

**PROCEEDINGS OF THE COUNTY BOARD
KNOX COUNTY, ILLINOIS
May 28, 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, May 28, 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 1	Carol Simpson
District 2	Gayle Keiser
District 3	Dale Parsons
District 4	Sally Keener
District 5	Ricardo Sandoval
District 1	Allen Pickrel
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 2 Dana Shallenberger

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. Jerry Webb gave the invocation.

Chairman Keener asked if there were any changes to the agenda. S. Keener would add consideration of alternative building options. Paul Mangieri, State's Attorney, has update on Phillips/Losey Street property. Chairman Keener asked if anyone had public comments. Paula Monzo addressed the Board with concerns on salary increase for Corby Schmidt, Zoning Administrator. J. Thompson addressed the Board in regard to closing the Courthouse basement to full-time employees by August 15, 2003.

Chairman Keener presented the following consent agenda: 1) Minutes of the County Board Meeting held April 16, 2003; 2) Minutes of the County Board Special Meeting held May 7, 2003; 3) Claims against Knox County, Illinois, for the period of April 16, 2003 - May 28, 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; 4) Claims by members for mileage for the Meeting of May 28, 2003; 5) Financial Report of Marc C. Wong, County Clerk, for the month of April, 2003, filed with the County Clerk; 6) Financial Report of Robin E. Davis, Treasurer for the month of April, 2003, filed with the County Clerk; 7) Financial Report of Nancy J. McCune, Recorder, for the month of April, 2003, filed with the County Clerk; 8) Financial Report of Kelly Cheesman, Circuit Clerk, for the month of April, 2003, filed with the County Clerk; 9) Financial Report of James K. Thompson, Sheriff, for the month of April, 2003, filed with the County Clerk; 10) Sales tax and various taxes for the month of February, 2003, in the amounts of \$75,845.78 and \$15,346.93 and public safety tax in the amount of \$60,633.01; 11) Appointment of Mr. David Gene Clark of Dahinda for an unexpired term as a trustee of the Williamsfield Fire Protection District (to fill vacancy of Ralph L. Foulk, Jr.); 12) Appointment of Dr. Tommy West, M.D., of Galesburg for another term as member of the Knox County Board of Health; 13) Appointment of Dr. B. Lance Renfro, D.D.S., of Galesburg for another term as member of the Knox County Board of Health; 14) Appointment of Hon. Janet K. Occhi of Galesburg for another term as the Board's representative to the Knox County Board of Health. Motion to approve consent agenda by W. Abel seconded by D. Parsons. S. Johnson requested Item 3 be withheld. Motion to approve 1 & 2, 3 - 14 carried. Motion by J. Occhi to approve Item 3 seconded by W. Saline and vote by roll call as follows: Ayes - Simpson, Parsons, Keener, Sandoval, Pickrel, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline - (12); Noes - (0); Abstentions - Keiser, Johnson - (2). Motion carried.

P. Mangieri gave update on Knox County Law Enforcement Center. All construction is completed. Craig Wright, Project Construction Manager, is checking on warranties. The heating and cooling units are working. In regard to the domestic water pump, the Committee is in process of receiving final billing and will seek credit to offset costs. The Head Start Executive Committee is equally divided on how to address the problem of the color of the wall between the Head Start building and Knox County Law Enforcement Center. That committee is meeting tonight and Attorney Baber will discuss the results with P. Mangieri tomorrow as to their determination. It is anticipated the Building Committee will meet on two more occasions.

J. Occhi addressed the Board on issue of Esther Moore, 1425 E. Losey St., Galesburg, Illinois. She has attempted to purchase property 8' x 198' adjoining her lot which is owned by no one and was reverted to Knox County for delinquent taxes. That property was sold by tax agent, Joe Myers, to the County on May 15, 2003. P. Mangieri will bring resolution next month for consideration.

Eric Voyles presented the audit of Galesburg Regional Economic Development Association.

S. Keener presented contract amendment for Corby Schmidt increasing his salary to \$40,500. The Executive Committee recommends the increase from \$36,500. Motion by C. Simpson seconded by G. Keiser to approve and vote by roll call as follows: Ayes - Simpson, Keiser, Parsons, Mannhardt, Link, Roberts, Occhi - (7); Noes - Keener, Sandoval, Pickrel, Brown, Abel, Saline, Johnson - (7). Motion fails.

G. Keiser, Planning Committee, made motion to go into executive session for purpose of considering real property, specifically acquisitions, seconded by D. Parsons and vote by roll call as follows: Ayes - Simpson, Keiser,

Parsons, Keener, Sandoval, Pickrel, Mannhardt, Link, Roberts, Abel, Occhi, Saline, Johnson - (13); Noes - J. Brown - (1). Motion carried.

7:46 p.m. - Return to open session.

S. Keener asked if there were any objections to remove item numbers I-3 from Planning and Space Allocation Committee agenda, in regards to purchase of "Building Option D". There were no objections.

W. Saline, Finance/Insurance Committee, reported finances should be at 41.7% but expenses are at 42.5% and revenues at 30.97%. Robin Davis, Treasurer, reported the IMRF representative contacted everyone eligible for early retirement. R. Davis is contacting department heads for cost if people would retire and by next month the Committee will have the cost figures available. There are 39 eligible with 29 interested. Budget schedule as follows: June 5th Department Heads are to return revenue sheets; June 11th Finance Committee meeting; June 13th Treasurer and County Administrator will meet; August 1st Department heads will meet with the County Administrator (budget expense sheets must be turned in by 4:30 p.m.); August 13th Finance Committee meeting.

S. Johnson presented the following resolution:

RESOLUTION

WHEREAS, pursuant to 525 ILCS 33/35, the Illinois Department of Natural Resources (IDNR) has the authority to make grants to units of local government in an amount equal to 7% of the purchase price paid by the 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, the IDNR has purchased private parcels of land for the Snakeden Hollow Fish and Wildlife Area located within the County of Knox for the purchase amount of \$2,205,000.00, thus resulting in the availability of a Community Planning Allowance Grant in the amount of \$154,350.00; and

WHEREAS, the County of Knox and the IDNR have entered into a Community Planning Allowance Grant Agreement under which the IDNR agrees to provide a grant totaling \$154,350.00 to the County of Knox under the terms and conditions contained within the Agreement, a copy of which is attached hereto and incorporated herein; and

WHEREAS, while the Community Planning Allowance Grant Agreement provided by the IDNR does not specify or indicate that any other unit of local government is entitled to share in the proceeds of the Grant Agreement, it has come to the attention of the County of Knox that the intent behind the enabling legislation, contemplated that such grant proceeds be utilized for the benefit of all affected units of local government; and

WHEREAS, the County of Knox desires bringing about an equitable distribution to all

affected units of local government of the proceeds received from the receipt of a Community Planning Allowance Grant Agreement; and

WHEREAS, the units of local government affected by the IDNR's purchase of private lands are: The County of Knox, Persifer Township, Truro Township, Williamsfield Community Unit

School District 210, Carl Sandburg Junior College, Williamsfield Fire Protection District, Multi-Township Assessment Office, and the Williamsfield Library District; and

WHEREAS, the equitable percentage for each affected unit of local government is as follows: 15.03% for the County of Knox, .24% for Persifer Township, 16.19% for Truro Township, 53.70% for Williamsfield Community Unit School District 210, 7.44% for Carl Sandburg Jr. College, 5.20% for the Williamsfield Fire Protection District, .70% for Multi-Township Assessment Office, and 1.50% for the Williamsfield Library District.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF KNOX COUNTY that:

1. The below listed units of local government shall be entitled to receive from the County of Knox an equitable distribution of grant funds received from the IDNR, upon the County of Knox's receipt of said monies up to the following amounts:

County of Knox	\$23,198.80
Persifer Township	370.44
Truro Township	24,989.27
Williamsfield CUSD 210	82,885.95
Carl Sandburg Jr. College	11,483.64
Williamsfield FPD	8,026.20
Multi-Township Assessment	1,080.45
Williamsfield Library Dist.	2,315.25
Total	\$154,350.00

2. All such monies to be shared with the affected units of local government as set forth in paragraph 1 of this Resolution are subject to actual receipt of said monies by the County of Knox and such applications for receipt of said monies must be in compliance with the terms and conditions of the Community Planning Allowance Grant Agreement entered into between the IDNR and the County of Knox.

3. All units of local government as set forth in paragraph 1 of this Resolution who desire to apply for their designated portion of IDNR grant funding shall submit to the Knox County Administrator a written request for the receipt of grant funds together with a detailed description of the proposed "capital facilities project" that the unit has undertaken or seeks to undertake. Such written requests shall be submitted to the Knox County Administrator within 45 days after the local

unit receives a copy of this Resolution, the Community Planning Allowance Grant Agreement between Knox County and the IDNR, and Attachment A, thereto, Guidelines for Capital Facility Expenditures. In the event any local unit of government fails to submit its written request for receipt of grant funds within the specified days, that share of the unit of local government IDNR grant funding shall revert to the County of Knox.

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

W. Saline made motion to pay insurance for Orpheum for the next 2 ½ years at \$4,130.00 per year seconded by A. Pickrel and vote by roll call as follows: Ayes - Simpson, Keiser, Parsons, Keener, Sandoval, Pickrel, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline, Johnson - (14); Noes - (0). Motion carried.

W. Saline presented the following:

KNOX COUNTY
EMPLOYEE BENEFIT PLAN
SECOND AMENDMENT

This second amendment to the Knox County Employees Benefit Plan (“Plan”) is made in duplicate at Galesburg, Illinois, on the date noted below, by Knox County (“Employer”).

WHEREAS, Article XII, Section 12.4 of the Plan grants the Employer the right to amend the provisions of the Plan, and

WHEREAS, the Employer desires to make such amendments;

NOW, THEREFORE, the Plan is hereby amended as follows, effective April 1, 2003:

1. Article VI, Section 6.4(m) is revised to include the following:

The plan will cover the cost of one (1) wig per covered individual per lifetime for hair loss suffered as a result of chemotherapy or radiation treatment, with a maximum benefit of \$300.00 per person.

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

Motion by W. Saline to approve contract to purchase Leibovitz building, 121 S. Prairie Street, Galesburg, Illinois from Joe Mangieri and Steve Gerstenberger, seconded by J. Brown with the following terms: Purchase price of \$330,000.00 with \$1,000.00 earnest money down, no rent payments from August 15 - December 1, 2003,

\$254,000 payable Tuesday, December 2, 2003 and \$75,000 in one payment or with interest after April 30, 2004. Seller may elect to purchase Army Reserve Center, 1881 East Fremont Street, Galesburg, Illinois. Improvements made by seller include restrooms to be handicapped accessible with ADA and complete all unfinished items, paint canopy and fascia and remove guard rails on South side of building. Friday August 15, 2003 is the date of closing. D. Parsons made motion to amend to obtain appraisal of Leibovitz building by neutral appraiser seconded by S. Johnson and vote by roll call as follows: Ayes - Simpson, Keiser, Parsons, Abel, Johnson - (5); Noes - Keener, Sandoval, Pickrel, Brown, Mannhardt, Link, Abel, Occhi, Saline - (9). Motion failed. Roll call vote on main motion as follows: Ayes - Keener, Sandoval, Pickrel, Brown, Mannhardt, Link, Abel, Occhi, Saline - (9); Noes - Simpson, Keiser, Parsons, Roberts, Johnson - (5). Motion carried.

W. Abel, Social Services Committee, reported the Nursing Home has a positive cash balance. January, February and March payments from the State have been received in the amount of \$697,420.71. The loan from the Landfill has been paid in the amount of \$381,055.86 and their checking account has a balance of \$183,624.25 at the present time. LZT boilers are installed and operating. The census is 176: 14 Medicare, 108 IDPA and 54 Private Pay. The Committee approved contract with Mobile Diagnostics Service. The contract with the Medical Records consultant is due but has not been received. If there are no changes in the contract, it will be renewed automatically. The facility would change all 204 beds to be Medicare certified; this would allow residents to return to their own room after hospitalization. No applications have been received for adult day care center. The State held an inspection and made three citations. The Committee also approved handicapped visitor's bathroom. It should be ready to bid within two weeks. Motion by W. Abel the bid proposal for John Deere lawn mower in the amount of \$10,899.05 to be paid from Farm Account be approved seconded by D. Parsons and vote by roll call as follows: Ayes - Simpson, Keiser, Parsons, Keener, Sandoval, Pickrel, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline, Johnson - (14); Noes - (0). Motion carried. W. Abel presented the following resolution:

RESOLUTION FOR PARTICIPATION IN
STATE OF ILLINOIS
FEDERAL SURPLUS PROPERTY PROGRAM

WHEREAS, the Knox County Nursing Home has limited fiscal resources available for the procurement of heavy-duty construction equipment, vehicles, commodities and other property, and

WHEREAS, the State of Illinois' Federal Surplus Property Program offers a variety of surplus property at approximately 5-25 percent of the acquisition value, effectively reducing program costs by acquiring items that have been used to their life expectancy or property that must be replaced for safety or economic reasons; and

WHEREAS, the Knox County Nursing Home agrees to the following terms and conditions: to use the surplus property only in the official program which it represents; and upon receipt, agrees to place the surplus property into use within one year; and it agrees that the property shall be used for a period of one year (certain items, eighteen months); that it agrees it will not sell, loan, trade or tear down the property without written consent from the State of Illinois; and

WHEREAS, the Knox County Nursing Home understands that surplus property must be used

in an authorized program and that personal use or non-use of surplus property is not allowed;

THEREFORE, WE THE ELECTED OFFICIALS of Knox County Nursing Home do hereby consent and decree that the Knox County Nursing Home is authorized to participate in the State of Illinois Federal Surplus Property program.

Motion to approve by W. Abel seconded by D. Parsons. Motion carried.

W. Abel made motion to approve agreement with IDPA which includes 10% increase in Public Aid rate and will move the pay cycle from 8 to 1 for priority payment with a lump sum payment retroactive from October 1, 2002, seconded by L. Mannhardt. Motion carried.

Motion by W. Abel the contract for Ben Perkins, Nursing Home Administrator, be extended for four months with no change (present contract expires June 1st) seconded by D. Parsons and vote by roll call as follows: Ayes - Simpson, Keiser, Parsons, Keener, Mannhardt, Link, Roberts, Abel, Occhi - (9); Noes - Sandoval, Pickrel, Brown, Saline, Johnson - (5). Motion carried.

A. Pickrel, Public Safety Committee, reported the Mary Davis Home has a balance of \$950,000. Average census is 32-35 juveniles. The population at the jail is 70 with 7 Federal prisoners. Motion by A. Pickrel to authorize the Sheriff to submit sealed bids for up to \$17,000 to obtain three cars seconded by J. Brown and vote by roll call as follows: Ayes - Simpson, Parsons, Sandoval, Pickrel, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline, Johnson - (12); Noes - Keiser, Keener - (2). Motion carried.

G. Link, Highway, Landfill & Zoning Committee, reported the Highway Department is working on culverts and pipe replacement. The Chestnut Township bridge is done. Duane Ratermann, Highway Engineer, showed the Committee the plan for the intersection of CH-4 and I700E and it is anticipated that project will be done later this summer at an estimated cost of \$115,000. G. Link made motion to approve \$250,000 for CH-31 Section 02-00098-01-RS from County Motor Fuel Tax seconded by J. Occhi and vote by roll call as follows: Ayes - Simpson, Keiser, Parsons, Keener, Sandoval, Pickrel, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline, Johnson - (14); Noes - (0). Motion carried. Motion to approve \$350,000 from Federal Aid Matching by G. Link seconded by R. Sandoval and vote by roll call as follows: Ayes - Simpson, Keiser, Parsons, Keener, Sandoval, Pickrel, Brown, Mannhardt, Link, Roberts, Abel, Occhi, Saline, Johnson - (14); Noes - (0). Motion carried.

Corby Schmidt, Zoning Administrator, presented text amendment to Section 5.1101.(3) of the Knox County Zoning Resolution to read as follows: Church or public building bulletin boards not exceeding 48 sq. feet in area. Motion to approve by G. Link seconded by J. Occhi. Motion carried.

Motion to adjourn by S. Johnson seconded by C. Simpson. Motion carried.