

***LASALLE COUNTY BOARD* A G E N D A**

Date: June 12, 2023 Time: 1:00 P.M. Room 250

<https://www.youtube.com/channel/UCjwHFIOw13M224SgVU95Ifg>

- ❖ This is the First meeting of the **June 2022-2023 Session.**
- ❖ Pledge of Allegiance
- ❖ Filling vacancy for Board Member - District 11
- ❖ Roll Call for Per Diem and Mileage
 - ◆ Motion To Approve Roll Call for Per Diem and Mileage
 - ◆ **MOTION to Approve:** Quarterly Report of per diem and mileage
 - ◆ **MOTION to Approve:** Quarterly ARP Report of per diem and mileage to be paid out of the 101- American Rescue Plan
- ❖ Approval or Dispense of prior meeting Minutes
 - ◆ Motion to approve previous meeting minutes
- ❖ **Motion to Approve:** American Rescue Plan Bills
- ❖ **Moment of Silence:** Former LaSalle County Chairman Edward Lambert
- ❖ **CITIZEN COMMENT:**

Consent agenda items:

Robert E. Larkin – Earlville Community Fire Protection District
William Lonie – Earlville Community Fire Protection District

- ◆ **Motion to approve Consent agenda items**

LAND USE – Brian Gift

23-07 SU Northern White Sand LLC (Special Use: Amend Special Use to add additional loadout facilities) (1168 E US RT 6) Utica Township (19-12-201-000) (TABLED)

23-12 SU Northern Partners Cooperative (Grain Storage Facility Office)
(4536 N IL RT 251) Mendota Township (01-16-306-000)

23-02 VAR Northern Partners Cooperative (Reduce front setback to 89.5' from center of road)
(4536 N IL RT 251) Mendota Township (01-16-306-000)

23-13 SU Richard Timmons (David and Corrie Timmons) (Lot less than 35 acres in A-1)
(East 30th Rd) Miller Township (16-25-201-000)

Motion to Approve: Text Amendments: Sections 3.1, 4.24, 4.25, 4.27, 4.28, 7.1-4, 10.1-3, 10.1-4, (Proposed amendments include Definitions, Wind/Solar/Battery Storage, and Industrial Use changes)

- ❖ **ORDINANCE:** Updating the LaSalle County Comprehensive Plan

COUNTY HIGHWAY – Don Ernat

Resolution #23-14 – Entering into Joint Funding Agreement with Illinois Department of Transportation for STR, TARP and HSIP Funds for Section 15-00351-00-WR (E.22nd Road (County Highway 15) from N. 21st Road (County Highway 6) to Livingston County Line) for widening and resurfacing.

Resolution #23-15 - Designating County Highway 15 (E. 22nd Road), (F.A.S Route 0268B), from N. 21st Road (County Highway 6) 9.05 miles south of the Livingston County Line as a Class II Truck Route

- ❖ **RESOLUTION:** Approving Amended Property Lease with Midwest Barge Terminal [Riverfront Property]
- ❖ **ORDINANCE:** Amending Board Rule Book for receiving and opening Highway Department bids.
- ❖ **ORDINANCE:** Budget Amendments for 2022-2023 Budget - ROE

- ❖ **MOTION TO APPROVE:** Out-of-State Travel and expense over \$1,000.00 limit as per Ordinance #23-79 dated 2-9-17 – Circuit Clerk

- ❖ **MOTION TO APPROVE:** Out-of-State Travel and expense over \$1,000.00 limit as per Ordinance #23-79 dated 2-9-17 – Coroner

- ❖ **ORDINANCE:** Amending ARP Ordinance - Seneca Park Board

❖ **MISCELLANEOUS CORRESPONDENCE AND REPORTS**

◆ **Motion to approve miscellaneous correspondence and reports**

- ❖ Motion to recess meeting to July 13th, 2023 at 1:00 p.m. in room 250
- ❖ Chairman declares the meeting recesses.

The Board will reconvene again on July 13th, 2023 at 1:00 p.m. in room 250

STATE OF ILLINOIS)
COUNTY OF LA SALLE)
**RECORD OF THE PROCEEDINGS OF THE LA SALLE COUNTY BOARD HELD AT THE
GOVERNMENTAL COMPLEX, OTTAWA, ILLINOIS. BEGUN AND HELD ON THE
SECOND MONDAY OF JUNE, A.D., 2023, IT BEING THE 12TH DAY THEREOF.**
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 Monday of June, A.D., 2023, it being the 12th day thereof.

Chairman Jensen called the meeting to order at 1:04 p.m.

This is the first meeting of our June 2022-2023 session.

Pledge of Allegiance.

MOTION TO APPROVE

Motion by Mr. Kasap to approve the participation of Mr. Trager via WebEx, second by Mr. Roach. Voice vote: All ayes, motion carried.

MOTION TO APPROVE

Motion by Ms. Carretto to approve Chairman Jensen’s nomination of Ms. Gelinda Heller to fill the vacancy of County Board Member, District 11, second by Mr. Torres. Voice vote: All ayes, motion carried.

OATH OF OFFICE

Clerk, Jennifer Ebner, administered the Oath of Office to Ms. Gelinda Heller as newly appointed County Board Member to fill the vacancy for County Board District #11.

ROLL CALL

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

PRESENT: Ms. McNally, Mr. Small, Ms. Pottinger, Ms. Findley Smith, Ms. Owens, Ms. Bright, Mr. Emmett, Mr. Stockley, Mr. Oscepinski, Ms. Heller, Ms. Bernal, Mr. Kasap, Mr. Savitch, Mr. Torres, Mr. Brown, Mr. Trager, Ms. Beckett, Ms. Carretto, Mr. Walsh, Mr. Dose,

Mr. Aubry, Mr. McEmery, Ms. Znaniecki, Mr. Blue, Mr. Tooley, Mr. Roach, Mr. Slager, Ms. Busch, Chairman Jensen

ABSENT: Mr. Gatza

There are 17 ayes claiming mileage.

Motion by Mr. Small to approve the roll call for per diem and mileage, second by Mr. Tooley. Voice vote: 28 ayes and 1 absent (Gatza). Motion carried.

SEE RECORD BOOK 248 PG 699

MOTION TO APPROVE QUARTERLY REPORT FOR PER DIEM AND MILEAGE

Motion by Mr. Kasap to approve the quarterly report for per diem and mileage, second by Ms. Findley Smith. Roll call vote: 28 ayes and 1 absent (Gatza). Motion carried.

SEE RECORD BOOK 248 PG 700-729

MOTION TO APPROVE QUARTERLY ARP REPORT FOR PER DIEM AND MILEAGE

Motion by Ms. Znaniecki to approve the quarterly ARP report of per diem and mileage to be paid out of the 101, American Rescue Plan Fund, second by Mr. Stockley. Roll call vote: 28 ayes and 1 absent (Gatza). Motion carried.

SEE RECORD BOOK 248 PG 730-731

APPROVAL OF MINUTES

Motion by Mr. Kasap to approve the previous meeting minutes as presented, second by Mr. Small. Voice vote: 28 ayes and 1 absent (Gatza). Motion carried.

MOTION TO APPROVE AMERICAN RESCUE PLAN BILLS

Motion by Ms. Carretto to approve the American Rescue Plan Bills, second by Mr. Tooley. Roll call vote: 28 ayes and 1 absent (Gatza). Motion carried.

SEE RECORD BOOK 248 PG 732

MOMENT OF SILENCE

Chairman Jensen called for a Moment of Silence for Edward "Ted" Lambert. Ted served 35 years on the La Salle County Board, some as chairman, and he retired as Recorder of Deeds.

SEE RECORD BOOK 248 PG 733

CITIZEN COMMENT

Crystal Loughran, Sheri Tucci and Glenn Pratt passed out material and spoke to the Board Members about sexually explicit materials available to the K-12 children in La Salle County Schools and Libraries and objecting to recent legislation that mandates their availability and distribution. Sheri Tucci recommended looking up statute 720-ILCS 5/11-21, Harmful Material, and understand the one line in there that says public schools, libraries and museums are exempt from this. Crystal and Sheri are in support of holding a regional meeting of School Superintendents to revisit the availability of materials.

CONSENT AGENDA ITEMS

C. 23-36 Earlville Community Fire Protection District

- Reappointment - Robert E. Larkin

C. 23-37 Earlville Community Fire Protection District

- Reappointment - William Lonie

Motion to Approve: Motion by Ms. Znaniecki to approve the consent agenda items, second by Mr. Stockley. Voice vote: 28 ayes and 1 absent (Gatza). Motion carried.

SEE RECORD BOOK 248 PG 734-739

**ORDINANCE: (#23-92) PETITION #23-08 SU REQUESTING A SPECIAL USE PERMIT
UNDER THE LA SALLE COUNTY ZONING ORDINANCE**

An ordinance was submitted requesting the approval of Petition #23-08 SU filed by the owner, Northern White Sand LLC, to be granted a "Special Use" so as to amend existing special use to allow construction of an additional sand load out facility on the property located at, 1168 E. US RT. 6, Utica, IL., PIN 19-12-201-000, zoned in an A-1 zoning district, pursuant to Section 7.1-4 V of the La Salle County Zoning Ordinance with certain conditions and this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form.

1. Northern White Sand LLC shall follow up on the issues presented by residents at the hearing and that all reasonable measures shall be taken to resolve them.

Motion to Take from the Table: Motion by Mr. Small to take the ordinance from the table, second by Mr. Stockley. Voice vote: 28 ayes and 1 absent (Gatza). Motion carried.

Motion to Amend: Motion by Mr. Kasap to amend the ordinance by striking out the certain condition, 1. ~~Northern White Sand LLC shall follow up on the issues presented by residents at the hearing and that all reasonable measures shall be taken to resolve them.~~ Second by Mr. Small. Voice vote: 28 ayes and 1 absent (Gatza) Motion carried.

As Amended: Motion by Mr. Stockley to approve the ordinance as amended, second by Mr. Aubry. Voice vote: 27 ayes, 1 nay (Walsh) and 1 absent (Gatza). Motion carried.

SEE RECORD BOOK 248 PG 740-742

**ORDINANCE: (#23-93) PETITION #23-12 SU REQUESTING A SPECIAL USE PERMIT
UNDER THE LA SALLE COUNTY ZONING ORDINANCE**

An ordinance was submitted requesting the approval of Petition #23-12 SU filed by the owner, Northern Partners Cooperative, to be granted a "Special Use" to permit an

amended special use (grain facility) to allow new office construction on the property located at, 4536 N. IL RT 251, Mendota, IL., PIN 01-16-306-000, located in an (AC) Agricultural Conservation District, pursuant to Section 7.1-4 J 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 to Approve: Motion by Mr. Stockley to approve the ordinance, second by Mr. Small. Voice vote: 28 ayes and 1 absent (Gatza). Motion carried.

SEE RECORD BOOK 248 PG 743-745

ORDINANCE: (#23-94) PETITION #23-02 VAR REQUESTING A VARIANCE PERMIT UNDER THE LA SALLE COUNTY ZONING ORDINANCE

An ordinance was submitted recommending the approval of Petition #23-02 VAR filed by the owner, Northern Partners Cooperative who is requesting a variance to decrease the west front yard setback from 100 feet to 89.5 feet from the center of IL Route 251 to construct an office on the property located in Mendota Township, PIN: 01-16-306-000, 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 to Approve: Motion by Mr. Emmett to approve the ordinance, second by Mr. Oscepinski. Voice vote: 28 ayes and 1 absent (Gatza). Motion carried.

SEE RECORD BOOK 248 PG 746-748

ORDINANCE: (#23-95) PETITION #23-13 SU REQUESTING A SPECIAL USE PERMIT UNDER THE LA SALLE COUNTY ZONING ORDINANCE

An ordinance was submitted requesting the approval of Petition #23-13 SU filed by owner Richard Timmons, and applicants David and Corrie Timmons, who are requesting a Special Use to permit a lot less than 35 acres in the A-1 Zoning District at

the property located at E. 30th Rd., Miller Township, PIN 16-25-201-000, pursuant to Section 7.1-4 B 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 to Approve: Motion by Ms. Znaniacki to approve the ordinance, second by Ms. Busch. Voice vote: 28 ayes and 1 absent (Gatza). Motion carried.

SEE RECORD BOOK 248 PG 749-751

ORDINANCE: (#23-96) AMENDING THE ZONING ORDINANCE FOR TEXT AMENDMENTS (PLACED ON FILE 5-11-23 FOR REVIEW)

Motion by Mr. Stockley to approve the proposed text amendments to the La Salle County Zoning Ordinance placed on file May 11, 2023, to sections 3.1, 4.24, 4.25, 4.57, 4.28, 7.1-4, 10.1-3, and 10.1-4. (Proposed amendments include definitions, Wind/Solar/Battery Storage, and Industrial Use changes), second by Mr. Kasap. Voice vote: 28 yes and 1 absent (Gatza). Motion carried.

SEE RECORD BOOK 248 PG 752-763

ORDINANCE: UPDATING THE LA SALLE COUNTY COMPREHENSIVE PLAN

An ordinance was submitted requesting the approval of updating the La Salle County Comprehensive Plan, a motion by Mr. Stockley to approve the ordinance, second by Ms. Busch.

Motion to Amend: Motion by Mr. Kasap to add the recommended language to the La Salle County Comprehensive Plan to include the current status of St. Margaret Health in Peru, add the new location for the Coroner's Office, and by adding a sentence to the Economic Develop section. These changes will then be posted for 30 days and revisited at the next full board meeting, second by Mr. Walsh. Voice vote: 28 ayes and 1 absent (Gatza). Motion carried.

RESOLUTION: (#23-97) HIGHWAY #23-14 ENTERING INTO A JOINT FUNDING AGREEMENT FOR STR, TARP AND HSIP FUNDS FOR SECTION 15-00351-00-WR FOR WIDENING AND RESURFACING E. 22ND RD. (COUNTY HIGHWAY 15) FROM N. 21ST RD. (COUNTY HIGHWAY 6) TO THE LIVINGSTON COUNTY LINE

A resolution was submitted recommending the approval of La Salle County entering into Joint Funding Agreement with the Illinois Department of Transportation for the use of federal monies for section 15-00351-00-WR to widen and resurface (E. 22nd (County Highway 15) from N. 21st Rd. (County Highway 6) to the Livingston County Line) at estimated cost of \$7,115,400.00 will be funded with STR, TARP and HSIP Funds and Local Funds. The amount of \$467,000.00 will be appropriated from the Special Tax Matching Funds for the construction of said project.

Motion to Approve: Motion by Mr. Blue to approve the ordinance, second by Mr. Aubry. Voice vote: 28 ayes and 1 absent (Gatza). Motion carried.

SEE RECORD BOOK 248 PG 764-774

RESOLUTION: (#23-98) HIGHWAY #23-15 DESIGNATING COUNTY HIGHWAY 15 (E. 22ND RD.), (F.A.S. ROUTE 0268B), FROM N. 21ST RD. (COUNTY HIGHWAY 6) 9.05 MILES SOUTH TO THE LIVINGSTON COUNTY LINE AS A CLASS II TRUCK ROUTE

A resolution was submitted designating County Highway 15, (F.A.S Route 0268B) from N. 21ST Rd., 9.05 miles south to the Livingston County Line as a Class II Truck Route capable of sustaining a load limit of 80,000 pounds.

Motion by Ms. Carretto to approve the resolution, second by Mr. Roach. Voice vote: 28 ayes and 1 absent (Gatza). Motion carried.

SEE RECORD BOOK 248 PG 775-776

RESOLUTION: (#23-99) APPROVING THE AMENDED PROPERTY LEASE WITH MIDWEST BARGE TERMINAL, LLC.

A resolution was submitted recommending the approval of amending the property lease with Midwest Barge Terminal, LLC. La Salle County has previously entered into and

approved a lease for the riverfront property with Midwest Barge Terminal, LLC pursuant to Resolution #19-59 on May 9th, 2019. La Salle County desires to enter into an amended lease with Midwest Barge Terminal, LLC. for the leased premises pursuant to the terms and conditions set forth in the lease agreement.

Motion to Approve: Motion by Ms. Busch to approve the ordinance, second by Mr. Small.

Motion to Amend: Motion by Mr. Dose to amend the resolution by adding language in Section #21, The Lessee shall provide monthly tonnage information/receipt reports and shall also retain the tonnage/receipt data for a minimum of 3 (three) years, second by Ms. Beckett. Voice vote: 28 ayes and 1 absent (Gatza). Motion carried.

SEE RECORD BOOK 248 PG 777-780

MOTION TO APPROVE AMENDMENT TO THE BOARD RULE BOOK FOR RECEIVING AND OPENING HIGHWAY DEPARTMENT BIDS

Motion by Mr. Brown to amend the Board Rule Book to read all bids except for Highway Department projects shall be sent to La Salle County Administrative Office Room 245 and shall be opened during the County Committee Meeting. All Highway Department bids shall be sent to the Highway Department Office and opened during the Highway Committee Meeting, second by Mr. Roach.

Call for the Question: Motion by Ms. Znaniecki to Call for the Question, second by Mr. Oscepinski. Voice vote: 26 ayes, 2 nays (Dose, Emmett) and 1 absent (Gatza). Motion carried.

Original Motion: Roll call vote: 16 ayes (Small, Findley Smith, Bright, Emmett, Stockley, Oscepinski, Heller, Torres, Brown, Carretto, Aubry, McEmery, Blue, Tooley, Roach, Slager), 12 nays (McNally, Pottinger, Owens, Bernal, Kasap, Savitch, Trager, Beckett, Walsh, Dose, Znaniecki, Busch) and 1 absent (Gatza). Motion carried.

SEE RECORD BOOK 248 PG 781

ORDINANCE: (#23-100) BUDGET AMENDMENT FOR 2022-2023 BUDGET AMENDMENT

Motion by Mr. Kasap to approve an amendment to the 2022-2023 Budget and Appropriations Ordinance for ROE to cover benefits for Marshall and Putnam counties, second by Mr. Small. Roll call vote: 28 ayes and 1 absent (Gatza). Motion carried.

SEE RECORD BOOK 248 PG 782 - 783

ORDINANCE: (#23-101) APPROVE TRAVEL OUT OF STATE TRAVEL AND EXPENSE CIRCUIT CLERK

Motion by Mr. Tooley to approve the travel expenses over \$1,000.00 as per ordinance #23-79 for the out of state travel of Circuit Clerk, second by Mr. Aubry. Roll call vote: 22 ayes, 6 nays (Heller, Bernal, Kasap, Walsh, Dose, Znaniecki) and 1 absent (Mr. Gatza) Motion carried.

SEE RECORD BOOK 248 PG 784-786

ORDINANCE: (#23-102) APPROVE OUT OF STATE TRAVEL AND EXPENSE CORONER

Motion by Mr. Tooley to approve the travel expenses over \$1,000.00 as per ordinance #23-79 for the out of state travel of Coroner, second by Ms. McNally. Roll call vote: 25 ayes, 3 nays (Kasap, Walsh, Znaniecki) and 1 absent (Mr. Gatza) Motion carried.

SEE RECORD BOOK 248 PG 787-789

ORDINANCE: (#23-103) AMENDING APPROVED ORDINANCE FOR QUALIFIED AMERICAN RESCUE PLAN EXTERNAL APPLICATION #86 – SENECA PARK BOARD

An ordinance was submitted recommending approval of amending ordinance #23-69, qualified ARPA funding application for Seneca Park Board changing the name to read Village of Seneca, The La Salle County Board authorizes the allocation of up to \$100,000.00 of ARPA, State and Local Fiscal Recovery Funds, for the disbursement of

purchasing materials for lighting at Graves Park, a more particular description is attached ARPA funding application.

Motion to Approve: Motion by Mr. Emmett to approve the amended ordinance, second by Mr. McEmery. Voice vote: 27 ayes, 1 nay (Trager) and 1 absent (Gatza) Motion carried.

SEE RECORD BOOK 248 PG 790-794

MISCELLANEOUS CORRESPONDENCE & REPORTS

The Treasurer's Investments Report dated June 6, 2023, was submitted.

Correspondence from the Department of Revenue regarding tax allocation verification dated May 16, 2023, was submitted.

Correspondences from Illinois Environmental Protection Agency regarding notices for permit for solid waste project at the landfill dated May 8th, May 10th and May 11th was submitted.

Motion by Mr. Stockley to approve the miscellaneous correspondence and reports, second by Mr. Torres. Voice vote: 28 ayes and 1 absent (Gatza). Motion carried.

SEE RECORD BOOK 248 PG 795-803

Motion to Adjourn: Motion by Mr. Brown to adjourn the meeting until July 13, 2023, at 1:00 p.m. in room 250, second by Mr. Emmett. Voice vote: 28 ayes and 1 absent (Gatza). Motion carried.

CHAIRMAN JENSEN RECESSED THE MEETING AT 3:12 P.M.