



**Minutes of the Perry County Board of Commissioners  
Regular Meeting  
6:00 p.m. - Thursday, March 3, 2016  
County Board Room – Perry County Government Building**

A regular meeting of the Perry County Board of Commissioners was convened at 6:00 p.m. on Thursday, March 3rd, 2016 in the County Board Room at the Perry County Government Building in the City of Pinckneyville.

**OPENING**

County Chairman Bobby Kelly called the meeting to order at 6:00 p.m. The Pledge of Allegiance to the Flag of the United States of America was recited by those in attendance.

County Clerk Josh Gross called the roll. The following members answered the call of the roll: Chairman Bobby Kelly, Commissioner Sam Robb, and Commissioner James Epplin. The following department heads were also present: County Clerk Josh Gross, Sheriff Steve Bareis, Supervisor of Assessments John Batteau, County Engineer Brian Otten, and State's Attorney David Stanton.

**APPROVAL OF MINUTES**

Chairman Kelly asked for the minutes of the February 18, 2016 regular Board of Commissioners meeting, and February 18, 2016 Executive Session, be approved. Chairman Kelly called for corrections. There were none.

Commissioner Robb moved the minutes of the February 18, 2016 regular Board of Commissioners meeting, and February 18, 2016 Executive Session meeting, be approved. Commissioner Epplin seconded the motion. On voice vote, the motion was approved.

**APPROVAL OF AGENDA**

Chairman Kelly called for additions or deletions to the meeting agenda. One person was added under the discussion topics Jeff Egbert. The agenda was approved as amended.

Commissioner Epplin moved the agenda for the meeting be approved. Commissioner Robb seconded the motion. On voice vote, the motion was approved.

**RESOLUTION – APPROVE SPECIAL USE PERMIT**

Jeff Ashauer, the Planning and Development Director, presented the board with an application for Special Use Permit and recommendation to approve from the November 31<sup>st</sup> Zoning Board Meeting. This is a new mobile home replacing an old mobile home.

- Dennis Heape (SUP-16-02)

Commissioner Epplin moved that Resolution 2016-26, resolution approving Special Use Permit, be approved. Commissioner Robb seconded the motion. Chairman Kelly requested a roll call vote. Upon call of the roll, the following members voted aye: Chairman Kelly, Commissioner Robb, and Commissioner Epplin the motion was approved on a vote of 3-0 and the resolution adopted.

**RESOLUTION – RESCIND RESOLUTION 2016-R-25**

A resolution was passed at the past Board of Commissioners meeting with incorrect language and simply needs to be rescinded to correct the language.

Commissioner Epplin moved that Resolution 2016-27, resolution rescinding resolution 2016-R-25, be approved. Commissioner Robb seconded the motion. Chairman Kelly requested a roll call vote. Upon call of the roll, the following members voted aye: Chairman Kelly, Commissioner Epplin, and Commissioner Robb. The motion passed on a vote of 3-0 and the resolution adopted.

**RESOLUTION – RELEASE THE PARTIAL TRANSCRIPT OF EXECUTIVE SESSION MINUTES FROM NOVEMBER 5, 2015 EXECUTIVE SESSION**

This resolution releases a partial transcript from the November 5, 2015 Executive Session. This transcript will include all conversations from the 48 minute mark of the digital recording to the conclusion of the executive session.

Commissioner Robb moved that Resolution 2016-28, a resolution releasing the partial transcript of the executive session from November 5, 2015 executive session be approved. Commissioner Epplin seconded the motion. Chairman Kelly requested a roll call vote. Upon call of the roll, the following members voted aye: Chairman Kelly, Commissioner Robb, and Commissioner Epplin. The motion was approved on a vote of 3-0 and the resolution adopted.

**DISCUSSION**

1. **Jeff Egbert** – Mr. Egbert voiced his concerns with the County Board only releasing the transcript from the November 5, 2015 executive session board meeting. He has asked that we also release the digital recording. Mr. Egbert stressed that the Attorney General's office has issued that we violated the Open Meetings Act. He also contends that by not releasing the digital recording we are still in violation of the Open meetings Act. He asked if any citations are issued by our Sheriff's Department would our State's Attorney's office recuse themselves from the court case. Attorney Stanton explained that in his view some of the statements being stated as facts are not entirely true. After some brief back and forth discussions between Mr. Egbert and Mr. Stanton Mr. Egbert again asked to board to simply release that tape.

**COMMENTS & ANNOUNCEMENTS**

Chairman Kelly called for comments from the public or announcements from department heads. There were none.

**EXECUTIVE SESSION**

Commissioner Epplin moved the Board recess to executive session,

- To discuss "collective negotiating matters" per 5 ILCS 120 2(c)(2)

Commissioner Robb seconded the motion. Chairman Kelly requested a roll call vote. Upon call of the roll, the following members voted aye: Chairman Kelly, Commissioner Robb, and Commissioner Epplin. The motion passed on a vote of 3-0 and the board entered executive session at 6:13 p.m.

Commissioner Epplin moved the Board close the executive session meeting and re-enter regular session. Chairman Pro-Temp Robb seconded the motion. On voice vote, the motion was approved and the Board re-entered regular session at 6:23 p.m.

**PAYMENT OF CLAIMS**

Board members examined claims presented for payment. Board agreed to pay all bills as presented.

Commissioner Epplin moved that all claims against the General Corporate Fund and all claims against special purpose funds, be approved (see attached), with General Corporate Fund expenses to be prioritized according to policy. Commissioner Robb seconded the motion. Chairman Kelly requested a roll call vote. Upon call of the roll, the following members voted aye: Chairman Kelly, Commissioner Epplin, and Commissioner Robb. The motion was approved on a vote of 3-0 and payment warrants granted.

**ADJOURNMENT**

There being no further business to come before the Board, the Chairman Kelly said he would entertain a motion to adjourn the Winter Quarter Meeting and re-convene the Winter Quarter meeting at 2 p.m. on Thursday, March 17, 2016.

Commissioner Epplin moved the Board adjourn the Winter Quarter Meeting and re-convene the Winter Quarter meeting at 2 p.m. on Thursday, March 17, 2016. Chairman Kelly seconded the motion. On voice vote, the motion was approved and the Board stood adjourned at 6:29 p.m.

Submitted:

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**JOSH GROSS, County Clerk**  
Clerk of the Board of Commissioners  
County of Perry, State of Illinois

Approved: April 7<sup>th</sup> 2016