

**COLES COUNTY BOARD
Regular Meeting
December 11, 2018**

The regular meeting of the Coles County Board was called to order at 7:00 p.m. with the following members present Juan Barron, Brandon Bell, Travis Coffey, Denise Corray, Paul Daily, Jeremy Doughty, Brian Marvin, Stan Metzger, Nancy Purdy, Rick Shook, with Chairman Mike Zuhone presiding.

Following the Pledge to the Flag, the Invocation was given by Chairman, Mike Zuhone.

APPROVAL OF MINUTES

Motion by Metzger, seconded by Coffey to approve the September 11, 2018, and November 13, 2018 County Board Minutes with the consent of the County Board.

AYES: Barron, Bell, Coffey, Corray, Daily, Doughty,
Marvin, Metzger, Purdy, Shook, Zuhone (11)

NAYS: None (0)

ABSENT: None (0)

APPOINTMENT TO COUNTY BOARD DISTRICT #5 - JOHN DOTY

Appointment was made by Zuhone, to appoint John Doty to serve on the County Board District # 5 until November 30, 2018 with the consent of the County Board.

AYES: Barron, Bell, Coffey, Corray, Daily, Doughty,
Marvin, Metzger, Purdy, Shook, Zuhone (11)

NAYS: None (0)

ABSENT: None (0)

OATH

County Clerk Julie Coe then gave the Oath to Board Members Denise Corray and John Doty.

PUBLIC COMMENTS

Public comments were heard from the following:

Rob Perry James DiNaso Charles Stodden

HAVA ELECTION SECURITY GRANT

For a copy of the Security Grant see pages 4046 - 4048

Motion was made by Bell, seconded by Coffey

AYES: Barron, Bell, Coffey, Corray, Daily, Doty, Doughty,
Marvin, Metzger, Purdy, Shook, Zuhone (12)

NAYS: None (0)

ABSENT: None (0)

**AMENDMENT TO THE RESOLUTION REGULATING THE RIGHT OF THE PUBLIC
TO SPEAK AT OPEN MEETINGS**

For a copy of the resolution see pages 4049

Motion was made by Bell to send the resolution back to the Committee for clarification on the wording, seconded by Marvin

AYES: Barron, Bell, Coffey, Corray, Doty, Doughty,
Marvin, Metzger, Purdy, Zuhone (10)

NAYS: Daily, Shook (2)

ABSENT: None (0)

**RESOLUTION TO ABATE TAX LEVY (BUILDING BONDS)
RESOLUTION TO ABATE TAX LEVY (SCHOOL BONDS)**

For a copy of the resolutions see pages 4050- 4052

Motion was made by Metzger, seconded by Marvin to approve both resolutions

AYES: Barron, Bell, Coffey, Corray, Daily, Doty, Doughty,
Marvin, Metzger, Purdy, Shook, Zuhone (12)

NAYS: None (0)

ABSENT: None (0)

RESOLUTION: AMEND BUDGET - PROBATION SERVICE FEE FUND

For a copy of the resolution see page 4053

Motion was made by Metzger, seconded by Marvin

AYES: Barron, Bell, Coffey, Corray, Daily, Doty, Doughty,
Marvin, Metzger, Purdy, Shook, Zuhone (12)

NAYS: None (0)

ABSENT: None (0)

**RESOLUTION FOR MAINTENANCE
UNDER THE ILLINOIS HIGHWAY CODE (SECTION 19-00000-00-GM)**

For a copy of the resolution see page 4054

Motion was made by Daily, seconded by Shook

AYES: Barron, Bell, Coffey, Corray, Daily, Doty, Doughty,
Marvin, Metzger, Purdy, Shook, Zuhone (12)

NAYS: None (0)

ABSENT: None (0)

PLAQUE PRESENTATION

Chairman Zuhone presented Stan Metzger with a Certificate of Appreciation Plaque for his service as Chairman of the Board for the years of 2014 - 2018.

APPOINTMENTS

1. One appointment to the Mental Health 708 Board

ADJOURNED

Upon motion by Daily, seconded by Metzger, the Coles County Board was adjourned at 7:58 p.m. with the consent of the County Board..

AYES: Barron, Bell, Coffey, Corray, Daily, Doty, Doughty,
Marvin, Metzger, Purdy, Shook, Zuhone (12)

NAYS: None (0)

ABSENT: None (0)

ATTEST:


_____ County Clerk



Illinois State Board of Elections
Acceptance Agreement



HAVA Election Security Grant

You are receiving this Election Security Grant pursuant to Section 101 of the Help America Vote Act of 2002, ("HAVA") (P.L. 107-252). Generally stated, the purpose of this grant is to upgrade election-related computer systems to address cyber vulnerabilities identified through scans or assessments of existing election systems and implementing established cybersecurity best practices for election systems and other activities that will improve the security of elections for federal office. Your election jurisdiction, **Coles County** ("Election Authority"), will receive the amount of **\$18,242.00**, which will be distributed in a lump sum payment unless you request to receive funds in smaller portions. This funding and any additional funding received from the 2018 HAVA Election Security Grant funds is contingent upon meeting all requirements as set forth by the Cyber Navigator Program outlined in the Certification of Participation.

Specifically, this grant is to be used to:

1. Upgrade election related computer systems to address cyber vulnerabilities identified through scans or assessments of existing election systems
2. Implement cyber security best practices for election systems and other activities that will improve the security of elections for federal office

The State Board of Elections and you, the Election Authority, have responsibilities under HAVA both as to spending the grant for its intended purposes and tracking grant expenditures in accordance with applicable State and Federal laws and regulations. By accepting this grant, you agree to document all expenditures for audit purposes in accordance with generally accepted auditing standards, Federal Single Audit requirements, and any specific additional provisions contained in HAVA (42 U.S.C. § 15542). You must keep all expenditure documentation and receipts in your records until you are notified by the State Board of Elections to dispose of them. Furthermore, you agree to provide all documentation (i.e., receipts, invoices, copies of checks) applicable to activity under this grant program to the State Board of Elections or other auditing entity upon request.

Under no circumstances is this grant money to be supplanted into the county's election budget by the County Board or the Board of Election Commissioners. These grant funds must be kept separate and segregated. These funds may not be used in any way in a private residence. For example, they may not be used to make permanent improvements to the building(s) or property of a private residence. These grant funds may be used only to make improvements to publicly owned buildings and/or property. Furthermore, purchases made with this grant shall become the responsibility and property of the Election Authority, or to whom the assignment of any permanent property is made by the Election Authority, not the State Board of Elections. All property control and custody responsibilities will be assumed by the Election Authority. The Election Authority must follow the federal equipment management requirements included in 41 CFR 105-71.132 and maintain adequate records of equipment purchased with HAVA funds. Likewise, the Election Authority agrees that all future costs related to maintenance, repairs, and upgrades to equipment or property purchased with these grant funds shall be the sole responsibility of the Election Authority, not the State Board of Elections.

As a condition of receipt of this grant, the Election Authority agrees to comply with the provisions of the Business Enterprise for Minorities, Females, and Persons with Disabilities Act (30 ILCS 575/) and the equal employment practices of the Illinois Human Rights Act (775 ILCS 5/2-105). There are certain

federal financial controls applicable to this grant. According to the regulations of the U.S. Treasury, recipients of Federal monies (State governments) that pass the funds on to sub-recipients in advance (Local governments) must ensure that only those monies determined necessary for immediate cash needs are advanced (34 CFR 80.20). The State Auditor General has interpreted 'immediate cash needs' as receiving advance funds 30 days or less from the expected date of paying the sub-recipient's vendors. Please submit only when you are ready to pay your vendors for qualifying expenses under this Program within the timelines given above. Therefore, the grant may be applied toward any purchase or lease meeting the above criteria made between July 1, 2018-June 30, 2020. The Election Authority agrees to indemnify and hold the State Board of Elections harmless against any claims brought against it by the Comptroller General or other agency of the federal government, for reimbursement of the grant funds in the event that the Election Authority is found liable for misapplication, misuse, or misappropriation of funds.

The Election Authority agrees that it will not purchase goods/services with HAVA funds with any party which is debarred or suspended or is otherwise excluded from or ineligible for participation in Federal assistance programs under Executive Order 12549. These can be found on the Excluded Parties List System located at www.gsa.gov (http://www.gsa.gov/Portal/gsa/ep/contentView.do?contentType=GSA_BASIC&contentId=19944&noc=T)

The Election Authority will follow the Lobbying certification as required by Section 1352, Title 31 of the U.S. Code. The recipient certifies that: (a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress or an employee of a Member of Congress in connection with the making of any Federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal grant or cooperative agreement; and (b) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form – LLL, "Disclosure of Lobbying Activities."

THIS GRANT IS SUBJECT TO THE ILLINOIS GRANT FUNDS RECOVERY ACT (30 ILCS 705/1, et seq.). THEREFORE, ANY UNSPENT PORTION OF THE GRANT THAT REMAINS AFTER 30 DAYS MUST BE RETURNED WITH INTEREST TO THE STATE BOARD OF ELECTIONS IMMEDIATELY. ANY MISSPENT OR IMPROPERLY HELD GRANT FUNDS ARE SUBJECT TO RECOVERY BY THE STATE BOARD OF ELECTIONS.

Election authorities that fail to pay their vendors for qualifying expenses within the 30-day time period as specified by the terms of this Agreement and underlying federal rule shall become liable to the State Board of Elections for interest penalties for failing to meet the 30-day interval (unless the applicable grant amount, or any unused portion thereof, is returned to the State before the 30-day period has elapsed). An election authority failing to meet this 30-day requirement will be liable for interest at the rate applicable to the State's payments to its vendors under the terms of the State Prompt Payment Act (30ILCS 540). The interest calculation for this mandatory reimbursement is based on the historical interest rates earned by the State HAVA fund and paid by the State Treasurer during the specific time periods the money was improperly held by the local jurisdiction. The election authority assessed this interest penalty must remit the penalty amount to the State

Board of Elections within 30 days of receipt of notice from SBE. Such interest payment shall be identified separately from any grant returns or other refunds.

By signing this document, you certify that you agree to use the grant funds provided for the purposes articulated above and certify that you understand and agree to the record keeping and documentation requirements set forth above. **Further, you certify that you will return to the SBE any of the unspent funds remaining within thirty days after receipt of such funds as noted above.** For purposes of this paragraph, the unspent funds shall be considered timely returned if it is actually received in either of the SBE offices (Chicago or Springfield) within 30 days of receipt or, if received beyond such 30-day period, the envelope containing the unspent funds is postmarked within such 30-day period. If the postmark on the envelope containing the unspent funds is missing or illegible, the return of the unspent funds will be considered timely if such envelope is received by the SBE no later than 5 business days following the end of such 30-day period.

In addition, you understand and accept that no additional HAVA related funds will be forthcoming, or in the alternative, that additional grant funds may be reduced by the amount of any outstanding funds owed to the State Board of Elections, until the terms of those agreements are satisfied and any unspent or unaccounted for funds are returned with interest as indicated above.

Any violations of this agreement may be reported to appropriate legal authorities for review and appropriate action.

***Chairman of County Board or Board of Election Authority Authorized Agent
Election
Commissioners Authorized Agent***

Signature _____

Signature _____

Printed Name _____

Printed Name _____

Date _____

Date _____

Illinois State Board of Elections

Signature _____

Printed Name Steven S. Sandvoss, Executive Director

Date _____

State of Illinois)
)ss.
County of Coles)

AMENDMENT TO THE
RESOLUTION REGULATING THE RIGHT OF THE PUBLIC
TO SPEAK AT OPEN MEETINGS

BE IT RESOLVED by the County Board of Coles County, Illinois to amend the Public Speaking Policy as follows:

WHEREAS, Section 2.06(g) of the Open Meetings Act, 5 ILCS 120/2.06(g), provides that “any person shall be permitted an opportunity to address public officials under the rules established and recorded by the public body”; and

WHEREAS, the Coles County Board wishes to maintain decorum at public meetings, assure that the meetings are efficiently conducted, and to provide an opportunity for all persons attending meetings to have an opportunity to speak.

NOW, THEREFORE BE IT RESOLVED that the County Board of Coles County shall regulate the right of the public to speak at meetings as follows:

1. Any person who wishes to address the County Board, or to speak at any other meeting of the County of Coles, may request recognition prior to a meeting to speak on a specific agenda item by signing in with the Administrative Assistant or Chairman of the County Board, or by raising the person’s hand or speaking up at any time when a call for public comment is made by the Chairman.

2. A public comment for any person is restricted to 3 minutes. Total time for public comments is restricted to 30 minutes. The Chairman, or a majority of county board members, may grant more time to an individual or to the total time allotted for public comments if warranted by the situation.

3. The Chairman shall have the right to curtail repetitive comments.

4. *Questions posed during public speaking shall be submitted in writing and forwarded to the appropriate committee for a later response.*

Adopted this ____ day of _____, 2018.

ATTEST:

State of Illinois)
)
 County of Coles)

RESOLUTION TO ABATE TAX LEVY

WHEREAS, the Coles County Board did on October 12, 2010 issue general obligation (sales tax alternative revenue source) bonds totaling \$1,275,000 denomination of \$5,000 due serially on December 1 in each of the years in the amount and bearing interest as follows:

Date	Principal	Interest Rate	Interest Due	Fiscal Total And Levy	Levy Year
12/01/2011	80,000	3.550	56,568.75		
06/01/2012			22,823.75	159,392.50	2010
12/01/2012	115,000	3.550	22,823.75		
06/01/2013			20,782.50	158,606.25	2011
12/01/2013	120,000	3.750	20,782.50		
06/01/2014			18,532.50	159,315.00	2012
12/01/2014	125,000	3.750	18,532.50		
06/01/2015			16,188.75	159,721.25	2013
12/01/2015	125,000	3.750	16,188.75		
06/01/2016			13,845.00	155,033.75	2014
12/01/2016	130,000	3.900	13,845.00		
06/01/2017			11,310.00	155,155.00	2015
12/01/2017	135,000	3.900	11,310.00		
06/01/2018			8,677.50	154,987.50	2016
12/01/2018	140,000	3.900	8,677.50		
06/01/2019			5,947.50	154,625.00	2017
12/01/2019	150,000	3.900	5,947.50		
06/01/2020			3,022.50	158,970.00	2018
12/01/2020	155,000	3.900	3,022.50	158,022.50	2019

WHEREAS, said bonds were issued and sold in order for said County Board to gain revenue for the purpose of altering, repairing and equipping County buildings, and

WHEREAS, a copy of the Ordinance as passed by the Coles County Board was duly filed with the County Clerk of Coles County, Illinois, for the purpose of a tax being levied to produce sufficient revenue for the redemption of said bonds as they mature, all in accordance with the provisions of the statutes of Illinois applicable thereto, and

WHEREAS, said County Board will have funds arising from other sources of revenue, particularly from receipts of general sales taxes as the alternate revenue source, which may lawfully be used for the retirement of said bonds, issued October 12, 2010, maturing in 2019, together with interest thereon all bonds of said issue of October 12, 2010, due and payable during the year 2019.

NOW, THEREFORE BE IT RESOLVED by the Coles County Board that the County Clerk of Coles County, Illinois, shall abate the levy for the payment of said general obligation bonds of October 12, 2010, for the year 2019.

DATED this ___ day of _____, 2018.

ATTEST:

_____ Clerk

State of Illinois)
)
 County of Coles)

RESOLUTION TO ABATE TAX LEVY

WHEREAS, the Coles County Public Building Commission did on December 6, 1996 issue public building revenue bonds totaling \$600,000 denomination of \$5,000 due serially on December 1 in each of the years in the amount and bearing interest as follows:

<u>YEAR</u>	<u>PRINCIPAL</u> <u>AMOUNT</u>	<u>RATE</u>	<u>YEAR</u>	<u>PRINCIPAL</u> <u>AMOUNT</u>	<u>RATE</u>
1998	\$10,000	5.75%	2010	\$ 25,000	5.75%
1999	10,000	5.75	2011	25,000	5.75
2000	15,000	5.75	2012	25,000	5.75
2001	15,000	5.75	2013	30,000	5.75
2002	15,000	5.75	2014	30,000	5.75
2003	15,000	5.75	2015	30,000	5.75
2004	15,000	5.75	2016	35,000	5.75
2005	20,000	5.75	2017	35,000	5.75
2006	20,000	5.75	2018	40,000	5.75
2007	20,000	5.75	2019	40,000	5.75
2008	20,000	5.75	2020	45,000	5.75
2009	20,000	5.75	2021	45,000	5.75

WHEREAS, said bonds were issued and sold in order for said Commission to gain revenue for the construction, acquisition and installation of the Office of the Regional Superintendent of Schools, and

WHEREAS, a copy of the Ordinance as passed by the Coles County Board was duly filed with the County Clerk of Coles County, Illinois, for the purpose of a tax being levied to produce sufficient revenue for the redemption of said bonds as they mature, all in accordance with the provisions of the statutes of Illinois applicable thereto, and

WHEREAS, said Commission will have funds arising from other sources of revenue, particularly from the income derived from an intergovernmental agreement among the Counties of Clark, Coles, Cumberland, Douglas, Moultrie and Shelby, which may lawfully be used for the retirement of said bonds, issued December 6, 1996, maturing in 2019, together with interest thereon all bonds of said issue of December 6, 1996, due and payable during the year 2019.

NOW, THEREFORE BE IT RESOLVED by the Coles County Board that the County Clerk of Coles County, Illinois, shall abate the levy for the payment of said public revenue bonds of December 6, 1996, for the year 2019.

DATED this ___ day of _____, 2018.

ATTEST: _____ Clerk

State of Illinois)
)ss.
County of Coles)

RESOLUTION RE: AMEND BUDGET

WHEREAS, Pam Kelly, Court Services Director, requested that the 2019 Probation Service Fees budget be amend to reflect more accurate accounting of expenses; and

WHEREAS, these funds are not in the General Fund and this request will not change the total budgeted amount for the Probation Service Fees budget; and

WHEREAS, the Finance Committee moved to forward a resolution to the County Board granting this request.

NOW, THEREFORE BE IT RESOLVED by the County Board of Coles County to amend the FY 2019 Probation Service Fees budget as follows:

		Current amount	New amount
Decrease line item 034-057-7430-000	Vehicle Purchase	\$45,000	\$ 33,000
Increase line item 034-057-7199-000	Contractual	\$25,000	\$ 37,000

DATED this ____ day of _____, 2018.

ATTEST:

Clerk



Resolution for Maintenance Under the Illinois Highway Code



Resolution Number	Resolution Type	Section Number
	Original	19-00000-00-GM

BE IT RESOLVED, by the Board of the County of Coles Illinois that there is hereby appropriated the sum of Seven hundred thousand dollars and zero cents Dollars (\$700,000.00) of Motor Fuel Tax funds for the purpose of maintaining streets and highways under the applicable provisions of Illinois Highway Code from 01/01/19 to 12/31/19.

BE IT FURTHER RESOLVED, that only those operations as listed and described on the approved Estimate of Maintenance Costs, including supplemental or revised estimates approved in connection with this resolution, are eligible for maintenance with Motor Fuel Tax funds during the period as specified above.

BE IT FURTHER RESOLVED, that County of Coles shall submit within three months after the end of the maintenance period as stated above, to the Department of Transportation, on forms available from the Department, a certified statement showing expenditures and the balances remaining in the funds authorized for expenditure by the Department under this appropriation, and

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit four (4) certified originals of this resolution to the district office of the Department of Transportation.

I Julie Coe County Clerk in and for said County of Coles in the State of Illinois, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the Board of Coles at a meeting held on 12/11/18.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 11 day of December, 2018.

(SEAL)

Clerk Signature

APPROVED

Regional Engineer
Department of Transportation

Date