

**CLINTON COUNTY BOARD**  
**April 15, 2002**

The April meeting of the Clinton County Board was called to order by Sheriff Paul Spaur Monday, April 15, 2002, at 7:00 p.m. in the board room on the second floor of the Jail.

**Roll call:** Present - Hitpas, Holtgrave, Kloeckner, Lampe, Mensing, Murray, Pingsterhaus, Robbins, Sullivan, Craig Taylor, Jack Taylor, Winkler and Winter.

The Pledge of Allegiance was recited. All visitors and guests were asked to introduce themselves.

**MOTION** by Lampe second by Hitpas to appoint Stan Droege as county board member to fill the vacancy created by the resignation of H. Dean Keister. **MOTION CARRIED.**

County Clerk Thomas LaCaze administered the oath of office to Stan Droege and he was seated.

**MOTION** by Kehrer second by Kloeckner to approve the minutes of the previous meeting. **MOTION CARRIED.**

Ed Weilbacher of the Southwestern IL RC&D Council gave a report on the various activities the Council has been involved in. He also presented the annual report of the RC&D Council. Darrel Brink, Edwin Varel and Jim Sullivan are the county representatives on the Council.

First reading of appointment: Al Brueggemann - Board of Review.

**MOTION** by Lampe second by Kloeckner to approve the appointment of Duane Kampwerth as trustee of the Germantown Rural Fire Protection District. **MOTION CARRIED.**

**MOTION** by Sullivan second by Craig Taylor to approve the appointment of Charles Ripperda as trustee of the Aviston Fire Protection District. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Hitpas to approve the appointment of Sylvester Kauling as trustee of the Carlyle Fire Protection District. **MOTION CARRIED.**

**MOTION** by Kloeckner second by Kehrer to approve the appointment of Wayne Kiefer as trustee of the Clin-Clair Fire Protection District. **MOTION CARRIED.**

**MOTION** by Mensing second by Winter to approve the appointment of Edwin Meyer as trustee of the Santa Fe Fire Protection District. **MOTION CARRIED.**

**MOTION** by Craig Taylor second by Sullivan to approve the appointment of Stephen Buzzard as trustee of the Sugar Creek Fire Protection District. **MOTION CARRIED.**

**MOTION** by Hitpas second by Murray to approve the appointment of John White as trustee of the Huey Ferrin Boulder Fire Protection District. **MOTION CARRIED.**

**MOTION** by Holtgrave second by Mensing to approve the appointment of Michael Peppenhorst as Trustee of the Wade Township Fire Protection District. **MOTION CARRIED.**

**MOTION** by Craig Taylor second by Sullivan to approve the appointment of Robert Strotheide as trustee of the Wheatfield Township Fire Protection District. **MOTION CARRIED.**

**MOTION** by Holtgrave second by Mensing to approve the appointment of Duane Grapperhaus as trustee of the Breese Fire Protection District. **MOTION CARRIED.**

**MOTION** by Hitpas second by Lampe to approve the appointment of Clarence Price as trustee of the Shattuc Lighting District. **MOTION CARRIED.**

**MOTION** by Kehrer second by Kloeckner to approve the appointment of Carolyn Anderson as trustee of the New Memphis Lighting District. **MOTION CARRIED.**

**MOTION** by Mensing second by Winter to approve the appointments of Joseph Voss and James Kampwerth as trustees of the Carlyle Southwest Public Water District. **MOTION CARRIED.**

**MOTION** by Sullivan second by Craig Taylor to approve the appointments of Paul Meyer and Allen Strieker as trustees of the St. Rose Public Water District. **MOTION CARRIED.**

**MOTION** by Craig Taylor second by Sullivan to approve the appointment of Clarence Kohlbrecher as trustee of the St. Rose Sanitary District. **MOTION CARRIED.**

**MOTION** by Kehrer second by Kloeckner to approve an "Agreement for Management and Other Administrative Services By and Between Clinton County and Brown & Roberts, Inc. to administer CDAP Grant #99-24272 for New Memphis Sanitary District. **MOTION CARRIED.**

Nic Wessel addressed the board about concerns that he and his neighbors have regarding the expansion of the Kampwerth Hog Farms in his area. Kampwerth will be erecting two more hog barns. Wessel said the IL Environmental Protection Agency and the IL Department of Agriculture have signed all the necessary permits allowing the expansion. His group would like the county to either increase the assessment of the hog barns or drop his and his neighbors assessments.

**911 COMMITTEE** - The Committee has scheduled a mapping meeting for April 17, 2002, and would like all department heads to attend.

**INSURANCE TRUST** - County Clerk LaCaze reported the health insurance program with

ICIT will continue. At one time it looked like it might be terminated.

**INDUSTRIAL PARK/LAKE TASK FORCE COMMITTEE - MOTION** by Craig Taylor second by Mensing to have one acre of the industrial park surveyed for sale to Troy and Kim Kenard for a fiberglass repair shop. **MOTION CARRIED.**

**UNINCORPORATED AREA IMPROVEMENT COMMITTEE** - There will be a meeting with the Royal Lakes Community on April 25, 2002, at 7:00 p.m. concerning a CDAP Housing Rehabilitation Grant at Royal Lakes.

The following committees had no reports: Safety, Welfare, Law Enforcement/ESDA, Economic Development, and Personnel.

**EDUCATION COMMITTEE** - Committee Chairman Jack Taylor reported the Regional Office of Education is very concerned as to how much funding will be cut by the State.

**708 MENTAL HEALTH BOARD** - the next meeting is scheduled for April 23, 2002.

**SOLID WASTE COMMITTEE** - The recycling day at Breese was a big success. Trenton is looking at curbside pick-up for recycling twice a month.

**TOURISM COMMITTEE** - Southwestern IL Tourism Council has a meeting Wednesday evening when they will be reviewing the three applications for the position of Director. The next meeting of the Tourism Committee is April 18, 2002.

**ZONING/SUBDIVISION COMMITTEE** - Committee Chairman Winkler reported everyone should have received their "Finding of Facts" from the Zoning Administrator. The Zoning Board of Appeals now rules on everything except ordinances changes and mapping changes.

**ROAD & BRIDGE COMMITTEE - MOTION** by Craig Taylor second by Hitpas to approve a resolution to award the bid for road oil for the Townships to Don Anderson Co of Hoffman. **MOTION CARRIED.**

**MOTION** by Lampe second by Kloeckner to award the bid for road oil for the County to Don Anderson Co. **MOTION CARRIED.**

**MOTION** by Winter second by Murray to award the bid for asphalt to mix with rock for the Townships to Marathon Ashland Petroleum Co. of St. Elmo. **MOTION CARRIED.**

**MOTION** by Mensing second by Hitpas to award the bid for asphalt to mix with rock for the County to Marathon Ashland Petroleum Co. of St. Elmo. **MOTION CARRIED.**

**MOTION** by Holtgrave second by Kehrer to award the bid for all bituminous concrete mixtures for the County to Keyesport Sand and Gravel. **MOTION CARRIED.**

**MOTION** by Lampe second by Hitpas to award the bid for road oil to Don Anderson Co. **MOTION CARRIED.**

**MOTION** by Holtgrave second by Mensing to award the bid for bituminous concrete mixtures to Keyesport Sand and Gravel. **MOTION CARRIED.**

**MOTION** by Mensing second by Kloeckner to approve a resolution to pay the salary of the County Engineer with Motor Fuel Tax Funds. **MOTION CARRIED.**

**MOTION** by Craig Taylor second by Sullivan to approve a petition from the St. Rose Township Highway Commissioner for 50% county match to replace a culvert on Keyesport Road. **MOTION CARRIED.**

Engineer Mitchell reported he has received requests for lights at the intersection of CH#5 (Shattuc Road) and U.S.50 and CH#13 (Stolletown Road) and new US 50. The installation and monthly cost for these lights vary. The Highway Committee is working on a proposed policy for the County Board to consider for lights at these intersections.

Work has begun on the CH#7 (Hanover Street) project at Germantown.

**FINANCE/HEALTH SERVICES COMMITTEE - MOTION** by Kehrer second by Lampe to increase the pay of the County Board Chairman to \$1,500.00 annually. **MOTION CARRIED.**

The Health Department is in need of more space. The Committee is looking into constructing a new building on the parking lot by the annex building or adding to the existing one and will try to have figures available at next month's meeting. The Health Department is offering free cholesterol and blood pressure screenings at the office.

**MOTION** by Craig Taylor second by Hitpas to approve the monthly budget and financial reports of the Treasurer's Office. **MOTION CARRIED.**

**FACILITIES COMMITTEE** - The benches donated by the Dale Quick family for placement by the water fountain will be delivered soon. They will also be planting shrubbery around the fountain area.

**AGRICULTURE COMMITTEE** - The contract with Dr. Baer for Animal Control services has been renewed for a three year period. Eight new animal cages have been made by prisoners at the Centralia Correctional Center at no cost to the county.

**GENERAL SERVICES/JUDICIARY COMMITTEE - MOTION** by Craig Taylor second by Mensing to approve the "Fees" portion of the "Retail Food Establishment Ordinance" that was passed last month. **MOTION CARRIED.**

**LIQUOR COMMITTEE** - The Committee reported the State continued the hearing of Popeye's liquor license until June 5, 2002.

**MOTION** by Winkler second by Craig Taylor to approve payment of the General Claims. **MOTION CARRIED.**

**MOTION** by Mensing second by Hitpas to approve payment of the General Services Claims. **MOTION CARRIED.**

**MOTION** by Winter second by Kloeckner to approve payment of the Regular Finance Claims. **MOTION CARRIED.**

**MOTION** by Sullivan second by Kehrer to approve payment of the Jail Finance Claims. **MOTION CARRIED.**

**MOTION** by Holtgrave second by Mensing to approve payment of the Health Department Claims. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Hitpas to approve payment of the Health Department/WIC Claims. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Holtgrave to approve payment of the 708 Mental Health Board Claims. **MOTION CARRIED.**

**MOTION** by Kloeckner second by Sullivan to approve payment of the Road and Bridge Claims. **MOTION CARRIED.**

Board Member John Winter submitted his resignation from the board effective with this meeting. Board member David Lampe submitted the name of John Raymond as a replacement for Winter to be voted on at next month's meeting.

**MOTION** by Lampe second by Holtgrave to approve a resolution recognizing the Germantown Grade School Lady Bull Dogs for winning first place in the SIJHSAA, Region 6, Class "S" state volleyball competition. **MOTION CARRIED.**

The date for the regular monthly meeting of the Clinton County Board in July will be Tuesday, July 16, 2002 at 7:00 p.m. instead of Monday because of the annual fair parade

**MOTION** by Robbins second by Winter to adjourn the meeting. **MOTION CARRIED.**

Herb Pingsterhaus  
Board Chairman

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Thomas LaCaze, County Clerk

#04-02-01

AGREEMENT FOR MANAGEMENT AND OTHER ADMINISTRATIVE SERVICES BY AND BETWEEN

## **CLINTON COUNTY AND BROWN & ROBERTS, INC.**

**This agreement**, made this 15<sup>th</sup> day of April, 2002, by and between Clinton County (hereinafter referred to as the **Grantee**) and Brown & Roberts, Inc. (hereinafter referred to as **BRI**) is for the provision of Management and Administrative Assistance in connection with the Sponsor's single purpose Community Development Assistance Program (**CDAP**) **Grant #99-24272** for the purpose of **Design Engineering** from the Department of Commerce and Community Affairs (hereinafter referred to as **DCCA**).

**WITNESSETH:** that for and in consideration of the mutual covenants and promises between the parties hereto, it is hereby agreed as follows:

### **Section A - Grant Management/Administrative Services (BRI Responsibilities)**

It is expressly implied and understood between the parties to this agreement that upon formal acceptance and approval of the CDAP application by DCCA, BRI shall furnish the GRANTEE the following types of Grant Management and Administrative Services in order to aid officials in the proper development and timely submission of related CDAP post approval requirements.

Such assistance shall include the following services:

- BRI shall make available to the Grantee the necessary professional and clerical staff resources to assist in the proper removal of all applicable "contract conditions" prior to the actual expenditure of CDAP proceeds.

- BRI shall, on behalf of the GRANTEE, establish proper financial systems and procedures.

- BRI shall develop and submit requisite responses arising from periodic monitoring visits by DCCA officials in a manner consistent with that prescribed by DCCA.

- BRI shall establish the fiscal management procedures in an acceptable program filing system consistent with Federal Management Circular 74-4 and OMB Circular A-102.

- BRI shall assure proper development and timely submission of a "project closeout report" (Grantee Performance Report) leading to a final sign-off by DCCA of the Grantee's legal responsibilities associated with the CDAP grant.

### **Section B - Compensation for Grant Management/Administrative Services (Grantee's Responsibilities)**

The GRANTEE (contingent only upon its subsequent receipt of DCCA approval of its CDAP request) shall, from the administrative allocations contained in its afore-mentioned DCCA Grant, compensate BRI for such Grant Management and Administrative Services in an amount not to exceed **\$7,000.00**.

The GRANTEE may draw upon these funds by executing a voucher signed by the Grand Administrator for Public Facilities of BRI.

BRI shall be responsible for all advertising expenses.

### **Section C - Contract Execution Provisions**

This agreement shall become effective upon the date of its execution by representatives of the Grantee and BRI and shall remain in force until such time as the Grantee is released of its Grant Management responsibilities by DCCA. This agreement may be terminated by either of the participating parties by providing the other party with written notification sixty (60) days in advance of the proposed date of termination, and by specifying reasonable cause(s) for such termination. In such an event, all finished or unfinished documents, data, studies, surveys, drawings, maps, models, photographs, and reports prepared by BRI under this contract shall, at the option of the Grantee, become its property and BRI shall be entitled to receive just and equitable compensation for work satisfactorily completed.

The Grantee may, from time to time, request changes in the scope of the services to be performed by BRI under this contract. Such changes, including an increase or decrease in the amount of BRI's compensation, which are mutually agreed upon by and between the Grantee and BRI shall be made.

None of the work or services covered by this contract shall be contracted by BRI without the prior written approval of the Grantee. Any work or services subcontracted hereunder shall be specified via a written contract agreement and shall be subject to each provision of this contract.

BRI shall maintain accounts and records, including personnel, property and financial records, adequate to identify and account for all costs pertaining to this contract and such other records as may be deemed necessary to assure proper accounting for all project funds. These records will be made available for audit purposes and will be retained for three years after the expiration of this contract unless permission to destroy them is granted by the Grantee.

Relative to the provisions of Executive Order 11246 (for contracts of \$10,000 or less), BRI agrees that during the performance of its contractual responsibilities:

- It will not discriminate against any employee or applicant for employment because of race, creed, sex, color or national origin. BRI will take affirmative action to ensure that applicants are employed, and the employees are treated during employment, without regard to their race, creed, sex, color or national origin. Such action shall include, but not be limited to the following: employment upgrading, demotion, or transfer; recruitment or recruitment advertising; lay off or termination; rates or pay or other forms of compensation; and selection for training, including apprenticeship.
- BRI will, in all solicitation or advertisements for employees placed by or on behalf of the agency, state that all qualified applicants will receive consideration for employment without regard to race, creed, color, sex or national origin.
- BRI will cause the foregoing provisions to be inserted in all subcontracts for any work covered by this contract so that such provisions will be binding upon each subcontractor, provided that the foregoing provisions shall not apply to contracts or subcontracts for standard commercial supplies or raw materials.

Relative to the provisions of Section 503 of the Rehabilitation Act of 1973 which addresses affirmative action measures for the employment of handicapped workers, BRI agrees that it will not discriminate against any employee or applicant for employment because of physical or mental handicap in regard to any position for which the employee or applicant for employment is qualified. BRI further agrees to treat qualified physical or mental handicap in all employment practices such as the following: employment, upgrading, demotion or transfer, recruitment, advertising, layoff or termination, rates of pay or other forms of compensation, and selection for training, including apprenticeship.

Relative to the provisions of Section 504 of the Rehabilitation Act of 1973, as amended, BRI agrees that no otherwise qualified individual with handicaps in the United States shall, solely by reason of his/her handicap, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance.

Relative to the provisions contained in Section 402 (if \$10,000 or over ) which addresses the need for affirmative action measures for the employment of disabled veterans and veterans of the Vietnam era, BRI agrees that it will not discriminate against any employee or applicant for employment because he or she is a disabled veteran or veteran of the Vietnam era in regard to any position for which the employee or applicant for employment is qualified. BRI further agrees to take affirmative action to employ, advance in employment and otherwise treat qualified disabled veterans and veterans of the Vietnam era without discrimination based upon their disability or veteran status in all employment practices such as the following: employment, upgrading, demotion, or transfer, recruitment, advertising, layoff or termination, rates of pay or other forms of compensation, and selection for training, including apprenticeship.

BRI also agrees that all suitable employment openings of the agency which exist at the time of the execution of this contract and those which occur during the performance of this contract, including those not generated by this contract and including those occurring at an establishment of BRI other than the one wherein the contract is being performed but excluding those of independently operated corporate affiliates, shall be listed at an appropriate local office of the Illinois Job Service system wherein the opening occurs. BRI further agrees to provide such reports to such local office regarding employment openings and hires as may be required.

In an attempt to avoid any real or perceived "conflict of interest" no member of the governing body of the Grantee and no other officer, employee, or agent of the Grantee who exercise any functions, responsibilities, in connection with the planning and carrying out of the program, shall have any personal financial interest, direct or indirect, in this contract; and BRI shall take appropriate steps to assure such compliance. Furthermore, no member of the governing body of any other government and no other public official who exercises

an functions or responsibilities in connection with the planning and carrying out of the program, shall have any personal financial interest (direct or indirect) in this contract; and BRI shall take appropriate steps to assure such compliance.

Finally, BRI covenants that it presently has no interest and shall not acquire interest (direct or indirect) in the jurisdiction in question or any parcels therein or any other interest which would conflict in any manner or degree with the performance of the services specified herein. BRI further covenants that in the performance of this contract no person having any such interest shall be employed by the agency.

Brown & Roberts, Inc.  
By: J. W. Brown, President

Clinton County  
By: Herb Pingsterhaus, Chairman

Dated April 15, 2002

Dated April 15, 2002

**#04-02-02**

**WHEREAS**, bids were received at a letting held on April 8, 2002 at 10:00 a.m. at the Clinton County Highway Department for the purchase of bituminous materials required in the maintenance of the Various Road District Sections, Breese 02-01000-00-GM, Brookside 02-02000-00-GM, Carlyle 02-03000-00-GM, Clement 02-04000-00-GM; East Fork 02-05000-00-GM; Germantown 02-06000-00-GM; Irishtown 02-07000-00-GM, Lake 02-08000-00-GM; Lookingglass 02-09000-00-GM; Meridian 02-1000-00-GM; Santa Fe 02-11000-00-GM; St. Rose 02-12000-00-GM; Sugar Creek 02-13000-00-GM; Wade 02-14000-00-GM; and Wheatfield 02-15000-00-GM.

**NOW THEREFORE BE IT RESOLVED**, that the County Board at the regular meeting held on the 15<sup>th</sup> day of April 2002, does hereby make the following awards subject to the approval of the IL Department of Transportation:

TO: Don Anderson Co., P. O. Box 227, Hoffman, IL 62250; and  
Marathon Ashland Petroleum, P. O. Box 35, St. Elmo, IL 62458

**BE IT FURTHER RESOLVED** that the County Clerk is hereby instructed to furnish the County Engineer with three certified copies of this resolution.

Seal

S/ Thomas LaCaze, County Clerk

**#04-02-03**

**WHEREAS**, bids were taken at a letting held on April 8, 2002 at 10:00 a.m. at the Clinton County Highway Department for the purchase of bituminous materials required in the maintenance of County MFT Section 02-00000-00-GM Patrol #1;

**NOW THEREFORE BE IT RESOLVED**, that the County Board at the regular meeting held this 15<sup>th</sup> day of April 2002, does hereby make the following awards in accordance with IL Department of Transportation policy:

TO: Don Anderson Co., P. O. Box 227, Hoffman, IL 62250; and  
Marathon Ashland Petroleum, P. O. Box 35, St. Elmo, IL 62458; and  
Keyesport Sand and Gravel, R. R. #1, Box 27, Keyesport, IL

Seal

S/ Thomas LaCaze, County Clerk

**#04-02-04**

**WHEREAS**, bids were taken at a letting held on April 8, 2002 at 10:00 a.m. at the Clinton County Highway Department for the purchase of material;

**NOW THEREFORE BE IT RESOLVED** that the County Board at the regular meeting held this 15<sup>th</sup> day of April 2002 does hereby make the following awards;

TO: Don Anderson Co., P. O. Box 227, Hoffman, IL 62250; and  
Keyesport Sand & Gravel, R.R.#2 Box 27, Keyesport, IL 62253

Seal

S/ Thomas LaCaze, County Clerk

**#04-02-05**

**WHEREAS**, the salary of the County engineer may be paid from the County's portion of Motor Fuel Tax Funds, and

**WHEREAS**, it is the desire of the Clinton County Board to pay the majority of the salary of the County Engineer from the Motor Fuel Tax Allotment;

**NOW, THEREFORE, BE IT RESOLVED** that the sum of \$77,100 be hereby appropriated from the County's share of Motor Fuel Tax Funds for the payment of the salary of the County Engineer from January 1, 2002 to December 31, 2002.

**BE IT FURTHER RESOLVED** that the County Clerk is hereby requested to submit two certified copies of this resolution to the Department of Transportation through its District Engineer at Collinsville, IL.

Seal

S/ Thomas LaCaze, County Clerk

**#04-02-06**

Three year contract with Dr. Baer for Animal Control Services. (Treasurer's Office has original)

**#04-02-07**

Fees schedule for Retail Food Establishment Ordinance (Food Sanitation)

**8. FEES** - Fees be charged by the Regulatory Authority for permits in amounts sufficient to cover all or part of the cost for regulation and inspection. Fees for various categories of food service establishments may be established by the Board of Health with advise and consent of thte County Board. This fee shall be collected by the Regulatory Authority and shall be deposited into the Health Department Fund.

a. The permit fees shall be: High Classification - \$55.00, Medium Classification - \$35.00, Low Classification and Temporary Classification - \$25.00.

b. Non Profit organizations shall be exempt.

**#04-02-08**

**WHEREAS**, the Clinton County Board of Clinton County, Illinois, has a policy of recognizing excellence in any field of endeavor by any Clinton County resident; and

**WHEREAS**, the Clinton County Board desires to recognize the athletic achievement of students in Clinton County; and

**WHEREAS**, Germantown Lady Bulldogs Volleyball Team has distinguished itself by winning first place in the state competition of the Southern Illinois Junior High School Athletic Association, Region 6, Class "S", in the State of Illinois;

**NOW THEREFORE, BE IT RESOLVED** by the Clinton County Board at their regular meeting, April 15, 2002, that the Germantown Lady Bulldogs Volleyball Team be recognized for its outstanding achievement.

**DATED** this 22<sup>nd</sup> day of May, 2002.

S/ Herbert Pingsterhaus  
County Board Chairman

Attest: S/ Thomas LaCaze, County Clerk

**CLINTON COUNTY BOARD**  
**June 17, 2002**

The June meeting of the Clinton County Board was called to order by Sheriff Paul Spaur on Monday, June 17, 2002, at 7:00 p.m.

**ROLL CALL:** Present - Droege, Hitpas, Kehrer, Kloeckner, Lampe, Mensing, Murray, Pingsterhaus, Raymond, Robbins, Sullivan, Craig Taylor, Jack Taylor, and Winkler.

The Pledge of Allegiance was recited and all visitors introduced themselves.

**MOTION** by Robbins second by Mensing to approve the minutes of the previous meeting. **MOTION CARRIED.**

**MOTION** by Hitpas second by Jack Taylor to approve the appointment of Richard Koehler as Trustee of the Carlyle Cemetery Association. **MOTION CARRIED.**

**MOTION** by Kehrer second by Mensing to approve the appointment of Joseph Kehrer as Trustee of the New Memphis Sanitary District. **MOTION CARRIED.**

**MOTION** by Craig Taylor second by Lampe to approve the appointment of Tim Rehkemper as Trustee of the St. Rose Lighting District. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Hitpas to approve the appointment of Ed Rainey as Trustee of the Keyesport Fire Protection District. **MOTION CARRIED.**

**MOTION** by Murray second by Mensing to approve the appointment of Roger Zimmermann as Trustee of the Clinton County East Public Water District filling the vacancy created by the death of Harold Rommelmann. **MOTION CARRIED.**

**MOTION** by Robbins second by Jack Taylor to waive the first reading of the appointments of Clinton Smith, Harold Cotton and JoAnne Stevenson to the Clinton County Board of Health. **MOTION CARRIED.**

**MOTION** by Lampe second by Jack Taylor to approve the appointments of Clinton Smith, Harold Cotton and JoAnne Stevenson as members of the Clinton County Board of Health. **MOTION CARRIED.**

**MOTION** by Lampe second by Kehrer to approve the Semi-annual Report of the County Clerk and Recorder. **MOTION CARRIED.**

**MOTION** by Lampe second by Robbins to approve the Semi-annual Report of the Circuit Clerk. **MOTION CARRIED.**

**MOTION** by Kehrer second by Mensing to approve Administrative Services for Brown & Roberts, Inc., in the amount of \$3,500.00 on the New Memphis Sanitary District project CDAP Grant #99-24272. **MOTION CARRIED.**

**MOTION** by Mensing second by Kehrer to approve payment of Invoice #1 for Design Engineering in the amount of \$23,250.00 to Brown & Roberts, Inc. on the New Memphis Sanitary District project. The payment will be made as soon as funds are received. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Sullivan to approve a CompleteLink Agreement with Ameritech to upgrade our current CompleteLink plan. **MOTION CARRIED.**

**MOTION** by Craig Taylor second by Lampe to approve the above CompleteLink Agreement for a three year contract. **MOTION CARRIED.**

Board Member Kloeckner presented a Public Water Supply Funding Agreement between Monterey Coal Company, a division of ExxonMobil Coal USA, Inc. and Clinton County. The agreement states that Monterey agrees to provide One Million (\$1,000,000) to Clinton County to be used exclusively for the primary and secondary purposes listed in the agreement. A payment of \$425,000 will be made within five business days of this agreement. A second payment of \$250,000 will be made within ten business days of notification of commencement of construction but no sooner than six months from the date of this agreement and the third payment and final payment of \$325,000 twelve months after this agreement. States Attorney Brandmeyer said with the approval of this document we will be agreeing to accept the \$1,000,000 and spend it the way it specifies. He also said the way the agreement is written, there is no foreclosure of any lawsuit that the county might want to file nor is there any foreclosure of any lawsuit by any one of the entities that would be receiving any money. This agreement is a funding agreement, not a settlement agreement. **MOTION** by Kloeckner second by Sullivan to accept the agreement between Monterey/Exxon and Clinton County. **MOTION CARRIED.**

**911 COMMITTEE** - Greenville is on-line with Clinton County. They now have the capability to back us up. The Breese station will be shut down July 4, 2002.

**INSURANCE TRUST** - Everything is going well with the liability and health insurance.

No reports from the following committees: Lake Task Force/Industrial Park, Safety, RC&D Council, Welfare, Zoning, Facilities, Liquor and General Services/Judiciary.

**UNINCORPORATED AREA IMPROVEMENT COMMITTEE** - Royal Lakes Improvement Committee has a meeting scheduled for tomorrow evening at 7:00 p.m. Everything is going forward on the sanitary project.

**EDUCATION COMMITTEE** - Superintendent Garrett is concerned about how money will

be coming down from Springfield.

**708 MENTAL HEALTH BOARD** - A meeting is scheduled for Thursday, June 25 at 7:00 p.m.

**SOLID WASTE COMMITTEE** - The City of Trenton began their mandated pick-up at every home in the city.

**TOURISM COMMITTEE** - The camp areas are open at the Lake but there is no sanitation available. The Committee will have another meeting in July.

**LAW ENFORCEMENT/ESDA** - A deputy had been involved in an accident while responding to a burglary in progress. Everything else is going okay.

**ECONOMIC DEVELOPMENT COMMITTEE** - The One Million (\$1,000,000) infrastructure project should be very beneficial to the County.

**PERSONNEL COMMITTEE** - The Committee had a meeting with the County Clerk and there are some issues regarding personnel that need to be straightened out in the next contract with the Teamsters.

**ROAD & BRIDGE COMMITTEE - MOTION** by Craig Taylor second by Kloeckner authorizing the Board Chairman to sign the ICC Stipulated Agreement No. 1007 and an agreement with the Burlington Northern Santa Fe Railroad. These agreements are for new warning lights, the addition of gates, and a new precast concrete surface. The cost to the county will be \$3,200.00. **MOTION CARRIED.**

**MOTION** by Mensing second by Raymond to approve a resolution awarding the bid to Baxmeyer Construction of Waterloo for \$76,935 for a new drainage structure on the Beckemeyer Road. **MOTION CARRIED.**

Engineer Mitchell reported the three power companies are in the process of getting permits from IDOT for the intersection lights. Bond County will take bids for a drainage structure on Bond Road. Work on Hanover Street (Germantown Road) in Germantown is progressing well.

**FINANCE/HEALTH SERVICES - MOTION** by Hitpas second by Mensing to approve the Monthly Budget and Financial Reports (which are also the Six-Month Reports) of the County Treasurer's Office. **MOTION CARRIED.**

Treasurer Ferd Mueller reported the real estate tax bills for 2001 were mailed out May 29, 2002. He renewed the War Memorial CD for 60 months. The checking account balance is \$716.28. The SSA contracts need to be negotiated.

The Exxon account has been set up. The suggested procedure for payment is for the Finance Committee to review all invoices and bring them to County Board for final approval. **MOTION** by Kloeckner second by Jack Taylor to approve payment of \$143,300 to Lookingglass Township and \$179,000 Germantown Township as soon as the funds come in. **MOTION CARRIED.**

The Finance Committee will handle all the invoices for the CDAP grant with the County Board having final approval.

**AGRICULTURE COMMITTEE** - Bids are being taken for painting the truck bed.

**MOTION** by Winkler second by Kehrer to approve payment of the General Claims. **MOTION CARRIED.**

**MOTION** by Craig Taylor second by Jack Taylor to approve payment of the General Services Claims. **MOTION CARRIED.**

**MOTION** by Hitpas second by Murray to approve payment of the Regular Finance Claims. **MOTION CARRIED.**

**MOTION** by Sullivan second by Mensing to approve payment of the Jail Finance Claims. **MOTION CARRIED.**

**MOTION** by Kehrer second by Jack Taylor to approve payment of the 708 Mental Health Board Claims. **MOTION CARRIED.**

**MOTION** by Hitpas second by Jack Taylor to approve payment of the Health Department Claims. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Kehrer to approve payment of the Health Department/WIC Claims. **MOTION CARRIED.**

**MOTION** by Kloeckner second by Sullivan to approve payment of the Highway Department Claims. **MOTION CARRIED.**

**MOTION** by Kehrer second by Craig Taylor to approve payment of the County Board Member Claims. **MOTION CARRIED.**

**MISCELLANEOUS BUSINESS** - Dennis Beckmann of Germantown has begun operating an incinerator which provides crematory service for small animals. The memorial benches for Dale and Alice Quick are in place on the court house lawn.

**MOTION** by Robbins second by Mensing to adjourn the meeting. **MOTION CARRIED.**

Herbert Pingsterhaus  
County Board Chairman

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Thomas LaCaze, County Clerk

#06-02-01

**WHEREAS**, the Clinton County Board has authorized the Clinton County Highway Department to take bids for Section 01-14114-00-BR, Wade Road District, and

**WHEREAS**, the low bid was by Baxmeyer Construction for \$76,935.00,

**NOW, THEREFORE, BE IT RESOLVED** that the Clinton County Board does hereby award Section 01-14114 BR to:

Baxmeyer Construction  
1034 Floraville Road  
Waterloo, IL 62298

**BE IT FURTHER RESOLVED** that the County Clerk is hereby instructed to furnish the County Engineer with a certified copy of this resolution.

State of Illinois)

County of Clinton)

I, Thomas LaCaze, County Clerk of Clinton County, do hereby certify that this is a true and correct copy of a Resolution approved and adopted at the regular meeting of the Clinton County Board held on June 17, 2002, at Carlyle, IL.

Given under my hand and seal this 17<sup>th</sup> day of June, 2002.

**SEAL**

S/ Thomas LaCaze, County Clerk

**CLINTON COUNTY BOARD**  
**July 16, 2002**

The July meeting of the Clinton County Board was called to order by Captain Mike Burton on Tuesday, July 16, 2002, in the county board meeting room.

**Roll call:** Present - Droege, Hitpas, Holtgrave, Kehrer, Kloeckner, Lampe, Mensing, Murray, Pingsterhaus, Raymond, Robbins, Sullivan, Craig Taylor, Jack Taylor, Winkler.

The Pledge of Allegiance was recited. All visitors and guests introduced themselves.

**MOTION** by Lampe second by Craig Taylor to approve the minutes of the previous meeting. **MOTION CARRIED.**

County Clerk Thomas LaCaze reported Herman Jansen, Damiansville Village President thanked the county for efforts in getting Exxon to provide funds for water for the rural areas by the coal mine. He also read a letter from Carol Santel, New Memphis Water District, thanking the county and Ray Kloeckner in obtaining funds from Exxon to supply safe drinking water where wells have been contaminated.

**MOTION** by Jack Taylor second by Holtgrave to sponsor a 2002 DCCA Public Facilities application for the New Memphis Sanitary District. **MOTION CARRIED.**

County Clerk LaCaze reported he denied a request from an inmate of Dixon Correctional Center who asked the county to accept collect calls from him.

**MOTION** by Craig Taylor second by Lampe to approve a contract with the City of Highland to provide ambulance service to Special Service Area #5. **MOTION CARRIED.**

First reading: Carlyle S/W Public Water District - Jeff Schulte to fill vacancy created by death of William Little.

Jerry Korte of Germantown addressed the board about health care concerns he has. His home is located 3/4 mile from the coal mine slag pile. The inside of his home was tested by a registered geologist and the levels of lead, nickel, mercury, arsenic, chromium, manganese were all much higher than the tolerable levels. Chairman Pingsterhaus said Exxon is working on the taking care of covering the slag pile and he asked the Health Department committee to check this out. Korte asked if the county could assist in bringing water to his home until the city water can get there. Pingsterhaus said the water line should be installed soon.

**911 COMMITTEE** - Friday, July 12, the 911 Breese PSAP was closed. We now have two dispatchers around the clock at the Carlyle location. We are operating strictly out of here. We will be selling some of the equipment we no longer need. Bond County is the back-up

for Clinton County's 911.

**INSURANCES TRUST** - Chairman Pingsterhaus reported the IL County Insurance Trust informed him that the reinsurer they have for large claims is in bankruptcy court. ICIT has another insurer that will take over. With the health insurance premium we are looking at approximately a 15% increase. The contract year will need to start August 1 instead of October 1. **MOTION** by Jack Taylor second by Sullivan to go with the new insurer and begin the contract year August 1, 2002. **MOTION CARRIED.**

No reports for the following committees: Lake Task Force/Industrial Park, Safety, Education, RC&D Council, Welfare, Economic Development, Personnel, Facilities, General Services and Liquor.

**UNINCORPORATED AREA IMPROVEMENT COMMITTEE** - A meeting is scheduled tomorrow night for the sanitary system at Royal Lakes Resort #2.

**708 MENTAL HEALTH BOARD** - **MOTION** by Kehrer second by Raymond to approve the budget request of the Mental Health Board for fiscal year 2003/04. **MOTION CARRIED.** Next year the Board is considering adding two new programs, Big Sisters and Senior Services.

**SOLID WASTE COMMITTEE** - The next meeting is scheduled for July 25. The City of Trenton is doing very well with their recycling program.

**TOURISM COMMITTEE** - The meeting scheduled for July 17 has been changed to July 31, 2002.

**ZONING/SUBDIVISION COMMITTEE** - **MOTION** by Craig Taylor second by Kloeckner to approve a Map change from Agriculture to AR (3 acre lot size) submitted by Matt Detmer for 10 acres located in St. Rose Township. **MOTION CARRIED.**

**MOTION** by Kloeckner second by Hitpas to waive the first reading of Joyce Becker's First Subdivision located in Section 10, Santa Fe Township. **MOTION CARRIED.**

**MOTION** by Kloeckner second by Holtgrave to approve a plat of Joyce Becker's First Subdivision, a one-lot subdivision located in Santa Fe Township. **MOTION CARRIED.**

**LAW ENFORCEMENT COMMITTEE** - **MOTION** by Kehrer second by Holtgrave to approve the semi-annual report of the Sheriff's Department. **MOTION CARRIED.**

**ROAD & BRIDGE COMMITTEE** - **MOTION** by Sullivan second by Kehrer to approve a permit for New Memphis Water District to install a new water line along CH#8 (Damiansville Road). **MOTION CARRIED.**

**MOTION** by Holtgrave second by Mensing to approve a permit for the Village of Albers to extend a new water line across CH#8 (Albers Road) at the mine entrance. **MOTION CARRIED.**

**MOTION** by Craig Taylor second by Sullivan to approve the purchase of a new dump truck through the Illinois Joint Purchasing Program from Prairie International of Springfield for \$40,730.00. **MOTION CARRIED.**

**MOTION** by Mensing second by Kehrer to take sealed bids for the 1990 Ford Dump Truck. **MOTION CARRIED.**

**MOTION** by Robbins second by Mensing to approve a resolution awarding the bid for a three-sided drainage structure on the Bond County line in St. Rose Township to Depew & Owen Builders of Centralia for \$95,894.00. **MOTION CARRIED.**

Engineer Mitchell reported IDOT has awarded \$396,000 TARP Funds to make improvements to the CH#6 Bartelso-Beckemeyer Road. The CH#7 (Germantown Road) project is going very well. The Wade Township drainage structure on Beckemeyer Road should begin Monday.

**MOTION** by Sullivan second by Kloeckner to grant a temporary construction easement (five feet wide) to IDOT to install new curb along the south side of the court house property. This is subject to approval of the States Attorney. **MOTION CARRIED.**

**FINANCE/HEALTH SERVICES COMMITTEE** - The Health Department is wanting to expand their office. They would like to construct an addition on the west side of the building. They need the county's permission to use this strip before they can go ahead with a feasibility study to see if they will have enough funds for the addition. An alternative to a new addition would be moving the storage area to a building at the Highway Department and using that old storage area for the department's expansion. **MOTION** by Hitpas second by Holtgrave to give permission to go ahead with the feasibility study. **MOTION CARRIED.**

**MOTION** by Holtgrave second by Kehrer to approve the Monthly Budget and Financial Reports of the County Treasurer's Office. **MOTION CARRIED.**

Treasurer Mueller reported he paid \$23,250.00 from DCCA Grant funds to New Memphis Sanitary District. He also received \$425,000.00 from Exxon and has paid out \$179,000.00 to Germantown Township and \$143,300.00 to Lookingglass Township. The first distribution of taxes is scheduled for July 25<sup>th</sup>.

**MOTION** by Jack Taylor second by Kehrer to void the following tax bills for \$295.82 in accordance with the Delinquent Tax Sale procedure: 03-03-10-251-020, 06-06-28-700-001, 07-07-35-452-007, 07-07-35-458-003, 07-07-35-459-003, 07-07-35-459-022, 10-09-25-700-

012,13-12-02-251-020,13-12-02-252-025, 13-12-02-252-039, 13-12-02-252-070, 15-14-12-456-014, 15-14-13-251-017. **MOTION CARRIED.**

**AGRICULTURE COMMITTEE** - The paint job for the truck turned out very good.

**MOTION** by Winkler second by Mensing to approve payment of the General Claims. **MOTION CARRIED.**

**MOTION** by Robbins second by Mensing to approve payment of the General Services Claims. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Raymond to approve payment of the Regular Finance Claims. **MOTION CARRIED.**

**MOTION** by Sullivan second by Kloeckner to approve payment of the Jail Finance Claims. **MOTION CARRIED.**

**MOTION** by Holtgrave second by Hitpas to approve payment of the 708 Mental Health Board Claims. **MOTION CARRIED.**

**MOTION** by Mensing second by Craig Taylor to approve payment of the Health Department Claims. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Hitpas to approve payment of the WIC Department Claims. **MOTION CARRIED.**

**MOTION** by Kloeckner second by Sullivan to approve payment of the Highway Department Claims. **MOTION CARRIED.**

**MISCELLANEOUS BUSINESS:** Kloeckner was thanked for the good work he did in dealing with Exxon.

**MOTION** by Robbins second by Mensing to adjourn the meeting. **MOTION CARRIED.**

Herb Pingsterhaus  
County Board Chairman

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County Clerk & Recorder

**#07-02-01**

**WHEREAS**, Clinton County has participated in the Governmental Joint Purchasing Act (30ILCS525) with the State of Illinois since April 11, 1978; and,

**WHEREAS**, The State of Illinois has taken bids and awarded Contract #4009654 to International Truck & Engine Corp., Prairie/International Corp., 401 South Dirksen Pkwy., Springfield, IL 62703-5667 for Single and Tandem Axle Dump Trucks; and

**WHEREAS**, The Highway Committee and the County Engineer have determined that a new truck is needed for Highway Department operations;

**NOW, THEREFORE, BE IT RESOLVED** that the County Engineer is hereby authorized to purchase a new single axle truck (cab and heavy duty chassis) from:

Prairie International  
401 South Dirksen  
Springfield, IL 62703  
Amount: \$40,730.00

**BE IT FURTHER RESOLVED** that the County Clerk be and is hereby authorized and instructed to furnish the County Engineer with two (2) certified copies of this resolution.

State of Illinois)  
County of Clinton)

I, Thomas LaCaze, County Clerk of Clinton County, do hereby certify that this is a true and correct copy of a resolution approved and adopted at the regular meeting of the Clinton County Board held on July 16, 2002 at Carlyle, IL.

Given under my hand and seal this 16<sup>th</sup> day of July, 2002.

Seal

S/ Thomas LaCaze, County Clerk

**#07-02-02**

**WHEREAS**, the Clinton County Board has authorized the Clinton County Highway Department to take bids for Section 01-12115-00-BR St. Rose Road District, Clinton County' Section 01-01115-00-BR Burgess Road District, Bond County; and

**WHEREAS**, the low bid was by DePew & Owen Builders for \$95,894.00.

**NOW, THEREFORE, BE IT RESOLVED** that the Clinton County Board does hereby award Section 01-12115-00-BR/01-01115-00-BR to:

DePew & Owen Builders  
511 South Oak Street  
P. O. Box 1252  
Centralia, IL 62801

**BE IT FURTHER RESOLVED** that the County Clerk is hereby instructed to furnish the County Engineer with a certified copy of this resolution.

State of Illinois)

County of Clinton)

I, Thomas LaCaze, County Clerk of Clinton County, do hereby certify that this is a true and correct copy of a resolution approved and adopted at the regular meeting of the Clinton County Board held on July 16, 2002 at Carlyle, IL.

Given under my hand and seal this 16<sup>th</sup> day of July, 2002.

Seal

S/ Thomas LaCaze, County Clerk

**CLINTON COUNTY BOARD**  
**August 19, 2002**

The August meeting of the Clinton County Board was called to order by Sheriff Paul Spaur on Monday, August 19, 2002, in the county board meeting room.

**Roll call:** Present - Droege, Hitpas, Holtgrave, Kehrer, Kloeckner, Lampe, Mensing, Murray, Pingsterhaus, Raymond, Robbins, Winkler.

The Pledge of Allegiance was recited. All visitors and guests introduced themselves.

**MOTION** by Winkler second by Kehrer to approve the minutes of the previous meeting. **MOTION CARRIED.**

**MOTION** by Mensing second by Raymond to approve \$200.00 annual dues payment to the Southwestern IL Resource Conservation and Development Council. **MOTION CARRIED.**

**MOTION** by Robbins second by Holtgrave to approve the Clinton County Board of Review recess on September 7, 2002, due to assessment work not completed. **MOTION CARRIED.**

Every 10 years the Supervisor of Assessments is required to put together a Township Assessment District Map. The following combined township assessment districts will go into effect with the 2005 election: St. Rose, Wheatfield and Irishtown; East Fork, Clement and Meridian; and Santa Fe and Lake. All other townships will be by themselves. **MOTION** by Kehrer second by Kloeckner to approve the new Township Assessment District Map. **MOTION CARRIED.**

**MOTION** by Mensing second by Raymond to approve the appointment of Jeff Schulte as Trustee of the Carlyle Southwest Public Water District until April 30, 2004. He will fill the vacancy created by the death of William Little. **MOTION CARRIED.**

**MOTION** by Hitpas second by Murray to approve the Prevailing Wage Rate Ordinance for Clinton County. **MOTION CARRIED.**

Jim Matheny and Ed Barnes of the Veteran's Assistance Commission addressed the board about establishing a commission to study the feasibility of creating a Veteran's Assistance Commission in Clinton County. The County would need to provide office space, utilities, salary, and health insurance. Matheny left a book defining the Veteran's Assistance Commission. He will send out guidelines on the establishment of a commission.

Pastor Steve Goodin was given permission to have a candle light service on the court house lawn on September 11 commemorating the first anniversary of the terrorist attack on our country. People attending the service will need to bring their own lawn chairs.

**911 COMMITTEE** - A meeting is scheduled at the Supervisor of Assessments Office on August 29 at 7:00 p.m.

**IL COUNTY INSURANCE TRUST** - A meeting is scheduled for Wednesday, August 21.

**LAKE TASK FORCE/INDUSTRIAL PARK** - Virgil Jansen representing Zoro Homes said his company is wanting to purchase three tracts of property at the Industrial Park/County Farm. One tract is north of B&M Manufacturing, (8.3 acres.) The county would need to extend the road 150' and replace a culvert at a cost of \$4,000. The second and third tracts (4.87 acres -1.87a. And 3a.) are along Highway Route 127, the southeast section east of fire pond. The City of Carlyle is responsible for the utilities.

**MOTION** by Holtgrave second by Lampe to extend the roadway 150' and replace a culvert at a cost of approximately \$4,000.00. **MOTION CARRIED.**

**MOTION** by Winkler second by Kloeckner to sell the property listed to Zoro Homes at a price of \$4,200.00 an acre. **MOTION CARRIED.**

**UNINCORPORATED AREA IMPROVEMENT COMMITTEE** - A meeting is scheduled for tomorrow evening.

The following committees did not have any reports: Safety, Education, 708 Mental Health Board, RC&D Council, Welfare, Solid Waste, Personnel, Facilities, General Services/Judiciary and Liquor.

**TOURISM COMMITTEE** - The next meeting has been reset for September 12, 2002 at 6:00 p.m. Clinton County will be willing to pay assessed dues providing the other counties are also willing to pay their share.

**ZONING/SUBDIVISION COMMITTEE - MOTION** by Mensing second by Kloeckner to approve a Map Change request from Agriculture to Commercial for Richard A. Woltering for 4.41 acres located in Breese Township. **MOTION CARRIED.**

**MOTION** by Kloeckner second by Murray to approve a plat of West Cove Subdivision. **MOTION CARRIED.**

**LAW ENFORCEMENT COMMITTEE** - The federal prisoner count at the Jail is approximately twenty-five inmates each month.

**ECONOMIC DEVELOPMENT COMMITTEE** - The Committee will be setting up a meeting with the IL Department of Transportation about extra lanes on Highway 409. The Committee will also schedule a meeting with mayors from municipalities that are along Highway 409.

**ROAD AND BRIDGE COMMITTEE** - The County received official notification that the CH6 (Bartelso Road) TARP Project in the amount of \$396,000.00 has been approved for funding.

**MOTION** by Mensing second by Raymond to approve payment of \$76,153.60 to Baxmeyer Construction, Inc. for Pay Estimate #1 for the Wade Township drainage structure on the Beckemeyer Road. **MOTION CARRIED.**

Engineer Mitchell gave a report on the Bond County Line drainage structure in St. Rose Township, CH11 Walnut Street in Breese and CH7 Hanover Street in Germantown.

**FINANCE/HEALTH SERVICES COMMITTEE - MOTION** by Kehrer second by Kloeckner to refinance the County's General Obligation Self Insurance Bonds, Series 1992. **MOTION CARRIED.**

**MOTION** by Robbins second by Kehrer to approve the monthly budget and financial reports of the Treasurer's Office. **MOTION CARRIED.**

Treasurer Mueller reported oil checks in the amount of \$32,900.45 have been received. The second installment of the real-estate taxes are due September 10. He also reported he received the insurance waiver for the street fair in Carlyle. The City of Carlyle will take responsibility for any accidents.

**MOTION** by Lampe second by Mensing to approve a resolution authorizing the Board Chairman to execute a deed of conveyance of the county's interest in November 13, 1995 Tax Sale certificate #58, PIN 07-07-35-459-003. **MOTION CARRIED.**

**AGRICULTURE COMMITTEE** - The Committee will be going to Nashville to look at their animal control building.

**MOTION** by Winkler second by Mensing to approve payment of the General Claims.

**MOTION CARRIED.**

**MOTION** by Hitpas second by Murray to approve payment of the General Service Claims. **MOTION CARRIED.**

**MOTION** by Holtgrave second by Kehrer to approve payment of the Regular Finance Claims. **MOTION CARRIED.**

**MOTION** by Kloeckner second by Mensing to approve payment of the Jail Finance Claims. **MOTION CARRIED.**

**MOTION** by Winter second by Mensing to approve the payment of the 708 Mental Health Board Claims. **MOTION CARRIED.**

**MOTION** by Hitpas second by Holtgrave to approve the payment of the Health Department Claims. **MOTION CARRIED.**

**MOTION** by Robbins second by Kehrer to approve the payment of the Health Department/WIC Claims. **MOTION CARRIED.**

**MOTION** by Kloeckner second by Mensing to approve payment of the Highway Department Claims. **MOTION CARRIED.**

**MOTION** by Robbins second by Kehrer to adjourn the meeting. **MOTION CARRIED.**

Herb Pingsterhaus  
Board Chairman

Attest:

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County Clerk

**PREVAILING RATE OF WAGES FOR CLINTON COUNTY, ILLINOIS**

**Ordinance # 08-02-01**

**WHEREAS**, the State of Illinois has enacted "An Act regulating wages of laborers, mechanics, and other workers employed in any public works by the State, County, City or any public body or any political subdivision or by any one under contract for public works," approved June 26, 1941, codified as amended, 820 ILCS 130/1 et seq. (1993), formerly Ill. Rev. Stat. 48, par. 39s-1 et seq. and

**WHEREAS**, the aforesaid act requires that the County Board of Clinton County investigate and ascertain the prevailing rate of wages as defined in said Act for laborers, mechanics and other workers in the locality of Clinton County employed in performing construction of public works, for said Clinton County.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY BOARD OF CLINTON COUNTY:**

**Section 1:** To the extent and as required by "An Act regulating wages of laborers, mechanics and other workers employed in any public works by the State, County, City or any public body or any political subdivision or by anyone under contract for public works," approved June 26, 1941, as amended, the general prevailing rate of wages in this locality for laborers, mechanics, and other workers engaged in construction of public works coming under the jurisdiction of the County of Clinton is hereby ascertained to be the same as the prevailing rate of wages for construction work in Clinton County area as determined by the Department of Labor of the State of Illinois as of June of the current year a copy of that determination being attached hereto and incorporated herein by reference. As required by said Act, any and all revisions of the prevailing rate of wages by the Department of Labor of the State of Illinois shall supersede the Department's June determination and apply to any and all public works construction undertaken by the County of Clinton. The definition of any terms appearing in this Ordinance which are also used in aforesaid Act shall be the same as in said Act.

**Section 2:** Nothing herein contained shall be construed to apply said general prevailing rate of wages as herein ascertained to any work or employment except public works construction of the County of Clinton to the extent required by the aforesaid Act.

**Section 3:** The Clinton County Clerk shall publicly post or keep available for inspection by any interested party in the main office of Clinton County this determination or any revisions of such prevailing rate of wage. A copy of this determination or of the current revised determination of prevailing rate of wages then in effect shall be attached to all contract specifications.

**Section 4:** The Clinton County Clerk shall mail a copy of this determination to any employer, and to any association of employers and to any person or association of employees who have filed their names and addresses, requesting copies of any determination stating the particular rates and the particular class of workers whose wages will be affected by such rates.

**Section 5:** Clinton County shall promptly file a certified copy of this ordinance with both the Secretary of State Index Division and the Department of Labor of the State of Illinois.

**Section 6:** The Clinton County Clerk shall cause to be published in a newspaper of general circulation within the area a copy of the Ordinance and such publication shall constitute notice that the determination is effective and that this is the determination of this public body.

**Passed** this 19th day of August, 2002.

S/ Herb Pingsterhaus, County Chairman

Attest:

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Thomas LaCaze, County Clerk

**#08-02-02**

**WHEREAS**, pursuant to Section 21-90 of the IL Property Tax Code (35ILCS200/21-90), the Board of Clinton County, Illinois has undertaken a Delinquent Tax Program for purposes of:

(1) bringing about the recovery of delinquent real estate taxes for the benefit of all taxing districts having an interest in the particular parcel of real estate, and,

(2) in the case of property to which the County of Clinton, as Trustee, ultimately takes a Tax Deed pursuant to the Revenue Act, it will aid in the expeditious transfer of ownership and the return of that property to a tax paying status.

**WHEREAS**, pursuant to this program the County of Clinton has acquired an interest in the following described real estate:

Parcel Index # 07-07-35-459-003 as described in Certificate #58 sold November 13, 1995.

**WHEREAS**, a public auction was held November 19, 2000, where the subject property was offered for sale. A bid price was offered of at least or in excess of the minimum bid set prior thereto.

**NOW, THEREFORE, BE IT RESOLVED** by the County Board of Clinton County, Illinois, that the Chairman of the Board of Clinton County, Illinois be authorized to execute a deed of conveyance of the County's interest of the above described real estate. Proceeds from sale shall be paid to the Treasurer of Clinton County, Illinois, and to be distributed according to law.

**APPROVED AND ADOPTED** at a regular meeting of the Clinton County Board, Clinton County, State of Illinois, this 19<sup>th</sup> day of August, 2002.

S/ Herbert Pingsterhaus, Chairman

Attest:

S/ Thomas LaCaze, Clerk of the Board

**CLINTON COUNTY BOARD**  
**September 16, 2002**

The September meeting of the Clinton County Board was called to order by Deputy Mike Burton Monday, September 16, 2002, at 7:00 p.m.

**Roll call:** Present - Droege, Hitpas, Kehrer, Kloeckner, Lampe, Mensing, Murray, Pingsterhaus, Raymond, Robbins, Sullivan, Craig Taylor, Jack Taylor, Winkler.

The Pledge of Allegiance was recited. All visitors and guests introduced themselves.

**MOTION** by Hitpas second by Mensing to approve the minutes of the previous meeting as written. **MOTION CARRIED.**

First reading: Michael G. Schumacher - Trustee St. Rose Fire Protection District.

Mike Bowen of Bernardi Securities, was present pertaining to the GO Bond refinancing. The current interest rate on the bonds is 6.52%. With refinancing the new average rate will be 3.63% with a savings of approximately \$15,090.00 to the county. **MOTION** by Jack Taylor second by David Lampe to adopt an ordinance entitled "An Ordinance Authorizing the Issuance by the County of Clinton, Illinois, of General Obligation Self-Insurance Refunding Bonds, Series 2002, to Refinance the County' Portion of Continuing Costs of Establishing a Joint Self-Insurance Program with Other Illinois Counties Pursuant to the IL County Insurance Trust; Fixing the Details of Such Bonds and Levying a Direct Annual Tax to Pay the Interest on and Principal of Such Bonds; and Related Matters." **MOTION CARRIED.**

George Godis of the American Federation of State County and Municipal Employees was present to thank the County for all their help when it appeared that the Correctional Center at Centralia might be closed.

**MOTION** by Jack Taylor second by John Raymond to increase mileage from 32.5 cents a mile to 36.5 cents a mile. **MOTION CARRIED.**

**MOTION** by Mensing second by David Lampe to make the increase in mileage effective October 1, 2002. **MOTION CARRIED.**

**911 COMMITTEE** - The Committee had a meeting with several department heads on the GIS project.

**INSURANCE TRUST** - Clerk LaCaze said he would be attending a meeting Wednesday morning at the Illinois County Insurance Trust Office in place of Wayne Keifer.

**LAKE TASK FORCE COMMITTEE** - Zoro Manufacturing Company has informed the committee that they will be delaying their project for at least six months. The Committee recommends going ahead with the road extension project because the road

does need to be extended anyway. Zoro Manufacturing wants the county to hold the property for one year. Board member Winkler suggests a down payment of non-refundable earnest money in the same amount as the road expansion will cost which is \$5,000.00.

**UNINCORPORATED AREA IMPROVEMENT COMMITTEE** - The Royal Lake sewer project is proceeding. There is a meeting tomorrow evening at 7:00 p.m.

The following committees had no report: Safety, Mental Health, Solid Waste, Agriculture, General Services/Judiciary, Personnel, Liquor, Economic Development

**EDUCATION COMMITTEE** - At their meeting ROE Superintendent informed them they hope to come up with some type of grant to help young people get into the Education field. There is a real problem with teacher shortages.

**RC&D COUNCIL** - the next meeting is September 17, 2002 at Mascoutah at 7:30 p.m.

**TOURISM COMMITTEE** - The assessment from Southwestern Illinois Tourism is \$13,968.56. The City of Carlyle has agreed to pay 70% or \$9,778.16. **MOTION** by Sullivan second by Mensing to pay \$4,190.40 to Southwestern IL Tourism for their services. **MOTION CARRIED.**

**ZONING COMMITTEE** - There is a meeting with a FEMA representative Wednesday at 3:00 p.m.

**LAW ENFORCEMENT/ESDA COMMITTEE** - Last month the county received \$31,000 for housing federal prisoners.

**ROAD & BRIDGE COMMITTEE** - **MOTION** by Craig Taylor second by Sullivan to approve a resolution allowing a permit for the Village of Aviston to place a new water line across CH#8 Aviston Road. **MOTION CARRIED.**

The Health Department conducted a training session on mosquito control.

**MOTION** by Raymond second by Mensing to award the bid for concrete on CH#11 Walnut Street in Breese to Beelman Ready Mix. **MOTION CARRIED.**

Engineer Mitchell will write the IL Department of Transportation about getting a flashing light installed at the intersection of Route 161 and Shattuc Road.

The railroad crossing at CH#3 Boulder Road will be closed for two days for a new precast concrete crossing. The Bond County line drainage structure should be finished this week.

**FINANCE/HEALTH SERVICES** - **MOTION** by Jack Taylor second by Lampe to transfer \$5,000 from the General Fund to Juvenile Detention. **MOTION CARRIED.**

**MOTION** by Robbins second by Mensing to approve the Monthly Budget and Financial Report of the County Treasurer. **MOTION CARRIED.**

The oil check received this month was \$1,715.34. The second distribution of the real estate taxes will be mailed out September 25.

The Committee reported Paulette Evans of Breese Hospital will be conducting a training program for law enforcement, fire departments, nurses, etc. on terrorism threats. The committee will be discussing this with the Health Department. A meeting is scheduled for Wednesday, October 9 at 7:00 p.m.

**FACILITIES COMMITTEE** - The charge for the T-1 line that is currently serving the County is through the Regional Office of Education's Office and is being increased to \$700.00 a month. **MOTION** by Sullivan second by Raymond to have a wireless internet line installed at an installation charge of \$900.00. The monthly charge will be \$300. **MOTION CARRIED.**

**MOTION** by Winkler second by Mensing to approve payment of the General Claims. **MOTION CARRIED.**

**MOTION** by Kloeckner second by Hitpas to approve payment of the General Services Claims. **MOTION CARRIED.**

**MOTION** by Kehrer second by Kloeckner to approve payment of the Regular Finance Claims. **MOTION CARRIED.**

**MOTION** by Mensing second by Murray to approve payment of the Jail Finance Claims. **MOTION CARRIED.**

**MOTION** by Hitpas second by Jack Taylor to approve payment of the Health Department Claims. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Raymond to approve payment of the WIC Office Claims. **MOTION CARRIED.**

**MOTION** by Kloeckner second by Kehrer to approve payment of the County Board Member Claims. **MOTION CARRIED.**

**MOTION** by Lampe second by Craig Taylor to present a plaque at next month's meeting to Derrick Husmann, a funeral director with Hempen Funeral Homes. Husmann spent two weeks in New York City as a volunteer with the Chief Medical Examiner's Office in connection with the 9-11-01 terrorism attacks. **MOTION CARRIED.**

States Attorney Brandmeyer reported that Walter Rockeman had been given 45 days to clean up his property in New Memphis and it has not been cleaned up satisfactorily.

This has been going on since October of last year. Brandmeyer wants to get an estimate from a salvage company. After discussion, Chairman Pingsterhaus said this had been voted on previously giving the Committee authority to solicit bids.

Linda Mensing, Supervisor of Assessments, asked the Board for approval to have a grant application written for the GIS program. The cost of writing the application will be \$3,000.00. The cost of the implementation plan is \$45,000.00. She said the total cost of the project depends on how much the county wants to do. **MOTION** by Sullivan second by Raymond to approve \$3,000.00 for writing the application as long as the committee controls it. **MOTION CARRIED.** States Attorney Brandmeyer will look at the contract and bring it back at the October meeting.

**MOTION** by Robbins second by Lampe to adjourn the meeting. **MOTION CARRIED.**

Herb Pingsterhaus  
County Board Chairman

Attest:

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Thomas LaCaze, County Clerk

**ORDINANCE # 09-02-01**

**AN ORDINANCE AUTHORIZING THE ISSUANCE BY THE COUNTY OF CLINTON, ILLINOIS, OF GENERAL OBLIGATION SELF-INSURANCE REFUNDING BONDS, SERIES 2002, TO REFINANCE THE COUNTY'S PORTION OF CONTINUING COSTS OF ESTABLISHING A JOINT SELF-INSURANCE PROGRAM WITH OTHER ILLINOIS COUNTIES PURSUANT TO THE ILLINOIS COUNTY INSURANCE TRUST: FIXING THE DETAILS OF SUCH BONDS AND LEVYING A DIRECT ANNUAL TAX TO PAY THE INTEREST ON AND PRINCIPAL OF SUCH BONDS; AND RELATED MATTERS.**

**WHEREAS**, pursuant to the Local Governmental and governmental Employees Tort Immunity Act (745ILCS 10/1-101 et seq.), the Intergovernmental Cooperation Act (5ILCS 220/1 et seq.), the Counties Code (55ILCS 5/1-1 et seq.) and Section 10 (Intergovernmental Cooperation) of Article VII (Local Government) of the Constitution of the State of Illinois (collectively, as supplemental and amended, including by the Registered Bond Act, the Bond Replacement Act, the Bond Authorization Act and the Local Government Debt Reform Act, the "Acts"), The County of Clinton (hereinafter referred to as the "County"), is authorized to issue its general obligation bonds to finance and refinance the costs of and to create reserves for the payment of the costs in individually or jointly self-insuring against certain liabilities and risks or purchasing insurance policies for such purposes; and

**WHEREAS**, there has been presented before this meeting of the County Board of the County a Trust Agreement (Third Amended and Restated) dated as of July 1, 1990 (with a term extended to September 15, 2021, the "Trust Agreement"), by and among the Counties of Bond, Christina, Clinton, Cumberland, Edwards, Jersey, Monroe, Randolph and Williamson, Illinois (including the County, the "Members"), and the Trustees indentified therein (the "Trustees"), establishing the Illinois County Insurance Trust ("ICIT"), of which the County is a Member; and

**WHEREAS**, the Trust Agreement establishes a trust for the benefit of the Members for the purpose of pooling the resources described therein to provide joint self-insurance and to purchase insurance policies as permitted by the Acts (the "Trust") and, among other things, establishes an Initial Contribution Fund (the "Initial Contribution Fund") to be funded with the net proceeds of general obligation self-insurance bonds issued or to be issued by each of the Members; and

**WHEREAS**, an insurance consultant has advised the County and the other Members that, based upon the loss histories of the Members and other relevant factors, and without making any statement or representation as to the sufficiency of such contributions for its intended purposes, the County's contribution to the Initial Contribution Fund in an amount equal to the net proceeds of the hereinafter described Prior Bonds would not be excessive and would, but without making any representation as to actual sufficiency, provide a reasonable minimal reserve for the coverage of reasonable anticipated losses, claims and costs to be paid pursuant to the Trust Agreement; and

**WHEREAS**, pursuant to this ordinance the County intends to issue its General Obligation Self-Insurance Refunding Bonds, Series 2002, in the principal amount of \$400,000 (the "Bonds"), to refinance its contributions to the Initial Contribution Fund as well as to pay costs of issuing such Bonds, including a discount to the underwriter thereof, by refunding the County's outstanding General Obligation Self-Insurance Refunding Bonds, Series 1992 (the "Prior Bonds"), by funding an Escrow Account (the "Escrow Account" under an Escrow Agreement (the "Escrow Agreement") with Germantown Trust & Savings Bank, as Escrow Agent (the "Escrow Agent")); and

**WHEREAS**, there has been presented before this meeting of the County Board a Bond Purchase Agreement (the "Bond Purchase Agreement") to be entered into by and between the County and Bernardi Securities, Inc., with its principal office in Chicago, Illinois (the "Underwriter"), pursuant to which the Underwriter offers to purchase the Bonds at the price and bearing interest at the rates set forth in this ordinance and as described in the Official Statement (the "Official Statement"), related to the Bonds, which is excepted from the continuing disclosure requirements of Rule 15c2-12 of the Securities and Exchange Commission; and

**WHEREAS**, it is proper and in the best interests of the County and for the public safety, benefit and welfare of its inhabitants to issue the Bonds to fund the Escrow Account to refund the Prior Bonds, and the continued participation in the Trust is a matter pertaining to the government and affairs of the County under the Acts; and

**WHEREAS**, this County Board does now find that it is necessary and advisable that the Bonds be issued and delivered, among other things, to effect the objects and purposes of this ordinance and

the Trust; and

**WHEREAS**, to facilitate reference, this ordinance is set out in sections, with captions which shall not define or limit the provision hereof, as follows:

Preambles.... Page 1, Section 1 - Authority, Purpose and Terms, Section 2 - Payment, Section 3 - Transfer, Exchange and Registration, Section 4 - Temporary Bonds, Section 5 - Mutilated or Lost Bonds, Section 6 - Disposition of Paid Bonds, Section 7 - Execution of Bonds, Section 8 - Authentication of Bonds, Section 9 - Form of Bonds, Section 10 - Levy and Extension of Taxes, Section 11 - File Ordinance with County Clerk, Section 12 - Remittance to Paying Agent, Section 13 - Discharge of Liability, Section 14 - Duties of a Bond Registrar, Section 15 - Ordinance a Contract; Amendments, Section 16 - Consents and Approvals, Section 17 - Purchase Agreement, Escrow Agreement, and Official Statement, Section 18 - Registrar and Paying Agent, Section 19 - Debt Service Fund, Section 20 - Deposit of Funds, Section 21 - Non-Arbitrage and Rebate, Section 22 - Non Qualified Tax-Exempt Obligations, Section 23 - Publication.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY BOARD OF THE COUNTY OF CLINTON, ILLINOIS**, as follows:

**Section 1. Authority, Purpose and Terms.** In order to provide funds to refinance the County's share of its Initial Contributions to the Illinois Counties Insurance Trust and related costs and expenses, pursuant to and in accordance with the Acts there are hereby authorized and ordered to be prepared and issued the County's **General Obligation Self-Insurance Refunding Bonds, Series 2002**, in the aggregate principal amount of \$400,000 (the "**Bonds**") and that the Bonds shall have certain terms and provisions, as follows:

(a) **Date.** The Bonds shall be dated September 15, 2002 (or after such date and as of and before the date of issuance and delivery thereof as the Underwriter agrees or accepts).

(b) **Interest Payments.** The Bonds shall bear interest from their dated date (or from the most recent payment date to which interest has been paid, as the case may be), payable semiannually on each March 15 and September 15, commencing on March 15, 2003, until the principal thereof shall have been fully paid, computed on the basis of a 360-day year of twelve 30-day months. Interest to accrue on the Bonds on and prior to the respective maturity dates thereof shall be payable in lawful money of the United States of America by check or draft of the Paying Agent (as hereinafter defined) mailed to the registered owners of such Bonds as their names and addresses appear on the registration books maintained by the Bond Registrar (as hereinafter defined) as of the close of business on the last day (whether or not a business day) of the calendar month next preceding the applicable interest payment date, and no interest shall accrue on any Bond after the respective maturity dates thereof unless such Bond shall be duly presented for payment at the principal corporate trust office of the Bond Registrar and be not paid.

(c) **Denominations.** The Bonds shall be of the denominations of five Thousand Dollars (\$5,000) or any integral multiple thereof not exceeding the aggregate principal amount of the Bonds maturing in any year, and not previously retired.

(d) **Principal Payment.** The bonds shall be payable as to principal at maturity in lawful money of the United States of America upon presentation and surrender thereof at the offices of the Paying Agent, Germantown Trust & Savings Bank (including its successors, as applicable, the "**Bond Registrar**" and "**Paying Agent**"), through its principal corporate trust office in Germantown, Illinois.

(e) **Maturities and Interest Rates.** The bonds shall bear interest at the rates per annum and mature on September 15 in each of the years and in the amount in each year, as follows:  
2003 - 130,000 @ 2.20%; 2004 - 135,000 @ 2.60%; 2005 - 135,000 @ 2.80%

(f) **Redemption.** The Bonds shall subject to redemption and prepayment prior to and in any order of maturity designated by the County (but in inverse order if none is designated) at the option of the County, in whole at any time or in part (if in part, in integral multiples of \$5,000) on any interest payment date as specified in a Bond order, at a redemption price equal to the principal amount of Bonds being redeemed together with accrued interest to the date fixed for redemption, but only as specified in a Bond Order, and not otherwise.

Bonds maturing on September 15 of the years set forth in a Bond Order (if any, the "**Term Bonds**") are subject to mandatory sinking fund redemption in the principal amount of September 15 of the years as set forth herein or otherwise as shall be specified in a Bond Order, and not otherwise.

At its option before the 45<sup>th</sup> day (or such lesser time acceptable to the Bond Registrar) next

preceding any mandatory sinking fund redemption date in connection with Term Bonds the County by furnishing the Bond Registrar and the Paying Agent an appropriate certificate of direction and authorization executed by the County Board Chairman or County Treasurer may: (i) deliver to the Bond Registrar for cancellation Term Bonds in any authorized aggregate principal amount desired; or (ii) furnish the Paying agent funds for the purpose of purchasing any of such Term Bonds as arranged by the Issuer; or (iii) receive a credit (not previously given) with respect to the mandatory sinking fund redemption obligation for such Term Bonds which prior to such date have been redeemed and canceled. Each such Bond so delivered, previously purchased or redeemed shall be credited at 100% of the principal amount thereof, and any excess shall be credited with regard to future mandatory sinking fund redemption obligations for such Bonds in chronological order, and the principal amount of Bonds to be so redeemed as provided shall be accordingly reduced. In the event Bonds being so redeemed are in a denomination greater than \$5,000 a portion of such Bonds may be so redeemed, but such portion shall be in the principal amount of \$5,000 each or any authorized integral multiple thereof.

If less than all the bonds are called for redemption and prepayment, they shall be called in inverse order of maturity and by lot within each maturity, with each \$5,000 principal amount of face value being subject to call as a separate unit, in such manner as the Bond Registrar shall determine.

(g) **Redemption Notice.** With notice to the Bond Registrar by the County 45 days before the applicable redemption date (which shall not be required for Term Bond redemption), or such lesser notice acceptable to the Bond Registrar, written notice of the County's exercise of its option to redeem and prepay any or all of the Bonds shall be given by the Bond Registrar by first class mail to the registered owner of each Bond to be redeemed at such registered owner's address appearing on the registration books of the County with respect thereto. The date of the mailing of such notice shall be not more than sixty (60) and not less than thirty (30) days prior to the date of redemption, and any such notice shall designate the date and place of redemption of the Bonds, which shall be the principal corporate trust office of the Paying Agent, in Germantown, Illinois, shall designate the numbers of the Bonds or portions thereof to be redeemed and the aggregate principal amount of Bonds to be redeemed, and shall indicate that on the designated date of redemption such bonds will be redeemed by payment of the principal thereof, premium, if any, and accrued interest thereon, and that from and after the designated redemption date interest in respect of the Bonds so called for redemption shall cease to accrue, provided that funds are then available for their payment.

In addition to the foregoing notice set forth above, further notice shall be given by the Bond Registrar on behalf of the County as set out below, but no defect in such further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if notice thereof is given as above prescribed. Each further notice of redemption given hereunder shall contain the information required above for an official notice of redemption plus (a) the CUSIP numbers of all Bonds being redeemed; (b) the date of issue of the Bonds as originally issued; (c) the rate of interest borne by each Bond being redeemed; (d) the maturity date of each Bond being redeemed; and (e) any other descriptive information needed to identify accurately the Bonds being redeemed.

Each further notice of redemption shall be sent at least thirty-five (35) days before the redemption date by registered or certified or overnight delivery service to all registered securities depositories then in the business of holding substantial amounts of obligations of types comprising the Bonds and to one or more national information services, chosen in the discretion of the Bond Registrar, that disseminate notice of redemption of obligations such as the Bonds.

Upon payment of the redemption price of Bonds being redeemed, each check or other transfer of funds issued for such purpose shall identify the Bond or Bonds, or portion thereof, being redeemed with the proceeds of such check or other transfer.

If any Bond or portion of Bond called for redemption shall not be so paid upon surrender thereof for redemption, the principal, and premium, if any, shall, until paid, bear interest from the redemption date at the rate borne by the Bond or portion of such Bond so called for redemption. All bonds which have been redeemed shall be canceled and destroyed by the Bond Registrar and shall not be reissued.

(h) **Bond Order.** The Bonds shall bear interest at such rates, and interest shall be payable on the dates, mature in the principal amount in each year, but not exceeding the aggregate principal amount of the Bonds, if different than as set forth above, and have such other terms and provisions different than or supplemental to those provided herein, and have such other terms and provisions, as

set forth in a Bond Order, and not otherwise provided the tax levies in Section 10 are not exceeded. For purposes of the foregoing and otherwise in this ordinance, the term "Bond Order" shall mean a certificate signed by the Chairman or Vice-Chairman of the County Board or the County Treasurer, and attested by the County Clerk and under the seal of the County, setting forth and specifying details of the Bonds, including, as the case may be, provisions with respect to the tax-exempt or taxable status of a particular series of Bonds, final interest rates, optional and mandatory call provisions, bond insurance provisions and the designation of a bond insurer (if any, the "Insurer") and a bond insurance policy or other credit facility (the "Policy") the designation of a Bond Registrar and Paying Agent and Escrow Agent, and the final maturity schedule, pursuant to this ordinance.

Section 2. Payment.      Section 3. Transfer, Exchange, and Registration.      Section 4. Temporary Bonds  
Section 5. Mutilated or Lost Bonds      Section 6. Disposition of Paid Bonds  
Section 7. Execution of Bonds      Section 8. Authentication of Bonds      Section 9. Form of Bonds  
Section 10. Levy and Extension of Taxes      Section 11. File Ordinance with County Clerk  
Section 12. Remittance to Paying Agent      Section 13. Discharge of Liability      Section 14. Duties of Bond Registrar  
Section 15. Ordinance a Contract; Amendments      Section 16. Consents and Approvals  
Section 17. Purchase Agreement, Escrow Agreement and Official Statement  
Section 18. Registrar and Paying Agent      Section 19. Debt Service Fund      Section 20. Deposit of Funds  
Section 21. Non-Arbitrage and Rebate      Section 22. Qualified Tax-Exempt Obligations  
Section 23. Publication

Upon motion by Jack Taylor second by David Lampe adopted this 16<sup>th</sup> day of September, 2002, by roll call vote as follows:

Voting "aye" - Droege, Hitpas, Kehrer, Kloeckner, Lampe, Mensing, Murray, Raymond, Robbins, Sullivan, Craig Taylor, Jack Taylor, Winkler.

Voting "nay" - None

Absent - Holtgrave

SEAL

S/ Thomas LaCaze, as *ex-officio* Board Clerk      S/ Herb Pingsterhaus, Chairman

#### #09-02-02

**WHEREAS**, quotes were received at a letting held on September 10, 2002 at 2:00 p.m. for the purchase of concrete; and

**WHEREAS**, quotes were received and considered by the County Engineer and the Highway Committee,

**NOW, THEREFORE, BE IT RESOLVED**, that from quotes submitted the County Engineer is hereby authorized to purchase concrete from:

Beelman Ready Mix, 8200 Old US Highway 50, Breese, IL 62230

Amount: \$53.40 per cubic yard

**BE IT FURTHER RESOLVED** that the County Clerk be and is hereby authorized and instructed to furnish the County Engineer with two (2) certified copies of this resolution.

State of Illinois)

County of Clinton)

I, Thomas LaCaze, County Clerk of Clinton County, do hereby certify that this is a true and correct copy of a Resolution approved and adopted at the regular meeting of the Clinton County Board held on September 16, 2002, at Carlyle, Illinois

Given under my hand and seal this 16<sup>th</sup> day of September, 2002.

SEAL

S/ Thomas LaCaze, County Clerk & Recorder

**CLINTON COUNTY BOARD**  
**OCTOBER 21, 2002**

The October meeting of the Clinton County Board was called to order by Sheriff Paul Spaur on Monday, October 21, 2002, at 7:00 p.m. in the county board room.

Vice-Chairman Kehrer chaired the meeting in the absence of Chairman Pingsterhaus.

**Roll call:** Present - Droege, Hitpas, Holtgrave, Kehrer, Kloeckner, Lampe, Mensing, Murray, Raymond, Robbins, Sullivan, Craig Taylor, Jack Taylor and Winkler.

The Pledge of Allegiance was recited. All visitors and guests introduced themselves. There was a large number of people were present with environmental concerns about the Monterey Coal Mine.

Vice-Chairman Kehrer presented a plaque to Derrick Husmann in appreciation for his efforts in working with the New York City's Chief Medical Examiner's Office in connection with the 9-11-01 terrorist attacks.

Bill Buscher of IL Environmental Protection Agency addressed the Board on environmental concerns in regard to Monterey Coal Mine #2. He had a fact sheet and gave a slide presentation on the EPA's findings of random samples taken from several wells in the area.

States Attorney Brandmeyer said his office is looking into filing a civil suit against Monterey and Exxon to force remediation of problems that have occurred. The Environmental Protection Act 415 ILCS 5/42 allows the States Attorney's Office and the Attorney General to institute a civil suit against any parties that violate the Act.

**MOTION** by Holtgrave second by Craig Taylor to contact an outside engineering firm to look into the possibility of gathering data so the county can go ahead with a law suit.  
**MOTION CARRIED.**

**MOTION** by Holtgrave second by Mensing to form a new committee consisting of Kloeckner, Kehrer and Lampe to handle this. Kloeckner to serve as Chairman.  
**MOTION CARRIED.**

Jerry Korte, a property owner near Monterey Coal Mine, addressed the board on behalf of many of people attending the meeting. He presented a listing metal concentrations levels from the mine from 1981 through 2000.

Representatives of the IL Environmental Protection Agency and IL Department of Public Health then left the meeting to meet with the people in the Sheriff's squad room.

**MOTION** by Sullivan second by Craig Taylor to approve the appointment of Michael G. Schumacher as Trustee of the St. Rose Fire Protection District until April 30, 2005.

## **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Hitpas to table the budget request of Southwestern Illinois Planning Commission. **MOTION CARRIED.** The Committee will look into what the Commission has done so far this year for the funds that were budgeted for them this year.

Ed Bost of Centralia will be asked to attend next month's meeting to explain the proposed expansion of the Centralia Enterprise Zone and tax incentives for new construction.

**MOTION** by Sullivan second by Kloeckner to send a letter to Mapinfo Corporation in support of a grant application of 911 for the Homeland Security Program. **MOTION CARRIED.** The County reserves the right to accept it or reject it if it is approved.

**9-1-1 COMMITTEE** - The wireless calls received at the 911 dispatch station make up 46.4% of all calls received.

The following committees did not have any report: Insurance Trust, Safety, Mental Health, RC&D Council, Welfare, Tourism and Liquor Control.

**LAKE TASK FORCE COMMITTEE** - KMK Metal Fabricators are wanting to purchase some property at the Industrial Park. They are interested in purchasing either a 5 acre tract or a six acre tract. They want to construct a 15,000 steel building that will house their business of building store display racks. They anticipate employment of approximately 20 people. **MOTION** by Craig Taylor second by Holtgrave to sell KMK Metal Fabricators the property at the Industrial Park for \$4,200 an acre. The County will pay for the cost of surveying the property. **MOTION CARRIED.**

Member Lampe question the status of the property purchase by ZORO Homes. The Committee had tried to contact Virgil Jansen, but he has not responded. **MOTION** by Robbins to charge ZORO Homes 10% of the cost of the property if they want the county to continue to hold it. Brandmeyer suggested the committee have interested buyers sign an option contract either for six months or one year. Robbins rescinds his motion. **MOTION** by Lampe second by Mensing if someone shows interest in the property that ZORO Homes wanted, the county will ask ZORO Homes for a \$5,000 down payment to hold the property. **MOTION CARRIED.**

**SOLID WASTE COMMITTEE** - The Committee reported that the recycling project is working well in the City of Trenton. Breese has also begun recycling.

**ZONING/SUBDIVISION COMMITTEE** - **MOTION** by Craig Taylor second by Kloeckner to waive the first reading of Bob Detmer's 1<sup>st</sup> Subdivision. **MOTION CARRIED.**

**MOTION** by Mensing second by Holtgrave to approve a plat of Bob Detmer's 1<sup>st</sup>

Subdivision, a one lot subdivision located in Section 13, Germantown Township.

**MOTION CARRIED.**

**MOTION** by Holtgrave second by Mensing to waive the first reading of Weilmuenster Subdivision. **MOTION CARRIED.**

**MOTION** by Hitpas second by Lampe to approve the plat of Weilmuenster Subdivision located in Section 8, Lookingglass Township. **MOTION CARRIED.**

**MOTION** by Mensing second by Lampe to waive the first reading of Franklin Frerker's 1st Subdivision. **MOTION CARRIED.**

**MOTION** by Craig Taylor second by Hitpas to approve the plat of Franklin Frerker's 1<sup>st</sup> Subdivision located in Section 17, Germantown Township. **MOTION CARRIED.**

**AGRICULTURE COMMITTEE** - The IL Department of Agriculture has scheduled a meeting for tomorrow evening, October 22, 2002, at 6:00 p.m. at the Microtel Inn in Carlyle on Michael Mueller's Notice of Intent to construct a Livestock Management Facility in Santa Fe Township.

**LAW ENFORCEMENT/ESDA COMMITTEE** - The county received a check for \$32,000 for housing federal prisoners last month.

**ECONOMIC DEVELOPMENT COMMITTEE** - The Committee is waiting for the District Engineer to schedule a meeting on Route 409.

**PERSONNEL COMMITTEE** - A meeting is scheduled for Thursday with Judge Hitpas.

**ROAD & BRIDGE COMMITTEE** - **MOTION** by Craig Taylor second by Sullivan to approve a petition from the Village of Aviston to replace a drainage structure on Russland Road. **MOTION CARRIED.**

**MOTION** by Mensing second by Sullivan to make application for County Highway #7 (Breese-Germantown Road) to be included as a TARP Project for FY2004. **MOTION CARRIED.**

The IL Department of Transportation has notified the county that they will install "Cross Traffic Does Not Stop" signs on the stop signs at the intersection of Shattuc Road and Route 161. They recommend the county erect "Stop Ahead signs on the Shattuc Road approach.

**FINANCE/HEALTH SERVICES COMMITTEE** - Fred Becker of Glass & Shuffett presented a preliminary 2002/03 Budget Summary. The estimated receipts for next year are \$4,643,000 and estimated expenditures are \$4,779,535. He also presented a three year proposal for audit services. **MOTION** by Jack Taylor second by Raymond to approve the three year contract with Glass & Shuffett. **MOTION CARRIED.**

The Public Hearing on the budget is scheduled for Tuesday, November 12, 2002, at 5:00 p.m. in the board room before the monthly Finance Committee meeting.

**MOTION** by Mensing second by Raymond to approve the Monthly Budget and Financial reports of the County Treasurer's Office. **MOTION CARRIED.**

Treasurer Mueller reported the oil check received this month was \$796.77. Registered letters were mailed to delinquent taxpayers on October 11<sup>th</sup> and the delinquent list will be published in area newspapers on October 25<sup>th</sup>.

The ambulance service contract for the Special Service Areas will be presented for approval at the November meeting.

**FACILITIES COMMITTEE** - The Quick family is wanting to put a tree garden by the marble benches they had donated in the family's memory. **MOTION** by Sullivan second by Kloeckner to allow the family to do so. There will not be any cost to the county. **MOTION CARRIED.**

**AGRICULTURE COMMITTEE** - There have been two incidents of dog bites in the county and they have been taken care of. The part-time animal control warden was also bit. **MOTION** by Robbins second by Jack Taylor to approve a \$50.00 monthly increase to Jon Becker for disposal of animals. **MOTION CARRIED.**

**GENERAL SERVICES COMMITTEE** - The next meeting will be Tuesday, November 12, 2002 at 6:30 p.m.

**MOTION** by Winkler second by Mensing to approve payment of the General Claims. **MOTION CARRIED.**

**MOTION** by Hitpas second by Kloeckner to approve payment of the General Service Claims. **MOTION CARRIED.**

**MOTION** by Craig Taylor second by Jack Taylor to approve payment of the Regular Finance and Payroll Claims. **MOTION CARRIED.**

**MOTION** by Sullivan second by Holtgrave to approve payment of the Jail Finance and Payroll Claims. **MOTION CARRIED.**

**MOTION** by Mensing second by Holtgrave to approve payment of the 708 Mental Health Board Claims. **MOTION CARRIED.**

**MOTION** by Lampe second by Jack Taylor to approve payment of the Health Department Claims. **MOTION CARRIED.**

**MOTION** by Kloeckner second by Jack Taylor to approve payment of the Health Department/WIC Claims. **MOTION CARRIED.**

**MOTION** by Kloeckner second by Sullivan to approve payment of the Highway Department Claims. **MOTION CARRIED.**

Board Member questioned the status of the water line installation project for property located around the coal mine. Kloeckner reported everything is getting in order. The last deals have been worked out with Germantown. The work on easements will begin shortly. Bids are expected to be let by the end of October or November.

**MOTION** by Jack Taylor second by Sullivan to approve an agreement from GIS Logistics to develop an implementation plan for the County. It is a three phase plan that will cost \$45,000.00. **MOTION CARRIED.** Kloeckner voted no.

Vice-Chairman Kehrer asked the County Clerk to write New Memphis Sanitary District requesting an update on the grant project at the next county board meeting.

**MOTION** by Robbins second by Winkler to adjourn the meeting. **MOTION CARRIED.**

Gordon Kehrer  
Vice-Chairman

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Thomas LaCaze, County Clerk

**CLINTON COUNTY BOARD**  
**November 18, 2002**

The November meeting of the Clinton County Board was called to order Monday, November 18, 2002, at 7:00 p.m. in the county board meeting room on the second floor of the Jail.

**Roll call:** Present - Droege, Holtgrave, Kehrer, Kloeckner, Lampe, Mensing, Murray, Pingsterhaus, Robbins, Sullivan, Craig Taylor, Jack Taylor and Winkler.

The Pledge of Allegiance was recited. All visitors and guests introduced themselves.

**MOTION** by Lampe second by Kloeckner to approve the minutes of the previous meeting.  
**MOTION CARRIED.**

First reading of appointment: Leon Albers - Zoning Board of Appeals for a five year term.

Kevin Baity, Community Development Director of the City of Centralia presented an ordinance amending the Greater Centralia Area Enterprise Zone. The area is being extended to the east of Centralia along McCord Street. **MOTION** by Robbins second by Lampe to approve the ordinance. **MOTION CARRIED.**

David Kreke, representing a group of people from the Bartelso area, addressed the board with their concerns regarding the construction of a swine facility in Santa Fe Township. He had previously given a copy of a resolution the Village of Bartelso had passed at their meeting expressing concerns about the future health and welfare of its residents because of the proximity of the proposed site. **MOTION** by Sullivan second by Holtgrave to take action on the matter at the reorganization meeting December 2, 2002. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Mensing to approve the Soil and Water Conservation District contract in the amount of \$4,400.00. **MOTION CARRIED.**

**MOTION** by Holtgrave second by Sullivan to approve a resolution regarding employee use of county owned vehicles. Employees provided with vehicles will be subject to applicable income and employment taxes. **MOTION CARRIED.**

**INSURANCE TRUST** - A meeting is scheduled for Wednesday, November 20, at the IL County Insurance Trust Office in O'Fallon.

**UNINCORPORATED AREA IMPROVEMENT COMMITTEE** - There is a meeting tomorrow evening at the Royal Lakes Community Center.

There were no reports from the following committees: Lake Task Force, Safety, Education, Mental Health, RC&D, Welfare, Tourism, Agriculture, General Services/Judiciary.

**SOLID WASTE COMMITTEE** - The Committee is wanting to set up a meeting with the area mayors and Village Presidents.

**ENVIRONMENTAL CONCERNS COMMITTEE** - States Attorney Brandmeyer, Pingsterhaus, Kloeckner and Lampe met about getting an engineering company to do some testing. The water line process of engineering and easements for Albers and Damiansville is 90% completed. Germantown will start this week with the design, easements and railway permits. Clinton County has five years to use funds. After five years any unused funds will revert back to Monterey Coal.

**ZONING/SUBDIVISION COMMITTEE** - Three subdivisions were presented for the first time: 1) Four J Subdivision, Sugar Creek Township; 2) Rose Hill Terrace #3 and #4 Subdivision; 3) Sugar Creek Estates in Sugar Creek Township.

**LAW ENFORCEMENT COMMITTEE** - A check was received from out insurance company for the wrecked patrol car. The insurance company also paid for invoices when the air conditioner was damaged from low voltage.

**ECONOMIC DEVELOPMENT COMMITTEE** - The Committee had met with the City of Centralia. There is a business that is wanting to expand, possibly employing 85-90 people.

**PERSONNEL COMMITTEE** - The Committee along with the Agriculture Committee reported that Joe Kehrer property at New Memphis has not been cleaned up even after he was notified he needed to get it cleaned up. **MOTION** by Mensing second by Sullivan to give Joe Kehrer 10 days to get his property cleaned up. **MOTION CARRIED.** Kehrer abstained.

**ROAD & BRIDGE COMMITTEE - MOTION** by Mensing second by Kloeckner to adopt a resolution approving agreements with the IL Department of Transportation for new flashing lights and the addition of gates at CH#6 (Bartelso) and CH#10 (New Baden). **MOTION CARRIED.**

**MOTION** by Lampe second by Kloeckner to approve a resolution to allow New Memphis Water District to add a water main crossing to CH#8 (Damiansville Road) just west of Billhartz Road. **MOTION CARRIED.**

**MOTION** by Mensing second by Sullivan to approve a resolution for Motor Fuel Tax Maintenance for 2003 in the amount of \$600,000.00. **MOTION CARRIED.**

**FINANCE/HEALTH SERVICES COMMITTEE** - Fred Becker of Glass & Shuffett presented the Budget and Levy for 2003/03. **MOTION** by Holtgrave second by Mensing to approve an ordinance adopting all budget and appropriations for Clinton County. Roll call: Yes - Droege, Holtgrave, Kehrer, Kloeckner, Lampe, Mensing, Murray, Robbins, Sullivan, Craig Taylor, Jack Taylor and Winkler. Absent - Hitpas and Raymond. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Mensing to approve the Tax Levy resolution in the

amount of \$3,894,442.00. Roll Call: Yes - Droege, Holtgrave, Kehrer, Kloeckner, Lampe, Mensing, Murray, Robbins, Sullivan, Craig Taylor, Jack Taylor, and Winkler. Absent - Hitpas and Raymond. **MOTION CARRIED.**

**MOTION** by Craig Taylor second by Jack Taylor to approve the monthly budget and financial report of the County Treasurer's Office. **MOTION CARRIED.**

Treasurer Mueller reported the Delinquent Tax Sale was held this morning. Final distribution will be approximately November 26, 2002.

**MOTION** by Jack Taylor second by Lampe to approve payment of three invoices - EPS Communications for \$1,056.00. S/W IL Planning Commission - \$5,000.00 and HM&G Engineering - \$350.00. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Kloeckner to approve the Special Service Area contracts for next year with the ambulance providers. **MOTION CARRIED.**

The Health Department Committee had met with Exxon, IL EPA, States Attorney Stan Brandmeyer, and people from the Germantown area. They will have a report further down the line on the progress that is being made.

**FACILITIES COMMITTEE** - The landscaping project in the northwest corner of the court house lawn that was donated by the Dale Quick family has been completed.

The air conditioning/heating system still is not operating correctly. The insurance company replaced the compressor unit and it is out again. Chairman Pingsterhaus will meet with Pat Callahan of the Public Building Commission to try to come up with a solution to the problem.

**MOTION** by Holtgrave second by Kehrer to give each office head a key to the entrance door of the court house to allow them access to the building outside of business hours. After discussion it was decided Chairman Pingsterhaus will meet with the Sheriff about this. Holtgrave rescinds his motion and Kehrer rescinds his second on the motion.

**LIQUOR CONTROL COMMITTEE** - There have been problems with BYOB parties on the Shattuc Road. The Sheriff's Office will look into this.

The Reorganization meeting of the Clinton County Board is scheduled for Monday, December 2, 2002 at 7:00 p.m. Old business will be taken care of by the current board after which the newly elected and reelected members will be sworn in and terms of office decided.

**MOTION** by Winkler second by Jack Taylor to approve payment of the General Claims. **MOTION CARRIED.**

**MOTION** by Mensing second by Robbins to approve payment of the Regular Finance

Claims. **MOTION CARRIED.**

**MOTION** by Sullivan second by Kloeckner to approve payment of the Jail Finance Claims. **MOTION CARRIED.**

**MOTION** by Holtgrave second by Kloeckner to approve payment of the 708 Mental Health Board Claims. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Mensing to approve payment of the Health Department Claims. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Mensing to approve payment of the Health Department/WIC Claims. **MOTION CARRIED.**

**MOTION** by Kloeckner second by Droege to approve payment of the Highway Department Claims. **MOTION CARRIED.**

**MOTION** by Robbins second by Mensing to adjourn the meeting. **MOTION CARRIED.**

Herb Pingsterhaus  
Board Chairman

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Thomas LaCaze, County Clerk

**ORDINANCE # 11-02-01**

**AN ORDINANCE AMENDING THE GREATER CENTRALIA AREA ENTERPRISE ZONE BY ACTION OF THE CLINTON COUNTY BOARD**

**WHEREAS**, the Clinton County Board proposes to alter the current boundaries and the area encompassing the Greater Centralia Area Enterprise Zone established on July 1, 1987, and

**WHEREAS**, the Illinois Enterprise Zone Act requires that each participating general purpose local government pass an ordinance “amending” the Enterprise Zone in conjunction with the submission of an “annexation application” to the State of Illinois, Department of Commerce and Community Affairs for certification of an alteration to the present boundaries of the Greater Centralia Area Enterprise Zone.

**NOW THEREFORE BE IT ORDAINED BY THE COUNTY BOARD OF THE COUNTY OF CLINTON, AND THE STATE OF ILLINOIS, THAT:**

**Section 1:** Subject to approval and certification by the Illinois Department of Commerce and Community Affairs of the State of Illinois and pursuant to the “Illinois Enterprise Zone Act”, 20 ILCS 655/5.4, et. seq., (formerly Chapter 671/2, par.609) the Clinton County Board hereby agrees to alter (i.e. amend) the present boundaries of the Greater Centralia Area Enterprise Zone to include the geographic areas set forth in Exhibit A-1 (which is attached hereto and incorporated by reference within the corporate limits of the City of Centralia, Illinois.

The altered enterprise zone boundaries shall only become effective upon or after it has been designated and certified by the IL Department of Commerce and Community Affairs pursuant to

Section 5.4 of the Act and shall, unless otherwise altered by further action by the Centralia City Council, terminate at midnight on December 31<sup>st</sup> of the twentieth (20<sup>th</sup>) year after the year in which the Greater Centralia Area Enterprise Zone was originally certified by the State of Illinois.

**Section 2.** The Clinton County Board hereby further finds as follows:

A. That following due and sufficient public notice, the City of Centralia, Illinois, in conjunction with the Greater Centralia Area Enterprise Zone Board, Zone Administrator and other participating local units of government held a public hearing concerning the proposal to amend the Greater Centralia Area Enterprise Zone boundaries as set forth in the attached Exhibit A-1. The hearing was held at 5:00p.m. on October 30, 2002 in the City Council Chambers of the Centralia City Hall in Centralia, Illinois, which is located within the area presently designated as the Greater Centralia Area Enterprise Zone.

B. The altered (i.e. amended) Greater Centralia Area Enterprise Zone would be a contiguous area comprising more than ½ square mile but less than fifteen (15) square miles in total area, (in fact) comprising an area of approximately 8.7 square miles (or 5,568 acres).

**Section 3:** All parts of an Ordinance #12-86-6, “an Ordinance Establishing the Greater Centralia Area Enterprise Zone within Clinton County” as passed on the 6<sup>th</sup> day of December, 1986 and having become effective on July 1, 1987 by certification from the IL Department of Commerce and Community Affairs, (along with any subsequent amendments thereto) not in conflict with this ordinance, shall remain in full force and effect.

**Section 4:** This ordinance and every provision thereof shall be considered separable and the invalidity of any section, clause, paragraph, sentence or provision of the ordinance shall not affect the validity of any other portion of the ordinance.

**Section 5:** All ordinances resolutions or parts of ordinances or resolutions conflicting with any of the provisions in this ordinance shall be and the same are hereby repealed by action of the Centralia City Council.

**Section 6:** This ordinance shall be in effect from and after its passage by the Centralia City Council and approval by the State of Illinois, IL department of Commerce and Community Affairs and publication as required by law.

**Presented and Passed this the 18<sup>th</sup> day of November, 2002.**

Yeas: 12

Nays: 0

Absent: 2

S/ Herb Pingsterhaus, Board Chairman

Attest:

S/ Thomas LaCaze, County Clerk

## **EXHIBIT A-1**

### **LEGAL DESCRIPTION OF THE THIRD AMENDMENT TO THE ORIGINAL BOUNDARIES FOR THE GREATER CENTRALIA AREA ENTERPRISE ZONE**

(Submitted for State Certification)

**TRACT 1:** (Proposed Connector Strip)

Part of the North Half of Section 16 and the North Half of Section 17, in the incorporated limits of

the City of Centralia and the unincorporated areas in Centralia Township, Township 1 North, Range 1 East of the Third Principal Meridian, Marion County, Illinois, more particularly described as follows:

Beginning at the intersection of the North-South Quarter Section line of said Section 17 and the south right-of-way line of East Noleman Street:

thence running southerly along the said North-South Quarter Section line of Section 17 to the north right-of-way line of Illinois Route 161, (also known as East McCord Street);

Thence easterly along the said north right-of-way of Illinois Rte 161 passing through the east section line of said Section 17 and continuing easterly to the east line of said Section 16, (also known as Woods Lane);

Thence southerly along said east line of Section 16, a distance of 3.00 feet, said distance being measured as a perpendicular distance from the east line of Section 16.

Thence westerly along a line 3.00 feet perpendicular distance south of and parallel with said north right-of-way line of Illinois Route 61, said line passing through the west section line of said Section 16 and continuing westerly to a point 3.00 feet westerly of the North-South Quarter Section line of Section 17, said distance being measured as a perpendicular distance from the North-South Quarter Section line of Section 17;

Thence northerly along a line 3.00 feet perpendicular distance west of and parallel with said North-South Quarter Section line of Section 17, to a prolongation of the south right-of-way line of East Noleman Street;

Thence easterly along said prolongation of the south right-of-way line of East Noleman Street, a distance of 3.00 feet, said distance being measured as a perpendicular distance from North-South Quarter Section line of Section 17, the Point of Beginning (POB) containing \_\_ acres or 0. \_\_ square miles, more or less.

**TRACT 2:** (Former Linkon Auto Warehouse Property)

Part of the Southeast Quarter of the Northeast Wuarter of Section 16, in the unincorporated areas of Centralia Township, (T1N, R1E) of the third Principal Meridian, more particularly described as follows:

Beginning at the intersection of the east line of Section 16, and the north right-of-way line of Illinois Route 161, (also known as East McCord Street):

Thence running northerly along said east line of Section 16, to a point being 958.14 feet northerly of the East Quarter Corner of said Section 16, said distance being measured along the east line of Section 16;

Thence westerly along a line parallel to the south line of the said Southeast Quarter of the Northeast Quarter of Section 16, a distance of 591.60 feet;

Thence southerly to the said north right-of-way line of Illinois Route 161, the southerly prolongation of said line being 584.40 feet west of the said East Quarter Corner of Section 16;

Thence easterly along the said north right-of-way line of Illinois Route 161, to the Point of Beginning (POB), containing 9.94 acres or 0.15 square miles, more or less.

EXCEPTING 220.00 feet of even width off the north end of said tract.

**#11-02-02**

**NATURAL RESOURCE INFORMATION REPORT CONTRACT**

**between the Clinton County Soil & Water Conservation District and the Clinton Co Board**  
The Clinton County Soil and Water Conservation District hereafter referred to as the SWCD and

Clinton County Government have common goals in any of the natural resource related fields. One of those areas is in proper soil identification in developing areas. This contract outlines the policies and procedures to be followed in providing assistance to the Clinton County Zoning Department, hereafter referred to as the County, in developing and reviewing Natural Resource Information Reports; Hereafter referred to as NRI Reports.

**BACKGROUND:**

The SWCD has assisted the county and its residents in developing and implementing conservation plans for almost fifty years. State law mandates that the SWCD provide individuals and units of government natural resource information for zoning changes and variances on agricultural, or vacant agricultural land. A strong working relationship already exists between the County and the SWCD. Developing and reviewing NRI Reports as a part of the building permit process is a logical expansion of services being provided.

**PROCEDURES:**

To help maintain and improve the quality of life of Clinton County residents and better manage county soil and water resources;

**Clinton County will:**

- 1) Provide SWCD applications to applicants for building permits.
- 2) Prescreen applicant so that only individuals with land disturbing activities, zoning and map changes are referred to the SWCD for assistance.
- 3) Provide a copy of completed NRI Reports to the County Building Inspector to use during construction inspections.
- 4) Provide recommendations to the SWCD on ways to improve the program.
- 5) Review NRI report before issuing building permits.
- 6) Provide yearly allocation to the SWCD of \$4,400.00 for the completion of NRI Reports.
- 7) Provide authoritative decision on result of application.

**Clinton County Soil & Water Conservation District will:**

- 1) Provide the County with NRI Report applications to be handed out to individuals with land disturbing activities, zoning and map changes.
- 2) Prepare NRI Reports to include:
  - General site information
  - Introduction and Instruction of the Report
  - Soils Information: Based on current Soil Survey for intended use
  - Resource Information including potential impacts on agriculture, flooding & hydric soil
  - Map Information including plat, soil, zone, topographic, wetland and flood plain (if available)
- 3) Each report will be completed within a 30 day time period. Starting dates will be the date application is received in the SWCD Office.

The Clinton County Government agrees to the above contract with the Clinton County Soil & Water Conservation District during the fiscal year of December 1, 2002 to November 30, 2003.

S/Herb Pingsterhaus, County Chairman      Date: November 18, 2002

The Clinton County Soil and Water Conservation District agrees to the above contract with the Clinton County Government.

S/ Kenneth Graul, District Chairman      Date: October 1, 2002

**#11-02-03**

**WRITTEN POLICY RE: EMPLOYEE USE OF COUNTY OWNED VEHICLES**

**WHEREAS**, Clinton County has purchased, and has provided certain employees with County automobiles.

**WHEREAS**, these employees are required to commute to and/or from work in said vehicles for bona fide non-compensatory reasons (ex: on call).

**WHEREAS**, personal use of said vehicles is not allowed, other than de-minimis personal use, including commuting.

**WHEREAS**, said employees required to use these vehicles for commuting are not control employees as defined by IRS regulations.

**BE IT RESOLVED** that said vehicles, excluding qualified nonpersonal-use vehicles (ex: marked police cars) will only be used for commuting and de-minimis personal use. Employees provided with said vehicles will allow a value of \$3 per round trip to be added to their compensation on Form W-2, subject to applicable income and employment taxes. Said employees must be property licensed and insured.

This policy will be made part of the County's personnel policy retroactive to January 1, 2002. Employees using said vehicles will be provided with this written policy.

**Approved** this 18<sup>th</sup> day of November, 2002.

S/ Thomas LaCaze  
Secretary of the Board

S/ Herb Pingsterhaus  
Chairman of the Board

**CLINTON COUNTY BOARD**  
**December 16, 2002**

The December meeting of the Clinton County Board was called to order Monday, December 16, 2002, at 7:00 p.m. in the county board meeting room on the second floor of the Jail.

**Roll call:** Present - Beckmann, Fix, Foppe, Guthrie, Hitpas, Holtgrave, Kloeckner, Lampe, Mensing, Murray, Pingsterhaus, Robbins, Sullivan, Craig Taylor and Jack Taylor.

The Pledge of Allegiance was recited. All visitors and guests introduced themselves.

**MOTION** by Craig Taylor second by Mensing to approve the minutes of the November meeting. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Hitpas to waive the first reading of appointment of Bob Newkirk to the Carlyle Fire Protection District. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Hitpas to approve the appointment of Bob Newkirk as Trustee of the Carlyle Fire Protection District. **MOTION CARRIED.**

**MOTION** by Sullivan second by Mensing to approve the semi-annual report of the County Clerk and Recorder's Office. **MOTION CARRIED.**

**MOTION** by Lampe second by Hitpas to approve the semi-annual report of the Circuit Clerk's Office. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Mensing to approve an amended agreement with SBC Ameritech Completelink for a three year period. **MOTION CARRIED.** The county will realize a \$19,000 savings over the three year period with this amended agreement.

**911 COMMITTEE** - The Committee is scheduling a meeting with the committee board members and department heads that will be using the GIS mapping system. The meeting is set for Thursday, January 2, 2003, at 7:00 p.m.

The wireless phone system is in the Phase 2 segment of the project. There are currently 12,000 cell phone users in the county.

**IL COUNTY INSURANCE TRUST** - A meeting is scheduled for Wednesday, December 18, 2002, at 9:00 a.m. at the ICIT office in O'Fallon.

The following committees did not have reports: Lake Task Force, Unincorporated Area Improvement, Tourism, Economic Development and Agriculture.

**SAFETY COMMITTEE** - Pingsterhaus called Bob Eudy of ICIT to set up a meeting.

**EDUCATION COMMITTEE** - School Superintendent Dan Garret will be getting in touch with Beckmann on scheduling a meeting.

**708 MENTAL HEALTH BOARD** - Foppe will be getting in contact with Mike McMillan, Health Department Administrator.

**RC&D COUNCIL** - Lampe reported the next meeting is scheduled for January 21, 2003 at Mascoutah.

**WELFARE COMMITTEE** - Fix will set up a meeting with the Committee.

**SOLID WASTE COMMITTEE** - Holtgrave reported there is a meeting scheduled December 30, 2002 in the board room.

**ZONING/SUBDIVISION COMMITTEE - MOTION** by Lampe second by Mensing to approve a Text Amendment to the Clinton County Zoning Ordinance. The text change amends Article 4, Section 4-1.2 Agriculture: "Add schools under Special Uses". **MOTION CARRIED.**

**MOTION** by Craig Taylor second by Robbins to waive the first reading of Monken Subdivision. **MOTION CARRIED.**

**MOTION** by Craig Taylor second by Robbins to approve a plat of Monken Subdivision located in Wheatfield Township. **MOTION CARRIED.**

**LAW ENFORCEMENT/ESDA COMMITTEE** - The Committee met with the new Sheriff to approve the bills for his office.

**PERSONNEL COMMITTEE** - A meeting is scheduled for Wednesday, December 18th.

**ROAD & BRIDGE COMMITTEE** - Engineer Mitchell presented a proposed new subdivision road construction agreement which he will ask for approval at the January meeting.

**FINANCE/HEALTH SERVICES COMMITTEE** - Carlyle Southwest Public Water District submitted a bill for \$20,878.07 for work done on the Monterey Coal Funded Project, Little Prairie Extension. The Little Prairie extension is nearly completed with the exception of the service meters. Lampe asked for a completion report before any bills are paid. The bill that is being submitted is for work already completed. **MOTION** by Jack Taylor second by Holtgrave to approve payment of \$20,878.07 to Carlyle Southwest Public Water District. **MOTION CARRIED.** Lampe abstained.

**MOTION** by Jack Taylor second by Robbins to approve a \$10.00 gift certificate for all

employees to be used at a restaurant of their choice located in Clinton County. **MOTION CARRIED.**

**MOTION** by Sullivan second by Hitpas to approve the monthly budget and the 6 month financial report of the Treasurer's Office. **MOTION CARRIED.**

**MOTION** by Robbins second by Holtgrave to approve the final real estate collection for 2001 payable 2002. **MOTION CARRIED.**

**MOTION** by Holtgrave second by Fix to approve the audit of the War Memorial Fund. **MOTION CARRIED.**

**MOTION** by Jack Taylor second by Hitpas to approve the County Collector's bond in the amount of \$100,000.00. **MOTION CARRIED.**

**MOTION** by Lampe second by Mensing to approve the minutes of the Reorganization Meeting. **MOTION CARRIED.**

**FACILITIES COMMITTEE** - A meeting is scheduled for Wednesday, December 18<sup>th</sup>.

**GENERAL SERVICES COMMITTEE** - The Committee will continue to meet the Monday before the regular board meeting but at 6:00 p.m. instead of 4:15 p.m.

**ENVIRONMENTAL CONCERNS COMMITTEE** - Lampe reported several residents near the coal mine had received a letter from the IL Environmental Protection Agency informing them not to use their water for drinking because of the high sodium and manganese content. They are asking the board to supply them with drinking water until the new water lines are in operation. **MOTION** by Hitpas second by Lampe to send a letter to Monterey Coal Company requesting help for these citizens to buy drinking water. **MOTION CARRIED.**

**MOTION** by Craig Taylor second by Robbins to approve payment of the General Claims. **MOTION CARRIED.**

**MOTION** by Mensing second by Lampe to approve payment of the General Services Claims. **MOTION CARRIED.**

**MOTION** by Foppe second by Jack Taylor to approve payment of the Regular Finance Claims. **MOTION CARRIED.**

**MOTION** by Holtgrave second by Hitpas to approve payment of the Jail Finance Claims. **MOTION CARRIED.**

**MOTION** by Robbins second by Fix to approve payment of the Mental Health Board

Claims. **MOTION CARRIED.**

**MOTION** by Holtgrave second by Craig Taylor to approve payment of the Health Department Claims. **MOTION CARRIED.**

**MOTION** by Hitpas second by Mensing to approve payment of the WIC Claims. **MOTION CARRIED.**

**MOTION** by Murray second by Fix to approve payment of the Highway Department Claims. **MOTION CARRIED.**

**MOTION** by Robbins second by Hitpas to approve payment of the County Board Member Claims. **MOTION CARRIED.**

**MOTION** by Robbins second by Lampe to go into executive session concerning possible litigation. Roll call: Yes - Beckmann, Fix, Foppe, Guthrie, Hitpas, Holtgrave, Lampe, Mensing, Murray, Pingsterhaus, Robbins, Sullivan, Craig Taylor, and Jack Taylor. **MOTION CARRIED.**

The Board went into Executive Session.

The Board came back into regular session. No action was taken.

**MOTION** by Robbins second by Sullivan to adjourn the meeting. **MOTION CARRIED.**

Raymond Kloeckner  
County Board Chairman

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Thomas LaCaze, County Clerk

**REORGANIZATION MEETING  
December 2, 2002**

The reorganization meeting of the Clinton County Board was called to order by Sheriff Mike Kreke on Monday, December 2, 2002, at 7:00 p.m. in the county board meeting room on the second floor of the Jail.

**Roll call:** Present - Droege, Hitpas, Holtgrave, Kehrer, Kloeckner, Lampe, Mensing, Murray, Pingsterhaus Robbins, Sullivan, Craig Taylor, Jack Taylor and Winkler.

The Pledge of Allegiance was recited.

Old Business: **MOTION** by Jack Taylor second by Holtgrave to approve the appointment of Leon Albers as member of the Zoning Board of Appeals for a five year term. **MOTION CARRIED.**

Several people were present concerning the proposed hog facility south of Bartelso. Spokesperson David Kreke asked the Board to send a letter to the IL Department of Agriculture opposing the proposal. He listed eight criteria they feel are not being met by the proposed location. **MOTION** by Jack Taylor second by Holtgrave not to go along with the present site of the proposed swine facility which would be within 1-1/4 miles of the Bartelso corporate limits because it fails to meet the requirements noted. Roll call: Yes - Droege, Holtgrave, Kehrer, Lampe, Mensing, Murray, Robbins, Sullivan, Craig Taylor, Jack Taylor and Winkler. No - Hitpas. Abstain - Kloeckner. **MOTION CARRIED.** States Attorney Brandmeyer will write a letter to the IL Department of Agriculture informing them of the Board's action.

**MOTION** by Craig Taylor second by Sullivan to approve a release of lien from the Revolving Loan Fund for Larry Bair. **MOTION CARRIED.**

**MOTION** by Robbins second by Lampe to approve a resolution participating in the States Attorneys Appellate Prosecutor Program. **MOTION CARRIED.**

The Finance Committee reported the City of Carlyle will be holding preliminary hearings on TIF 1 And TIF 2. The Committee will attend the hearings.

Chairman Pingsterhaus presented retiring Sheriff Paul Spaur with a plaque for his eight years of service as Clinton County Sheriff.

**MOTION** by Robbins second by Mensing to adjourn the meeting. **MOTION CARRIED.**

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County Clerk Thomas LaCaze administered the oath of office to the newly elected and reelected board members. Reelected members - Brian Hitpas, Lavern Holtgrave, Ray Kloeckner, David Lampe, Thomas Mensing, Mark Robbins, James Sullivan, Craig Taylor,

and Jack Taylor. Newly elected members - Mark Beckmann, Robert Fix, Ronald Foppe, Brian Guthrie, and Mark Pingsterhaus.

Clerk LaCaze had five envelopes which contained the terms of office for the three members in the five districts. There will be eight 4 year terms and seven 2 year terms. The members who received the highest number of votes in their respective districts each drew an envelope which contained how the terms of office for their district would be.

Then each district's three members drew for either a 2 year or a 4 year term. District #1: Robbins - 4 years, Hitpas - 4 years, and Murray - 2 years. District #2: Jack Taylor - 4 years, Pingsterhaus - 2 years, and Guthrie - 2 years. District #3: Holtgrave - 4 years, Mensing - 2 years, and Fix - 2 years. District #4: Foppe - 4 years, Sullivan - 4 years, and Craig Taylor - 2 years. District #5: Lampe - 4 years, Beckmann - 4 years, and Kloeckner - 2 years.

County Clerk LaCaze asked for nominations from the floor for Board Chairman. **MOTION** by Holtgrave second by Sullivan to nominate Kloeckner as Chairman. **MOTION** by Robbins second by Beckmann to close the nominations. **MOTION** by Lampe second by Mensing to declare Kloeckner Chairman by acclamation. **MOTION CARRIED.**

County Clerk LaCaze asked for nominations from the floor for Vice Chairman. **MOTION** by Sullivan second by Foppe to nominate Craig Taylor as Vice-Chairman. **MOTION** by Robbins second by Beckmann to close the nominations. **MOTION** by Lampe second by Foppe to declare Craig Taylor Vice Chairman by acclamation. **MOTION CARRIED.**

Chairman Kloeckner presented plaques to retiring board members Herb Pingsterhaus, Bill Winkler, Gordon Kehrer and Stan Droege.

**MOTION** by Craig Taylor second by Foppe to approve the committee assignments for the next two years. **MOTION CARRIED.**

**MOTION** by Robbins second by Mensing to adjourn the meeting. **MOTION CARRIED.**

Raymond Kloeckner  
Board Chairman

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Thomas LaCaze, County Clerk