Minutes of the Perry County Board of Commissioners
Regular Meeting
5:00 p.m. – Thursday, April 18th, 2024
3764 State Route 13/127 Pinckneyville, Il. 62274

A regular meeting of the Perry County Board of Commissioners convened at 5:00 p.m. on Thursday, April 4th, 2024 at the Perry County Government Building, Pinckneyville, IL.62274

OPENING

Chairman Bruce morgenstern called the meeting to order at 5:00 p.m. Commissioner Martin gave a inovocation. The Pledge of Allegiance to the Flag of the United States of America was recited by those in attendance.

Deputy Clerk Sydney kelly and Lacy Porter called the roll. The following members answered the call of the roll: Commissioner Folden present, Commissioner Martin and Chairman Morgenstern were present.

The following department heads were also present: State's Attorney David Searby, Jeff Ashauer, Becky Tracy, Brian Otten Engineer and guest.

APPROVAL OF AGENDA

Chairman Morgenstern - Before we approve the agenda, does anyone want to be added to Public Comments? Chairman Morgenstern asked to be put on discussion on Greater Egyptian Board. Chairman Morgenstern then called for approval of the meeting agenda. Commissioner Martin moved the agenda for the meeting be approved. Commissioner Folden seconded the motion. On voice vote (3), the motion was approved.

APPROVAL OF MINUTES

Chairman Morgenstern asked for the approval of the Board of Commissioners meeting minutes of the April 4th, 2024 regular meeting. Commissioner Folden made the motion Commissioner Martin second the motion on roll call 3 Ayes

Resolutions:

1. Approve Reappointing Jeffery Suchomski to the Pinckneyville Rural Fire Protection District term ending April 30th 2027 (#47) Commissioner Martin made the motion Commissioner Folden second the motion on roll call 3 Ayes

2. Approve Reappointing Timothy Bronke to the Tamaroa Community Fire Protection District term ending April 30th, 2027 (#48) Commissioner Folden made the motion Commissioner second the motion on roll call 3 Ayes

3. Approve Appointment to (PCHA) Perry County Housing Authority Board Gina Cushman. (#49) Commissioner Folden Made the motion Commissioner Martin second the motion on roll call 3 Ayes

4. Approve Appointment to (PCHA) Perry County Housing Authority Board Sheila Haggard. (#50) Commissioner Folden abstained from this resolution.

Commissioner Martin made the motion Chairman Morgenstern second the motion on roll call 2 Ayes, 1 Abstained

5. Approval of County Engineer Brian Otten to approve pay applications and change orders associated with construction of the new Highway Department buildings. (#51) County Engineer Mr. Otten

6. Approve said Properties to be sold at sealed bid auction to go back on tax rolls Permanent Parcel numbers are as listed Permanent Parcel Number: 2-64-0350-182. (#52) Commissioner Folden made the motion Commissioner Martin second the motion on roll call 3 Ayes.

7. SUP-24-03 Sarah and Anson Cashion to place a new, 2024, 32 x 60 (1,920 sf) manufactured home at 390 Shagbark Road, DuQuoin, IL 62832 (#53) Becky Tracy Zoning Manager explained to the board that this is just a mobile they are replacing with a new one and the property borders the DuQuoin Industrial Park. There is something different on this one that the city of DuQuoin City asked that there would be special language to be include in the permit stating that the Cashion's to acknowledge the adjacent property is zoned industrial and "if the surrounding property is utilized in such a manner, the sights, sounds, smells, traffic and other conditions associated with industry can be expected, and that they know if DuQuoin sells the property to whatever, an industry, do not come complaining (DQ) or them either. Meaning companies that would purchase the land. Commissioner Martin made the motion Commissioner Folden second the motion on roll call 3 Ayes

8. Appoint Duncan Britton to Greater Egyptian Board (#54) Chairman Morgenstern stated that this was replacing Fred Kelly's seat and that Mr. Kelly has served the Greater Egyptian Board for several years and that Mr. Kelly was at a point where he was busy with his business and did not have the time to attend and wanted to thank him for all his years of service to the Greater Egyptian Board and also stated that he would at the same time thank Deon Johnson and Susan Hepp for their time on the Housing Authority Board. Commissioner Folden made the motion Commissioner Martin second the motion on roll call 3 Ayes.

9. Authorization to retain Protek Communication, LLC to assist Perry County to develop and install a broadband system. (#55) Chairman Morgenstern expressed on crediting Commissioner Martin and himself on the 16 weeks of training and others to learn on how to select a broad band company. And that they did several interviews before selecting Protek as their provider. Commissioner Martin also stated that this has been a long process and thanking Doug Clark, Chuck Genesio, Brian Otten and others for working with the board on this project and there was a questionnaire for the public to comment on for feedback and that they only received 3 responses, but we will take what ever we can get. Cory Draper with Protek was asked if he wanted to add to the conversation and that Cory said that they would provide internet where there is no coverage, commissioner Folden asked that no matter whether they were two miles off the path or 60 feet that they would be covered. Commissioner Martin made the motion Commissioner Folden second the motion on roll call 3 Ayes

10. Resolution to put referendum on ballot of separation of Perry County, Il. from Cook County, Il. (#56) Chairman Morgenstern spoke to the fact that he was wanting to table this resolution do to the fact that he would like the people who was heading the referendum to go out and present it to his constituents and get the signatures required to be placed on ballot not that he was against the referendum or for it, to see what the public thoughts were about this referendum.

Chairman Morgenstern that in his opinion that this could put some hardship on Perry County from the state for passing this resolution, and that he would revisit this on the first meeting of July and should give the people heading the referendum to get the 627 signatures that would require for the referendum to go on the November 5, 2024 ballot. The Resolution was tabled till then.

. **Discussion**:

1. Kim Kellerman Circuit Clerk. Discussion with County Board Circuit Clerk Kim Kellerman spoke informed the board of the grant that she received for 309,063.89 will go towards modernizing technology already in the judicial system. The application was important because clerks are mandated to keep with ever-changing legislation, logistics reporting, the list goes on and on, Kim proceeded on to say with the new implementation of the Safe-T-Act, funds have been decreasing rapidly. Kim Kellerman went on to explain on how the funds would be used, like new computers, monitors, hardware components and a new IBM server, there will be a kiosk for court participants to have access to smart boards in all court rooms, which would allow jurors to view admitted exhibits on a big screen and will have access to exhibits that are on a flash drive. This will continue to build our judicial in fracture with state-of-the-art equipment, giving all court participants the ability to easily access which is already in place. This is grant money so there will not be any monies coming out of the general fund so this will not come out of Perry County taxpayers' pockets.

2. Appeal of SBA Towers VII, LLC regarding issuance of Certificate of Zoning Compliance (ZC- 24- 08 to Tillman Infrastructure to construct a new 255' Guyed cell tower at 8167 US Route 51, Tamaroa, IL 62888 Becky Tracy spoke to the board of the statues of an appeal brought fourth by SBA towers regarding a certificate of zoning and a building permit being issued to Tillman infrastructure to construct a new 255-footcell tower at 8167 U.S. Route 51 in Tamaroa. Becky Tracy said the original permit for the project was approved by the board for Parallel infrastructure during the boards June 3, 2021 meeting, but then tower was never built. However, Tillman was given a certificate and building permit this past January to proceed with the tower. SBA argued that the 2021 approval should not transfer to Tillman automatically and that they should have had to go through a special use permit process. Becky said there is nothing in our Ordinance that is very clear about that. Becky stated that special use permits which are good for 10 years and automatically renew unless there are problems- stay with the property they were approved for and transfer to the new owners with a change in ownership. However the county will no longer require special use permits for cell towers after Becky found an attorney general's opinion from 1994. Becky noted that cell tower companies will still have to acquire a certificate of zoning and a building permit, but they no longer have to jump through hoops of a special use permit.

3. Update of Perry County Zoning Code: Becky Tracy informed the board that the county will no longer require special use permits for cell towers. Becky found an attorney general's opinion from 1994. "He said it is his opinion that the telephone companies and cellular companies must be considered public utilities for the purpose of county zoning regulations," Becky stated. And if they are expressly defined as such in the Public Utilities Act, therefore, under the language of the section of the county's code, its his opinion that the distribution equipment of telephone and cellular telephone companies is exempt from county zoning regulations.

4. Perry County Clean Up Days Becky Tracy informed the board of the Perry County cleanup days will be Friday May 31 and Saturday June 1. Perry County residents can take waste that is normally accepted at the Perry Ridge Landfill there for free from 8 A.M. till 3 P.M. on June 1 8 A.M. till 11 A.M. Electronics day will be June 1 from 9A.M. till 12 P.M. at the Perry county government building.

5. CTS presentation on tech support. CTS Representatives were there to make a proposal to the board on Commissioner Folden's request; when Chairman Morgenstern said to the fact that this was inappropriate timing. Chairman Morgenstern also commented to CTS that is not a normal process right now, for your company to come in and present during a non-bid situation, that is not a normal thing. The Representatives for CTS explained we are company that is based out of Sparta, Il. provides internet technology, CCTV and access control throughout Illinois and Missouri. We are interested in proposing an IT solution for you, what we are looking at is basically monitoring your servers, making sure that we get support and maintain those as well as your desk tops, offer end user support, also some additional security because we feel like that's a critical aspect for any county or city entity. Commissioner Folden asked if there were any areas jumped out at her as being currently underserved during her review. Chairman Morgenstern said I'm not sure I am not going down that direction. Chairman Morgenstern said that this is you presenting yourself to us, not going into any kind of proposals. I guess I think when you're talking about those types of things, that's when we (the commissioners) need to go talk. Commissioner Folden said so the point of your audit is pointless at this time. I am extremely frustrated with the amount of work we put into this because we're in contract and an IT transfer would probably take months to do. The contract's up inside of a year and a half, so decisions have to start being made now. I apologize for the way you've been treated.

PAYMENT OF CLAIMS; Chairman asked for a motion to make payment of the bills, Commissioner Martin made the motion, Commissioner Folden second the motion, on roll call 3 Ayes.

ADJOURNMENT OF COUNTY BOARD MEETING

There being no further business to come before the Board, the Chairman said he would entertain a motion to adjourn. Commissioner Folden made the motion, Commissioner Folden second the motion on voice call 3 Ayes 6:45 P.M.

Submitted:

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Robert Kelly, County Clerk
Clerk of the Board of Commissioners
County of Perry, State of Illinois
Approved: May 2nd, 2024

Chairman Morgenstern

Commissioner Folden

Commissioner Martin