

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 August, A.D., 2023, it being the 10th day thereof.

This is the third meeting of the June 2022-2023 Session

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

Pledge of Allegiance

Chairman Jensen asked the Clerk to call the roll for Per Diem and Mileage.

PRESENT: Ms. Pottinger, Ms. Findley Smith, Ms. Owens, Ms. Bright, Mr. Emmett, Mr. Stockley, Mr. Gatza, 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. McEmery, Ms. Znaniecki, Mr. Blue, Mr. Tooley, Mr. Roach, Mr. Slager, Chairman Jensen

ABSENT: Ms. McNally, Mr. Small, Mr. Aubry and Ms. Busch.

There are 16 ayes claiming mileage.

Motion by Mr. Roach to approve the roll call for mileage and per diem, second by Ms. Heller. Voice vote: 25 ayes and 4 absent. Motion carried.

SEE RECORD BOOK 248 PG 862

APPROVAL OF MINUTES

Motion by Mr. McEmery to approve the previous meeting minutes from June 12, 2023, as presented, second by Mr. Stockley. Voice vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

MOTION TO APPROVE AMERICAN RESCUE PLAN BILLS

Motion by Mr. Emmett to approve the American Rescue Plan Bills, second by Ms. Znaniecki. Roll call vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 863

PRESENTATION – LASALLE COUNTY FARM BUREAU

President, LaSalle County Farm Bureau, David Isermann thanked the La Salle County Board Members for their support and commitment that they have shown to agriculture over the years by presenting an award to the La Salle County Board.

PRESENTATION - OVERDOSE AWARENESS

The week of August 27th has been declared Overdose Awareness Week. Rich Ploch, Coroner, spoke on behalf of Overdose Awareness Week in La Salle County. In 2021, there were a total of 34 deaths resulting from fatal drug intoxication and in 2022, there were a total of 42 deaths. La Salle County still has a serious problem with drugs causing deaths to our citizens. Luke Tomsha with The Perfectly Flawed Foundation spoke to the board about the organization and its willingness to help. Perfectly Flawed Foundation is a harm reduction and recovery community organization that promotes multiple pathways to recovery. They provide service and support to families and individuals related to substance use mental health and addiction.

RESOLUTION: (#23-118) OVERDOSE AWARENESS WEEK—AUGUST 27, 2023 THROUGH SEPTEMBER 2, 2023

A resolution was submitted recommending the approval of Drug Overdose Awareness Week. The County Chairman of the County of La Salle, hereby recognizes the week of August 27, 2023 through September 2, 2023, as National Drug Overdose Awareness Week in the County of La Salle in memory of the people who have either lost

loved ones, or who live with permanent injuries resulting from drug overdoses. La Salle County encourages efforts to promote understanding and awareness of drug overdoses and other substance abuse problems.

Motion to Approve: Motion by Mr. Brown to approve the resolution, second by Mr. Emmett. Voice vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 864-865

CONSENT AGENDA

C.23-39 RESOLUTION: Tax Sale Certificates

Parcel 33-36-131-020 Bruce Acct# 102266D

Motion to Approve: Motion by Ms. Carretto to approve the consent agenda items, second by Ms. Bright. Voice vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 866-868

ORDINANCE: (#23-119) PETITION #23-21 SU REQUESTING A SPECIAL USE UNDER THE LA SALLE COUNTY ZONING ORDINANCE

An ordinance was submitted recommending the approval of Petition #23-21 SU filed by the owner, Erick Kane Rentals LLC, requesting the approval of a Special Use to permit guest accommodations on the property located at 2196 N. 3010th Rd., Ottawa, IL., PIN 15-34-405-014, located in an A1 (Agriculture District), pursuant to 7.1-4 Q 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. Findley Smith to approve the ordinance, second by Mr. Stockley. Voice vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 869-870

ORDINANCE: (#23-120) PETITION #23-22 SU REQUESTING A SPECIAL USE UNDER THE LA SALLE COUNTY ZONING ORDINANCE

An ordinance was submitted requesting the approval of Petition #23-22 SU filed by owner, Woodsmoke Ranch Association, and applicant GRNE Solar to be granted a Special Use so as to permit a Private Solar Energy System on the property, located in Manlius Township, PIN 24-15-218-000, zoned in an A1 (Agriculture District), pursuant to Section 7.1-4 YY of the La Salle County Zoning Ordinance with certain conditions.

1. The petitioner shall submit a completed drain tile map/study with the building permit and be responsible for repair of any drain tiles damaged during construction.
2. Vegetation ground cover shall comply with the IDNR Pollinator-Friendly Solar Site Act.
3. The Petitioner shall consult with the Manlius Township Road Commissioner to ensure compliance with all road use/laws during phase.
4. The decommissioning bond stipulated in the contract between the parties shall remain in full force and effect for the duration of the project. Furthermore, a copy of the agreement (and any amendments thereto) shall be provided to the Land Use development.

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. Bright.

Motion to Amend: Motion by Mr. Stockley to amend the ordinance to change condition #4 to read: The decommissioning agreement shall be as stipulated in the sample Agricultural Mitigation Agreement (from the Illinois Department of Agriculture).

Second by Mr. Kasap. Voice vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch).
Motion carried.

As Amended: Voice vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 871-872

ORDINANCE: (#23-121) PETITION #23-23 SU REQUESTING A SPECIAL USE UNDER THE LA SALLE COUNTY ZONING ORDINANCE

An ordinance was submitted requesting the approval of Petition #23-23 SU filed by owners Louis and Christina Hancin, who are requesting a Special Use to permit a lot less than 35 acres in the A1 (Agriculture District) at the property located on N. Bloomington Street in Bruce Township, PIN: 33-13-116-000, pursuant to Section 7.1-4 B of the La Salle County Zoning Ordinance with certain conditions.

1. The petitioner shall contact the Illinois Department of Transportation and follow all terms and conditions of the permit issued regarding any modification of the entrance to the facility.

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 Ms. Heller. Voice vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 873-874

ORDINANCE: (#23-122) PETITION #23-24 SU REQUESTING A SPECIAL USE UNDER THE LA SALLE COUNTY ZONING ORDINANCE

An ordinance was submitted requesting the approval of Petition #23-24 SU filed by owners Austin and Kelsey Granby, who are requesting a Special Use to permit a rural special facility in the A1 (Agriculture District) at the property located at 1817 N. 19th Rd.,

Grand Rapids Township, PIN: 28-30-309-000, pursuant to Section 7.1-4 WW of the La Salle County Zoning Ordinance with certain conditions.

1. New construction and interior renovations included in the change of use shall require permits and shall be constructed in compliance with all applicable La Salle County adopted building, zoning, and health ordinances.
2. Parking and signage shall comply with the La Salle County Zoning Ordinance.
3. Exterior lighting shall be directed downward and away from surrounding properties.
4. Guest accommodations (short term rental) on the site shall require an additional special use permit.
5. The petitioners shall consult with an engineer to verify compliance with Illinois Drainage Law prior to installation of the parking area.

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 Mr. Stockley. Voice vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 875-876

ORDINANCE: (#23-123) PETITION #23-15 SU REQUESTING A SPECIAL USE UNDER THE LA SALLE COUNTY ZONING ORDINANCE

An ordinance was submitted requesting the approval of Petition #23-15 SU filed by owner/applicant J.R. Novotney Jr. and Patti Rhynes, who are requesting a Special Use to permit a (3) lot Planned Unit Development on the property located at 1201 N. Otter Creek Road., Streator, IL., Otter Creek Township, PINS: 34-30-100-003 and 34-30-100-004, in a B1 (Local Business District), pursuant to Section 9.1-4 of the La Salle County Zoning Ordinance with certain conditions.

1. The existing breezeway between the two structures (on lots one and two) shall be removed.
2. Both structures (2) shall have their own utilities (water, sewer, electricity and gas).

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

Motion to Take from the Table: Motion by Mr. Stockley to take the ordinance from the table, second by Mr. Torres. Voice vote: All ayes. Motion carried.

Motion to Approve: Motion by Mr. Tooley to approve the ordinance, second by Mr. Stockley. Voice vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 878-879

ORDINANCE: PETITION #23-18 SU REQUESTING A SPECIAL USE UNDER THE LA SALLE COUNTY ZONING ORDINANCE

An ordinance was submitted requesting the approval of Petition #23-18 SU filed by owner Frank W. Barickman Family Trust and the applicant, Solar Provider Group LLC, who are requesting a Special Use to place a 2.75-MegaWatt Solar Farm on the property located in an A1 (Agriculture District) at N. 19th Rd., Farm Ridge Township, PIN: 27-36-100-000, pursuant to Section 7.1-4 NN of the La Salle County Zoning Ordinance with certain conditions.

1. The petitioner shall complete a drain tile study.
2. The vegetative ground cover shall meet the goals of the Pollinator-Friendly Solar Site Act.
3. The petitioner shall contact the Farm Ridge Township Road Commissioner.
4. The petitioner meets all requirements of the June 12, 2023, 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 Ms. Heller. Roll call vote: 9 ayes (Pottinger, Bright, Bernal, Kasap, Savitch, Torres, Trager, Beckett, Walsh) 16 nays (Findley Smith, Owens, Emmett, Stockley, Gatzka, Oscepinski,

Heller, Brown, Carretto, Dose, McEmery, Znaniecki, Blue, Tooley, Roach, Slager) and 4 absent (McNally, Small, Aubry, Busch). Motion denied.

SEE RECORD BOOK 248 PG 880

ORDINANCE: (#23-124) PETITION #23-19 SU REQUESTING A SPECIAL USE UNDER THE LA SALLE COUNTY ZONING ORDINANCE

An ordinance was submitted requesting the approval of Petition #23-19 SU filed by owner Terry A. Hoge Trust and the applicant, Solar Provider Group LLC, who are requesting a Special Use to place a 3-MegaWatt Solar Farm on the property located in an A1 (Agriculture District) at E. 659th Rd., Osage Township, PIN: 36-18-104-000, pursuant to Section 7.1-4 NN of the La Salle County Zoning Ordinance with certain conditions.

1. The petitioner shall complete a drain tile study.
2. The vegetative ground cover shall meet the goals of the Pollinator-Friendly Solar Site Act.
3. The petitioner shall contact the Farm Ridge Township Road Commissioner.
4. The petitioner meets all requirements of the June 12, 2023, 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. Heller. Voice vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 881-882

ORDINANCE: (#23-125) PETITION #23-20 SU REQUESTING A SPECIAL USE UNDER THE LA SALLE COUNTY ZONING ORDINANCE

An ordinance was submitted requesting the approval of Petition #23-20 SU filed by owner Terry A. Hoge Trust and the applicant, Solar Provider Group LLC, who are requesting a Special Use to place a 0.79-MegaWatt Solar Farm on the property located in

an A1 (Agriculture District) at E. 659th Rd., Osage Township, PIN: 36-18-104-000, pursuant to Section 7.1-4 NN of the La Salle County Zoning Ordinance with certain conditions.

1. The petitioner shall complete a drain tile study.
2. The vegetative ground cover shall meet the goals of the Pollinator-Friendly Solar Site Act.
3. The petitioner shall reach out to the Township Road Commissioner.
4. The petitioner meets all requirements of the June 12, 2023, 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. Trager. Voice vote: 24 ayes, 1 nay (Stockley) and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 889-890

RESOLUTION: #23-126 HIGHWAY (#23-16) AUTHORIZING THE CHAIRMAN TO ENTER INTO THE ATTACHED AGREEMENT WITH GSG WIND, LLC DETAILING THE REQUIREMENTS FOR THE USE, MAINTENANCE AND REPAIR OF COUNTY HIGHWAY AND TOWNSHIP ROADS

A resolution was submitted requesting the approval that the Chairman of the Board of La Salle County is authorized to enter into said agreement with GSG Wind, LLC, Mendota Township Road District and La Salle County. GSG Wind is in the process of developing a wind powered electric generating facility in Mendota Township that will consist of 13 wind turbines and an electrical collection system. La Salle County details the fees and requirements for the use, maintenance and repair of County Highways and Township Roads.

Motion to Approve: Motion by Mr. Brown to approve the resolution, second by Mr. Roach. Voice vote: 25 ayes, 4 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 891-894

**RESOLUTION: (#23-127) REAPPOINTMENT OF LA SALLE COUNTY SCHOOL SERVICE
DIRECTOR**

A resolution was submitted recommending the approval of the reappointment of the La Salle County School Health Service Director. Carol Neurohr was recommended for reappointment for a (3) year term beginning on December 1, 2023 until November 30, 2026. The compensation for the position is set at \$50,000 from December 1, 2023 to November 30, 2024 and the annual compensation for each year of the term thereafter shall be determined by and based upon the evaluation of the La Salle County ROE Superintendent of Schools, La Salle County School Services, Health Department Committee and the La Salle County Salary and Labor Committee.

Motion to Approve: Motion by Ms. Bernal to approve the resolution, second by Ms. Znaniecki. Roll call vote: 24 ayes and 5 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 895-897

MOTION TO APPROVE

Motion by Mr. Walsh to approve entering into an Intergovernmental Cooperation Agreement as The County of La Salle supports the efforts of the City of Ottawa to obtain Community Development Block Grant funds from the Illinois Department of Commerce and Economic Opportunity for the Business Resiliency Program projects located in the unincorporated areas of the La Salle County, second by Ms. Znaniecki. Voice vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 898

MOTION TO APPROVE

Motion by Ms. Findley Smith to approve deer hunting at La Salle County Catlin Park, second by Mr. Trager. Voice vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

ORDINANCE: (#23-128) AMENDING THE APPROVED ORDINANCE #22-78 FOR QUALIFIED AMERICAN RESCUE PLAN FUNDS FOR CATLIN PARK ADA COMPLIANT RESTROOMS

An ordinance was submitted for approval to amend the original ARPA ordinance #22-78, for ADA compliant bathrooms at Catlin Park in which the La Salle County Board authorized the allocation of up to \$150,000.00 of ARPA State and Local Fiscal Recovery Funds. The amended ordinance amount is to allocate \$325,000.00 of American Rescue Plan Act, State and Local Fiscal Recovery funds for ADA compliant bathroom facilities at Catlin Park.

Motion to Approve: Motion by Mr. Emmett to approve the ordinance, second by Mr. Torres. Roll call vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 899-901

EXECUTIVE SESSION: PURPOSE OF COLLECTIVE BARGAINING UNDER **5 ILCS 120/2 (C) 2** COLLECTIVE NEGOTIATING MATTERS BETWEEN THE PUBLIC BODY AND ITS EMPLOYEES OR THEIR REPRESENTATIVES, OR DELIBERATIONS CONCERNING SALARY SCHEDULE FOR ONE OR MORE CLASEES OF EMPLOYEES.

EXECUTIVE SESSION

ENTER IN AT 2:15 P.M.

Motion by Mr. Walsh to approve entering into an executive session, second by Mr. Trager. Roll call vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 910

RETURN AT 2:38 P.M.

Motion by Mr. McEmery to approve returning from executive session, second by Mr. Brown. Roll call vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 911

RESOLUTION: (#23-129) APPROVING A TENTATIVE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE FRATERNAL ORDER OF POLICE (LODGE #167 - COURT SECURITY), THE COUNTY OF LA SALLE AND THE LA SALLE COUNTY SHERIFF

A resolution was submitted requesting the approval of the collective bargaining agreement between La Salle County Fraternal Order of Police (Lodge #167 Court Security), the County of La Salle, and the La Salle County Sheriff. The tentative labor agreement commencing December 1, 2022, and expiring November 30, 2025, and will be effective immediately upon passage.

A motion by Mr. Gatza to approve the resolution, second by Mr. Oscepinski. Roll call vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 902-903

MISCELLANEOUS CORRESPONDENCE & REPORTS

The Treasurer's Investments Report dated June 30, 2023, was submitted.

Correspondence from the Department of Revenue regarding tax allocation verification dated June 15, 2023, was submitted.

Correspondences from Illinois Environmental Protection Agency regarding notice of application for permit to manage waste at the landfill this application is providing (5) year renewal of Permit No. 1991-365-LFM, dated June 29, 2023, was submitted.

Motion to Approve: Motion by Ms. Carretto to approve the miscellaneous correspondence and reports, second by Mr. Gatza. Voice vote: 24 ayes and 5 absent (McNally, Small, Aubry, Busch). Motion carried.

SEE RECORD BOOK 248 PG 904-909

ANNOUNCEMENT

Chairman Jensen announced that there will be an ARP Full Board Meeting on August 31st at 1:00 P.M.

Ms. Znaniecki noted that Senator, Sue Resin, spoke at the County's Rules and Legislation meeting on Monday, August 7th, which is available to watch on youtube.

Motion to Adjourn: Motion by Mr. Trager to adjourn the meeting until September 11, 2023, at 1:00 p.m. in room 250, second by Mr. McEmery. Voice vote: 25 ayes and 4 absent (McNally, Small, Aubry, Busch). Motion carried.

CHAIRMAN JENSEN RECESSED THE MEETING AT 2:44 P.M.