

CLINTON COUNTY BOARD
March 21, 2005

The March meeting of the Clinton County Board was called to order by Sheriff Mike Kreke on Monday, March, 2005, at 7:00 p.m.

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

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

MOTION by Lampe second by C. Taylor to approve minutes of the February board meeting.
MOTION CARRIED.

Chairman Kloeckner thanked the taxpayers and law enforcement committee for making the new addition and board room possible. He indicated five problems were taken care of with this addition with the biggest being security.

Communications read by the County Clerk Tom LaCaze include a thank you note from the Tom Schulte family, and a letter from Kaskaskia College extending their appreciation for the board support in its effort to gain the release of \$7.6 million for replacing the 37 year old temporary buildings. The State funds are to be released soon.

First reading of appointments: David Babb, Bonita Worth, Phyllis Albat, Frieda Rainey, (6 year terms) and Jennifer Buchholz (unexpired term) - Yingst Cemetery Association Trustees. Frank Frerker - Germantown Rural Fire District Trustee. Cynthia Kehrer - New Memphis Lighting District Trustee. Herb Pingsterhaus - Carlyle Fire District Trustee. Dennis Rickhoff - ClinClair Fire District Trustee. Raymond James and John Etter - Clinton County East Public Water District Trustee. Susan Kohlbrecher and Janet Heimann - Clinton County Board of Review. .

MOTION by C. Taylor second by Holtgrave to approve the appointment of Darren Santel as Trustee of the New Memphis Sewer District. **MOTION CARRIED.**

MOTION by Beckmann second by Raymond to approve the appointment of Diane Luitjohan as Trustee of the Albers Sanitary District. **MOTION CARRIED.**

MOTION by Hitpas second by Robbins to approve the appointment of William Guild as Trustee of the Hoffman Fire District. **MOTION CARRIED.**

MOTION by Holtgrave second by Robbins to approve the resolution acknowledging support of the application for designation of the Illinois Prairie Pathway as a State and National Scenic Byway.
MOTION CARRIED.

Ron Foppe explained the benefits of membership in the United Counties Council of Illinois. **MOTION** by Holtgrave second by Hitpas to join this organization at a rate of \$1,500. **MOTION CARRIED.**

MOTION by C. Taylor second by Raymond to appoint Dave Lampe as the Clinton County Board representative and Lavern Holgrave and Brian Guthrie as alternates and Darrell Brink as the At-Large delegate to the Southwestern Illinois RC & D Council. **MOTION CARRIED.**

Chairman Kloeckner read an e-mail from Dan Anderson of BPI Industries which gave a break down of acreage and dollars. There are approximately 8,900 acres that have a cloud on the title. They are confident they can clear the title but need some additional time to complete the process. Total Acreage 54,472,392. Total Dollars \$1,956,500. There was a title failure on 9 acres worth \$323.26. The dollar amount represented by the title cloud is \$319,663.76. Remaining funds in escrow \$959,500.00, less 9 acres where title failed \$323.26, minus \$319,663.76 for 6,800 acres with title cloud equals \$636,512.98 balance to be released at closing. **MOTION** by Lampe second by C. Taylor to close immediately and convey the balance of the funds in escrow. **MOTION CARRIED.** **MOTION** by Hitpas second by Holtgrave to grant a 60 day extension to acquire the titles on the remaining 6,800 acres. **MOTION CARRIED.**

The following committees had no reports: County Farm, Insurance, Solid Waste, 9-1-1, Zoning and facilities.

INSURANCE TRUST COMMITTEE Foppe reported the committee met with Mike Bowen who gave a status report.

UNINCORPORATED AREA IMPROVEMENT COMMITTEE - Robbins told the board that some properties that were questionable have been cleaned up. The committee has been going after property owners who do not clean up their area.

SAFETY COMMITTEE - Pingsterhaus reported that the fire drill on March 2nd in the courthouse went well.

EDUCATION COMMITTEE - Guthrie stated there is a lot of legislation coming in the future in regard to education. The next committee meeting is scheduled for May 5.

708 MENTAL HEALTH BOARD/SWIAAAA COMMITTEE - Foppe reported there will be a meeting on April 26 at 6:00 p.m. at which time they will be reviewing grant applications.

GIS COMMITTEE - **MOTION** by Beckmann second by Fix to allow Jay Donnelly to negotiate and award the parcel mapping for \$188,008 considering the pilot project from map research meets all specs. **MOTION CARRIED.** A resolution was presented for first reading for pricing for digital aerial photographs.

RC&D COUNCIL - Lampe passed out pamphlets on the the 2004 year in review.

TOURISM COMMITTEE - A meeting will be held at Hidden Valley Winery on April 13th at 6:00 p.m. Holtgrave also passed out centennial posters on the Village of Beckemeyer.

PERSONNEL/LABOR COMMITTEE - There will be a meeting on March 24 at 6:30 p.m Information concerning the public relations act was distributed.

LAW ENFORCEMENT/ESDA - MOTION by Sullivan second by Raymond to install the metal detector that is in storage at the entrance to the new board room. **MOTION CARRIED.**

ECONOMIC DEVELOPMENT/SCIGA/SWIIDA COMMITTEE - There is a meeting on April 4th.

ROAD & BRIDGE COMMITTEE - MOTION by Hitpas second by Robbins to approve a permit for Gateway Regional Water Company to install a new water line under county Highway 3 (Boulder Road) and County Highway 19 (Diamond Springs Road). **MOTION CARRIED.**

MOTION by Lampe second by Raymond to approve a permit for Charter Communications to install cable tv under County Highway 11 (Jamestown Road) at two locations for the new development north of Breese. **MOTION CARRIED.**

MOTION by Sullivan second by Taylor to approve a resolution to award the low bid for metal culverts for the county to Thompson Culvert Co. (Hazelwood, MO). **MOTION CARRIED.**

MOTION by Foppe second by Holtgrave to approve a resolution to award the low bid for metal culverts for Breese, Carlyle, Germantown and Wheatfield townships to Thompson Culvert Co. (Hazelwood MO). **MOTION CARRIED.**

MOTION by Hitpas second by Robbins to approve a resolution to award the low bid for metal culverts for Brookside, Clement, Meridian, Santa Fe and Wade townships to Energy Culvert Co. (Energy, IL). **MOTION CARRIED.**

MOTION by Sullivan second by C. Taylor to approve a resolution to award the low bid for metal culverts for East Fork, Lake, Lookingglass, St. Rose and Sugar Creek townships to Metal Culverts, Inc. (Jefferson City, MO) **MOTION CARRIED.**

MOTION by Lampe second by Sullivan to approve the petition from Sugar Creek Township Highway Commissioner for a 50% County Match for a new drainage structure on Sportsmen's Road at an estimated cost of \$100,000.00. **MOTION CARRIED.**

MOTION by Murray second by Hitpas to approve the monthly budget and financial report of the

Treasurer's Office. **MOTION CARRIED.**

Treasurer Mueller reported he received a \$8,744.92 oil check This represents payment from the State of Illinois for flood control/oil monies from leases of land.

MOTION by Lampe second by Sullivan to allow the County Treasurer to be the funding agent, with County Clerk Tom LaCaze as a co-signer, for the Illinois Department of Human Services' Front Door Program. **MOTION CARRIED.**

MOTION by Foppe second by Fix to direct the Treasurer to deposit the coal rights monies into the coal account. **MOTION CARRIED.**

MOTION by Taylor second by Robbins to approve the yearly Animal control Report. **MOTION CARRIED.**

The \$56,000. check which was received from ICIT for overpayments was explained by Ron Foppe of the Insurance Trust Committee.

Fred Becker of Glass & Shuffet presented the annual audit of Clinton County. **MOTION** by Holtgrave second by Hitpas to approve. **MOTION CARRIED.**

MOTION by Lampe second by Holtgrave to approve the per diem for Jim Sullivan. **MOTION CARRIED.**

GENERAL SERVICES/JUDICIARY COMMITTEE - All bills were found to be in order.

LIQUOR COMMITTEE - Holtgrave reported the committee held their monthly meeting at the Carlyle Lake Golf Course on March 2nd.

ENVIRONMENTAL CONCERNS COMMITTEE -Bob Johnson, an environmental consultant, was the spokes person for a group of Clinton County citizens that live near the Monterey No. 2 Coal Mine who are hoping to suspend the ongoing reclamation work pending a "valid permit" from the Illinois Department of Natural Resources. They are asking the County to intervene on their behalf.

MOTION by Lampe second by Hitpas to have State's Attorney Henry Bergmann investigate further into the situation before the board makes a decision. **MOTION CARRIED.**

MOTION by C. Taylor second by Holtgrave to approve payment of the Accounts Payable Claims. **MOTION CARRIED.**

MOTION by Robbins second by C. Taylor to adjourn the meeting. **MOTION CARRIED.**

Ray Kloeckner
Board Chairman

Thomas LaCaze, County Clerk & Recorder

#03-05-01

**SUPPORTING APPLICATION FOR DESIGNATION OF THE
IL PRAIRIE PATHWAY AS A STATE AND
NATIONAL SCENIC BYWAY**

WHEREAS; the proposed Scenic Byway through Clinton County travels along US Highway 50 from the Clinton-Marion County line westward to its intersection with IL 127 in Carlyle and thence westward along "Old Highway 50" to the Clinton-St Clair County line; and

WHEREAS; the route through Clinton County is of historic significance as being on or near the original Vincennes-Cahokia trace and parallel to the original Ohio and Mississippi railroad, the first completed east-west rail transportation across the state, and containing structures of historical value; and

WHEREAS; the byway through Clinton County will provide access to such noteworthy recreational and scenic attractions as the Kaskaskia River and Carlyle Lake; and

WHEREAS, Clinton County recognizes that the sole restriction imposed by inclusion as a State and Federal Scenic Byway is adherence to control of off-premise outdoor advertising along the National Highway System and the primary roads that are part of the byway, and that restriction prohibits new off-premise billboards along the byway in Clinton County.

NOW, THEREFORE, BE IT RESOLVED that Clinton County acknowledges its support of the application and designation of US 50 and Old Highway 50 as described above as the IL Prairie Pathway State and National Scenic Byway.

DATED at Carlyle, IL this 21st day of March, 2005.

Attest: S/ Thomas LaCaze, County Clerk

S/ Ray Kloeckner, Board Chairman

#03-05-02

WHEREAS, quotes were received at a letting held on March 15, 2005, at 10:00 a.m. for the purchase of metal culverts required in the maintenance of county roads, and in accordance with Section 605 ILCS 5/5-501 of the IL Highway Code, 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 metal culverts from:

Thompson Culvert co.
P. O. Box 158
Hazelwood, MO
\$10,739.24

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)
CLINTON COUNTY)

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 March 21, 2005, at Carlyle, IL

Given under my had and seal this 21st day of March, 2005.

Seal

S/ Thomas LaCaze, County Clerk

#03-05-03

WHEREAS, quotes were received at a letting held on March 15, 2005, at 10:00 a.m. for the purchase of metal culverts required in the maintenance of township roads, and

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

the various townships,

NOW, THEREFORE, BE IT RESOLVED that from quotes submitted the metal culverts for the following townships are awarded to:

- Breese, Carlyle, Germantown & Wheatfield Townships -
Thompson Culvert Co., Hazelwood, MO - amount - \$14,528.80
- Brookside, Clement, Meridian, Santa Fe and Wade Townships -
Energy Culvert Co., Energy, IL - amount - \$9,620.58
- East Fork, Lake, Lookingglass, St. Rose and Sugar Creek Townships -
Metal Culverts, Inc., Jefferson City, MO - amount - \$20,218.54

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)
CLINTON COUNTY)

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 March 21, 2005 at Carlyle, IL.

Given under my hand and seal this 21st day of March, 2005.

Seal

S/ Thomas LaCaze, County Clerk

#03-05-04

**COUNTY OF CLINTON
SUGAR CREEK ROAD DISTRICT
TO THE COUNTY BOARD OF CLINTON COUNTY, ILLINOIS**

The undersigned Highway Commissioner of the Road District of Sugar Creek in said County, would respectfully represent that a culvert needs to be replaced over the stream in where the same is crossed by the highway Sportsman Road in said Road District for which said work the Road District of Sugar Creek is completely responsible: and the cost of which work will be \$100,000.00dollars, which sum will be more than .02 percent of the full, fair cash value of all the taxable property in said Road District, as equalized or assessed by the Department of Revenue, and the tax rate for road purposes in said Road District was in each year for the 2 years last past not less than the maximum allowable rate provided for in Section 605 ILCS 5/6-501 of the IL Highway Code.

WHEREFORE, the said Highway Commissioner hereby petitions you for aid, and for an appropriation from the "County Bridge Fund" in the County Treasury of sum sufficient to meet one-half the expenses of said bridge or other work, in accordance with 605 ILCS 5/5-501, said Road District being prepared to furnish the other one-half of the amount required.

I, the undersigned Highway Commissioner state that I have made careful estimate of the probable cost of the culvert, and I estimate the probable cost of thte same will be \$100,000.00 Dollars.

Dated at Carlyle this 21st day of March, 2005.

S/ Mike Emig
Sugar Creek Highway Commissioner

CLINTON COUNTY BOARD

August 15, 2005

- 1) The August meeting of the Clinton County Board was called to order by Chief Deputy Sheriff Mark Etter on Monday, August 15, 2005, at 7:00 p.m.
- 2) **Roll Call:** Present - Beckmann, Fix, Foppe, Guthrie, Hitpas, Holtgrave, Kloeckner, Lampe, Murray, Pingsterhaus, Robbins, Sullivan, Craig Taylor and Jack Taylor. Absent - Raymond.
- 3) The Pledge of Allegiance was recited. All visitors and guests introduced themselves.
- 4) **MOTION** by Lampe second by Craig Taylor to approve the minutes of the previous meeting. **MOTION CARRIED.**
- 5) **APPOINTMENTS:**

MOTION by Robbins second by Jack Taylor to approve the appointments of Norma Rueter and Clarence Price as Trustees of the Shattuc Lighting District. **MOTION CARRIED.**

MOTION by Sullivan second by Craig Taylor to approve the appointments of Tim Rehkemper and Curt Strieker as Trustees of the St. Rose Lighting District. **MOTION CARRIED.**

MOTION by Craig Taylor second by Sullivan to approve the appointment of Michael Schumacher as Trustee of the St. Rose Fire Protection District. **MOTION CARRIED.**

MOTION by Beckmann second by Holtgrave to approve the appointment of Joseph Kehrer as Trustee of the New Memphis Sanitary District. **MOTION CARRIED.**
- 6) **FIRST READING:** Brian Krausz - Trustee of New Memphis Sanitary District.
- 7) **ADMINISTRATIVE AGREEMENT - MOTION** by Jack Taylor second by Holtgrave to approve an Administrative Agreement with Brown & Roberts, Inc., in connection with a CDAP grant for construction engineering from the Department of Commerce and Economic Opportunity. This grant was awarded for the New Memphis Sanitary District. **MOTION CARRIED.** See Exhibit A.
- 8) **RESOLUTION - "HAVA" FUNDS - MOTION** by Jack Taylor second by Fix to approve Resolution #08-05-01 authorizing County Clerk Tom LaCaze to execute necessary paperwork requesting the release of funds being held by the State Board of Elections for the purchase of additional voting equipment necessary to implement the "Help America Vote Act". **MOTION CARRIED.** See Exhibit B.
- 9) **COURT HOUSE PARKING** - Chairman Ray Kloeckner reported some Carlyle business people requested that county employees not use parking spaces around the court house. He asked the office heads to relay this to their employees and ask them to use the county's parking lot.
- 10) **CARLYLE STREET FAIR** - Chairman Kloeckner received a letter from David Wilton, Chairman of the 2005 Carlyle Street Fair, asking for county board approval to hold the event and requesting no parking around the court house after 12:00 noon on September 8, and all day September 9th and 10th. **MOTION** by Lampe second by Guthrie to approve the request with the stipulation that the court house grounds are to be returned to the same condition as before the Street Fair. **MOTION CARRIED.**
- 11) **ICIT ANNUAL OUTING & MEETING** - County Clerk LaCaze reported IL County Insurance Trust has invited the County Board members to its annual golf outing, board meeting, and dinner on September 9, 2005. RSVP needs to be made by August 26th.

- 12) **BOARD OF REVIEW - MOTION** by Jack Taylor second by Robbins to approve the Supervisor of Assessments request to allow the County Board of Review to recess on September 7, 2005, because their assessment work is not finished. **MOTION CARRIED.**
- 13) **COUNTY FARM COMMITTEE** - Craig Taylor reported HB315, which will require the county to collect \$15 for pets that are not neutered, is on the Governor's desk. Any money collected would be sent to the State. Taylor reported there have been some problems with pit bulls in the county.
- 14) **INSURANCE TRUST** - Foppe reported all nine counties in the Insurance Trust have indicated they would accept the assessment for 2006, and will remain in the Trust for another year.
- 15) **INSURANCE COMMITTEE** - Hitpas reported the bills were approved.
- 16) **COMMITTEES** - The following committees had no report - Unincorporated Area Improvement, Solid Waste, 911, Law Enforcement/ESDA and Environmental Concerns.
- 17) **SAFETY COMMITTEE** - Pingsterhaus reported their next meeting is scheduled for September 12 at 1:00 p.m.
- 18) **EDUCATION COMMITTEE** - Guthrie reported the next meeting will be Thursday, September 1st at the Regional Office of Education at 4:30 p.m.
- 19) **708 MENTAL HEALTH BOARD/SWIAAA** - Foppe reported he had presented the budget request to the Finance Committee and he will bring it to the board in September or October for final approval.
- 20) **GIS COMMITTEE** - Beckmann reported a meeting is scheduled for September 22nd at 5:00 p.m.
- 21) **RC&D COUNCIL** - Lampe reported the next meeting is September 20th at 7:30 p.m. in Mascoutah.
- 22) **TOURISM COMMITTEE** - Holtgrave reported the Clinton County's brochures are finished and are available for distribution. "Marina Day", sponsored by Ric Golding of West Access Marina, was held at the Carlyle Lake and was attended by approximately 700 people. An executive meeting of the Tourism Bureau of Southwestern Illinois is scheduled for August 31st at Fairview Heights.
- 23) **PERSONNEL/LABOR COMMITTEE** - Hitpas reported the Committee was hoping to have the contracts with the Teamsters Union and 911 Fraternal Order of Police but some verbiage needs to be discussed and gone over. There was also a grievance filed by the 911 Dispatchers over that verbiage and he has spoken with Jack Knupel about it. There was one small issue with the Teamster's contract.
- 24) **ZONING COMMITTEE** - Zoning Administrator Joyce Lucas presented the first reading of the Final Plat for Timber Creek Estates.

MOTION by Craig Taylor second by Beckmann to approve a request for a Map Amendment submitted by Michael and Stacy English to re-zone 10 acres located in Meridian Township from Agriculture to AR3. **MOTION CARRIED.**

MOTION by Holtgrave second by Sullivan to approve a request for a Map Amendment submitted by Trenton Land Development to change Tract 4, 5, and 6, and a road located in Sugar Creek Township from Agriculture to AR3. **MOTION CARRIED.**

MOTION by Murray second by Robbins to adopt an Ordinance #08-05-02 pursuant to Article 40-3-2 of the Clinton County Zoning Code, as amended, for a Map Amendment (40-9-30) submitted by Michael and Stacy English to re-zone from Agriculture to A-R. **MOTION CARRIED.** See Exhibit C.

MOTION by Sullivan second by Beckmann to adopt an Ordinance #08-5-03 pursuant to Article 40-3-2 of the Clinton County Zoning Code, as amended, for a Map Amendment (40-9-30) submitted by Trenton Land Development to change from Agriculture to A-R. **MOTION CARRIED.** See Exhibit D.

States Attorney Bergmann stated there is a zoning issue he would like to have the Board to discuss in executive session. Chairman Kloeckner said the board would take care of that at the end of this meeting.

- 25) **ECONOMIC DEVELOPMENT/SCIGA/SWIIDA COMMITTEE** - Sullivan reported SCIGA has a meeting on Wednesday, and SWIIDA has a meeting on Thursday.
- 26) **ROAD & BRIDGE COMMITTEE** - Engineer Mitchell reported there was a break in a water line crossing at the Village of Damiansville. The Village will take care of it in September. The box culvert in Sugar Creek is almost completed. And work will begin on the box culvert in Breese Township.
- 27) **FINANCE/HEALTH SERVICES/REVOLVING LOAN COMMITTEE** - The monthly report Clinton County Health Department was presented.

MOTION by Jack Taylor second by Hitpas to approve payment of \$385.00 to Jon Behrens for brickmold, picture frames, and labor. **MOTION CARRIED.**

MOTION by Craig Taylor second by Guthrie to approve the Monthly Budget and Financial Report of the Treasurer's Office. **MOTION CARRIED.**

- 28) Treasurer Ferd Mueller reported the oil check received this month was for \$8,246.50. The first distribution of 2005 Real Estate Taxes will be made August 18th. Mueller also reported he has invested the funds received on the county's coal rights for one year at an average interest rate of 4.21%.
- 29) **FACILITIES COMMITTEE** - Craig Taylor reported his committee had a meeting set up with John Skain to go over problems with the fiber optic cable line that runs between the court house and the jail, but the meeting had to be rescheduled.

The Committee also had a request to store extra files in our storage area that are dated further back that we are required to keep. Treasurer Mueller reported the records are from his office and he feels they should be kept. States Attorney Bergmann said each office head should make the decision on what records need to be kept. **MOTION** by Lampe second by Guthrie to approve keeping these records. **MOTION CARRIED.**

- 30) **GENERAL SERVICES COMMITTEE** - Craig Taylor reported all bills were in order.
- 31) **LIQUOR COMMITTEE** - Holtgrave said his committee met with Clinton County Tavern Association and they are concerned about the new law regarding the Clean Air Act. The Association will be contacting area municipalities for their support.

Board Member Jack Taylor voiced his concern on HB15 regarding liquor and asked the States Attorney to check into it.

- 32) **ACCOUNTS PAYABLE** - **MOTION** by Craig Taylor second by Hitpas to approve payment of the Accounts Payable Claims. **MOTION CARRIED.**

- 33) **EXECUTIVE SESSION - MOTION** by Craig Taylor second by Sullivan to go into executive session in reference to pending litigation. Roll call vote: Yes - Beckmann, Fix, Foppe, Guthrie, Hitpas, Holtgrave, Lampe, Murray, Pingsterhaus, Robbins, Sullivan, Craig Taylor and Jack Taylor. Absent - Raymond. **MOTION CARRIED.**

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

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

Ray Kloeckner
Board Chairman

Thomas LaCaze, County Clerk & Recorder

EXHIBIT A

AGREEMENT FOR MANAGEMENT AND OTHER ADMINISTRATIVE SERVICES BY AND BETWEEN THE COUNTY OF CLINTON AND BROWN & ROBERTS, INC.

THIS AGREEMENT, made this 15th day of August, 2005, by and between the County of Clinton (hereinafter referred to as the GRANTEE) and Brown & Roberts, Inc. (hereinafter referred to as BRI) is for the provision of Management and Administrative Assistance Program (CDAP) Grant # _____ for the purpose of Construction Engineering from the Department of Commerce and Economic Opportunity (hereinafter referred to as DCEO).

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 DCEO, 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 DCAP 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 DCEO officials in a manner consistent with that prescribed by DCEO.
- 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 DCEO 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 DCEO approval of its CDAP request) shall, from the administrative allocations contained in its afore-mentioned DCEO Grant, compensate BRI for such Grant Management and Administrative Services in an amount not to exceed the amount approved in the Grant Agreement.

The Grantee may draw upon these funds by executing a voucher signed by the Grant 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 DCEO. 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 this work or services covered by this contract shall be subcontracted by BRI without 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 that 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 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 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 IL 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 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. Furthermore, no member of the governing body of any other government and no other public official who exercises any function 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: Ray Kloeckner, Chairman

Dated August 15, 2005

**EXHIBIT B
RESOLUTION # 08-05-01**

RESOLVED, that the Clinton County Board or Board of Election Commissioners (hereinafter "Board") hereby takes the following actions:

1. The "Board" agrees to apply for and accept funds being held by the Illinois State Board of Elections, which funds were furnished by the United States Government under the provisions of the Help America Vote Act ("HAVA"), for the (purchase) (lease) of new accessible voting equipment certified by the State Board of Elections and in compliance with HAVA requirements.
2. The "Board" agrees to take such action as may be necessary to comply with the requirements of the State Board of Elections for the release of such HAVA funds by supplying the State Board of Elections detailed descriptions of the equipment to be (purchased) (leased), providing full information about payment amount and other cost information for such equipment, and upon receipt of such HAVA funds, the "Board" agrees to forward payment to its vendor no later than 30 days following receipt of assistance payment from the State Board of Elections or by the due date indicated on contract, whichever is earlier, as required by federal cash management statutes. The "Board" agrees to forward a copy of the check paid to the vendor and a copy of a paid invoice from the vendor to the SBE within 30 days of paying its vendor.
3. The "Board" agrees to take such action as necessary to be certain that the new voting equipment is fully consistent and in compliance with the requirements of the laws described in Section 906 of the Help America Vote Act, and will meet the voting system's standards adopted by the Federal Election Commission in May of 2002, and will meet the requirements of Title III Section 301 (a)(3) by January 1, 2006.
4. The "Board" understands and agrees that equipment (purchased)(leased) by the said jurisdiction from HAVA funds shall become the property of the jurisdiction, not the State of Illinois. It understands and agrees that all property control and custody responsibilities will be assumed by the "Board".
5. The "Board" further agrees that future costs related to equipment and/or upgrades now being furnished with HAVA assistance (for example: maintenance, repairs, software, upgrades, etc.) Are and shall be the sole responsibility of the "Board" and understands that the State of Illinois assumes no liability for HAVA-mandated upgrades of the local jurisdictions.
6. The "Board" agrees to indemnify and hold the State Board of Elections harmless against claims brought against it by the Election Assistance Commission, or other agency of the state or federal government, for reimbursement of any monies advanced under the HAVA to this "Board" in the event the "Board" is found guilty of misapplication, misuse or misappropriation of HAVA funds received from the State Board of Elections. Indemnification shall include but not be limited to attorney's fees, fines, penalties, and other associated costs of litigation. The "Board" specifically agrees that in the event of any claim of misapplication, misuse or misappropriation of the funds and demand for reimbursement against this "Board", this "Board" agrees that the State Board of Elections may conduct an audit of the application of the funds received from the State Board of Elections in order to determine whether such funds have actually been misapplied or misappropriation of the funds and demand for reimbursement against this "Board", this "Board" agrees that the State Board of Elections in order to determine whether such funds have actually been misappropriated.
7. The "Board" authorizes Thomas LaCaze, County Clerk or other designated official, to act as the agent for the "Board" in preparing and executing all applications and other documents required by the State Board of Elections for the (purchase)(lease) of HAVA approved and SBE certified accessible voting equipment, and the "Board" authorizes him to take such action as may be necessary or desirable as requested by the State Board of Elections to effectuate the full purposes of this Resolution, including but not to the indemnities provided in this Resolution. He is further authorized to provide a certified copy of this Resolution to any agency of government which may request it, certifying that this Resolution was presented and approved according to law at a duly constituted meeting of this "Board".

The vote was 13 ayes, 0 nays, 1 absent.

Approved by:
S/ Ray Kloeckner, Chairman 8-15-05
Attested by:
S/ Thomas LaCaze, County Clerk 8-15-05

Seal

EXHIBIT C
ORDINANCE 08-05-02

BE IT ORDAINED by the County of Clinton, Illinois, as follows:

Pursuant to Article 40-3-2 of the Clinton County Zoning Code, as amended, the following described real estate shall be classified from Agriculture to AR: Property location: Meridian Twp.

Request for a Map Amendment (40-9-30) submitted by Michael and Stacy English, 290 5th Street, Carlyle, IL 62231, to re-zone from Agriculture to AR3.

Location: Part of the Northeast Quarter of the Northwest Quarter of Section 5, Township 2 North, Range 1 West of the Third Principal Meridian, Clinton County, Illinois, described as follows:

Beginning at the Northeast corner of said Northwest Quarter; thence West (bearing assumed) along the North line of said Northwest Quarter, 500.00 feet; thence South, parallel to the East line of said Northwest Quarter, 871.20 feet; ;thence, East, parallel to said North line of the Northwest Quarter, 500.00 feet to a point on said East line of the Northwest Quarter; thence North along said East line of the Northwest Quarter, 871.20 feet to the point of beginning, containing 10.00 acres, more or less.

Property is owned by Swagler Brother Farm Inc., 27522 US Hwy 50, Shattuc, IL 62231.

ADOPTED, ORDAINED AND APPROVED by the Clinton County Board on the 15th day of August, 2005.

S/ Ray Kloeckner
Board Chairman

EXHIBIT D
ORDINANCE # 08-05-03

BE IT ORDAINED BY THE COUNTY OF CLINTON, ILLINOIS AS FOLLOWS:

Pursuant to Article 40-3-2 of the Clinton Counth Zoning Code, as amended, the following described real estate is hereby rezoned from Agricultural (AG) to Agricultural Residential (A-R):

Tract 4 on map

Part of the Southwest Quarter of Section 16 and part of the Southeast Quarter of Section 17, all In Township 2 North. Range 5 West of Third Principal Meridian, Clinton County, Illinois, described as follows:

Beginning at the Northwest corner of the Northeast 1/4 of said Southeast 1/4 of Section 17; thence, N.89 18'22"E.,(bearing assumed) along the North line of-said Southeast 1/4 of Section 17, 1323.42 feet to the Northwest corner of said Southwest 1/4 of Section 16; thence, N.88 43'38"E., along the North line of said Southwest 1/4 of Section 16, 148.54 feet; thence, S.01 21'18"E., 1084.07 feet to a point on the North Right-of-Way line of F.A. Route 409 (New U.S. Route 50);

thence, along said North Right-of-Way line of F.A. Route 409 (New U.S. Route 50) as follows: S.79 35'55"W.,576.48 feet; N.88 21'55"W.,206.16 feet;S.79 35'55"W., 680.00 feet;S.85 33'44"W., 35.30 feet to the Southeast comer of Pine Lake Estates First Addition, a subdivision recorded as Doc. No. 1998R583 in the Clinton County, Illinois, Recorder's Office; thence, N.O1 03'07"W., collinear with the East line of said Pine Lake Estates First Addition, 1293.04 feet to the point of beginning, identified as Tract 4 on the Plat of Survey prepared by Netemeyer Engineering Associates, Inc. And recorded May 14, 2004 at 9:01 A.M. as Document No. 2004RO3503. Pt. of Parcel #05-05-16-300-001 & Pt. of Parcel #05-05-17.400-003

Tract 5 on map

Part of the West Half of Section 16, Township 2: North, Range 5 West of Third Principal Meridian, Clinton County, Illinois, described as follows:

Beginning at the Northeast corner of the Southwest 1/4 of the Northwest 1/4 of said Section 16; thence, S.01 07'55"E., (bearing assumed) along the East line of said Southwest 1/4 of the Northwest 1/4, 1330.34 feet to the Southeast corner of said Southwest 1/4 of the Northwest 1/4; thence, S.01 21'46"E., along the East line of the Northwest 1/4 of the Southwest 1/4, 50.00 feet; thence, S.88° 43'38"W., 1073.20 feet; thence, N.OO 53'38"W., 1383.42 feet to a point on the North line of said Southwest 1/4 of the Northwest 1/4; thence, N.SS88 53'28"E., along said North line, 1067.25 feet to the point of beginning, identified as Tract 5 on the Plat of Survey prepared by Netemeyer Engineering Associates,Inc. and recorded May 14, 2004 at 9:01 A.M. as Document No. 2004R03503.

And,

Part of the Southwest Quarter of the Northwest Quarter of Section 16, Township 2 North, Range 5 West of Third Principal Meridian, Clinton County, Illinois, described as follows:

Beginning at the Northwest corner of said Southwest 1/4 of the Northwest 1/4; thence, N.88 53'28"E., (bearing assumed) along the North line of said Southwest 1/4 of the Northwest 1/4, 200.00 feet; thence, S.OO 53'38"E., 1333.56 feet to a point on the South line of said Northwest 1/4; thence, S.88 43'38"W., along said South line, 200.00 feet to the Southwest corner of said Northwest 1/4; thence, N.OO 53'38"W., along the West line of said Northwest 1/4, 1334.13 feet to the point of beginning, identified as Tract 5 on the Plat of Survey prepared by Netemeyer Engineering Associates,Inc. and recorded May 14,2004 at9:01 A.M. as Document No. 2004R03503.

Tract 6 on map

Part of the Northwest Quarter of the Southwest Quarter of Section 16, Township 2 North, Range 5 West of Third Principal Meridian; Clinton County, Illinois, described as follows:

Commencing at the Northeast comer of said Northwest 1/4 of the Southwest 1/4; thence, S.O1 21'46"E., (bearing assumed) along the East line of said Northwest 1/4 of the Southwest 1/4, 50.00 feet to the point of beginning; thence, continuing S. 01 21'46"E., along said East line, 873.85 feet to a point on the North Right-of-Way line of F.A. Route 409 (New U.S. Route 50); thence, along a curve on said North Right-of-Way line of F.A. Route 409

(New U.S. Route 50) having a radius point to the South, a radial distance of 11609.13 feet, a chord bearing, S. 81 35'32"W., and a chord distance of 807.70 feet; thence, continuing along said North Right-of-Way line of F.A. Route 409 (New U.S. Route 50) S.79 35'55"W., 377.50 feet; thence, N. 01 21'18"W., 1034.07 feet; thence, N.88 43'38"E., 1174.27 feet to the point of beginning, identified as Tract 6 on the Plat of Survey prepared by Netemeyer Engineering Associates, Inc. And recorded May 14, 2004 at 9:01 A.M. as Document No. 2004RO3503.
Pt of Parcel #05-05-16-300-001 & Pt of Parcel #05-05-16-100-002

Road:

Part of the West Half of Section 16, Township 2 North, Range 5 West of Third Principal Meridian, Clinton County, Illinois, described as follows:

Commencing at the Northwest corner of the Northwest 1/4 of said Section 16; thence, N.88 50'04"E., (bearing assumed) along the North line of said Northwest 1/4, 200.00 feet to the point of beginning; thence, continuing N.88 50'04"E., along said North line, 50.00 feet; thence, S.00 53'38"E., 2707.65 feet;

thence, S.88 43'38"W., 101.07 feet; thence, N. 01 21'18"W., 50.00 feet to a point on the South line of said Northwest 1/4; thence, N.88 43'38"E., along said South line, 51.47 feet; thence, N.00 53'38"W., 2657.75 feet to the point of beginning, identified as Horstmann Lane on the Plat of Survey prepared by Netemeyer Engineering Associates, Inc. And recorded May 14, 2004 at 9:01 A.M. as Document No. 2004RO3503.

Pt. of Parcel #05-05-16-300-001 & Pt. of Parcel #05-05-16-100-002 & Pt. of Parcel #05-05-16-100-005 .
Property is owned by Trenton Land Development.

**Clinton County Board
September 19, 2005**

The September meeting of the Clinton County Board was called to order by Sheriff Mike Kreke on Monday, September 19, 2005, in the county board meeting room.

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

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

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

MOTION by Lampe second by Robbins to approve the appointment of Brian Krausz as Trustee of the New Memphis Sanitary District. **MOTION CARRIED.**

First reading of appointments:

- a. Pat Callahan - Public Building Commission
- b. Tony Jansen - Santa Fe Drainage & Levee District

MOTION by Jack Taylor second by Sullivan to approve a contract with the Clinton County Soil & Water Conservation District to provide Natural Resource Information reports to the County Zoning Board. **MOTION CARRIED.** (Exhibit A)

Chairman Kloeckner appointed a committee of Lavern Holtgrave, John Raymond and Mark Beckmann to study the Early Retirement Incentive Program (ERI). He also said that any employee who is eligible for the program can serve on the committee.

MOTION by Brian Guthrie second by Craig Taylor to approve the annual report of the Regional Office of Education. **MOTION CARRIED.**

MOTION by Foppe second by Fix to leave the reimbursement for mileage at the current rate of \$.405 a mile. **MOTION CARRIED.**

MOTION by Robbins second by Hitpas to approve Resolution #09-05-01 commending Kaskaskia College on their 65th anniversary of providing educational services in Clinton County. **MOTION CARRIED.** (Exhibit B)

County Farm - no report.

INSURANCE TRUST - Foppe reported the annual meeting of the IL County Insurance Trust was held September 9, 2005. Terry Moore of Randolph County was elected Chairman of the Trust.

HEALTH INSURANCE COMMITTEE - Raymond reported the bills were in order and approved.

UNINCORPORATED AREA IMPROVEMENT COMMITTEE - Robbins reported a meeting is scheduled for Thursday, September 12th, at 6:00 p.m.

SAFETY COMMITTEE - Pingsterhaus reported the scheduled meeting was cancelled because the ICIT representative could not be present. It will be rescheduled.

EDUCATION COMMITTEE - Guthrie reported the Committee met September 1st. High School graduates are now required to have four years of math. There are some new safety changes, such as requiring three fire drills each year with fire department personnel. The next meeting is November 3 @ 4:30 p.m.

708 MENTAL HEALTH BOARD - Foppe will be presenting the budget request of the Board

at next month's meeting.

GIS COMMITTEE - Beckmann reported the GIS meeting will be September 26, at 5 p.m. not on the 22nd as had been previously posted.

RC&D COUNCIL - Lampe - a meeting is scheduled for tomorrow evening in Mascoutah at 7:30 p.m.

SOLID WASTE COMMITTEE - Holtgrave - a meeting is scheduled for Thursday, September 22 at 5:00 p.m.

TOURISM COMMITTEE - Holtgrave reported a meeting is scheduled for Thursday, September 22, at 11:00 a.m. in Fairview Heights and one on Wednesday, September 21, at 6:00 p.m. in Carlyle.

911 COMMITTEE - Fix reported the 911 Dispatchers have been handling an extremely high number of calls. Approximately 60% of the calls received are from cell phones.

PERSONNEL/LABOR COMMITTEE - Hitpas reported the committee met with Mike McMillan of the Health Department. McMillan will be getting some information together for the committee.

The Committee has sent a letter to the Fraternal Order of Police on the 911 contract and the grievance that was filed. The Committee is waiting for a response.

MOTION by Hitpas second by Sullivan that the County Board accept the Teamsters Union contracts - Sheriff, Health Department, Body Politic, Circuit Clerk and Probation. **MOTION CARRIED.**

MOTION by Hitpas second by Sullivan to approve pay increases for part-time employees with one year of service of \$.25 an hour the first year, and \$.45 an hour each year for the next three years. This increase will be retroactive to December 1, 2004. This excludes the Highway Department, FOP, Lake Patrol and Prisoner Transport employees. **MOTION CARRIED.**

MOTION by Hitpas second by Raymond to increase pay for the Bailiffs from \$60.00 a day to \$75.00 a day. **MOTION CARRIED.**

MOTION by Hitpas second by Foppe to approve a 2.5% pay increase for the Board of Review members. **MOTION CARRIED.**

MOTION by Hitpas second by Holtgrave to approve the pay increases retroactive to December 1, 2004. **MOTION CARRIED.**

States Attorney Henry Bergmann stated the pay increases need to be in ordinance form. The union contracts are okay but everything else needs to wait until next month when ordinances can be prepared for approval. The mileage issue also needs to be in form of an ordinance.

VETERAN'S MEMORIAL COMMITTEE - Lampe reported the Veteran's Committee is wanting to mount a brass plaque at the War Memorial that will have all the county Prisoner of War names on it. **MOTION** by Lampe second by Holtgrave to approve. **MOTION CARRIED.**

ZONING/SUBDIVISION COMMITTEE - **MOTION** by Craig Taylor second by Murray to approve an Text Change Ordinance #09-05-02 amending section 40-4-8(e) of the County Zoning Code. Roll call: Yes -Beckmann, Fix, Foppe, Guthrie, Hitpas, Holtgrave, Kloeckner, Lampe, Murray, Pingsterhaus, Raymond, Robbins, Sullivan, Craig Taylor and Jack Taylor. **MOTION CARRIED.** (Exhibit C)

An Zoning Code amendment concerning small rural businesses will be brought before the board at a later date.

MOTION by Craig Taylor second by Beckmann to waive the first reading of Alfred Ratermann 1st Subdivision. **MOTION CARRIED.**

MOTION by Fix second by Jack Taylor to approve the second and final reading of Alfred Ratermann 1st Subdivision. **MOTION CARRIED.**

MOTION by Beckmann second by Sullivan to approve the second and final reading of Timber Creek Subdivision. **MOTION CARRIED.**

Lampe reported there is a situation on the Breese/Germantown Road where a subdivision was laid out by a licensed engineer who should have known about the zoning laws. He stated a lot of people in his district are upset about the situation. A variance was granted from 100' to 54'. Zoning Administrator Joyce Lucas stated that the subdivision in question is located within the corporate limits of the Village of Germantown, which has its own subdivision ordinance. The County Engineer and the County Zoning Administrator do not approve the plats when the Village has their own ordinance regulating them.

LAW ENFORCEMENT COMMITTEE - The Board thanked Mark Pingsterhaus for taking care of getting the pictures of the board members displayed in the lobby of the Jail.

ECONOMIC DEVELOPMENT/SWIDA/SCIGA COMMITTEE - Sullivan reported SWIDA has a meeting scheduled September 22nd and SCIGA has a meeting scheduled September 28th.

MOTION by Sullivan second by Murray to approve a five year commitment plan with South Central Illinois Growth Alliance. This is a group that was formed to promote growth in the five-county area. Clinton County's annual contribution will be \$.20 per capita or \$2,944.00 a year. **MOTION CARRIED.**

ROAD & BRIDGE COMMITTEE - Engineer Mitchell presented Motor Fuel Tax Audits for the County and the Townships for 2004.

MOTION by Guthrie second by Jack Taylor to approve a petition from the Village of Keyesport for 50% county match to replace a drainage structure on Washington Street. **MOTION CARRIED.**

MOTION by Raymond second by Fix to adopt a resolution approving the use of CH#14 (St. Rose Road) and CH#13 (Stolletown Road) as a temporary detour route for repairs on the Shoal Creek Bridge on Rte 50. **MOTION CARRIED.**

Engineer Mitchell reported there are two proposed new entrances on CH#5 (Shattuc Road). The entrances will be for Kaskaskia College (east side) and Christ Our Rock Lutheran High School (west side).

Mitchell also reported the drainage structure on Drive-In Road in Breese Township should be finished within the next month.

FINANCE/HEALTH SERVICES/RLF COMMITTEE - **MOTION** by Robbins second by Holtgrave to approve the monthly Budget & Financial Report of the Treasurer's Office. **MOTION CARRIED.**

Treasurer Mueller reported the second installment of the Real Estate Taxes is due October 5, 2005. He also reported Fred Becker is working on the 2005/06 budget.

Revolving Loan Fund - The paperwork for the subordination agreement with Rakers

All Smiles Day Care is in order.

MOTION by Jack Taylor second by Hitpas to approve a loan not to exceed \$45,000.00 from the Revolving Loan Fund to Perry Stanfa for his trucking business. The interest rate for the 10 year loan will be 3%. The approval is contingent upon all the paperwork being completed properly. **MOTION CARRIED.**

Mueller reported D's Roller Rink is applying for a loan from Centre Bank. They have a loan with the county from the Revolving Loan Fund. **MOTION** by Lampe second by Beckmann to approve a subordination agreement on D's Roller Rink. **MOTION CARRIED.**

Treasurer Mueller requested that when an office head needs to amend their budget, they need to contact the Finance Committee who in turn will bring the request to the County Board for their approval.

The monthly report of the Clinton County Health Department was presented.

Judge Hitpas is requesting the Finance Committee put a new line item in next year's budget for interpreter fees in the amount of \$15,000.00. This new line item would be in the Court Fees Fund. **MOTION** by Jack Taylor second by Fix to approve a new line item put in next year's budget. **MOTION CARRIED.**

MOTION by Holtgrave second by Pingsterhaus to approve the request of County Clerk LaCaze to purchase an additional server to be housed in the 911 Dispatchers Office. This server will be a back up of the files in his office. **MOTION CARRIED.**

FACILITIES COMMITTEE - Craig Taylor said his committee recommends the storeroom at the Annex be cleared by November 19, 2005. The office heads who have items stored there need to destroy them. **MOTION** by Craig Taylor second by Fix to clear the storage area by November 19, 2005. **MOTION CARRIED.** Taylor reported a representative from the State Archives said the records be destroyed. Treasurer Mueller stated his office has records stored that he does not want destroyed. These records are not duplicated anywhere. States Attorney Bergmann stated the office heads make the decision on what records need to be kept and the county has to find a place to store them.

GENERAL SERVICES COMMITTEE - Everything was in order.

LIQUOR COMMITTEE - Holtgrave reported a new liquor license application has been received for Ford Brothers Tavern in Lookingglass Township.

MOTION by Holtgrave second by Sullivan to support the Clinton County Tavern Association and other establishments in regard to the Indoor Clean Air Act. **MOTION CARRIED.**

ENVIRONMENTAL CONCERNS COMMITTEE - Beckmann reported the Committee is waiting for the States Attorney's opinion on how the remaining funds of the Pearl Sand Account should be distributed.

Member Jack Taylor said the Finance Committee had a cost study done and would like a recommendation on a fee increase from the offices involved. His Committee will be contacting the Sheriff, GIS, and County Clerk & Recorder's Office.

MOTION by Holtgrave second by Jack Taylor to approve payment of the Accounts Payable Claims. **MOTION CARRIED.**

MOTION by Robbins second by Craig Taylor to adjourn the meeting. **MOTION CARRIED.**

Ray Kloeckner
Board Chairman

Thomas LaCaze, County Clerk & Recorder

Exhibit A

NATURAL RESOURCE INFORMATION REPORT CONTRACT

The Clinton County Soil and water Conservation District hereafter referred to as the SWCD and the 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 and 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 NRF Reports to include:
 - General site information
 - Introduction and Instruction of the Report
 - Soils Information: Based on the current Soil Survey for intended use
 - Resource Information including potential impacts on agriculture, flooding and hydric soil
 - Map Information including plat, soil, zone, topographic, wetland and flood plain
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 and Water Conservation District during fiscal year of December 1, 2005 to November 30, 2006.

**Exhibit B
#09-05-01**

WHEREAS, Kaskaskia College opened as Centralia Township Junior College on September 9, 1940;

WHEREAS, Kaskaskia College was the first tax supported Junior College in Illinois;

WHEREAS, the original Junior College District #501 was expanded geographically on July 1, 1966 to become Kaskaskia College;

WHEREAS, Kaskaskia College has continued to provide access to a quality college education for students from Bond, Clinton, Fayette, Marion and Washington Counties for the past 65 years;

WHEREAS, Kaskaskia College is currently the fastest growing institution in Illinois with an enrollment growth of 89.8%, and is ranked 4th in the nation as to fastest growing community colleges;

WHEREAS, Kaskaskia College last year provided services to 11,000 students as the main campus and education centers throughout the district;

WHEREAS, Kaskaskia College will continue to enhance economic development in the future;

BE IT RESOLVED that the Clinton County Board hereby commends Kaskaskia College for educating students over the past 65 years, and

That the Clinton County Board hereby congratulates Kaskaskia College on its past achievements and growth throughout the past 65 years, and

That the Clinton County Board hereby wishes the Kaskaskia College Board of Trustees, faculty, staff and students continued success in the future.

Approved this 19th day of September, 2005, by the Corporate Authority of the County of Clinton, Illinois.

Attest:
S/ Thomas LaCaze
County Clerk & Recorder

S/ Ray Kloeckner
Board Chairman

EXHIBIT C
#09-05-02

BE IT ORDAINED by the County of Clinton, Illinois as follows:

That section 40-4-8(e) of the Clinton County Zoning Code be amended as follows:

Section 40-4-8 (e) Minimum setbacks:

1. **DELETE** - From front lot line: (except along county roads, the minimum shall be 100 feet from the centerline of the road and township roads the minimum setback shall be 75 feet from the centerline of the road).

1. **ADD** - From front lot line: (except along county roads outside the incorporated limits of any city, village or incorporated town, the minimum setback shall be 100 feet from the road and township roads the minimum setback shall be 75 feet from the centerline of the road.

ADOPTED, ORDAINED AND APPROVED September 19, 2005 by a vote of the Corporate Authorities of the County of Clinton, Illinois, this 19th day of September, 2005.

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

APPROVED by the Corporate Authorities of the County of Clinton, Illinois, this 19th day of September, 2005.

S/ Ray Kloeckner, Chairman

Attest:
S/ Thomas LaCaze, County Clerk

CLINTON COUNTY BOARD
December 19, 2005

The December meeting of the Clinton County District Board was called to order on Monday, December 19, 2005, at 7:00 p.m. in the board meeting room.

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

The Pledge of Allegiance was recited. Recognition of visitors and guests.

Chairman Kloeckner asked for a moment of silence in honor of Gene Abernathy, who died. He had served as a county board member for 16 years.

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

MOTION by Robbins second by Murray to approve the appointment of Wayne Michael as Zoning Board of Appeals member. **MOTION CARRIED.**

Employees have asked about increasing the mileage allotment to the same amount the federal government pays. **MOTION** by Sullivan second by Foppe to keep the county's reimbursement for mileage at \$.405 cents a mile. **MOTION CARRIED.**

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

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

Western Clinton Co Senior Services have submitted a request for a \$2,500.00 donation. Question as to the legality of giving a donation was raised. Sullivan made a motion to approve the donation, but the motion died for lack of a second. States Attorney Bergmann said the county can pass a referendum for this. If it passes, a tax can then be levied for that purpose.

Chairman Kloeckner received a copy of a letter from Dr. Kay Bennett of Damiansville School District thanking Sheriff Mike Kreke, Deputies Voss and Perez for their assistance in dealing with a student who had threatened suicide. She stated Voss & Perez were very professional and caring in dealing with the situation.

COUNTY FARM COMMITTEE - MOTION by Craig Taylor second by Lampe to approve a contract to obtain soil samples at a cost of \$300.00. **MOTION CARRIED.**

The Carlyle City Administrator had talked with the Committee about improvements at the Industrial Park. The Committee is looking at changing the county's policy concerning the roads and utilities.

INSURANCE TRUST - Foppe reported the Trust will meet this Wednesday at 9:00 a.m.

INSURANCE COMMITTEE - Raymond reported all bills were approved. He had contacted Foppe Insurance Agency about the retirees and Medicare Part D. Foppe Insurance Agency prepared a letter that was sent to all retirees who are 65 years or older and on the county's health plan.

NO REPORTS - The following committees had no reports - Unincorporated Area Improvement, Safety, Mental Health Board, 911, Veteran's Memorial, Law Enforcement, and Liquor.

EDUCATION COMMITTEE - Guthrie reported the next meeting will be January 5, 2006, at 4:30 p.m.

GIS COMMITTEE - Beckmann reported the meeting for Monday has been rescheduled for Tuesday, December 27, 2005, at 5:00 p.m.

RC&D COUNCIL - Lampe reported the Council will be meeting next month.

SOLID WASTE COMMITTEE - Holtgrave stated the next meeting is Tuesday, December 27, 2005, at 7:00 p.m.

TOURISM COMMITTEE - Holtgrave reported the Committee will be discussing the Breese Summerfest at their meeting next month.

PERSONNEL/LABOR COMMITTEE - Hitpas reported the Highway Department policy has been approved by the Committee. **MOTION** by Hitpas second by Sullivan to adopt the County Highway Policy and give the Committee approval to work on some differences between the contracts and the County Code. **MOTION CARRIED.**

ZONING/SUBDIVISION COMMITTEE - **MOTION** by Craig second by Hitpas to approve a variance in Hillbrook Estates in Germantown Township. **MOTION CARRIED.**

ECONOMIC DEVELOPMENT/SCIGA/SWIDA COMMITTEE - Sullivan reported there will be an Economic Development Committee meeting January 6, 2006.

ROAD & BRIDGE COMMITTEE - Engineer Mitchell reported there will be a rock letting for the County and Townships on January 11, 2006.

MOTION by Robbins second by Taylor to approve Resolution #12-05-02 for a joint

agreement with the IL Department of Transportation to replace a bridge in Shattuc and appropriate \$100,000.00 from the Bridge Fund for this project. **MOTION CARRIED.**

FINANCE/HEALTH SERVICES/RLF COMMITTEE - MOTION by Taylor second by Hitpas to approve payment of a bill for \$100.00 for panels at the Animal Control facility. **MOTION CARRIED.**

MOTION by Jack second by Robbins to approve the monthly report of the Health Department. **MOTION CARRIED.**

MOTION by Lampe second by Robbins to approve the six month report of the County Treasurer's Office. **MOTION CARRIED.**

Treasurer Mueller reported he received an oil check in the amount of \$10,014.00. The Real Estate Tax distribution will be December 30, 2005.

MOTION by Holtgrave second by Fix to approve the listing of banks the Treasurer's Office is authorized to do business with. **MOTION CARRIED.**

MOTION by Raymond second by Craig Taylor to approve Resolution #12-05-01 to sell property 12-11-32-721-01-001, Tax Sale Certificate #129 from the December 16, 1996 tax sale. **MOTION CARRIED.**

MOTION by Raymond second by Holtgrave to authorize the Board Chairman to sign the deed for 12-11-32-721-01-001. **MOTION CARRIED.**

The monthly meeting of the County Board in January will be Tuesday, January 17th. The County will be observing Martin Luther King's birthday on January 16, 2006.

MOTION by Jack Taylor second by Foppe to approve dispersing \$8,100.00 to Sugar Creek Ambulance Service for surplus funds that have accumulated over the last 8 to 10 years. **MOTION CARRIED.**

Fred Becker of Glass & Shuffett presented the Budget and Levy Ordinance for December 1, 2005 - November 30, 2006. **MOTION** by Craig Taylor second by Robbins to approve the Budget and Appropriations. Roll call vote: Yes - Beckmann, Fix, Foppe, Guthrie, Hitpas, Holtgrave, Lampe, Murray, Pinstershaus, Raymond, Robbins, Sullivan, Craig Taylor and Jack Taylor. **MOTION CARRIED.**

MOTION by Jack Taylor second by Holtgrave to accept the previous roll call on all the tax levies - General Corporate, IMRF, Liability Insurance, Workers compensation, Unemployment Compensation, FICA, Extension Service, TB, Mental Health, General Highway, Bridge and Roads, Match Federal Funds, Bonds,

(Courthouse and Self Insurance), and ambulance service contracts. **MOTION CARRIED.**

FACILITIES COMMITTEE - MOTION by Craig Taylor second by Foppe to approve shredding documents at a charge of \$.05 a pound. **MOTION CARRIED.**

MOTION Craig Taylor second by Jack Taylor to use part-time people from the Sheriff's Office to move documents into the new storage area and pay both the shredding charges and document moving charges with Oil Surplus Funds. **MOTION CARRIED.**

GENERAL SERVICES COMMITTEE - All the bills were in order.

ENVIRONMENTAL CONCERNS COMMITTEE - Beckmann reported he is going to schedule a meeting in January.

MOTION by Lampe second by Raymond to approve payment of the Accounts Payable Claims. **MOTION CARRIED.**

Sullivan asked for clarification on the request of Western Clinton Co Senior Services. States Attorney Bergmann said Counties are authorized to expend money on items that are in the county's code. It can be placed on the ballot and if it is approved, then each year it can be levied for. The county can request it be placed on the ballot by resolution. **MOTION** by Sullivan second by Lampe to request it be placed on the ballot. Bergmann said he would send a memo out on the procedure since it would be too late to place on the ballot at the primary. Sullivan withdrew his motion and Lampe his second.

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

Ray Kloeckner
Board Chairman

County Clerk and Recorder

#12-05-01

WHEREAS, pursuant to Section 21-90 of the IL Property Tax Code (ILCS 200/21-90), the County Board of Clinton County, Illinois, has undertaken a Delinquent Tax Program for the 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 # 12-11-32-721-01-001 as described in Cert #129 sold 12/16/96.

WHEREAS, a public auction was held February 25, 2005, 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 19th day of December, 2005.

Attest: S/ Thomas LaCaze
County Clerk

S/ Ray Kloeckner
Board Chairman

#12-05-02

BE IT RESOLVED by the County Board of Clinton County, Illinois, that the following described County Highway be improved under the IL Highway Code:

County Highway #5 (Shattuc Road) in a south direction to a point near 25+58, a distance of approximately 381 feet; and

BE IT FURTHER RESOLVED that the type of improvement shall be removal of the existing concrete deck and pier caps. The construction of new concrete pier caps on the existing piles, altering of the existing concrete abutments and the addition of precast prestressed concrete beams for S.N. 014-3014 with minor approach roadway work., and shall be designated as Section 02-00079-00-BR and,

BE IT FURTHER RESOLVED, that the improvement shall be constructed by contract; and

BE IT FURTHER RESOLVED that there is hereby appropriated the sum of One

Hundred thousand dollars, (\$100,000.00) from the County's Bridge Fund for the construction of this improvement and,

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation.

I, Thomas LaCaze, County Clerk of Clinton County, do certify the foregoing is a true and correct copy of a resolution adopted by the County Board at its regular meeting held at Carlyle on December 19, 2005.

Given under my hand and seal this 19th day of December, 2005.

SEAL

S/ Thomas LaCaze
County Clerk