planning Commission diversion program, Prairie Center, Mahomet Area Youth Club, and Don Moyer Boys and Girls Club, and that Nursing Home statistics/information from Andrew Buffenbarger had been distributed. Chair Weibel spoke to the Board Members about the County Board photo.

CONSIDERATION OF CONSENT AGENDA ITEMS BY OMNIBUS VOTE

COUNTY FACILITIES

Adoption of [Resolution No. 6974](#) Approving the Proposal for Professional Engineering Services Urbana-Champaign Sanitary District Force Main Construction and Easement.

POLICY, PERSONNEL, & APPOINTMENTS

Adoption of [Resolution No. 6980](#) Appointing Jerry Lyke to the Urbana-Champaign Sanitary District, term ending May 31, 2012.

Adoption of [Resolution No. 6981](#) Appointing Robert Dorsey to the Penfield Water District, term ending May 31, 2014.

Adoption of [Resolution No. 6982](#) Appointing Richard Mumm to the Mt. Hope Cemetery Association, term ending June 30, 2014.

Adoption of [Resolution No. 6983](#) Appointing Mary Miles to the Penfield Water District, term ending May 31, 2014.

FINANCE

Adoption of [Resolution No. 6986](#) - Budget Amendment:

Budget Amendment #09-00047

Fund: 677 - Juvenile Intervention Service

Dept: 052 - Court Services Probation

Increased Appropriations: \$10,000.00

Increased Revenue: \$0.00

Reason: Increased appropriation will be used for juvenile programs, including, but not limited to, funding for Parenting with Love and Limits.

Adoption of [Resolution No. 6987](#) - Budget Amendment:

Budget Amendment #09-00048

Fund: 106 - Public Safety Sales Tax Fund

Dept: 010 - County Board

Increased Appropriations: \$2,916.00

Increased Revenue: \$0.00

Reason: To reflect the full 5 percent of Public Safety Sales Tax revenues received in FY2008 to be granted to Delinquency Grant funding in FY2009 the budgeted figure of \$222,768.00 should be increased to \$225,684.00.

Adoption of [Resolution No. 6988](#) - Budget Amendment:

Budget Amendment #09-00049

Fund: 080 - General Corporate

Dept: 071 - Public Properties

Increased Appropriations: \$18,800.00

Increased Revenue: \$18,800.00

Reason: This amendment reflects the engineering and landscaping costs to be covered by the County and reimbursed by the Urbana-Champaign Sanitary District for the East Urbana Interceptor Sewer Project.

Adoption of [Resolution No. 6989](#) - Budget Amendment:

Budget Amendment #09-00050

Fund: 104 - Early Childhood Fund

Dept: 863 - Working Capital Reserve

Increased Appropriations: \$95,000.00

Increased Revenue: \$0.00

Reason: To accommodate additional unbudgeted expenses related to the operation of full day classrooms. Cumulative fund balance (revenue

derived from parent co-payments for child services) will cover all associated expenses.

Adoption of [Resolution No. 6990](#) - Budget Amendment:

Budget Amendment #09-00051

Fund: 075 - Regional Planning Commission

Dept: 726 - Danville Corridor Study

Increased Appropriations: \$60,000.00

Increased Revenue: \$60,000.00

Reason: Receipt of new contract with Danville for the study of transportation and land use issues and proposed future developments within a one square mile area located around M.L. King exit at 1-74 and US 150.

Adoption of [Resolution No. 6991](#) - Budget Amendment:

Budget Amendment #09-00052

Fund: 080 - General Corporate

Dept: 042 - Coroner

Increased Appropriations: \$302.00

Increased Revenue: \$302.00

Reason: Reimbursement for cremation of indigent.

Adoption of [Resolution No. 6993](#) Approving Extension for the FY2008 Separate Annual Audit for the Circuit Clerk of Champaign County.

Adoption of [Resolution No. 6994](#) Establishing the Budget Process for FY2010.

Adoption of [Resolution No. 6997](#) Approving Amendment to Agreement for Provision of Inmate Health Services at Champaign County Adult Correctional Center and Satellite Jail.

Adoption of [Resolution No. 6998](#) Approving Amendment to Agreement for Inmate Mental Health Services at Champaign County, Illinois.

Adoption of [Resolution No. 6999](#) Approving Second and Final Renewal of the Intergovernmental Agreement between the Department of Healthcare and Family Services and Champaign County State's Attorney.

Board Member Beckett offered the motion to approve the Consent Agenda; seconded by Board Member Moser. Chair Weibel asked the Clerk to call the roll. Consent Agenda adopted by roll call vote.

Yeas: Doenitz, Gladney, Hunt, James, Jay, Jones, Knott, Kurtz, Langenheim, McGinty, Moser, Nudo, O'Connor, Richards, Rosales, Sapp, Schroeder, Smucker, Wysocki, Ammons, Anderson, Beckett, Bensyl, Betz, Carter, Weibel and Cowart – 27;

Nays: None.

QUARTERLY REPORT BY THE NURSING HOME BOARD OF DIRECTORS

Dr. Charles Lansford and Mike Scavatto gave the quarterly report of the Nursing Home Board of Directors which included a Power Point presentation. Discussion followed.

COMMITTEE REPORTS

ENVIRONMENT & LAND USE

Board Member Wysocki recommended the adoption of [Ordinance No. 848](#) - Ordinance Amending Zoning Ordinance, 634-AT-08 Part A; including the amendments in the letter from John Hall and JR Knight dated May 21, 2009, RE: Zoning Case 634-AT-08; seconded by Board Member Moser. Chair Weibel announced that six letters/emails would be passed around during discussion. Discussion followed. Board Member Nudo offered a motion to strike the following language in subpar 6.1.4.P.3.(b) from the amendment: "...unless and until Applicant first receives the written permission of the County to substitute its successor(s) or assignee(s), and any such successor(s) or assignee(s) enter into a separate written agreement with the County..."; seconded by Board Member Beckett. Discussion followed. There was a friendly amendment to alter/clarify the amendment to strike the language "...continue to comply with the terms of the Agreement., ~~unless and until Applicant first receives the written permission of the County to substitute its successor(s) or assignee(s), and any such successor(s) or assignee(s) enter into a separate written agreement with the County,~~ to *Any successor(s) or assignee(s) shall* assume the terms...". Discussion followed. The amended amendment approved by voice vote. Discussion followed. The question was called. Motion to call the question passed by a show of hands.

Ordinance No. 848 adopted by 1/2 required roll call vote.

Yeas: Cowart, Doenitz, Gladney, Hunt, James, Jones, Knott, Kurtz, McGinty, Moser, Nudo, O'Connor, Richards, Rosales, Schroeder, Smucker, Wysocki, Ammons, Anderson, Beckett, Bensyl, Betz, Carter and Weibel – 24;

Nays: Langenheim and Sapp – 2;

Abstain: Jay – 1.

COUNTY FACILITIES

Board Member Beckett, Chair, recommended the adoption of corrected [Resolution No. 7002](#) Approving Amendments related to the Masonry Restoration & Stabilization Project at the Champaign County Courthouse; seconded by Board Member James. Discussion followed. Adopted as amended by voice vote.

Board Member Beckett recommended the adoption of Resolution No. 6971 for Installation of Photographic Displays in the Jennifer K. Putman

Meeting Room; seconded by Board Member Cowart. Board Member Beckett moved to substitute [Resolution No. 7003](#) for Installation of Photographic Displays in the Jennifer K. Putman Meeting Room; seconded by Board Member Knott. Discussion followed. Motion to substitute approved by voice vote. Resolution No. 7003 adopted by voice vote.

Board Member Beckett recommended the adoption of [Resolution No. 6972](#) Approving Energy Policy for Champaign County Facilities; seconded by Board Member Ammons. Discussion followed. Adopted by voice vote.

Board Member Beckett recommended the adoption of [Resolution No. 6973](#) Approving Champaign County Courthouse Complex De-lamping Plan; seconded by Board Member Knott. Discussion followed. Adopted by voice vote.

HIGHWAY & TRANSPORTATION

Board Member Cowart, Chair, recommended the adoption of [Resolution No. 6984](#) Approving the 2008 Champaign County Greenways & Trails Design Guidelines and the 2009 Champaign County Greenways & Trails Logos and Signage for the Champaign County Board; seconded by Board Member Carter. Adopted by voice vote.

Board Member Cowart recommended the adoption of [Resolution No. 6985](#) Authorizing the Conveyance of Right of Way Property to the Village of Savoy for the Curtis Road Improvement Project from Wynstone Drive to Wesley Avenue; seconded by Board Member Jay. Discussion followed. Adopted by roll call vote.

Yeas: Cowart, Doenitz, Gladney, Hunt, James, Jay, Jones, Knott, Langenheim, Moser, Nudo, O'Connor, Richards, Rosales, Sapp, Schroeder, Smucker, Wysocki, Ammons, Anderson, Beckett, Bensyl, Betz, Carter and Weibel – 25;

Nays: None – 0;

Absent: Kurtz and McGinty – 2.

Board Member Cowart recommended the adoption of [Resolution No. 7000](#) Appropriating County Motor Fuel Tax Funds for County Roads Maintenance for the Period from January 1, 2009 thru December 31, 2009 Section #09-00000-00-GM; seconded by Board Member Bensyl. Adopted by voice vote.

Chair Weibel announced a five minute break.

POLICY, PERSONNEL & APPOINTMENTS

Board Member Betz, Chair, recommended the adoption of [Resolution No. 6975](#) Appointing Laura Sandefur to the Champaign County Board of Review, term ending May 31, 2011; seconded by Board Member O'Connor. Adopted by voice vote.

Board Member Betz recommended the adoption of [Resolution No. 6976](#) Appointing Ron Bensyl to the Clements Cemetery Association, term ending June 30, 2015; seconded by Board Member Beckett. Board Member Bensyl abstained because he is named in the Resolution. Adopted by voice vote.

Board Member Betz recommended the adoption of [Resolution No. 6977](#) Appointing Giraldo Rosales as the County Board Liaison to the Regional Office of Education; seconded by Board Member Richards. Board Member Rosales abstained because he is named in the Resolution. Adopted by voice vote.

Board Member Betz recommended the adoption of Resolution No. 6978 that Supersedes Resolution No. 4070 on Establishment of Organization, Duties, Rules, Policies and Procedures of the Champaign County Board; seconded by Board Member Beckett. Discussion followed. Board Member Kurtz offered a motion to send the Resolution back to Committee; seconded by Board Member Carter. Discussion followed. A roll call was requested.

Motion to send back to Committee failed by roll call vote.

Yeas: Cowart, Doenitz, James, Jay, Kurtz, Langenheim – 6;

Nays: Gladney, Hunt, Jones, Knott, Moser, Nudo, O'Connor, Richards, Rosales, Sapp, Schroeder, Smucker, Wysocki, Ammons, Anderson, Beckett, Bensyl, Betz, Carter and Weibel – 20;

Absent: McGinty – 1.

Discussion followed. Vice-Chair Betz briefly chaired the meeting so Chair Weibel could participate in discussion. Discussion followed. The question was called. Discussion followed. Motion to call the question passed by a show of hands. A roll call was requested. Discussion followed.

Resolution No. 6978 failed by roll call vote.

Yeas: Jay, Jones, Knott, Moser, Nudo, Rosales, Sapp, Schroeder, Wysocki, Beckett and Bensyl – 11;

Nays: Cowart, Gladney, Hunt, James, Kurtz, Langenheim, O'Connor, Richards, Smucker, Ammons, Anderson, Betz, Carter and Weibel – 14;

Absent: Doenitz and McGinty – 2.

FINANCE

Board Member Rosales, Vice-Chair, recommended the adoption of corrected [Resolution No. 6992](#) - Emergency Budget Amendment

Budget Amendment #09-00053

Fund: 105 - Capital Asset Replacement Fund

Dept: 059 - Facilities Planning

Increased Appropriations: \$28,000.00

Increased Revenue: \$0.00

Reason: To appropriate funds from Capital asset Replacement Fund reserves to pay for engineering Services to complete energy grants from Brookens and Downtown Correctional Center, available through American Recovery and Reinvestment Act Fund; seconded by Board Member Betz. Discussion followed.

Resolution 6992 adopted as amended by 2/3 required roll call vote.
Yeas: Cowart, Gladney, Hunt, James, Jay, Jones, Knott, Kurtz, Langenheim, Nudo, Richards, Rosales, Smucker, Wysocki, Ammons, Anderson, Beckett, Betz, Carter and Weibel – 20;
Nays: Moser, O'Connor, Sapp, Schroeder and Bensyl – 5;
Absent: Doenitz and McGinty – 2.

Board Member Rosales recommended the adoption of [Resolution No. 6995](#) - Purchases not Following Purchasing Policy; seconded by Board Member Moser. Discussion followed. Adopted by voice vote.

Board Member Rosales recommended the adoption of [Resolution No. 6996](#) - Payment of Claims Authorization; seconded by Board Member Betz. Discussion followed. Failed by roll call vote. Discussion followed. Board Member Nudo offered the motion to reconsider the adoption of Resolution No. 6996; seconded by Board Member Beckett. Discussion followed. A roll call was requested.

Motion to reconsider approved by roll call vote.

Yeas: Cowart, Gladney, Hunt, James, Kurtz, Langenheim, Moser, Nudo, Richards, Rosales, Sapp, Schroeder, Smucker, Wysocki, Ammons, Anderson, Beckett, Betz, Carter and Weibel – 20;
Nays: Jay, Jones, Knott, O'Connor and Bensyl – 5;
Absent: Doenitz and McGinty – 2.

A roll call was requested.

Resolution No. 6996 adopted by roll call vote.

Yeas: Cowart, Gladney, Hunt, Kurtz, Langenheim, Moser, Nudo, O'Connor, Richards, Rosales, Sapp, Schroeder, Smucker, Wysocki, Ammons, Anderson, Beckett, Betz, Carter and Weibel – 20;
Nays: James, Jay, Jones, Knott and Bensyl – 5;
Absent: Doenitz and McGinty – 2.

OTHER BUSINESS

Board Member Ammons recommended the adoption of [Resolution No. 7001](#) Approving the METCAD Proclamation; seconded by Board Member Cowart. Adopted by voice vote.

Board Member Moser recommended that the Board enter into executive session pursuant to 5 ILCS 120/2 (c) 1 to consider the employment, compensation, discipline, performance or dismissal of an employee, further moving that the

following individual remain present: County's Legal Counsel and Recording Secretary; seconded by Board Member Wysocki.

Approved by roll call vote.

Yeas: Cowart, Gladney, Jay, Jones, Knott, Kurtz, Langenheim, Moser, Nudo, Rosales, Sapp, Schroeder, Smucker, Wysocki, Ammons, Anderson, Beckett, Bensyl, Betz, Carter and Weibel – 21;

Nays: Hunt, James, O'Connor and Richards – 4;

Absent: Doenitz and McGinty – 2.

The Board entered into Closed Session at 10:28 P.M. The Board reentered into Open Session at 10:51 P.M.

NEW BUSINESS

Board Member Carter shared his concerns about the changes that have occurred to the Board.

APPROVAL OF CLOSED SESSION MINUTES

Board Member Beckett recommended the approval of the Closed Session Minutes; seconded by Board Member Betz. Adopted by voice vote. (Closed Session Minutes should not have been adopted; no minutes had been distributed for approval.)

ADJOURNMENT

Chair Weibel adjourned the meeting at 10:56 P.M.

Mark Sheldon

Mark Sheldon, Champaign County Clerk
and ex-Officio Clerk of the Champaign County Board