1. **Call to Order**

2. **Approval of Minutes**
   - December 19, 2018

3. **Informational Items / Reports / Other Minutes / Updates**
   - Auditor
   - County Clerk's Office
     - Collections and Transactions Report
   - County Election Commission
   - Finance
   - Regional Office of Education
   - Supervisor of Assessments/Board of Review
     - Tax Cycle Update
   - Treasurer
   - Veteran's Assistance Commission
   - Legislative Update

4. **Resolutions**
   - Monthly Delinquent Taxes
   - Establishment of Public Official Bond Requirements
   - Marriage/Civil Union License Fee Increase
   - Legislative Proposal for Livestock Management Facilities (*documents to be distributed under separate cover*)

5. **Miscellaneous**

6. **Adjournment**
MEMBERS PRESENT: Steven Rieker – Vice Chairman; James Fennell, Rachel Reliford, Phillip Salzer, William Watkins, Jr., Sharon Williams

MEMBERS ABSENT: Allen Mayer - Chairman

OTHERS PRESENT: Scott Sorrel - County Administrator; Larry Evans - State's Attorney's Office; Randy Brunner – Interim Chief Financial Officer; Julie Ciesla, Paul Letcher – Finance; Jessica Thomas – County Auditor; Nicole Demetreas, Kelly Van Middlesworth – Treasurer; Tom Bride – Election Commission; George McKenna – Regional Office of Education; Steve Sonnemaker – County Clerk; Dave Ryan – Supervisor of Assessments; Karen Raithel – Sustainability & Resource Conservation; Amy Benecke McLaren – County Highway

Call to Order
The meeting was called to order by Vice Chairman Rieker at 2:00 p.m.

Approval of Minutes
A motion to approve the minutes of October 23, 2018 was made by Mr. Salzer and seconded by Mr. Watkins. The motion carried.

Informational Items/Reports/Other Minutes/Updates

County Auditor
Ms. Thomas advised that in the past month, 2,564 checks have been written in an amount totaling $9,283,104.88. She commented that invoices are coming from several departments with either incomplete vouchers or no vouchers at all, and she has reached out to those departments to request proper documentation. She also advised that the office will conduct an appraisal of active vendors operating without contracts.

County Clerk
Mr. Sonnemaker advised that revenues are holding steady, although higher interest rates have negatively impacted the number of recordings.

Mr. Sonnemaker advised that by statute, the County Board sets the bond amount for a number of appointed agencies and departments, such as fire departments, water district trustees, and sanitary district trustees. He remarked that the current bond amount is set at $2,500.00 and has not been revised or addressed in over 40 years. He proposed doubling the amount of the bond to $5,000.00.

Mr. Sonnemaker advised that if there is no objection from the committee, the County Clerk’s Office will contact the departments and agencies via letter proposing an increase in the bond amount, and soliciting input in order to address any questions or concerns. He remarked that increasing the bond amount would not appreciably increase the cost of the bond to the agencies/departments.

Peoria County Election Commission
Mr. Bride remarked that the mid-term elections saw high turnout at 56%, noting that mid-term turnout four years ago was at 46%. He also noted that 5,000 more individuals voted on election day as opposed to 2014, and early voting and vote-by-mail numbers doubled. He commented that the majority of early voting locations saw an increase in voter numbers as compared to the last mid-term election.
Mr. Bride advised that the City of Peoria Primary for City Council-At-Large will be held on February 26, 2019, and this past Monday was the filing deadline for the April 2, 2019 General Election.

Mr. Watkins commented that he was moved to a different booth as he was voting at the Election Commission, and Mr. Bride indicated that a booth at that site was experiencing sporadic connection issues and was eventually taken out of service.

**Finance**
Mr. Brunner advised that staff is working on year-end close and initiating work on the 2019 budget. He advised that the audit begins in January.

**Regional Office of Education (ROE)**
Mr. McKenna provided an update on the activities of the Regional Office of Education:
- The Regional Learning Center’s winter graduation will graduate 8 students, with another 12-15 expected to graduate in the spring
- The ROE hosted a PACE Workshop focused on working on a regional level to assist students in attaining credentials to become more college and career-ready
- Working closely with Wrap-Around Centers, which are a type of one stop shop for students in need
- Working on advanced education accreditation
- Undertook a significant overhaul of the Mission, Values and Vision of the ROE

**Supervisor of Assessments/Board of Review**
- **Tax Cycle**
  Mr. Ryan advised that the total EAV is estimated to decrease approximately 2%. He noted that when EAV is dropping and the tax rate remains unchanged, the county portion of individual property tax bills will decrease, resulting in less revenue. He remarked that the hit to the local economy due to the imminent move of Caterpillar, a drop in new construction values, and several new exemptions all contribute to the lower EAV.
  - **Board of Review**
    Mr. Ryan advised that hearings are anticipated to be complete within the next 3-4 weeks, with the information then being sent to the State of Illinois for approval.

**Treasurer**
Ms. Demetreas advised that 5,300 delinquent notices were sent out and 2,160 parcels went the annual tax sale. She commented that of those parcels, 457 went to the Trustee and 1,703 went to tax buyers. She indicated that the tax sale amount totaled $4,659,708.00, which included $271,000.00 going to the Trustee. She advised that there were 24 tax buyers, plus the Trustee; of those, 5 were new tax buyers, and 10 tax buyers purchased 855 parcels at 0%. She remarked that the weighted average for parcels sold, excluding the Trustee, was 2.07%.

Mr. Rieker asked if Ms. Demetreas could infer any trends in volume this year relative to previous years. Ms. Demetreas remarked that volume was up slightly this year as compared to last year, and also noted an increase in parcels going to the Trustee. Ms. Demetreas advised that a report on volume will be prepared and presented at the next meeting of the committee.

Ms. Demetreas advised that interest distribution last year totaled $91,236.00, while this year interest distribution totaled over $300,000.00. She credited the pre-payment program for the increase and remarked that the program will also be offered this year.

**Veteran’s Assistance Commission**
No report. No questions or comments from committee.
**Resolution**

- **FY 2019 Legislative Program**
  A motion to approve was made by Ms. Williams and seconded by Mr. Fennell. Mr. Sorrel advised that the Legislative Agenda is presented jointly by the County Board, City Council and Board of Health. He presented an overview of City, County and Joint Legislative Requests for Direct Sponsorship, Requests for Position Support, and Capital Projects.

  Mr. Sorrel advised that a Joint City/County Capital Project request will be added to the proposed list to support funding a digital copy of streets and surroundings for the purposes of supporting an innovation strategy related to the region’s strength in Connected Autonomous Vehicle technologies.

  Mr. Sorrel noted that the requests for Capital Projects is lengthier than in previous years as a Capital Bill is upcoming. He advised that he, the County Board Chairman, the Mayor, and City Manager will meet with Senator Koehler and Representative Gordan-Booth prior to the January 11, 2019 Legislative Breakfast to discuss the Capital Bill and the needs and expectations of both the City and County.

  The motion to approve carried unanimously.

**Committee Action**

- **Review of Executive Session Minutes**
  Mr. Evans recommended that all previously held executive session minutes continue to be held closed as the need for confidentiality still exists, and to destroy executive session audio recordings more than two years old, except those that relate to pending litigation. A motion to accept the recommendation of the State’s Attorney’s Office was made by Mr. Salzer and seconded by Mr. Fennell. The motion carried unanimously.

**Adjournment**

The meeting was adjourned by Vice Chairman Rieker at 3:08 p.m.

*Recording Secretary: Jan Kleffman*
## County Clerk Collections and Transactions Report - January 2019

<table>
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<tr>
<th>County Clerk Revenues:</th>
<th>Budget</th>
<th>Jan.</th>
<th>YTD</th>
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<tr>
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<td>Property Tax Redemption Fees:</td>
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<tr>
<td>Marriage/Civil Union Licenses:</td>
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<td>Raffle Licenses:</td>
<td>13,200</td>
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<tr>
<td>Liquor Licenses:</td>
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<td>130</td>
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<tr>
<td>Assumed Name Filings:</td>
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<td>108</td>
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<td>Notary Filings:</td>
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<td>Miscellaneous:</td>
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<td><strong>Total</strong></td>
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<td>GIS Recording Fee (IT):</td>
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<td>Postage Reimb. - Redemption Notices (IT):</td>
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<td>Plat Certification Fees (Treasurer):</td>
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<td>Real Estate Transfer Tax - City of Peoria:</td>
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<td>Real Estate Transfer Tax - State of Illinois:</td>
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<td>Illinois Rental Housing Fee:</td>
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<td>Illinois Marriage/Civil Union Fee:</td>
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<td>Illinois Death Certificate Fee:</td>
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<td>County Trustee (property tax related):</td>
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<td>966</td>
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<tr>
<td><strong>Total</strong></td>
<td>1,027,668</td>
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</table>

**TOTAL COLLECTIONS**                                          | 1,191,665 | 1,191,665 |
## Transactions

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<tr>
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<td>Marriage/Civil Union Licenses</td>
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<tr>
<td>Raffle Licenses</td>
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<td>Liquor Licenses</td>
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<td>Assumed Name Filings</td>
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<td>Notary Filings</td>
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<td>Statement of Economic Interest Filings</td>
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</table>

## County Clerk Functions Without Revenue

Property Tax Extension, Clerking County Board (minutes, records, County Code & certifying), Statement of Economic Interests, Contracts, Addressing, Service Directory, Military Discharge Recording/Certifying & Various Filings (bonds, oaths, reports, etc.)
<table>
<thead>
<tr>
<th>RES#</th>
<th>Account</th>
<th>Type</th>
<th>Account Name</th>
<th>Parcel#</th>
<th>Township</th>
<th>Total Collected</th>
<th>County Clerk</th>
<th>Auctionee</th>
<th>Recorder/Sec of State</th>
<th>Agent</th>
<th>Treasurer</th>
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<tr>
<td>02-19-001</td>
<td>201401851</td>
<td>REC</td>
<td>CAROL DOTHARD</td>
<td>18-19-154-027</td>
<td>City of Peoria</td>
<td>3,480.80</td>
<td>174.80</td>
<td>0.00</td>
<td>128.00</td>
<td>1,117.89</td>
<td>2,060.11</td>
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<tr>
<td>02-19-002</td>
<td>0818146</td>
<td>SAL</td>
<td>RANDY K. DOWNARD</td>
<td>14-35-356-003</td>
<td>CITY OF PEORIA</td>
<td>673.00</td>
<td>117.78</td>
<td>6.00</td>
<td>128.00</td>
<td>350.00</td>
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<td>02-19-003</td>
<td>0818585</td>
<td>DEF-SA</td>
<td>TANISHA MARIZETTS</td>
<td>18-18-432-024</td>
<td>CITY OF PEORIA</td>
<td>900.00</td>
<td>80.48</td>
<td>0.00</td>
<td>0.00</td>
<td>231.67</td>
<td>587.85</td>
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</table>

Totals

$5,053.80  $373.06  $6.00  $256.00  $1,699.56  $2,719.18

Clerk Fees  $373.06
Recorder/Sec of State Fees  $256.00
Total to County  $3,348.24

Committee Members
**Agenda Briefing**

**COMMITTEE:** Ways & Means

**LINE ITEM:** None

**MEETING DATE:** February 27, 2019

**Amount:** None

**ISSUE:** Setting Bond requirements (dollar amounts) for certain officials appointed by the county board.

**BACKGROUND/DISCUSSION:** The Peoria County Board appoints many board members/trustees to various governing boards and commissions. Along with the appointments of these board members, state statute requires that the county board set a bond amount and approve the bonds for the following trustees/board members of the following special districts: Fire Protection Districts Trustees, Public Water District Trustees, Sanitary District Trustees, Street Lighting District trustees and Drainage & Levy District Trustees.

Records indicate (from the 1970’s to the present) that most of these bonds have been in an amount totaling $2,500.00. However, we have been unable to find records that indicate when the county board set that amount. Some districts have submitted larger bond amounts from time to time. We assume that these are cases when a trustee has additional duties, above and in addition to that of a trustee or in cases when trustees are responsible for purchases or charging to the local entities credit accounts.

Over the course of the past few years, fewer districts have filed their trustee bonds with the county. Until recently, the county’s position was that this is the district’s responsibility and the county assumed that each district would comply with the law by obtaining the bonds. However, more recently we have been instructed by the state’s attorney’s office to take a more proactive approach in this matter, to insure compliance with state statutes.

In general, since these bond amounts have not increased for many years, it would be advisable to approve an increase to a minimum of $5,000.00 for all trustees, as listed above. All bonds/coverage must be through a company licensed to issue public official surety bonds within the State of Illinois. As circumstances may require, the minimum required bond amount may be increased by the local board of the special district, that the trustees serve on or increased by the county board. In addition, the minimum bond amount may be reduced or waived by the county board under certain circumstances, with the state’s attorney’s approval. (Example: PMO Mutual Drainage & Levee District – Bond is Waived Per formation agreement). **

No personal sureties will be acceptable. All public official’s surety bonds filed by the special district, on behalf of their county board appointed trustees/board members shall be administrated by the county board office. After filing bonds with the county board office and approval of the bond by the county administrator, all original bonds shall be filed in the county clerk’s office prior to the trustee/board member assuming office. The county clerk or county board office may issue a receipt/file stamp copy of the bond, to the district or filer when a bond has been received. Should the appointee of the special district fail to provide a proper bond to the county board office within 60 days of the appointment’s approval by the county board, the county board chairman may declare the position vacant.
The passage of this resolution would currently affect the following special districts:

**Drainage & Levy Districts:** Pekin LA Marsh Drainage & Levy District, PMO Mutual Drainage & Levy District** Reference: 70 ILCS 605/4-4

**Fire Protection Districts:** Akron-Princeville FPD, Brimfield FPD, Chillicothe FPD, Dunlap Community FPD, Elmwood Rural FPD, Logan – Trivoli FPD, Timber-Hollis FPD, Williamsfield FPD (1 trustee Appointed by Peoria Co. 4 Appointed by Knox Co.). Reference: 70 ILCS 705/4

**Public Water Districts:** Chillicothe - Hallock – Medina WD, Limestone - Walters WD, Pleasant Valley WD, Route 150 WD, T – L Rural WD. Reference: 70 ILCS 3705/4

**Sanitary Districts:** Brimfield SD, Greater Chillicothe SD, Greater Peoria Sanitary & Sewer District, Hanna City SD. Reference: 70 ILCS 2405/3

**Street Lighting Districts:** West Peoria Street Lighting District. Reference: 70 ILCS 3305/3

**COUNTY BOARD GOALS:** Financial Stability

**STAFF RECOMMENDATION:** Approve the Attached Resolution.

**COMMITTEE ACTION:**

**PREPARED BY:** Steve Sonnemaker & Scott Sorrel

**DEPARTMENT:** County Clerk & County Administration     **DATE:** January 18, 2019
TO THE HONORABLE COUNTY BOARD
COUNTY OF PEORIA, ILLINOIS

Your Ways and Means Committee does hereby recommend passage of the following Resolution.

Establishing Public Official Bond Requirements, Procedures and Dollar Amounts for Special District Trustees/Board Members, that are Appointed by the County Board.

RESOLUTION

WHEREAS, state statute requires that the following special district trustees, when appointed by the county board, shall file a bond in an amount as set by the county board, prior to taking office, which include: Fire Protection District trustees, Public Water District trustees, Sanitary District trustees, Street Lighting District trustees and Drainage & Levy District trustees.

WHEREAS, the application process for all county board appointments begin with the county board/administrator’s office, therefore, the county administrator’s office will serve as the administrator and enforcement officer of the county’s special district trustee’s bond compliance program. After processing all trustee bonds and oaths, the county administrator shall file the same, original bonds and oaths in the county clerk’s office.

NOW, THEREFORE BE IT RESOLVED, all newly appointed trustees/board members of the above mentions districts shall file a bond with the county in the minimum amount of FIVE-THOUSAND DOLLARS ($5,000.00). Increased bond amounts may be required, as needed for some district trustees, if adopted by the county board.

BE IT FURTHER RESOLVED, all bonds must be obtained from a company licensed to issue public official surety bonds within the State of Illinois. In addition, the county administrator is hereby authorized to assist all Peoria County Special Districts, at the special district’s expense, in obtaining quotes or the purchasing of bonds, to satisfy these requirements.

BE IT FURTHER RESOLVED, that all required special district trustee bonds must be approved by the county administrator, then placed on file in the county clerk’s office prior to the trustee/board member assuming office. Should the appointee of the special district fail to provide the required bond within Sixty (60) days of the county board’s approval of their appointment, the county board chairperson may declare the appointment void and the position vacant.

BE IT FURTHER RESOLVED, the above referenced minimum bond amount may be reduced or waived by the county board, under certain circumstances, with the consent of the state’s attorney’s office.

Respectfully submitted,
Ways and Means Committee.
AGENDA BRIEFING

COMMITTEE: Ways & Means  LINE ITEM: 001-1- 020-7-812-32220
MEETING DATE: February 27, 2019  AMOUNT: Additional Rev. $30,000.

ISSUE: Proposed Resolution for an Increase in the amount charged for a Marriage / Civil Union License. This increase would provide parity with Tazewell County, in the amount charged for a Marriage/Civil Union License. State Law allows counties to charge a maximum of $75.00 (which includes a $5.00 state domestic violence fee that must be remitted to the state).

BACKGROUND: The county clerk’s office has received a request from the court administration office to increase the marriage license fees (see attached report titled: “Review of the Tenth Circuit’s Marriage License Fees” by the chief judge’s office). It’s our understanding that court administration believes that it would be beneficial to increase our fee to be more in line with the amount charged in Tazewell and Marshall Counties, which is $75.00 for each license, which includes the required $5.00 domestic violence fee that must be forwarded on to the state. These counties, along with Peoria, are all part of the Tenth Judicial Circuit. The other counties within the 10th Circuit are Stark and Putnam Counties. Putnam County has a marriage license fee of $20.00 and Stark County’s fee is $50.00 dollars.

Other County Marriage License Fees:
Fulton County: $75.00  Sangamon County: $75.00  Knox County: $50.00
McLean County: $38.00  Winnebago County: $40.00  Rock Island County: $35.00

Peoria County Marriage License Fees have not increase since 2011, almost eight years ago, when the fee was set at $45.00 which did not include the required $5.00 Illinois State Domestic Violence Fee. Therefore, currently, Peoria County charges $50.00 for a marriage license. The required $5.00 Domestic Violence fee is remitted to the state for its domestic violence fund each month by the county clerk’s office.

COUNTY BOARD GOALS:  Collaboration
Financial Stability
Effective Service Delivery

RECOMMENDATION: Increase the Peoria County Marriage License and Civil Union License fee to $75.00 Seventy-Five Dollars which includes the state’s $5.00 Five Dollar domestic violence fee. This new fee shall take effect for all Marriage and Civil Union Licenses issued by the county clerk, starting on May 1, 2019.
Review of the Tenth Circuit’s Marriage License Fees

Pursuant to the statute below, each county board may assess a fee, not to exceed $75, for a civil union or marriage license.

55 ILCS 5/4-4001:
For issuing each civil union or marriage license, the certificate thereof, and for recording the same, including the recording of the parent’s or guardian’s consent where indicated, a fee to be determined by the county board of the county, not to exceed $75, which shall be the same, whether for a civil union or marriage license, $5 from all civil union and marriage license fees shall be remitted by the clerk to the State Treasurer for deposit into the Domestic Violence Fund.

Below are the current fees charged in each county within the 10th Circuit.

- **Peoria County** charges $50 license fee and $16 for the 1st certified copy and $7 for additional copies purchased at the same time.
- **Tazewell County** charges $75 license fee and $15 for one (1) certified copy.
- **Marshall County** charges $75 license fee and $19 for the 1st certified copy and $10 for each additional copy.
- **Putnam County** charges $20 license fee and $5 for the 1st certified copy and $2 for each additional copy.
- **Stark County** charges $50 license fee and $13 for the 1st certified copy and $8 for each additional copy.

In 2018, the number of marriages performed by judge/total number of licenses issued in each county were:

- Marshall — 10/35 (28% were performed by judge)
- Peoria -- 385/1208 (32% were performed by judge)
- Putnam -- 5/22 (23% were performed by judge)
- Stark -- 6/28 (28% performed by judge)
- Tazewell -- 95/597 (16% performed by judge)

As you can see from the above numbers, Peoria does a disproportionate number of weddings compared to Tazewell County, in part because Tazewell residents are coming to Peoria to get married because the fees are less.

Attached is a report from the Peoria County Clerk’s office which provides additional statistical information that indicates 59 of the 385 marriages performed by Peoria County judges were for Tazewell County residents.

Should Peoria County increase the fee from $50 to $75, based upon the total (1208) number of licenses issue in 2018, an increase in revenues ($25 x 1208) is projected to be $30,200.
## 2018 Marriage Ceremonies By Applicants' Residence

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<th>JUDGE</th>
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<td></td>
<td>Count</td>
<td>%</td>
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<td>%</td>
<td>Count</td>
<td>%</td>
</tr>
<tr>
<td>Both Peoria County</td>
<td>250</td>
<td>64.9%</td>
<td>392</td>
<td>47.9%</td>
<td>642</td>
<td>53.4%</td>
</tr>
<tr>
<td>Both Tazewell County</td>
<td>42</td>
<td>10.9%</td>
<td>156</td>
<td>19.1%</td>
<td>198</td>
<td>16.5%</td>
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<tr>
<td>Both Other</td>
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<td>9.9%</td>
<td>178</td>
<td>21.8%</td>
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<td>18.0%</td>
</tr>
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<td>25</td>
<td>3.1%</td>
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TO THE HONORABLE COUNTY BOARD  
COUNTY OF PEORIA, ILLINOIS

Your Ways and Means Committee does hereby recommend passage of the following Resolution:

**Increasing the Marriage & Civil Union License Fee to $75.00 Seventy-Five Dollars which includes the $5.00 Five Dollar Domestic Violence Fee that must be remitted to the State of Illinois.**

**RESOLUTION**

WHEREAS, the Peoria County Clerk provides numerous services to the public for which fees are charged to recoup the costs related in providing these services, and

WHEREAS, the fees charged by the county clerk for Marriage and Civil Union Licenses maybe increased by the county board, to a maximum of $75.00 as permitted by state statute.

WHEREAS, your Ways and Means Committee would recommend increasing the Peoria County Clerk’s Marriage and Civil License fee to $75.00 Seventy-Five dollars, which shall include the state required $5.00 Five-dollar Domestic Violence fee that shall be remitted to the State of Illinois.

NOW, THEREFORE, BE IT RESOLVED that beginning on the 1st day in May, 2019 that the fee for a Peoria County Marriage and Civil Union license shall total $75.00 Seventy-Five dollars, of which $5.00 dollars shall be remitted to the State of Illinois.

Respectfully submitted,

Your Ways and Means Committee.
AGENDA BRIEFING

COMMITTEE: Ways and Means Committee
LINE ITEM: N/A
MEETING DATE: February 26, 2019
AMOUNT: N/A

ISSUE:

For RESOLUTION: Legislative Proposal to Amend the Livestock Management Facilities Act (510 ILCS 77)

BACKGROUND/DISCUSSION:
At the February County Board Meeting, the Board requested staff prepare a resolution that addresses the concerns raised over the siting and construction of livestock management facilities. There were four key concerns raised.

1. The minimum setback of a half (0.5) mile from the corporate limits of a municipality is too close to denser development found in municipalities.
2. The Act defines a New Facility in such a way that an existing Facility can significantly expand, even double, the size of the Facility without any trigger mechanism that would require the operator to seek a new application from the Department of Agriculture.
3. The process to site and construct a new facility or expansion of an existing facility is not transparent when the size of the facility is less than 1,000 animal units. There is no requirement for the Department of Agriculture (Department) to notify the county board in the county where the facility is proposed. In such cases, nor is there a provision that permits the county board to conduct a hearing that would gather important information from the citizens of the county about the positive and negative aspects of the proposed Facility.
4. Consideration for potential impacts on groundwater supply and quality are also missing from the Act. Many times, a Facility is located in an area where a public water supply is not available, and Facilities have the potential to use large amounts of water. Without a review of the groundwater supply and quality by a qualified and credible entity, such as the State Water Survey, the Department is not getting a complete picture on the impacts a Facility will have on the surrounding environment.

To address these concerns, several suggested amendments to Act are proposed in the attached resolution. The resolution seeks support or our legislators to address these deficiencies found in the Act.

1. To address concerns about the impact to populated areas, like municipalities, the minimum distance a Facility may be constructed should be increased from one-half (0.5) mile to one and one-half (1.5) miles from the corporate limits of any municipality that has an adopted comprehensive land use plan and zoning ordinance so as to exercise its extraterritorial zoning authority. The adoption of a comprehensive plan and a zoning ordinance are critical to the applicability, because when a municipality has done these two things, it can exercise extraterritorial control out to a maximum of one and one-half (1.5) miles beyond its corporate limits.
2. To increase transparency, especially at the local level, the Department should send a notification to the county board in the county where a Facility is proposed. This should be done as part of the siting application process and the construction approval process too. This notification requirement should not be limited to facilities greater than 1,000 animal units. Instead, it should apply to any proposed Facility.
3. Along with notification to the county board regardless of the Facility’s size, the Department should permit the county board to conduct a hearing with the provisions the Act currently has for any Facility exceeding 1,000 animal units.
4. Counties with a population of more than 150,000 tend to have a mix of a large very urbanized area, a suburban area, and very rural areas. In these larger counties, the Act should replicate or be
substantially similar to the process that requires county boards to act as the siting authority just as is required in the process for siting a pollution control facility in the Environmental Protection Act.

5. To address the ground water supply and quality issues that are possible with such a Facility, it is recommended that the Act require the Department to consult with the Illinois State Water Survey. The State Water Survey should be the agency to evaluate the impacts of a proposed Facility on the ground water.

6. To address the issue of existing Facilities expanding without triggering a new application, the Act should be amended to close this loop hole. Specifically, the definition of a Facility in the Act should remove or greatly restrict an operator’s ability to increase the size of a current Facility without first requiring the operator to file a New Application for what would be a Facility Expansion.

COUNTY BOARD GOALS:

- INFRASTRUCTURE STEWARDSHIP
- HEALTHY VIBRANT COMMUNITIES
- COLLABORATION

STAFF RECOMMENDATION:

APPROVAL

COMMITTEE ACTION:

PREPARED BY: Scott Sorrel, County Administrator
DEPARTMENT: County Administration
DATE: February 26, 2019
THE HONORABLE COUNTY BOARD
COUNTY OF PEORIA, ILLINOIS

Your Ways and Means Committee does hereby recommend passage of the following resolution:

RE: Legislative Proposal to Amend the Livestock Management Facilities Act (510 ILCS 77)

RESOLUTION

WHEREAS, the State of Illinois has enacted the Livestock Management Facilities Act (510 ILCS 77) to regulate the siting and operation of livestock management facilities across the state; and

WHEREAS, the Act restricts the siting of Facilities within a half-mile of a municipality irrespective of a municipality’s extraterritorial zoning area; and

WHEREAS, when a Facility is less than 1,000 animal units, the Act lacks transparency throughout the siting and construction approval processes because notice is not required to be given to the County Board in which the Facility is to be located; and

WHEREAS, the definition of New Facility in the Livestock Management Facilities Act allows a Facility to greatly increase its size over a period of years without triggering the application of the Act; and

WHEREAS, regardless of its size, a Facility’s impact on ground water supply and quality is not sufficiently known or evaluated due to a lack of requirement for the Department of Agriculture to seek such information from the Illinois State Water Survey; and

WHEREAS, the Peoria County Board has determined these stated deficiencies in the Act constitute the increased opportunity for Facilities sited in Peoria County and other counties throughout Illinois to be constructed with substantive negative impact to the public safety, health, and well being to our residents and their properties.

NOW THEREFORE BE IT RESOLVED, that the Peoria County Board seeks legislative relief on behalf of its tax paying citizens to the negative impacts described herein in the form of the following amendments to the Livestock Management Facilities Act:

1. Increase the minimum distance a Facility may be constructed from one-half (0.5) mile to one and one-half (1.5) miles from the corporate limits of any
municipality that has an adopted comprehensive land use plan and zoning ordinance so as to exercise its extraterritorial zoning authority;

2. Regardless of size, the Department of Agriculture shall notify the County Board of the County in which a Facility is proposed to be sited and constructed;

3. Regardless of size, permit said County Board to conduct a public hearing for the purposes of soliciting critical input from the community about both the positive and negative attributes of the proposed Facility;

4. For Facility applications in any county with a population, according to the most recent federal census, greater than 150,000, create provisions in the Act that are substantially similar to the pollution control facility process found in the Illinois Environmental Protection Act (415 ILCS 5/); and

5. Regardless of size, require the Department of Agriculture to solicit an evaluation of the impacts to ground water supply and quality from the Illinois State Water Survey.

6. The definition of New Facility should be changed to remove or greatly restrict the ability to increase the size of an operating Facility without triggering the application of the Livestock Management Facilities Act.

RESPECTFULLY SUBMITTED,

WAYS AND MEANS COMMITTEE