

STATE OF ILLINOIS)
COUNTY OF LA SALLE)

The La Salle County Board met pursuant to Statute at the Governmental Complex, Ottawa, Illinois, on the second Thursday of January, A.D., 2023, it being the 12th day thereof.

Chairman Jensen called the meeting to order at 1:00 p.m.

This is the third meeting of the December 2022-2023 Session.

Pledge of Allegiance

Chairman Jensen asked the Clerk to call the roll for mileage and per diem.

PRESENT: Ms. McNally, Mr. Small, Ms. Pottinger, Ms. Findley Smith, Ms. Owens, Ms. Bright, Mr. Emmett, Mr. Stockley, Mr. Gatza, Mr. Oscepinski, Ms. Bernal, Mr. Kasap, Mr. Savitch, Mr. Torres, Mr. Brown, Mr. Trager, Ms. Beckett, Ms. Carretto, Mr. Walsh, Mr. Dose, Mr. Aubry, Mr. McEmery, Mr. Blue, Mr. Tooley, Mr. Roach, Mr. Slager, Chairman Jensen

ABSENT: Mr. Witczak, Ms. Znaniecki and Ms. Busch.

There are 16 ayes claiming mileage.

Motion by Mr. Kasap to approve the roll call for mileage and per diem, second by Ms. Carretto. Voice vote: 26 ayes and 3 absent (Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 000

APPROVAL OF MINUTES

Chairman Jensen asked for a motion to approve the previous meeting minutes. Mr. Kasap to approve the minutes as presented, second by Mr. Stockley. Voice vote: 26 ayes and 3 absent (Witczak, Znaniecki, Busch). Motion carried.

MOTION TO APPROVE

Motion by Mr. Tooley to approve the American Rescue Plan Bills, second by Mr. Torres. Roll call vote: 26 ayes and 3 absent (Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 001

STUDENT AWARDS

Cailey Gwaltney, a high honor roll senior at Streator Township High School, was recognized to receive this month's Student Excellence Award. On behalf of the La Salle County Board, congratulations to Cailey for being named as this month's Student Excellence Award winner.

SEE RECORD BOOK 245 PG 002

CITIZEN COMMENT

Several La Salle County citizens spoke on behalf of the recently enacted Protect Illinois Communities Act, this act was signed into law on January 10, 2023 in a similar manner as the SAFE-T Act. House Bill 5471 bans assault weapons and high-capacity magazines from being manufactured or sold in Illinois. The Second Amendment to the Constitution provides that the citizens of this country, state, and county are allowed to bear arms for self-defense. The concerned citizens of La Salle County, addressed the board their support for the resolution being voting on today, opposing the passage of Illinois General Assembly HB5471 Protect Illinois Communities Act. La Salle County Clerk, Jennifer Ebner and La Salle County State's Attorney, Joe Navarro, also spoke to the County Board against the state's new gun control law.

RESOLUTION: (#23-01) OPPOSING THE PASSAGE OF ILLINOIS GENERAL ASSEMBLY HB5471 PROTECT ILLINOIS COMMUNITIES ACT

A resolution was submitted recommending the approval of opposing the passage of Illinois General Assembly HB5471. The proposed legislation violates the 2nd Amendment of the United States Constitution. The Right of the People to Keep and Bear

Arms is guaranteed as an Individual Right and the proposed legislation under consideration by the Illinois State Legislature would infringe the right to keep and bear arms of the individual citizens of La Salle County, Illinois, for defense of Life, Liberty and Property and would ban the purchase, possession and use of firearms and accessories now employed for safe forms of firearms recreation, hunting and shooting conducted within La Salle County.

Motion by Ms. Findley Smith to approve the resolution, second by Mr. Emmett. Roll call vote: 25 ayes, 1 present (Torres) and 3 absent (Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 003-008

CONSENT AGENDA ITEMS:

C. 23-01 Resolution: Certificate of Purchase

| | | |
|---------------|--------------|----------------|
| 24-18-219-005 | Manlius Twp. | Acct# 1022029D |
| 33-35-218-009 | Bruce Twp. | Acct# 1022058D |

C.23-02 Resolution: Surrender Tax Sale Certificate

| | | |
|----------------------|-----------|-----------------|
| Parcel 37-18-104-003 | Groveland | Acct: 201900978 |
|----------------------|-----------|-----------------|

C. 23-03 Appointment – Utica, Waltham, Wallace Drainage District #1

Appointment - Mark Bernabei

C. 23-04 Reappointment – Wallace and Waltham Drainage District

Reappointment – Darrell Corcoran

C. 23-05 Reappointment – Wallace and Waltham Drainage District

Reappointment - Marty Wheatland

C. 23-06 Reappointment – Freedom and Wallace Main/Sub Drainage District

Reappointment – Brian Thompson

C. 23-07 Reappointment – Ophir Drainage District

Reappointment – James Sundberg

C. 23-08 Appointment – Wallace and Waltham Drainage District

Appointment – Scott Brown

Motion by Mr. Stockely to approve the consent agenda items, second by Mr. Small.

Voice vote: 26 ayes and 3 absent (Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 009-039

**ORDINANCE: PETITION (#22-03 MA) REQUESTING A MAP AMENDMENT
FROM A1 (AGRICULTURE DISTRICT) TO I1 (INDUSTRIAL DISTRICT)**

An ordinance was submitted requesting the approval of Petition #22-03 MA filed by La Salle County Leasing Group LLC., to be granted a map amendment approval under the La Salle County Zoning Ordinance from Agriculture District (A-1) to Industrial District (I-1) pursuant to Section 14.9 of the La Salle County Zoning Ordinance. Property located at 627 IL State Route 52, Ophir Township. PINS: 07-30-300-000, 07-30-106-000 and 07-30-305-000.

This shall be in full force and effect from and after its passage, approval, and publication in pamphlet form.

Motion by Mr. Stockley to approve the ordinance, second by Mr. Tooley.

Motion to Table: Motion by Mr. Trager to table the ordinance and send it back to the land use committee for more information and consideration, second by Ms. Bernal. Roll call vote: 23 ayes, 3 nays (Small, Pottinger, Bright) and 3 absent (Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 040

**ORDINANCE: PETITION (#22-25 SU) REQUESTING A SPECIAL USE PERMIT UNDER
THE LA SALLE COUNTY ZONING ORDINANCE**

An ordinance was submitted requesting the approval of Petition #22-25 SU filed by La Salle County Leasing Group LLC., who are requesting a Special Use to operate a freight terminal and ancillary facilities in Ophir Township, zoned in an I-1 zoned district, pursuant to Section 10.1-4C of the La Salle County Zoning Ordinance with conditions.

Motion to table: Motion by Ms. Bernal to table the ordinance and have it sent back to the land use committee, then to the full board, second by Mr. Brown. Voice vote: All ayes. Motion carried.

SEE RECORD BOOK 245 PG 040

ORDINANCE: #23-02 PETITION (#22-02 MA) REQUESTING A MAP AMENDMENT FROM RR (RURAL RESIDENCE) TO B-1 (LOCAL BUSINESS)

An ordinance was submitted requesting the approval of Petition #22-02 MA filed by the owner, Mayberry 60549 LLC., and applicant, Thomas Stiefbold to be granted a map amendment approval under the La Salle County Zoning Ordinance from RR (Rural Resident) to B-1 (Local Business) pursuant to Section 14.9 of the La Salle County Zoning Ordinance. Property located in Serena, IL. PINS: 09-26-201-012, 09-26-201-013, 09-26-201-014, 09-26-201-015.

This shall be in full force and effect from and after its passage, approval, and publication in pamphlet form.

Motion by Mr. Stockley to approve the ordinance, second by Ms. Carretto. Voice vote: All ayes. Motion carried.

SEE RECORD BOOK 245 PG 041-042

ORDINANCE: #23-03 PETITION (#22-03 VAR) REQUESTING A VARIANCE PERMIT UNDER THE LA SALLE COUNTY ZONING ORDINANCE

An ordinance was submitted recommending the approval of Petition #22-03 VAR filed by the owner, Mayberry 60549 LLC., and applicant, Thomas Stiefbold, who are requesting variances to decrease the rear south setback from 40 feet to 10 feet and decrease the east side setback from 20 feet to 10 feet to construct a building on the property legally described as LOTS 1,2,3,4 AND 5 IN BLOCK 1 HOAG'S ADDITION TO SERENA, SITUATED IN SERENA TOWNSHIP, LA SALLE COUNTY, ILLINOIS. PINS: 09-26-

201-011, 09-26-201-012, 09-26-201-013, 09-26-201-014, 09-26-201-015, pursuant to Section 14.8 of the La Salle County Zoning Ordinance.

This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form.

Motion by Mr. Stockley to approve the ordinance, second by Mr. Roach. Voice vote: All ayes. Motion carried.

SEE RECORD BOOK 245 PG 043-044

ORDINANCE: PETITION (#22-27 SU) REQUESTING A SPECIAL USE PERMIT UNDER THE LA SALLE COUNTY ZONING ORDINANCE

An ordinance was submitted requesting the approval of Petition #22-27 SU filed by the owner, William McVay and the applicant, Syed Faisal Ahmed, who are requesting a Special Use to operate a Guest Accommodation on the property commonly known as 2569 N. 46th Rd. Somonauk, IL., zoned in an A-1 zoned district, pursuant to Section 7.1-4Q of the La Salle County Zoning Ordinance.

This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form.

Motion by Mr. Stockley to approve the ordinance, second by Ms. Owens. Roll call vote: 7 ayes (Small, Bright, McEmery, Blue, Tooley, Roach, Slager), 19 nays (McNally, Pottinger, Findley Smith, Owens, Emmett, Stockley, Gatza, Oscepinski, Bernal, Kasap, Savage, Torres, Brown, Trager, Beckett, Carretto, Walsh, Dose, Aubry) and 3 absent (Witczak, Znaniecki, Busch). Motion denied.

SEE RECORD BOOK 245 PG 045-047

RESOLUTION: (#23-04) ELECTRONICS RECYCLING COLLECTION CONTRACT

A resolution was submitted recommending the approval of entering into an electronic recycling collection contract. La Salle County has opted in to the Illinois EPA recycling program. La Salle County desires an electronic recycling collector to provide on-

site collection services for "one day" recycling events. Therefore, La Salle County shall enter into a contract with A-Team Recyclers.

Motion by Mr. Aubry to approve the resolution, second by Mr. Stockley. Roll call vote: 25 ayes, 1 nay (Walsh) and 3 absent (Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 048-056

MOTION TO PLACE ON FILE

Motion by Ms. Carretto to place the County Highway Annual Report on file, second by Mr. Gatza. Voice vote: All ayes. Motion carried.

RESOLUTION: #23-05 HIGHWAY (#22-01) ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF EARLVILLE

A resolution was submitted recommending the approval of entering into an intergovernmental agreement with the City of Earlville for the 2023 seal coating of various streets within the City of Earlville and payment for work performed on same.

Motion by Mr. Emmett to approve the resolution, second by Mr. Blue. Roll call vote: 26 ayes and 3 absent (Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 057-064

RESOLUTION: #23-06 HIGHWAY (#22-02) ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE VILLAGE OF SHERIDAN

A resolution was submitted recommending the approval of entering into an intergovernmental agreement with the Village of Sheridan for the 2023 cape sealing of various streets within the Village of Sheridan and payment for work performed on same.

Motion by Mr. Brown to approve the resolution, second by Mr. Gatza. Roll call vote: 26 ayes and 3 absent (Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 065-073

**RESOLUTION: #23-07 HIGHWAY (#23-03) APPROPRIATING SPECIAL TAX
MATCHING AND COUNTY BRIDGE FUNDS FOR VARIOUS HIGHWAY
IMPROVEMENT PROJECTS**

A resolution was submitted recommending the following funds be appropriated from the Special Tax Matching Fund and County Bridge Funds for various highway improvement projects.

| AMOUNT | FUND | SECTION | LOCATION |
|---------------|----------------------|--------------------|-------------------------|
| \$146,000 | Special Tax Matching | 2023 Pavt. Marking | Various |
| \$450,000 | County Bridge | 22-00844-00-BR | N. 12 th Rd. |
| \$165,000 | County Bridge | 23-00858-00-DR | C.H. 2 |

Motion by Mr. Trager to approve the resolution, second by Mr. Roach. Roll call vote: 26 ayes and 3 absent (Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 074-076

**RESOLUTION: #23-08 HIGHWAY (#23-04) APPROVING THE LOCAL AGENCY FOR
FEDERAL PARTICIPATION FOR SECTION 15-00760-00-BR, COUNTY HIGHWAY 57
(RED, WHITE & BLUE BRIDGE)**

A resolution was submitted recommending the approval of the local agency agreement for federal participation for Section 15-00760-00-BR for the replacement of structure number 050-3150 carrying County Highway 57 (Red, White & Blue Bridge) over the Vermillion River and appropriating \$1,096,000.00 from the County Bridge Fund for the construction.

Motion by Mr. Tooley to approve the resolution, second by Ms. Findley Smith. Roll call vote: 26 ayes and 3 absent (Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 077-086

RESOLUTION: #23-09 HIGHWAY (#23-05) ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF MENDOTA

A resolution was submitted recommending the approval of entering into an intergovernmental agreement with the City of Mendota for the 2023 cape sealing of various streets within the city and payment for work performed on same.

Motion by Mr. Kasap to approve the resolution, second by Mr. Small. Voice vote: 26 ayes and 3 absent (Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 087-093

RESOLUTION: #23-10 HIGHWAY (#23-06) ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF EARLVILLE

A resolution was submitted recommending the approval of entering into an intergovernmental agreement with the City of Earlville for the 2023 cape sealing of various streets within the city and payment for work performed on same.

Motion by Mr. Gatza to approve the resolution, second by Mr. Kasap. Roll call vote: 26 ayes and 3 absent (Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 094-101

RESOLUTION: #23-11 HIGHWAY (#23-07) APPROVING THE GRANT AGREEMENT FOR DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY FUNDS FOR SECTION 20-28820-01-DR, N.2550TH RD. (SANDY COSGROVE ROAD) FOR RESTORATION

A resolution was submitted recommending the approval of entering into a grant agreement with the Illinois Department of Commerce and Economic Opportunity for the use of state monies. La Salle County Highway Department desires to restore Sandy Cosgrove Rd., (N. 2550th Rd.). The restoration cost for the road has estimated cost \$2,655,085.00. The La Salle County Board to enter into the attached agreement and authorize the Chairman of the Board to execute the required documents for the advancement and completion for restoration.

Motion by Mr. Torres to approve the resolution, second by Mr. Brown. Roll call vote: 26 ayes and 3 absent (Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 102-104

RESOLUTION: (#23-12) APPROVING CONTRACT FOR INSULTATED GLAZING REPLACEMENT PHASE I, AT THE LA SALLE COUNTY GOVERNMENTAL CENTER

A resolution was submitted recommending the approval of the proposed contract between the County of La Salle and Koolmaster Co. Inc., at a cost of \$105,160.00, for insulated glazing replacement at the La Salle County Governmental Center. Based upon review and with La Salle County Property Committee and Basalay, Cary & Alstadt Architects Ltd., recommended awarding the project to Koolmaster Co. Inc., as the lowest, responsive and responsible bidder, for the project.

Motion by Mr. Savitch to approve the resolution, second by Mr. McEmery. Roll call vote: 26 ayes, and 3 absent (Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 105-110

RESOLUTION: (#23-13) ADOPTING NEW LA SALLE COUNTY EMPLOYEE POLICY HANDBOOK

A resolution was submitted recommending the approval of adopting the new La Salle County Employee Policy Handbook.

Motion by Ms. Carretto to approve the resolution, second by Mr. Trager. Voice vote: 26 ayes and 3 absent (Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 111-113

Ms. McNally left meeting @ 3:25 p.m.

MOTION TO APPROVE

Motion by Mr. Small to approve ARPA Coordinator contract adjustment to change the hourly rate of compensation to \$35.00 per hour, second by Mr. Gatza. Roll call vote: 25 ayes and 4 absent (McNally, Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 114

MOTION TO APPROVE

Motion by Mr. Oscepinski to approve the transfer of funds from APRA funds to States Attorney for the purchase of computers, second by Mr. Emmett. Voice vote: 25 ayes and 4 absent (McNally, Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 115-116

ORIDINANCE: (#23-14) APPROVING QUALIFIED AMERICAN RESCUE PLAN APPLICATION FOR STREATOR UNLIMITED

An ordinance was submitted recommending approval of qualified ARPA funding application from Streator Unlimited and that the La Salle County Board authorizes the allocation of up to \$750,000.00 of Regular ARPA, State and Local Fiscal Recovery Funds, for upgrades, a more particular description is attached ARPA funding application.

Motion by Mr. Roach to approve the ordinance, second by Mr. Emmett. Roll call vote: 21 ayes, 5 present (Gatza, Brown, Carretto, Znaniecki, Slager) and 4 absent (McNally, Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 117-121

ORIDINANCE: (#23-15) APPROVING QUALIFIED AMERICAN RESCUE PLAN APPLICATION FOR STREATOR UNLIMITED

An ordinance was submitted recommending approval of qualified ARPA funding application from Streator Unlimited and that the La Salle County Board authorizes the allocation of up to \$250,000.00 of Standard ARPA, State and Local Fiscal Recovery Funds, for the disbursement of increased operating expenses and financial stability, a more particular description is attached ARPA funding application.

Motion by Mr. Trager to approve the ordinance, second by Mr. Blue. Roll call vote: 21 ayes, 4 present (Gatza, Brown, Carretto, Slager) and 4 absent (McNally, Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 122-125

**ORDINANCE: (#23-16) APPROVING QUALIFIED AMERICAN RESCUE PLAN
APPLICATION MABAS DIVISION 25 FOR LUCAS DEVICES TO AREA FIRE
DEPARTMENT**

An ordinance was submitted recommending approval of qualified ARPA funding application for MABAS DIVISION 25 and that the La Salle County Board authorizes the allocation of up to \$495,000.00 of Standard ARPA, State and Local Fiscal Recovery Funds, for the disbursement of Lucas Devices to Area Fire Departments, a more particular description is attached ARPA funding application.

Motion by Mr. Gatza to approve the ordinance, second by Mr. Tooley. Roll call vote: 21 ayes, 4 present (Gatza, Brown, Carretto, Slager) and 4 absent (McNally, Witczak, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 126-130

Mr. Oscepinski left meeting @ 4:07 p.m.

Mr. Savitch left meeting @ 4:07 p.m.

MOTION TO APPROVE

A motion by Mr. Kasap to approve the 2021 La Salle County Financial Audit that was placed on file 11-30-22, second by Ms. Findley Smith. Voice vote: 22 ayes, 1 nay (Trager) and 6 absent (McNally, Oscepinski, Witczak, Savitch, Znaniecki, Busch). Motion carried.

SEE RECORD BOOK 245 PG 131

MISCELLANEOUS CORRESPONDENCE & REPORTS

The Treasurer's Investments Report dated December 30, 2022 was submitted.

SEE RECORD BOOK 245 PG 132

Correspondence from the IEPA, notice of application for permit to manage waste, for solid waste project, located at Carus Disposal Area No. 3, Koeing Rd., Ottawa was submitted.

SEE RECORD BOOK 245 PG 133

Correspondence from the IEPA, notice of application for permit to manage waste, for solid waste project at States Land Improvement #2, Koenig Rd., Ottawa was submitted.

SEE RECORD BOOK 245 PG 134

Motion by Mr. Stockley to place the miscellaneous correspondence and reports on file, second by Mr. Emmett. Voice Vote: 23 ayes and 6 absent (McNally, Oscepinski, Wiczak, Savitch, Znaniacki, Busch). Motion carried.

Motion by Mr. Brown to recess the meeting until February 9, 2023 at 1:00 p.m., at the Governmental Complex in room 250, second by Ms. Bernal. Voice vote: 23 ayes and 6 absent (McNally, Oscepinski, Wiczak, Savitch, Znaniacki, Busch). Motion carried.

CHAIRMAN JENSEN DECLARED THE MEETING ADJOURNED AT 4:12 P.M.