

MINUTES OF THE MCDONOUGH COUNTY BOARD
September 21, 2016

The monthly meeting of the McDonough County Board was held at the McDonough County Courthouse at 7:00 p.m. roll call resulted in 18 present and three absent (Mahr, Aurelio, Kelso-entered after roll call). Sheriff Rick VanBrooker made the opening declaration. Member Sims led the Pledge of Allegiance.

EXHIBIT 1

Board Member Oster moved with second by Board Member Coniglio to approve the minutes of August 17, 2016. Motion carried with a voice vote.

EXHIBIT 2

The report from Public Defender, Nigel Graham for the month of August 2016 was received and filed.

EXHIBIT 3

The report of Sales Tax collected in June 2016 was received and filed. The Sales tax was up \$9,308 & Public Safety Sales Tax was down \$ 531 from last year.

EXHIBIT 4

The report of Balances and Investments from County Treasurer Graves was received and filed.

EXHIBIT 5

The report of Circuit Clerk Wilson for the month of August 2016 was received and filed.

EXHIBIT 6

The report from County Clerk DeJaynes on Warrants Issued in Vacation was received and filed.

EXHIBIT 7

The Transfer of Appropriations of Monies was referred to the Finance Committee. Chairman Henry reported a transfer of \$150,000 from the Insurance Clearing Fund to the Mutual Medical Payment Fund to cover expenditures for the employees' health insurance plan.

EXHIBIT 8

Board Member Coniglio moved to approve the report of the Finance Committee as read with Board Member Hiel seconding the motion. Motion carried with a roll call vote of 18 yes, two absent and one pass as **Exhibit 8A.**

EXHIBIT 9

Board Member Trotter moved with Board Member Coniglio seconding to dispense with the reading of the claims report and to approve it as submitted. Motion carried with a roll call vote of 18 yes, two absent and one pass as **Exhibit 9A.**

EXHIBIT 10

Board Member Trimmer moved with Board Member Oster seconding to accept the

recommendation to accept the bid of \$ 52,320.00 from CAD Construction Inc. for the County West Roof. Board Member Trimmer explained the exposed fastener roof hugger system would be installed on top of the existing roof. We reviewed several options and this is what the committee deemed the best. Motion carried with a roll call vote of 18 yes, two absent and one pass as **Exhibit 9A**.

EXHIBIT 11

Board Member Sims moved with Board Member Twaddle seconding to approve Resolution to dispose of Property 05-000-661-10. This is one of the properties in Colchester County Clerk DeJaynes brought to the Board in July. Motion carried with a roll call vote of 18 yes, two absent and one pass as **Exhibit 11A**.

EXHIBIT 12

Board Member Dixon moved with Board Member Sims seconding to approve Resolution to dispose of Property 05-000-084-10. This is the other property in Colchester County Clerk DeJaynes brought to the Board in July. Motion carried with a roll call vote of 18 yes, two absent and one pass as **Exhibit 12A**.

EXHIBIT 13

Board Member Coniglio moved with Board Member McGrew seconding to approve McDonough County Fraud Policy. Board Chairman Schwerer explained that this was necessary for a Grant being received by 911. Motion passed unanimously with a voice vote.

EXHIBIT 14

Chairman Schwerer stated that everyone has received the Illinois Department of Agriculture Criteria and Notice of Intent to Construct. We will discuss each one of the criteria and vote on if it has been met and have an overall vote on if the facility has met the criteria.

1. Board Member Brown moved with Board Member Toland seconding that in regard to the proposed construction of a livestock management facility by Scott Herndon the first criteria (Whether registration and livestock waste management plan certification requirements, if required) more likely than not meets the provisions of the Livestock Management Facilities Act as determined by the application and the information presented at the informational meeting.

Comment: Compliant received about odor to homes.

Motion carried with a roll call vote of 13 yes, three no, two absent and three pass as **Exhibit 14A**.

2. Board Member Brown moved with Board Member Toland seconding that in regard to the proposed construction of a livestock management facility by Scott Herndon the second criteria (Whether the design, location, or proposed operation will protect the environment by being consistent with this Act Whether the design, location, or proposed operation will protect the environment by being consistent with this Act) more likely than not meets the

provisions of the Livestock Management Facilities Act as determined by the application and the information presented at the informational meeting.

Comment: None

Motion carried with a roll call vote of 13 yes, three no, two absent and three pass as **Exhibit 14B.**

3. Board Member Dixon moved with Board Member Oster seconding that in regard to the proposed construction of a livestock management facility by Scott Herndon the third criteria (Whether the location minimizes any incompatibility with the surrounding areas character by being located in any area zoned for agriculture where the county has zoning or where the county is not zoned the setback requirements established by this Act are complied with) more likely than not meets the provisions of the Livestock Management Facilities Act as determined by the application and the information presented at the informational meeting.

Comment: No gray area in this.

Motion carried with a roll call vote of 15 yes, two absent and four pass as **Exhibit 14C.**

4. Board Member Toland moved with Board Member Hiel seconding that in regard to the proposed construction of a livestock management facility by Scott Herndon the fourth criteria (Whether the facility is located within a 100-year floodplain or otherwise environmentally sensitive are (defined as an area of karst area or with aquifer material within 5 feet of the bottom of the livestock waste handling facility) and whether construction standards set forth in the notice of intent to construct are consistent with the goal of protecting the safety of the area) more likely than not meets the provisions of the Livestock Management Facilities Act as determined by the application and the information presented at the informational meeting.

Comment: No karst area in McDonough County-A core drilling was done.

In response to the question if an engineering plan has been done-Yes a plan has been done and this facility is not in the 100 year flood plain.

Motion carried with a roll call vote of 14 yes, two no, two absent and three pass as **Exhibit 14D.**

5. Board Member Toland moved with Board Member Coniglio seconding that in regard to the proposed construction of a livestock management facility by Scott Herndon the fifth criteria (Whether the owner or operator has submitted plans for operation that minimize the likelihood of any environmental damage to the surrounding area from spills, runoff, and leaching) more likely than not meets the provisions of the Livestock Management Facilities Act as determined by the application and the information presented at the informational meeting.

Comment: None

Motion carried with a roll call vote of 14 yes, two no, two absent and three pass as **Exhibit 14E**.

6. Board Member Toland moved with Board Member Coniglio seconding that in regard to the proposed construction of a livestock management facility by Scott Herndon the sixth criteria (Whether odor control plans are reasonable and incorporate reasonable or innovative odor reduction technologies given the current state of such technologies) more likely than not meets the provisions of the Livestock Management Facilities Act as determined by the application and the information presented at the informational meeting.

Comment: The definition of state of the art technology was discussed. The following technologies were discussed: Pit additives (use will be up to owner), application method (top vs. injection). The injection method of application will be used by the facility and they will use best practices to keep odor down. It was noted that the “state of the art” technologies discussed were the current level as of today.

Motion carried with a roll call vote of 12 yes, five no, two absent and two pass as **Exhibit 14F**.

7. Board Member Kelso moved with Board Member Twaddle seconding that in regard to the proposed construction of a livestock management facility by Scott Herndon the seventh criteria (Whether traffic patterns minimize the effect on existing traffic flows) more likely than not meets the provisions of the Livestock Management Facilities Act as determined by the application and the information presented at the informational meeting.

Comment: Good traffic count-would not affect existing traffic flow.

Motion carried with a roll call vote of 16 yes, two absent and three pass as **Exhibit 14G**.

8. Board Member Brown moved with Board Member Kelso seconding that in regard to the proposed construction of a livestock management facility by Scott Herndon the eighth criteria (Whether construction or modification of a new facility is consistent with existing community growth, tourism, recreation, or economic development or with specific projects involving community growth, tourism, recreation, or economic that have been identified by government action for development or operation within one year through compliance with applicable zoning and setback requirements for populated areas as established by this Act) more likely than not meets the provisions of the Livestock Management Facilities Act as determined by the application and the information presented at the informational meeting.

Comment: None

Motion carried with a roll call vote of 12 yes, five no, two absent and two pass as **Exhibit 14H**.

Board Member Dixon moved with Board Member Toland seconding that the proposed construction of a livestock management facility by Scott Herndon meets the criteria of the

Livestock Management Facilities Act as determined by the application, information presented at the informational meeting, and the noted comments made here tonight.

Comment: It was noted that if you voted no on any of the criteria you should vote no here. Not voting on personal belief on hog farm in general, but voting on if criteria are met.

Motion carried with a roll call vote of 12 yes, five no, two absent and two pass as **Exhibit 14B**.

Other

Finance Chairman Henry reported that FY 2017 Budget process is progressing and the final scheduled meeting will be held tomorrow evening.

Road & Bridge Chairman Kelso reported that County road projects are pretty much complete for the season. Many positive comments have been received concerning the projects.

ESDA/Claims Chairman Coniglio reported sirens worked during the monthly test.

Board Chairman Schwerer recognized County Clerk DeJaynes on her recent award for Zone 2 County Clerk of the Year.

Chairman Schwerer entertained a motion that Days and Miles are checked, Roll be called and the Board adjourn until Wednesday, October 19, 2016 at 7:00 p.m. Board Member Oster made the motion which was seconded by Board Member Toland. Motion carried with a roll call vote of 19 ayes. With no further business to discuss the meeting adjourned at 7:31 p.m. Sheriff Rick VanBrooker gave the closing declaration.