

Approved 9/4/2012

CHAMPAIGN COUNTY BOARD
Committee of the Whole Minutes

Tuesday, August 7, 2012, 2012 – 6:00pm

Lyle Shields Meeting Room

1776 E. Washington St., Urbana, IL

MEMBERS PRESENT: Alix, Anderson, Bensyl, Berkson, Betz, Carter, Cowart, Esry, Holderfield, James, Jay, Kibler, Kurtz, Langenheim, Maxwell, McGinty, Michaels, Mitchell, Moser, O'Connor, Petrie, Quisenberry, Richards, Rosales, Schroeder, Weibel

MEMBERS ABSENT: Ammons

OTHERS PRESENT: Deb Busey (County Administrator), Alan Reinhart (Facilities Director), John Hall (Zoning Administrator), Jeff Blue (County Engineer), Joel Fletcher (Assistant State's Attorney), Cameron Moore, Amy Marchant, Eileen Sierra & Susan Monte (RPC), many members of the public

Call to Order

Chair Weibel called the meeting to order at 6:09 p.m.

Roll Call

The secretary called the roll and the following members were present: Alix, Anderson, Bensyl, Berkson, Betz, Carter, Cowart, Esry, Holderfield, James, Jay, Kibler, Kurtz, Langenheim, Maxwell, McGinty, Michaels, Mitchell, Moser, O'Connor, Petrie, Quisenberry, Richards, Rosales, Schroeder and Weibel. Ammons was absent.

Approval of Minutes

Motion by James to approve the minutes of June 5, 2012; seconded by Mitchell. **Motion carried unanimously.**

Approval of Agenda/Addendum

Motion by Rosales to approve the agenda and addendum for the meeting; seconded by Esry. Alix requested that Item X.A. be removed from the agenda and there were no objections. **Motion carried unanimously.**

Communications

Alix thanked everyone who participated in the discussion related to the referenda for the Nursing Home. During that process many comments were received, but at this time it does not have support of the Board and is being removed from the agenda.

Public Participation

Joanie Heycoop, Rohn Koester, Tara McCauley, Jack Knott, Jen Tayabji, Danielle Chynoweth and Mary Ellen O'Shaughnessey spoke about the Champaign County Nursing Home.

Joe Lamb, John Dimit and Mike Kirchhoff spoke about the Olympian Drive project.

Robert Michael Doyle spoke about Gay, Lesbian, Bisexual & Transgender pride week.

Chris Evans and Beldon Fields spoke about Public Safety Sales Tax funds.

County Facilities

Physical Plant Monthly Reports

Betz stated the monthly report was placed on the desks and asked if anyone had any comments on it. Petrie asked about the costs associated with gas and electric usage. Reinhart stated the electric is higher due to the much warmer temperatures this year. Richards asked about where the expenditures are expected to end. Reinhart felt we are right in line with the budgeted amount. Langenheim asked how much the increases related to increase in cost compared to increase in consumption. Reinhart stated we had a fixed rate for gas and electric costs, so the increase relates to consumption.

Motion by Kibler to receive and place on file the Physical Plant Monthly Report; seconded by Esry. **Motion carried unanimously.**

202 Art Bartell Construction Project Monthly Report & Project Update

Reinhart explained that payments this past month were for a large portion of construction of the storm water project.

Motion by James to receive and place on file the 202 Art Bartell Road Construction Project report; seconded by Schroeder. Schroeder asked about the negative amount. Reinhart said this was a negative change order in the original building project last year. He said those funds were never spent. **Motion carried.**

Lease Renewal Agreement with Niemann Foods

Motion by Weibel to recommend to the County Board approval of the Lease Renewal Agreement with Niemann Foods; seconded by Bensyl. When asked, Busey stated this is possibly the fifth year we have had this contract. James thought the issues with regard to the lot maintenance should be renegotiated. He also said he wanted the employees who use that lot to know that this is an extra benefit provided them. Busey said that employees at other buildings have free parking due to their location. She said we use as much as we can that the County owns and this makes up the difference. **Motion carried unanimously.**

Chair's Report

None.

Other Business

Alix said they had a discussion at the Democrat caucus about projects or improvements that might be needed at the downtown jail facility and asked Reinhart to come up with a list. Reinhart said there are two projects needed with regard to water infiltration. He said one is roof

repairs and the other is a need for tuck pointing and brick work. He said those two areas need attention badly. He said he needs to look into the money that is available. Alix said this discussion came up and there is general support regardless of the future use of that building, and maintenance is needed to keep it functional. Betz said he would have this subject placed on the September agenda. Alix would like Reinhart to give information with the steps needed in order to get the work completed in this fiscal year. Reinhart said that it would not be possible to do any large scale projects due to bidding procedures. He said smaller scale projects are more likely to be able to be completed this year. Petrie suggested that Reinhart bring back three possibilities, those being the smaller and quicker projects, the larger projects, both a combination of smaller and bid projects and also the large requests for projects

Designation of Items to be placed on the consent agenda

Item VII. C. to be placed on the consent agenda.

Highway & Transportation

County & Township Motor Fuel Tax Claims – June/July 2012

Motion by Petrie to receive and place on file the County & Township Motor Fuel Tax Claims for June and July, 2012; seconded by Mitchell. **Motion carried unanimously.**

Resolution Appropriating \$753,800 from County Motor Fuel Tax Funds for Estimated County Maintenance for the Period from January 1, 2012 thru December 31, 2012 – Section #12-00000-00-GM

Motion by Jay to recommend to the County Board approval of a Resolution Appropriating \$753,800 from County Motor Fuel Tax Funds for the Estimated County Maintenance for the period from January 1, 2012 through December 31, 2012 – Section #12-00000-00-GM; seconded by Langenheim. Petrie had a timeline question. Blue said this is a formal sign-off for IDOT which is better estimated at this time of year. **Motion carried unanimously.**

Consideration and Approval of Resolution Authorizing Acquisition of Certain Property by Purchase or Eminent Domain, Relating to Design, Construction and Maintenance of Olympian Drive

Motion by Langenheim to recommend to the County Board approval of a Resolution Authorizing the Acquisition of Certain Property by Purchase or Eminent Domain, Relating to Design, Construction and Maintenance of Olympian Drive; seconded by Quisenberry. Fletcher stated that on page 2, the second “whereas” should read “Champaign County has previously determined a value which it believes to be a fair amount” and page 3, paragraph 2. should include the date of September 15, 2012 where it is now blank.

Motion by Weibel to accept Fletcher’s amendments; seconded by Kurtz. **Motion carried unanimously.**

Quisenberry agrees that Eminent Domain is not something he would normally choose, but there is a time limit on this project and therefore, he supports the motion.

Motion by James to request a roll call vote on the original motion as amended; seconded by Kibler. **Motion carried.**

Alix stated he is also not a fan of eminent domain, but noted that very few public work projects of a significant size don't use eminent domain and if this is the only way to move the project forward, then he will support the motion. **Original motion as amended carried by roll call vote with Alix, Anderson, Berkson, Betz, Carter, Cowart, Kibler, Kurtz, Langenheim, Maxwell, McGinty, Mitchell, Quisenberry, Richards, Rosales, Schroeder and Weibel voting yes and with Bensyl, Esry, Holderfield, James, Jay, Michaels, Moser, O'Connor and Petrie voting no.**

Letter from City of Urbana re: County Board Resolution #8018

Provided for information only.

Other Business

None.

Designation of Items to be placed on the consent agenda

Item VIII.B. to be placed on consent agenda..

Environment & Land Use

Consideration and Approval of Resolution Approving Amended Partial Release of Judgment, Amending Resolution #8169

Kurtz declared a brief recess at 8:40pm and reopened the meeting at 8:43pm

Motion by James to recommend to the County Board approval of a Resolution Approving an Amended Partial Release of Judgment Amending Resolution #8169; seconded by Esry. Betz stated he will abstain from the vote because of a work relationship with a party involved in the transaction. **Motion carried with one abstention.**

FY2013 CCRPC/County Planning Contract and Work Plan for Approval

Motion by Cowart to recommend to the County Board approval of the FY2013 CCRPC/County Planning Contract and Work Plan; seconded by Richards. Mr. Moore said there were some changes as previously requested by the County Board. He noted the issue of a building code analysis was removed and substituted with other items with regard to multi-family housing. Petrie asked why are other agencies are not doing that work, such as the fire marshall. Hall said that the County's liquor ordinance states that all facilities meet the State Fire Marshall requirements and yet it doesn't ask for a certification of that. He said every year it isn't known if they meet codes or not. By putting this in the work plan, we will know in the future if bars are meeting the fire codes. Petrie asked if the Zoning office couldn't handle this and Hall replied they simply do not have the time to do so. **Motion carried.**

Zoning Case 721-AM-12

Motion by Esry to recommend approval to the County Board of a Resolution Approving Zoning Case 721-AM-12 for Premier Cooperative, Inc. to amend the Zoning Map to change the designation from the AG-1 to the B-1 Rural Trade Center Zoning District to allow expansion of the existing non-conforming grain elevator; seconded by Kibler. **Motion carried unanimously.**

Zoning Case 723-AM-12

Motion by Michaels to recommend to the County Board approval of Zoning Case 723-AM-12 for the Estate of Jon Buerkett with co-executors Thomas Fiedler and Dennis Buerkett for a request to amend the zoning map to change the designation from the B-3 Highway Business Zoning District to the B-4 General Business Zoning District; seconded by Mitchell. **Motion carried unanimously.**

5-Year Update to the Champaign County Solid Waste Management Plan 2007 Update

Motion by Kibler to recommend approval to the County Board of the 5-Year Update to the Champaign County Solid Waste Management Plan 2007 Update; seconded by Anderson. Petrie asked Monte if there were any items missing that she would like to see in the plan. Monte said this is to update the Illinois EPA with the information required. She stated there are no funds available from the state for additional updates at this time. **Motion carried unanimously.**

Public Notice of Illinois EPC Public Comment Period for Proposed Renewal of the Clean Air Act Permit Program Guardian West & Flex-N-Gate Manufacturing in Urbana

For information only.

RTAG – FY2013 Grant Application for Rural Public Transportation

Omnibus motion by Carter to recommend approval of all the documents related to the RTAG FY2013 Grant Application for rural Public Transportation; seconded by Maxwell. Kurtz mentioned that it has been an extraordinary two-year period for RTAG. Schroeder asked about finance figures being accessible on the RTAG website. He said last time the Board discussed this issue they were not yet available. Ms. Marchant stated they are now available on-line. Schroeder said the last time the state was behind on their payments to the program. They currently owe the program over \$500,000, but some of the payments are expected to arrive shortly. The payouts to the agencies will pay on a priority level. Schroeder feels the amount owed from the state will grow and grow and feels the County will end up paying for the program. James agreed with that statement, but felt the RTAG staff is seeing that the money is spent correctly. Discussion continued about user trends and projections. Marchant said that Champaign County seems more trendy than most other rural counties in Illinois. Alix said it is clear that this is a successful program. Richards asked where the majority of the rides come from. Marchant said they are mainly from Rantoul, but the service covers Gifford, Ludlow and Thomasboro and those rides seem to be increasing. She mentioned that numbers of seniors using the service are rising as well. **Motion carried unanimously.**

Monthly Report

No action taken.

Other Business

None.

Designation of Items to be placed on the Consent Agenda

Items IX.C.D.E. and G. to be placed on the consent agenda.

Policy, Procedures & Appointments

Resolution Placing Questions Regarding the Champaign County Nursing Home on the November, 2012 Election Ballot

Removed from the agenda.

Other Business

Approval of Closed Session Minutes – June 5, 2012

Motion by Langenheim to approve the closed session minutes of June 5, 2012; seconded by James. **Motion carried unanimously.**

ADDENDUM

Policy, Procedures & Appointments

Closed Session to consider the purchase of real property for the use of the public body

Motion by Weibel to enter into executive session a 7:09pm pursuant to 5 ILCS 120/2(c)(11) to consider litigation which is probable or imminent against Champaign County, and to consider the purchase of real property for the use of the public body, pursuant to 5 ILCS 120/2(c)5 and that the following remain present: County's legal counsel, County Engineer, County Administrator and the recording secretary; seconded by Holderfield. **The motion carried by roll call vote with the following voting yes: Alix, Anderson, Bensyl, Berkson, Betz, Carter, Cowart, Esry, Holderfield, Jay, Kibler, Kurtz, Langenheim, Maxwell, Michaels, Mitchell, Moser, Petrie, Quisenberry, Richards, Rosales, Schroeder and Weibel. James and O'Connor voted no.**

The meeting was reopened at 8:29pm.

Adjournment

Adjourned at 9:10 pm

Respectfully submitted,

Ranae Wolken
Recording Secretary

Secretary's note – The minutes reflect the order of the agenda and may not necessarily reflect the order of business conducted at the meeting.