

**PROCEEDINGS OF THE COUNTY BOARD
KNOX COUNTY, ILLINOIS
April 16, 2003**

STATE OF ILLINOIS)
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COUNTY OF KNOX)

Proceedings of the regular meeting of the Knox County Board, held at the Courthouse, Galesburg, Illinois on Wednesday, April 16, 2003 at 6:00 p.m.

The meeting was called to order by Chairman Sally Keener and on roll call the following members of the board reported present:

District 2	Gayle Keiser
District 3	Dale Parsons
District 4	Sally Keener
District 5	Ricardo Sandoval
District 1	Allen Pickrel
District 2	Dana Shallenberger
District 3	Jennifer Brown
District 4	Lowell Mannhardt
District 5	Gerald Link
District 1	Linda Roberts
District 2	William Abel
District 3	Janet Occhi
District 4	Wayne Saline
District 5	Stephen Johnson

and those absent: District 1 Carol Simpson

and also present were James Thompson, Sheriff, and Marc Wong, County Clerk.

Sheriff Thompson delivered the proclamation, Chairman Keener led the members in the Pledge to the Flag and Rev. Dan Siems gave the invocation.

Chairman Keener asked for any changes to the Agenda. W. Abel would add special session for Nursing Home. Chairman Keener presented the following consent agenda: 1) Minutes of the County Board Meeting held March 19, 2003; 2) Claims against Knox County, Illinois for the period of March 20, 2003 thru April 16, 2003 (ordering that invoices be accepted and approved and that the County Clerk and County Treasurer be authorized and directed to issue County Warrants in payment of the bills); 3) Claims by Members for mileage for the Meeting held April 16, 2003; 4) Financial Report of Marc C. Wong, County Clerk, for the month of March, 2003, filed with County Clerk; 5) Financial Report of Robin E. Davis, Treasurer, for the month of March, 2003, filed with County

Clerk; 6) Financial Report of Nancy J. McCune, Recorder, for the month of March, 2003, filed with County Clerk; 7) Financial Report of Kelly Cheesman, Circuit Clerk for the month of March, 2003, filed with County Clerk; 8) Financial Report of James K. Thompson, Sheriff, for the month of March, 2003, filed with County Clerk; 9) Sales tax and various taxes for the month of January, 2003, in the amounts of \$70,360.84 and \$16,961.80 and public safety tax in the amount of \$60,383.38; 10) Appointment of Ms. Caroline Porter of Galesburg as a member of the Knox County Board of Review; 11) Appointment of Mr. George Knapp of Wataga as a member of the Knox County Board of Review; 12) Appointment of Mr. Lomac Payton of Galesburg for another term as a commissioner of the Knox County Housing Authority; 13) Appointment of Mr. Gerald Severns of Abingdon for another term as a trustee of the Abingdon Fire Protection District; 14) Appointment of Mr. John Andrews of Altona for another term as a trustee of the Altona Fire Protection District; 15) Appointment of Mr. Gerald Buckman of Yates City for another term as a trustee of the Elba-Salem Fire Protection District; 16) Appointment of Mr. David Hawkinson of Galesburg for another term as a trustee of the Henderson Fire Protection District; 17) Appointment of Mr. William Shenaut of Knoxville for another term as a trustee of the Knoxville Community Fire Protection District; 18) Appointment of Mr. Ronald Thurman of Maquon for another term as a trustee of the Maquon Fire Protection District; 19) Appointment of Mr. James W. Asplund of Oneida for another term as a trustee of the Oneida-Wataga Fire Protection District; 20) Appointment of Mr. Phil Robbins of Victoria for another term as a trustee of the Victoria-Copley Fire Protection District; 21) Appointment of Mr. W. Scott Smith of Williamsfield for another term as a trustee of the Williamsfield Fire Protection District; 22) Appointment of Mr. Harlan Cook of Maquon for another term as a trustee of the London Mills Fire Protection District; 23) Appointment of Mr. Roland H. Spencer of Galesburg for another term as a trustee of the Galesburg Sanitary District; 24) Appointment of Mr. Rollin Tye of Oneida for another term as a trustee of the Oneida Sanitary District; 25) Appointment of Mr. Vinton Pease for another term as a trustee of the Spoon Valley Lake Sanitary District; 26) Appointment of Mr. Kenneth C. Russell of Wataga for another term as a trustee of the Wataga Sanitary District; 27) Appointment of Ms. Brenda Dexter for another term as a trustee of the Williamsfield Sanitary District. Motion to approve consent agenda by S. Johnson seconded by J. Occhi. G. Keiser requested Item 1, Approval of Minutes of County Board Meeting held March 19, 2003 be withheld. Roll call vote on Agenda Items 2 through 27 as follows: Ayes - Keiser, Parsons, Keener, Sandoval, Pickrel, Shallenberger, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline, Johnson - (14); Noes - (0). Motion carried. G. Keiser made motion Page 5 of March 19, 2003 minutes on Contract with City of Galesburg in regard to Public Safety Building pending approval of State's Attorney and City of Galesburg assuming buyout of lease in the amount of \$75,000 in two installments and \$62,500 for eight years also include "waiving for duration of the contract booking fees of City inmates in jail" seconded by W. Saline. L. Mannhardt noted misspelling on Page 5 of "Administrator." Vote by roll call on corrections as follows: Ayes - Keiser, Parsons, Keener, Sandoval, Pickrel, Shallenberger, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline, Johnson - (14); Noes - (0). Motion carried.

J. Occhi presented Law Enforcement Center update. There was no quorum at the last meeting. The Construction Manager gave his report and is finishing last few items on the list. It is anticipated there will be two more meetings. The Committee didn't review the domestic water pump issue as there was no quorum. The heating units are fixed and the committee is looking into recouping costs. Head Start has not responded back on color for wall between Law Enforcement Center and their building.

Dale Blucker, Blucker, Kneer & Assoc., Ltd. reported on audit ending November 30, 2002. It was noted all copies of grants should be on file in the County Clerk's office as well as audited financial statements from sub-recipients of the pass-through grant monies; the Landfill still has customers with outstanding balances greater than 30

days overdue which need to be monitored on a monthly basis; Sheriff's Dept. needs to have fees reconciled and remitted to the County Treasurer on a monthly basis and recorded in General Fund; Sheriff Department's office bank accounts needs to have monthly bank reconciliations completed and documentation retained; proper employee information of I-9 forms needs to be maintained by Treasurer's office with department heads retaining a copy. Motion by D. Parsons to accept audit seconded by S. Johnson. Motion carried.

Public Comments by Tracey Bailey in regard to employees who work in the basement of the Courthouse asking the Knox County Board follow through with their original resolution from last month's meeting to immediately relocate all the offices in the basement of the Knox County Courthouse. Danny England also asked Board members to consider action on radon in the basement by getting employees moved to a safe environment.

Motion to suspend the rules by J. Occhi seconded by L. Roberts vote by roll call as follows: Ayes - Keiser, Parsons, Keener, Sandoval, Pickrel, Shallenberger, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline, Johnson - (14); Noes - (0). Motion carried. Motion by A. Pickrel seconded by R. Sandoval to change the Full Board meeting to the fourth Wednesday of the month and move the Executive Committee Meeting to the third Wednesday . This would facilitate Executive Committee to send more complete information to the Board members with the agenda. S. Johnson suggested all committee chairmen have minutes sent out in the packets or passed out at the County Board meeting. Roll call vote on motion as follows: Ayes - Keiser, Keener, Sandoval, Pickrel, Shallenberger, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline, Johnson - (13); Noes - Parsons - (1). Motion carried.

The following Community Planning Allowance Grant was presented by Chairman Keener:

**GRANT AGREEMENT
COMMUNITY PLANNING ALLOWANCE**

This Agreement made and entered by and between the State of Illinois, acting by and through its Department of Natural Resources, hereinafter referred to as "IDNR" and the County of Knox, with seat of county government in Galesburg, Illinois, hereinafter referred to as "County";

Witnesseth That:

Whereas, IDNR has authority, pursuant to 525 ILCS 33/35, to make grants to units of local government in an amount equal to 7% of the purchase price paid by IDNR for open space land located within the jurisdiction of the governmental unit and acquired pursuant to the Illinois Open Land Trust Act; and

Whereas, IDNR has purchased parcels of land for the Snakeden Hollow Fish and Wildlife Area, Robert Seward and County is therefore entitled to request a Community Planning Allowance Grant; and

Whereas IDNR has taken fee simple title to said parcels for a purchase price of \$2,205,000.00; and

Whereas, the County has requested a Community Planning Allowance grant of \$154,350.00 being 7% of said purchase price, as authorized by 525 ILCS 33/35.

Now, therefore, in consideration of the mutual covenants herein and other good and valuable consideration, the receipt of which is hereby acknowledged by the parties hereto, it is agreed as follows:

1. IDNR agrees to provide a grant totaling \$154,350.00 to County as authorized by 525 ILCS 33/35, upon the terms and conditions hereinafter set forth.

2. County agrees said grant shall only be expended for the acquisition, development, construction, reconstruction, improvement, financing, architectural planning and installation of capital facilities as specified in 525 ILCS 33/35.

3. IDNR and County agree the term “capital facilities” shall be defined as an outlay of funds to acquire or improve a fixed asset.

4. The County shall use its best efforts and due diligence to complete the capital facility project or projects to be funded under this agreement within two (2) years from the date of the grant.

This grant is subject to the Grant Funds Recovery Act (30 ILCS 705/1 et seq.), which sets forth grant time limitations, refund of monies granted and the responsibilities of the grant recipient.

5. County shall submit to the Office of Realty and Environmental Planning a written request for approval of expenditure of grant funds together with a detailed description of the proposed “capital facilities project.” IDNR shall approve or reject the request within ninety (90) days from receipt of the request. In determining approval of the proposed project, IDNR will follow the guidelines established by the Illinois Bureau of the Budget for expenditure of bond funds under the General Obligation Bond Act, a copy of which is attached hereto and marked “Attachment A” and by reference made a part hereof. Funds will be disbursed to County after submission of documentation of actual or projected expenditures during the term of the project, with request for payment of grant funds to county. Such request shall be in the form of a billing statement, supported by documentation acceptable to IDNR confirming County expenditures or proposed expenditures. All billing statements shall be certified by the chairman of the Knox County Board of Commissioners. IDNR will promptly process all payment requests.

6. This agreement constitutes the entirety of the Grant Agreement between IDNR and County and supercedes all other agreements whether written or oral. This agreement shall be governed in all respects by the laws of the State of Illinois.

7. Obligations of the State will cease immediately without penalty of further payment being required if in any fiscal year the Illinois General Assembly fails to appropriate or otherwise make available sufficient funds for this agreement.

8. County agrees to notify the Office of Realty and Environmental Planning, IDNR of all planned capital facility projects ninety (90) days prior to commencement of the project. Thereupon, that Office will determine if the project is subject to the Department’s Comprehensive Environmental Review Process (CERP). If CERP is applicable to the project, County shall initiate and complete all necessary project review and consultation or enter into a “memorandum of understanding” for such review with the Department as required by Section 11 of the Endangered Species Protection Act, 520 ILCS 10/11; Section 17 of the Illinois Natural Areas Preservation Act, 525 ILCS 30/17; the mitigation

of compensation determinations required by the Interagency Wetlands Policy Act, 20 ILCS 830/1 et seq; and the environmental and economic impact determination required by Section 9 of the Historic Preservation Act, 20 ILCS 3410/9. The involved capital facility project shall not commence until such time as IDNR certifies the Comprehensive Environmental Review Process has been completed.

Motion to submit grant application by G. Keiser seconded by J. Occhi. Motion carried.

Motion by S. Johnson the plan to relocate offices be placed back into full operation and to authorize the moves from the basement as soon as possible seconded by J. Occhi and vote by roll call as follows: Ayes - Keiser, Parsons, Keener, Sandoval, Pickrel, Shallenberger, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline, Johnson - (14); Noes - (0). Motion carried.

G. Keiser, Planning Committee, reported the committee discussed e-government and GIS and also grant development and will continue to look at those. The structure of County Board is seen as an ongoing discussion. The Committee toured the former Illinois Power building and was impressed; however, the property has been taken off the market. The Committee has a recommendation for consideration of property at executive session. Motion to go into executive session for discussion of property acquisition by G. Keiser seconded by W. Saline and vote by roll call as follows: Ayes - Keiser, Parsons, Keener, Sandoval, Pickrel, Shallenberger, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline, Johnson - (14); Noes - (0). Motion carried.

6:45 - Executive Session

7:45 - Return to open session

Motion by A. Pickrel to approve the purchase of Leibovitz Building from J. Mangieri and S. Gerstenberger at a purchase price of \$330,000 with credit of \$75,000 for Army Reserve Center which will be paid in three installments over three years seconded by W. Saline and vote by roll call as follows: Ayes - Keener, Sandoval, Pickrel, Shallenberger, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline - (11); Noes - Keiser, Parsons, Johnson - (3). Motion carried.

Robin Davis, Treasurer, gave short update on early retirement incentive program for qualified Knox County employees. Four things that effect the ERI are: 1) number of eligible employees 2) number of employees elected to retire using this plan 3) employer's re-staffing plans and 4) salary and fringe benefits cost for employees replaced. An employee must be at least 50 years of age and have 20 years of service in IMRF to qualify. At present there are 39 eligible employees and 29 are interested. The Treasurer has contacted our IMRF representative who will be at the Courthouse May 5th at 6:30 p.m. If anyone is interested they can meet with the representative and decide if advantageous and she will contact the Treasurer who will in turn contact the County Board.

Robin Davis also reported on bond re-financing for public safety. Correspondence from Kevin McCanna of Speer Financial reported Banc One Capital Markets, Inc. has submitted a bid for the purchase of \$7,390,000 General Obligation Refunding Bonds and upon examination a savings of \$215,767 would be realized over the life of the bond.

The following resolution was presented by W. Saline:

RESOLUTION

WHEREAS, on March 20, 2003, this County Board of Knox County, Illinois, entered into a certain written "PROFESSIONAL SERVICE AGREEMENT" with Joseph E. Meyer providing for the creation and administration of a Delinquent Tax Liquidation Program; and

WHEREAS, the costs of conducting said Program, including costs of obtaining title to tax delinquent parcels and conveying such parcels through public auctions, have substantially increased since the date of said Agreement; and

WHEREAS, increasing the minimum auction sale bid to \$450.00 per parcel will recover such increased program costs;

NOW THEREFORE BE IT RESOLVED by the County Board of Knox County, Illinois, that the minimum auction sale bid for parcels sold at public oral or sealed bid auction sales through the Delinquent Tax Liquidation Program shall be, and is hereby, increased to \$450.00 per parcel; and

FURTHER, that the increase in minimum bid hereby effected shall be applied so as to increase by \$50.00, to a total of \$250.00, the minimum fee paid to the said Joseph E. Meyer for his services on account of the sale of any parcel pursuant to said Agreement and to increase the Taxing District's proceeds by an additional \$50.00 per item; and

FURTHER, that the Chairman of this County Board is hereby authorized to enter into and to subscribe, on behalf of this County Board, the written "ADDENDUM TO PROFESSIONAL SERVICE AGREEMENT" presented to this meeting and providing for the increase in minimum auction sale bid hereby effected, and that all other terms and provisions of the said "PROFESSIONAL SERVICE AGREEMENT", as heretofore amended, shall remain in full force and effect,

Motion to approve by W. Saline seconded by L. Mannhardt. Motion carried.

W. Saline presented worker's compensation case of Steve R. Goff who, while employed at the Knox County Nursing Home, sustained a complex medial meniscus tear and synovitis of the right knee which required surgery. W. Saline made motion to pay \$14,472.00 in settlement of this case seconded by J. Occhi and vote by roll call as follows: Ayes - Parsons, Keener, Sandoval, Brown, Mannhardt, Roberts, Abel, Occhi, Saline, Johnson - (10); Noes - Pickrel, Shallenberger, Link - (3); Abstain - Keiser - (1). Motion carried.

W. Saline, Finance Committee, reported liquid funds at \$313,000 which is down \$407,000 from previous year. The balance in public safety fund is \$868,774. At present revenues and expenses should be at 33.3% however, revenues are at 24.1% and expenses are 34.4%. Insurance revenues are at 24.1% and expenses at 34.4%. The following resolution was presented:

RESOLUTION AUTHORIZING TRANSFER OF FUNDS

FROM KNOX COUNTY'S LANDFILL FUND TO KNOX COUNTY GENERAL FUND

WHEREAS, the County of Knox operates that enterprise known as the Knox County Landfill;
and

WHEREAS, the Knox County Landfill is generating sufficient revenues to meet and pay its payroll, bills, expenses and other obligations as they become due; and further has in reserve a sum of money in excess of 1.5 million dollars.

WHEREAS, the County of Knox is now experiencing a shortfall in its anticipated revenues;
and

WHEREAS, based upon the unanticipated reduction in revenues the County of Knox is experiencing difficulty in meeting and paying its payroll, bills and expenses as they become due; and

WHEREAS, it is anticipated that upon receipt in June of the collection and distribution of real estate property taxes, the Knox County General fund will have sufficient income to repay the monies borrowed from the Knox County Landfill Fund by July 31st of 2003; and

WHEREAS, the Knox County Landfill Committee and the Knox County Finance Committee have recommended the transfer of funds from the Knox County Landfill Fund to that of the Knox County General Fund on a revolving basis.

NOW THEREFORE, it is hereby resolved by the Knox County Board that:

1. Monies, on a revolving basis, however, not to exceed in the aggregate an outstanding indebtedness of \$500,000.00, is authorized to be transferred from time to time from the Knox County Landfill Fund to that of the Knox County General Fund to meet current expenses.
2. The Knox County Treasurer is hereby authorized to make such transfers as required to effect the intent of this Resolution.
3. Any interest earned, however, on any monies loaned to the Knox County General Fund, that become invested by the General Fund prior to expenditure and earn interest, shall be credited and allocated to the Knox County Landfill Fund.
4. All monies transferred to and borrowed by the Knox County General Fund from the Knox County Landfill Fund shall be repaid at the earliest opportunity, but in any event all monies so borrowed shall be paid no later than July 31, 2003.

Motion to adopt resolution by W. Saline seconded by J. Brown and vote by roll call as follows: Ayes - Keiser, Parsons, Keener, Sandoval, Pickrel, Shallenberger, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline, Johnson - (14); Noes - (0). Motion carried.

8:00 - Break

8:07 - Meeting resumed

A. Pickrel, Public Safety Committee, reported animal control clinics will start up in the County in May. Mary Davis Home is still full averaging 7 or less juveniles from Knox County. Revenues and expenses are on line at 33%. The jail population continues to grow and is now up to 73 inmates. 15 federal prisoners will start coming in.

G. Link, Highway, Landfill & Zoning, reported the new Zoning fee structure approved last fall is updated with increase in revenues. Thursday morning and evening there will be a meeting for Road Commissioners and Supervisors. Next month the Committee will present a resolution on public building bulletin board size, setting the limit on sq. ft.

G. Link, Highway, Landfill & Zoning reported the Landfill has been very busy and is expecting a visit from EPA. The following resolution was presented:

RESOLUTION

Knox County Board Authorizes Larry Larson and Greg Ingle as duly authorized agents to act on behalf of Knox County in matters dealing with the Knox County composting facility and permitting application.

Motion by G. Link seconded by A. Pickrel to approve. Motion carried.

G. Link, Highway, Landfill & Zoning reported the Highway Committee opened several bids on road material, guard rails and calcium chloride. G. Link presented the following two agreements: 1) Il Rte 180 and CH-24 Intersection Relocation - Prepare intersection geometric and plan details suitable for IDOT permit, which will allow County Day Labor to construct a new intersection that will accommodate a SB-55 design vehicle with an 80,000 pound load. CH-24 shall be designed with a 22 ft. surface and 3 ft. aggregate shoulders at a cost of \$9,450. 2) CH-18 double 9' x 10' Box Culvert approximately ½ mile west of Knox/Peoria County Line double 9'x10' cast-in-place concrete box culvert with appropriate headwalls and wingwalls, replacing existing twin 10' dia. multi-plate culverts at a cost of \$8,970. Motion by G. Link seconded by R. Sandoval to approve and vote by roll call as follows: Ayes - Keiser, Parsons, Keener, Sandoval, Pickrel, Shallenberger, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline, Johnson - (14); Noes - (0). There were five individuals who toured County roads and projects with Duane Ratermann, County Engineer. Motion by G. Link to approve bridge construction in Knox Township 02-10122 with Knox Township paying for bridge with low bid being Curnin Construction from Geneseo in the amount of \$107,556 seconded J. Occhi and vote by roll call as follows: Ayes - Keiser, Parsons, Keener, Sandoval, Pickrel, Shallenberger, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline, Johnson - (14); Noes - (0). Motion carried.

W. Abel, Social Services Committee, reported cash balance of \$40,425.79 at the end of March, 2003. The facility owes the Landfill \$295,005.86 IDPA owes the Home \$878,904.30 for December, 2002, January, February and March, 2003. The boiler will be installed April 17th. Census at the Home is 165. The Committee accepted bid of Achieve software in the amount of \$57,511 to be paid over eighteen months. Motion to approve transfer of \$20,000

from tax referendum to initiate and set up adult day care program by W. Abel seconded by D. Parsons and vote by roll call as follows: Ayes - Keiser, Parsons, Keener, Sandoval, Pickrel, Shallenberger, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline, Johnson - (14); Noes - (0). Motion carried. Motion by W. Abel to bid and bring back bids for lawn tractor for Nursing Home paid from Farm account seconded by D. Parsons. Motion carried. Motion by W. Abel seconded by D. Parsons to approve bid from East Moline Correctional Industries for laundry service at the Nursing Home which will result in \$354,832.70 savings to facility over a five year period and vote by roll call as follows: Ayes - Parsons, Keener, Pickrel, Mannhardt, Link, Roberts, Abel, Occhi, Saline - (9); Noes - Keiser, Sandoval, Shallenberger, Brown, Johnson - (5). Motion carried.

Ben Perkins, Knox County Nursing Home Administrator, reported the extended deadline for HIPAA (Health Insurance Privacy and Accountability Act) is April 14th. The two departments that it will impact the most are Nursing Home and Health Department. This has to do with privacy and confidentiality act, anything related to the health issue of any of the residents or employees of the health care center. If these are not signed and returned to Ben Perkins by next meeting, he will be limited in information he can share.

A. Hallberg, County Administrator, reported on GIS update. Sidwell is still working on city section 11-14 and 23-24. The last couple of weeks he has been working with Sidwell putting markers in the County. They conducted a flyover last week. Auction was held April 12th at 10:00 a.m. with 23 bidders. The gross amount of the auction was \$1,555.50, netting \$1,252.27. The next step is working with elected officials to clear out the attic, hopefully some time in May. A. Hallberg attended the railroad relocation meeting on April 10th TKDA. Within 10-15 years, tracks will be out of Galesburg. The website layout is done and he is looking at options to put on the computer. He is discussing the option of having students of Robert Morris College in Peoria construct the website over the summer at no cost. We are still waiting on approval of website address. On May 14th an evasive driving course will be offered to Sheriff's and Highway Department employees to be held at the airport. This is a free service the insurance company provides and both departments will participate. On May 29th a representative and an attorney will be here to speak with elected officials on personnel risk management. Kevin Hallegan has agreed to come and go over issues with worker's compensation and also work with employee handbook, reviewing, getting suggestions and redo it if it is better for liability of the County. A. Hallberg is discussing with elected officials and department heads the need to coordinate computer activities in the County. The work on the fibre optic link between the Courthouse and Leibovitz Building is completed and working well. All Board members are asked to complete bio sketch for website and return to A. Hallberg or County Clerk.

Chairman Keener reported the next regular meeting will be May 28, 2003 at 6:00 and the Executive Committee will meet Wednesday May 21, 2003 at 5:30 p.m.

Motion by S. Johnson to adjourn seconded by L. Roberts. Motion carried.