

RESUME OF MINUTES OF A REGULAR MEETING OF THE COUNTY BOARD,  
CHAMPAIGN COUNTY, ILLINOIS  
April 8, 2004

The County Board of Champaign County, Illinois met at a Regular Meeting, Thursday, April 8, 2004 at 7:04 P.M. in Meeting Room 1, Brookens Administrative Center, 1776 East Washington Street, Urbana, Illinois, with Patricia Avery presiding and Sasha Green, as Secretary of the Meeting.

**ROLL CALL**

Roll call showed the following Board Members **Present:** Brumback, Busboom, Carter, Cowart, Crozier, Doenitz, Fabri, Greenwalt, Hambrick, Jay, Kirchner, Knott, Langenheim, Moser, O'Connor, Putman, Sapp, Schroeder, Shoemaker, Smith, Tapley, Anderson, Beckett, Betz, and Avery – 25; **Absent:** Feinen and Wysocki – 2. Thereupon, the Chair declared a quorum present and the Board competent to conduct business. Board Member Feinen arrived after roll call.

**PRAYER & PLEDGE OF ALLEGIANCE**

A prayer was given by Board Member Shoemaker. The Pledge of Allegiance to the Flag was given.

**READ NOTICE OF MEETING**

The Clerk read the Notice of the Meeting, said Notice having been published in *Mahomet Citizen* and *The Rantoul Press* on March 10, 2004; *County Star* on March 11, 2004; *Southern Champaign County* and *The Fisher Reporter* on March 24, 2004; *The Leader* on March 25, 2004; *Mahomet Citizen* and *The Rantoul Press* on March 31, 2004; *County Star* on April 1, 2004; and *The News Gazette* on April 6, 2004. Board Member Betz offered a motion to approve the notice; seconded by Board Member Langenheim. Approved by voice vote.

**APPROVAL OF MINUTES**

Board Member Betz offered the motion that the Minutes of the March 18, 2004 Regular County Board Meeting and March 18, 2004 Closed Session be approved; seconded by Board Member Langenheim. Approved by voice vote.

**APPROVAL OF AGENDA/ADDENDUM**

Board Member Betz offered the motion to approve the Agenda/Addendum; seconded by Board Member Carter. Approved by voice vote.

**DATE/TIME OF NEXT REGULAR MEETING**

Chair Avery announced that the next County Board Meeting will be held on April 29, 2004 at 7:00 P.M. Discussion followed.

**PUBLIC PARTICIPATION**

Larry Knox spoke regarding the Greenwood Lake Fourth Subdivision. Ike Mapson spoke regarding minority contract issues. Roy Marcelin, Vice President of the NAACP, spoke regarding minority contract issues.

**ANNOUNCEMENTS/COMMUNICATIONS**

Chair Avery announced that a contract to Varsity Striping & Construction Company, which is a female owned business, is on the Consent Agenda to be considered. Chair Avery announced the Sheriff's appreciation for Ordinance 681, which allows medical bills to be charged at the Public Aid rate, passed at the March 20, 2003 Regular County Board Meeting. Chair Avery announced she has taken an additional position as the Champaign-Urbana Area Project interim Executive Director. Board Member Kirchner informed the Board about action of the Election Assistance Sub-Committee, the next meeting is April 26, 2004. Board Member Beckett thanked Ms. Mickey Decker for sending a 1950's News-Gazette article on the County Courthouse Dedication. Board Member Beckett also circulated an article about the Varsity Striping & Construction Company.

**CONSIDERATION OF CONSENT AGENDA ITEMS BY OMNIBUS VOTE**

Board Member Betz requested to remove the approval of an Ordinance Regulating Tree Trimming, Cutting, and Removal by Public Utilities, as revised (Options A and B) from the consent agenda. Board Member Feinen requested to remove the appointments of Patricia Avery and Jennifer Putman to the County Engineer Selection Committee from the consent agenda. Board Member Shoemaker requested to remove the adoption of a Resolution Awarding of Contract for Bituminous Material for 2004 Maintenance of Various Road Districts in Champaign County to Emulsicoat, Inc. from the Consent Agenda. Discussion followed.

**POLICY, PERSONNEL & APPOINTMENTS**

Acceptance of the resignation of Steve Beckett from the Election Assistance Sub-Committee.

Concurrence with the County Board Chair in the appointment of Tony Fabri to the Election Assistance Sub-Committee.

Concurrence with the County Board Chair in the appointment of Clarence Tom Lemke as trustee on the Eastern Prairie Fire Protection District for term ending April 30, 2007.

Concurrence with the County Board Chair in the appointment of Richard Amsden as Trustee on the Ludlow Fire Protection District for term ending April 30, 2007.

Concurrence with the County Board Chair in the appointment of Merle Sage as Trustee on the Thomasboro Fire Protection District for term ending April 30, 2007.

Concurrence with the County Board Chair in the appointment of Mark Musson as Trustee on the Tolono Fire Protection District for term ending April 30, 2007.

Concurrence with the County Board Chair in the appointment of William Walker as Trustee on the Windsor Park Fire Protection District for term ending April 30, 2007.

Concurrence with the County Board Chair in the appointment of Norman Paul as Trustee on the St. Joseph/Stanton Fire Protection District for term ending April 30, 2007.

Concurrence with the County Board Chair in the appointment of Paul Berbaum as Trustee on the Scott Fire Protection District for term ending April 30, 2006.

Concurrence with the County Board Chair in the appointment of William Cearlock as Trustee on the Sterns Cemetery Association for term ending June 30, 2008.

Concurrence with the County Board Chair in the appointment of Dale Busboom as Commissioner on the St. Joseph #4 Drainage District for term ending August 31, 2006.

Concurrence with the County Board Chair in the appointment of Max Franks as Commissioner on the Union Drainage District #1 of Philo and Crittenden for term ending August 31, 2006.

Concurrence with the County Board Chair in the appointment of Daniel C. Mills as Commissioner on the Union Drainage District #2 of St. Joseph and Ogden for term ending August 31, 2006.

Adoption of **Resolution 4787, "Requesting that the Champaign County Regional Planning Commission Assemble a Public/Private Collaboration to Undertake a County-Wide Community Visioning Project."**

Approval of a Memorandum of Agreement by and between the Champaign County Board and Brinks, Incorporated, effective April 1, 2004 for one year.

HIGHWAY & TRANSPORTATION

Adoption of **Resolution 4788, "Resolution Awarding of Contract for the Replacement of a Bridge Located in Ludlow Road District, Section #03-14888-00-BR."**

Adoption of **Resolution 4789, "Resolution Awarding of Contract for the Replacement of Two Bridges Located in Ludlow Road District, Section #03-14886-00-BR and #03-14887-00-BR."**

Adoption of **Resolution 4790, "Resolution Awarding of Contract for the Replacement of a Bridge Located Between Rantoul-Compromise Road Districts, Section, #03-06889-00-BR."**

Adoption of **Resolution 4791, "Resolution Awarding of Contract for the Replacement of A Bridge Located on County Highway 18, Section, #02-00800-00-BR."**

Adoption of **Resolution 4792, "Resolution Awarding of Contract for 2004 Pavement Striping of Various County Highways, Section #04-00000-01-GM."**

Adoption of **Resolution 4793, "Petition Requesting and Resolution approving Appropriation of Funds from the County Bridge Fund Pursuant To 605 ILCS 5/5-501."**

Adoption of **Ordinance 712, "Champaign County Adopt-a-Highway Ordinance."**

Approval of the appointments of Don Crozier and Lloyd Carter to the County Engineer Selection Committee, as representatives from the Highway & Transportation Committee.

FINANCE

Adoption of **Resolution 4794, "Budget Amendments, April 2004, FY 2004."**

Adoption of **Resolution 4795, “Transfer of Funds, April 2004, FY 2004.”**

Adoption of **Resolution 4796, “Authorization for a Loan to the General Corporate Fund from the Public Safety Sales Tax Fund.”**

Adoption of **Resolution 4797, “Authorization for Loan to Social Security and IMRF from Working Cash Fund.”**

Approval of the appointment of Tom Betz to the Negotiation Team for the Head Start Contract.

Board Member Beckett offered the motion to approve the consent agenda; seconded by Board Member Hambrick. Chair Avery asked the Clerk to call the roll.

Consent Agenda approved by roll call vote.

Yeas: Brumback, Busboom, Carter, Cowart, Crozier, Doenitz, Fabri, Feinen, Greenwalt, Hambrick, Jay, Kirchner, Knott, Langenheim, Moser, O’Connor, Putman, Sapp, Schroeder, Shoemaker, Smith, Tapley, Anderson, Beckett, Betz, and Avery – 26;

Nays: None.

## **COMMITTEE REPORTS**

### **POLICY, PERSONNEL & APPOINTMENTS**

Discussion. Board Member Betz, Chair, recommended the adoption of “An Ordinance Regulating Tree Trimming, Cutting, and Removal by Public Utilities”; seconded by Board Member Kirchner. Board Member Putman offered to amend the motion to substitute Option C, as presented at the Meeting, **Ordinance 713, “An Ordinance Regulating Tree Trimming, Cutting, and Removal by Public Utilities;”** seconded by Board Member Kirchner. Discussion followed.

Motion to substitute original ordinance with option C approved by roll call vote.

Yeas: Brumback, Cowart, Fabri, Feinen, Greenwalt, Hambrick, Kirchner, Knott, Langenheim, O’Connor, Putman, Sapp, Shoemaker, Smith, Anderson, Beckett, Betz, and Avery - 18;

Nays: Busboom, Carter, Crozier, Doenitz, Jay, Moser, Schroeder, Tapley - 8.

Discussion followed. **Ordinance 713** adopted by voice vote as amended.

Board Member Betz recommended the appointments of Patricia Avery and Jennifer Putman to the County Engineer Selection Committee; seconded by Board Member Kirchner. Discussion followed. Board Member Feinen offered the motion to add Marvin Johnson, Chair of Highway Commissioners, and Chris Doenitz, Mahomet Township Road Commissioner, to the County Engineer Selection Committee; seconded by Board Member Busboom. Discussion followed. Chair Avery ruled Board Member Feinen's motion out of order. Discussion followed. Board Member Feinen made a motion to suspend the rules to allow her additions to the County Engineer Selection Committee; seconded by board Member Knott. Discussion followed. A roll call vote was requested. Discussion followed.

Motion to suspend rules failed by roll call vote.

Yeas: Busboom, Crozier, Feinen, Jay, Knott, Moser, O'Connor, and Tapley - 8;

Nays: Brumback, Carter, Cowart, Fabri, Greenwalt, Hambrick, Kirchner, Langenheim, Putman, Sapp, Schroeder, Shoemaker, Smith, Anderson, Beckett, Betz, and Avery - 17;

Abstentions: Doenitz - 1.

Discussion followed. A roll call was requested on the main motion.

Main motion approved by roll call vote.

Yeas: Brumback, Carter, Cowart, Crozier, Doenitz, Fabri, Greenwalt, Hambrick, Jay, Kirchner, Langenheim, Moser, O'Connor, Putman, Sapp, Schroeder, Shoemaker, Smith, Tapley, Anderson, Beckett, Betz, and Avery - 23;

Nays: Busboom, Feinen, and Knott - 3.

#### HIGHWAY & TRANSPORTATION

Board Member Cowart, Chair, recommended the adoption of **Resolution 4798, "Resolution Awarding of Contract for Bituminous Material for 2004 Maintenance of Various Road Districts in Champaign County;"** seconded by Board Member Doenitz. Discussion followed. Approved by voice vote.

#### FINANCE

Board Member Fabri, Vice Chair, recommended the adoption of **Resolution 4799, "Payment of Claims Authorization, April, 2004, FY 2004;"** seconded by Board Member Moser. Approved by voice vote.

Board Member Fabri recommended approving and placing on file a list of Purchases Not Following Purchasing Policy; seconded by Board Member Hambrick. Approved by voice vote.

ENVIRONMENT & LAND USE

Board Member Langenheim, Chair, recommended the Final Plat approval for Greenwood Lake 4th Subdivision (Subdivision Case 172-03), a five lot major subdivision which is the fourth phase of an existing subdivision which involves two existing tracts in the AG-1, Agricultural District located in Section 21 of East Bend Township; seconded by Board Member Betz. Approved by voice vote.

COUNTY FACILITIES

Board Member Beckett, Chair, recommended the adoption of **Resolution 4800, "Resolution Settling Outstanding Professional Service Construction Claims;"** seconded by Board Member Betz. Approved by voice vote.

OTHER BUSINESS

Board Member Langenheim recommended approval of language for inclusion in contract/bid and related documents to obtain the broadest participation, with compliance with applicable law, in the construction of the Champaign County Nursing Home; seconded by Board Member Kirchner. Discussion followed. Board Member Tapley requested that the question be called; seconded by Board Member Knott. Motion to call the question passed by a show of hands. Discussion followed. A roll call was requested on the main motion. Discussion followed.

Main motion failed by roll call vote.

Yeas: Carter, Cowart, Fabri, Greenwalt, Hambrick, Kirchner, Langenheim, Putman, Shoemaker, Anderson, Betz, and Avery - 12;

Nays: Brumback, Busboom, Crozier, Doenitz, Feinen, Jay, Knott, Moser, O'Connor, Sapp, Schroeder, Smith, Tapley, and Beckett - 14.

Discussion.

Board Member Beckett moved to enter into executive session pursuant to 5 ILCS 120/2 (c) 1 to consider the employment, compensation, discipline, performance, or dismissal of an employee, further moving that the following individuals remain present: Recording Secretary, County's Legal Counsel, County Co-Administrators, and County Elected Officials; seconded by Board Member Moser.

Approved by roll call vote.

Yeas: Brumback, Busboom, Carter, Crozier, Doenitz, Fabri, Greenwalt, Langenheim, Moser, O'Connor, Putman, Sapp, Schroeder, Shoemaker, Smith, Tapley, Anderson, Beckett, Betz, and Avery - 20;

Nays: Cowart, Feinen, Hambrick, Jay, Kirchner, and Knott - 6.

Chair Avery announced a five minute recess before entering into executive session.

The Board re-entered into Open Session at 9:50 pm. Board Member Beckett recommended to suspend the 10:00 pm rule; seconded by Board Member Betz. Approved by voice vote.

Board Member Beckett moved to enter into executive session pursuant to 5 ILCS 120/2 (c) 1 to consider the employment, compensation, discipline, performance, or dismissal of an employee, further moving that the following individuals remain present: Recording Secretary, County's Legal Counsel, County Co-Administrators, and County Elected Officials; seconded by Board Member Moser.

Approved by roll call vote.

Yeas: Brumback, Busboom, Carter, Cowart, Crozier, Doenitz, Fabri, Greenwalt, Jay, Langenheim, Moser, Putman, Sapp, Schroeder, Shoemaker, Smith, Tapley, Anderson, Beckett, Betz, and Avery - 21;

Nays: Feinen, Knott, and O'Connor - 3;

Absent: Hambrick and Kirchner - 2.

The Board re-entered into Open Session at 11:19 pm.

Board Member Jay recommended Denny Inman be appointed sole County Administrator, further moving that a Committee be appointed to negotiate a contract with Denny Inman to be completed on or before May 1, 2004, further moving the Board authorize the creation of two Deputy Administrator positions, further moving for Denny Inman to complete the position analysis questionnaires, develop proposed job descriptions and meet with the Job Content Evaluation Committee to provide information regarding the creation of the two new positions, Deputy County Administrator and Deputy County Administrator - Human Resources, and the result of the Job Content Evaluation Committee recommendations be presented to the Policy, Personnel & Appointments Committee for review and consideration at the April 20, 2004 Meeting; seconded by Board Member Busboom. Discussion followed.

Board Member Betz moved to adjourn the Regular County Board Meeting; seconded by Board Member Putman. Discussion followed. A roll call was requested to adjourn.

Motion to adjourn failed by roll call vote.

Yeas: Brumback, Carter, Cowart, Fabri, Greenwalt, Kirchner, Langenheim, Putman, Shoemaker, Anderson, Betz, and Avery - 12;

Nays: Busboom, Crozier, Doenitz, Feinen, Jay, Knott, Moser, O'Connor, Sapp, Schroeder, Smith, Tapley, and Beckett - 13;

Absent: Hambrick - 1.



Discussion followed. Board Member Kirchner moved to defer to the next Regular County Board Meeting; seconded by Board Member Langenheim. A roll call vote was requested. Discussion followed. There was a friendly amendment to defer to the next Policy, Personnel & Appointments Committee. Discussion followed. A roll call vote was requested.

Motion to defer to the Policy, Personnel & Appointments Committee approved by roll call vote.

Yeas: Brumback, Carter, Cowart, Fabri, Greenwalt, Kirchner, Langenheim, Putman, Shoemaker, Smith, Anderson, Beckett, Betz, and Avery - 14;

Nays: Busboom, Crozier, Doenitz, Feinen, Jay, Knott, Moser, O'Connor, Sapp, Schroeder, and Tapley - 11;

Absent: Hambrick - 1.

Discussion followed.

Board Member Beckett recommended approval of Settlement of Anticipated Tort Litigation; seconded by Board Member Kirchner. Approved by voice vote.

### **NEW BUSINESS**

There was no new business.

### **ADJOURNMENT**

Chair Avery adjourned the Meeting at 11:35 P.M.

*Mark Sheldon*

Mark Sheldon, Champaign County Clerk  
and ex-Officio Clerk of the Champaign County Board  
Champaign County, Illinois