

November 16, 2021

OFFICIAL PROCEEDINGS

St. Clair County Special Board Meeting





ST. CLAIR COUNTY BOARD

10 Public Square • Room B561 • Belleville, Illinois 62220-1623

MARK A. KERN
CHAIRMAN



(618) 277-6600
Fax (618) 825-2740

SPECIAL COUNTY BOARD MEETING – NOVEMBER 16, 2021

1. Invocation
2. Pledge of Allegiance
3. Call to Order
4. Roll Call by Tom Holbrook, County Clerk; Present – 25; Present Telephonically - 2; Absent – 2
Absent – Mr. Reeb and Mr. Smallheer (The Chairman noted that Mr. Reeb and Mr. Smallheer are excused.)

5. Public Participation

Terry Mathews, Caseyville Precinct 12

Mr. Mathews asked if the members that were absent were allowed to proxy vote on the events that are happening tonight.

Chairman Kern explained that there is no proxy vote.

6. Reports & Communications from the Chairman

- a. Consideration of the County Board Chairman's Re-developed Apportionment Plan pursuant to Section 5/2-3003(3) & 5/2-3003(5) of the Illinois Counties Code (55 ILCS 5/2-3003(3) & 5/2-3003(5))

Motion to Approve 6-a

Harry Hollingsworth – made

Roy Mosley, Jr. – seconded

Mr. Dawson asked for a roll call vote. Mr. Dawson recognized that the apportionment plan is a complicated process. He expressed his frustration at the change in Mascoutah representation and can't vote for this map.

Mr. Wilhelm echoed the sentiments of Mr. Dawson and stated that the map obliterates his District. He will be voting no.

Mr. Cockrell telephonically stated that the apportionment map is a total affront to the taxpayers of St. Clair County. He believes it is gerrymandering 101. He is concerned about going to 28 districts. He questioned why it wasn't done under another cover and why only 1 district was removed as opposed to four or five if we are going to save money. He will be voting no.

Roll Call Vote: Motion carried with 17 Ayes and 8 Nays with Mr. Casey, Mr. Coers, Mr. Dawson, Mr., Langford, Mr. McCall, Jr., Mr. O'Donnell, Mr. Pruett and Mr. Wilhelm voting nay.

7. Committee Reports

a. Judiciary Committee

- 1. Ord. # 21-1256 – Repealing Ord. #21-1252 and Establishing County Board Districts (Effective December 2022)**

**Motion to Approve 7-a-1
CJ Baricevic – made
Roy Mosley, Jr. – seconded**

Roll Call Vote: Motion carried with 17 Ayes and 8 Nays with Mr. Casey, Mr. Coers, Mr. Dawson, Mr., Langford, Mr. McCall, Jr., Mr. O'Donnell, Mr. Pruett and Mr. Wilhelm voting nay.

- 8. Approval of an Agreement with Volkert Engineering to Provide Legal Descriptions for the County Board Apportionment Map**

The Chairman noted that the contract was not to exceed \$5,000.

Motion carried.

- 9. Comments by the Chairman - None**

- 10. Adjournment**

There being no further business, a motion was made by H. Hollingsworth, seconded by CJ Baricevic that the Board stand adjourned until Monday, November 29, 2021, at 7:30 p.m., for the November Meeting, and to convene in the County Board meeting Room B-564, 10 Public Square, Belleville, Illinois, when it will be the pleasure for all to attend. Motion carried unanimously.

**THOMAS HOLBROOK, COUNTY CLERK AND
EX-OFICIO CLERK OF THE COUNTY BOARD**

JUDICIARY COMMITTEE



MARK A. KERN
CHAIRMAN

ST. CLAIR COUNTY BOARD

10 PUBLIC SQUARE, ROOM B-561, BELLEVILLE, ILLINOIS 62220-1623

(618) 825-2203 • FAX: (618) 825-2740

District 5
LONNIE MOSLEY
VICE-CHAIRMAN

BOARD MEMBERS

District 1
ROBERT L. ALLEN, JR.

District 2
HARRY HOLLINGSWORTH

District 3
WILLIE L. DANCY

District 4
ROBERT A. WILHELM

District 6
ROY MOSLEY, JR.

District 7
ED COCKRELL

District 8
KEN EASTERLEY

District 9
C. RICHARD VERNIER

District 10
CJ BARICEVIC

District 11
JERRY J. DINGES

District 12
SUSAN GRUBERMAN

District 13
STEPHEN E. REEB

District 14
ROBERT J. TRENTMAN

District 15
JOHN COERS

District 16
DAVID B. LANGFORD

District 17
STEVEN GOMRIC

District 18
MATT SMALLHEER

District 19
JANA MOLL

District 20
KEVIN DAWSON

District 21
DEAN PRUETT

District 22
MICHAEL O'DONNELL

District 23
RICHIE MEILE

District 24
MARTY T. CRAWFORD

District 25
CURTIS McCALL, JR.

District 26
SCOTT TIEMAN

District 27
KENNETH G. SHARKEY

District 28
SCOTT GREENWALD

District 29
RICK CASEY

SPECIAL COUNTY BOARD MEETING

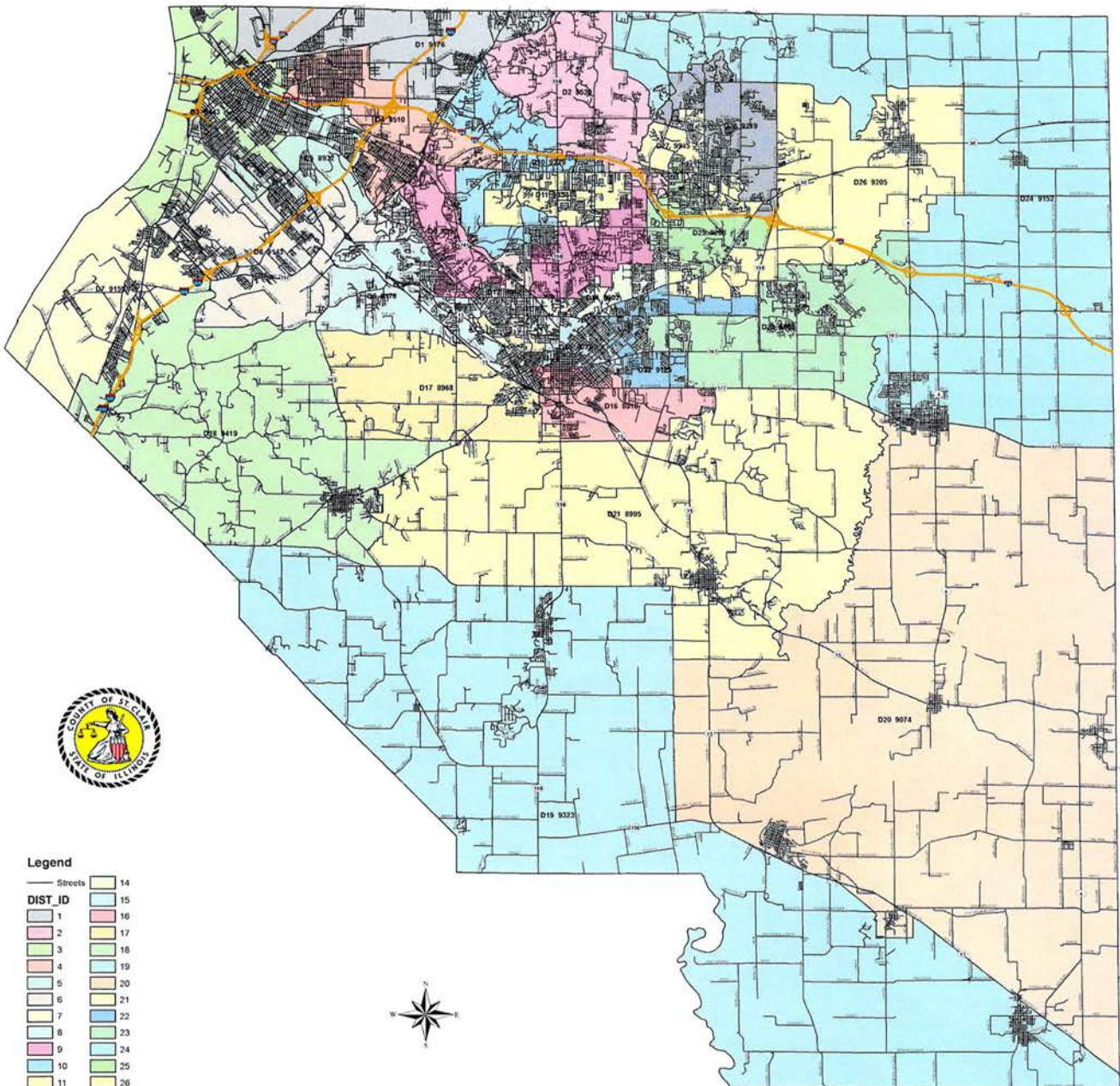
November 16, 2021

7:30 p.m.

1. Invocation
2. Pledge of Allegiance
3. Call to Order
4. Roll Call
5. Public Participation
6. Reports & Communications from the Chairman
 - a. Consideration of the County Board Chairman's Re-developed Apportionment Plan pursuant to Section 5/2-3003(3) & 5/2-3003(5) of the Illinois Counties Code (55 ILCS 5/2-3003(3) & 5/2-3003(5))
7. Committee Reports
 - a. Judiciary Committee
 1. Ord. # 21-1256 – Repealing Ord. #21-1252 and Establishing County Board Districts (Effective December 2022)
8. Approval of an Agreement with Volkert Engineering to Provide Legal Descriptions for the County Board Apportionment Map
9. Comments by the Chairman
10. Adjournment

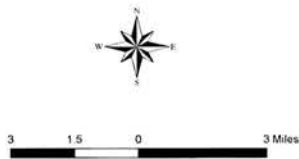
St. Clair County Board Districts (11/08/2021)

Total Population: 257,400



Legend

Streets	14
DIST_ID	15
1	16
2	17
3	18
4	19
5	20
6	21
7	22
8	23
9	24
10	25
11	26
12	27
13	28



ORDINANCE NO. 21-1256

**AN ORDINANCE REPEALING ORDINANCE NO. 21-1252 AND
ADOPTING REDEVELOPED APPORTIONMENT PLAN
ESTABLISHING THE COUNTY BOARD DISTRICTS
IN ST. CLAIR COUNTY, ILLINOIS
(EFFECTIVE DECEMBER 2022)**

WHEREAS, until June 17, 2021, Section 2-3002(a) of the Illinois Counties Code pertinently required reapportionment of a county board by July 1st of this year, as follows:

“(a) Reapportionment required. By July 1, 1971, and each 10 years thereafter, the county board of each county having a population of less than 3,000,000 inhabitants and the township form of government shall reapportion its county so that each member of the county board represents the same number of inhabitants. In reapportioning its county, the county board shall first determine the size of the county board to be elected, which may consist of not less than 5 nor more than 29 members and may not exceed the size of the county board in that county on October 2, 1969. The county board shall also determine whether board members shall be elected at large from the county or by county board districts.

If the chairman of the county board is to be elected by the voters in a county of less than 450,000 population as provided in Section 2-3007, such chairman shall not be counted as a member of the county board for the purpose of the limitations on the size of a county board provided in this Section.” 55 ILCS 5/2-3002(a).

WHEREAS, until June 17, 2021, Section 2-3003(3) of the Illinois Counties Code pertinently provided for the submission of an apportionment plan by a county board chairman by the third Wednesday in May of this year:

“(3) In a county where the Chairman of the County Board is elected by the voters of the county as provided in Section 2-3007, the Chairman of the County Board may develop and present to the Board by the third Wednesday in May in the year after a federal decennial census year an apportionment plan in accordance with the provisions of subsection (1) of this Section. If the Chairman presents a plan to the Board by the third Wednesday in May, the Board shall conduct at least one public hearing to receive comments and to discuss the apportionment plan, the hearing shall be held at least 6 days but not more than 21 days after the Chairman's plan was presented to the Board, and the public shall be given notice of the hearing at least 6 days in advance. If the Chairman presents a plan by the third Wednesday in May, the Board is prohibited from enacting an apportionment plan until after a hearing on the plan presented by the Chairman. The Chairman shall have access to the federal decennial census available to the Board. ***.” 55 ILCS 5/2-3003(3).

WHEREAS, pursuant to Section 2-3003(3) of the Illinois Counties Code (55 ILCS 5/2-3003(3)), the St. Clair County Board Chairman developed and presented to the St. Clair County Board an apportionment plan (utilizing the most recent American Community Survey 5-year data as the only census population data then available in the absence of federal decennial census data) at its Special Meeting on May 10, 2021, and the St. Clair County Board held a public hearing with due notice on the apportionment plan on May 24, 2021.

WHEREAS, on June 2, 2021, the St. Clair County Board adopted Ordinance No. 21-1252, approving its Chairman's apportionment plan as set forth therein (utilizing the most recent American Community Survey 5-year data as the only census population data then available in the absence of federal decennial census data) pursuant to Section 2-3003 of the Illinois Counties Code (55 ILCS 5/2-3003) and providing that, effective December 2022, St. Clair County shall continue to have a County Board Chairman elected by the voters of St. Clair County pursuant to Section 2-3007 of the Illinois Counties Code (55 ILCS 5/2-3007) and twenty-nine (29) County Board Members elected by county board district from each of the twenty-nine (29) County Board Districts identified therein pursuant to Section 2-3002(a) of the Illinois Counties Code (55 ILCS 5/2-3002(a)), with the terms of such County Board Members to be determined publicly by lot from three (3) groups as provided in Section 2-3009 of the Illinois Counties Code (55 ILCS 5/2-3009).

WHEREAS, on June 17, 2021, Illinois Public Act 102-15 amended Section 2-3001(c) of the Illinois Counties Code, redefining "population" for the reapportionment of 2021 as follows:

"c. "Population" means the number of inhabitants as determined by the last preceding federal decennial census. *For the reapportionment of 2021, "population" means the number of inhabitants as determined by the county board by any reasonable method, including, but not limited to, the most recent American Community Survey 5-year data.*" (Emphasis added.) 55 ILCS 5/2-3001(c).

WHEREAS, on June 17, 2021, Illinois Public Act 102-15 amended Section 2-3002(a) of the Illinois Counties Code, delaying the deadline for a county board to reapportion its county to December 31st of this year as follows:

(a) Reapportionment required. By July 1, 1971, and each 10 years thereafter, the county board of each county having a population of less than 3,000,000 inhabitants and the township form of government shall reapportion its county so that each member of the county board represents the same number of inhabitants, *except that, for the reapportionment of 2021, the county board shall reapportion its county by December 31, 2021.* In reapportioning its county, the county board shall first determine the size of the county board to be elected, which may consist of not less than 5 nor more than 29 members and may not exceed the size of the county board in that county on October 2, 1969. The county board shall also determine whether board members shall be elected at large from the county or by county board districts.

If the chairman of the county board is to be elected by the voters in a county of less than 450,000 population as provided in Section 2-3007, such chairman shall not be counted as a member of the county board for the purpose of the limitations on the size of a county board provided in this Section.” (Emphasis added.) 55 ILCS 5/2-3002(a).

WHEREAS, on June 17, 2021, Illinois Public Act 102-15 further added Section 2-3003(5) of the Illinois Counties Code to allow a County Board Chairman to develop and present, or re-develop and re-present, an apportionment plan by the third Wednesday of November this year:

“(5) For the reapportionment of 2021, the Chairman of the County Board or County Executive may develop and present (or redevelop and represent) to the Board by the third Wednesday in November in the year after a federal decennial census year an apportionment plan and the Board shall conduct its public hearing as provided in paragraphs (3) and (4) following receipt of the apportionment plan.” 55 ILCS 5/2-3003.

WHEREAS, after the enactment of St. Clair County Board Ordinance No. 21-1252 and Illinois Public Act 102-15, federal decennial census data has become available, reflecting a population decline in St. Clair County.

WHEREAS, pursuant to Section 2-3003(5) of the Illinois Counties Code (55 ILCS 5/2-3003(5)), the St. Clair County Board Chairman re-developed and re-presented to the St. Clair County Board an apportionment plan (utilizing the now available federal decennial census data) at its Special Meeting on November 8, 2021, and the St. Clair County Board held a public hearing with due notice on the apportionment plan on November 16, 2021.

WHEREAS, the St. Clair County Board desires to repeal its Ordinance No. 21-1252 and adopt the Chairman’s re-developed apportionment plan set forth in ‘EXHIBIT A’ pursuant to Section 2-3003 of the Illinois Counties Code (55 ILCS 5/2-3003) and providing that, effective December 2022, St. Clair County shall continue to have a County Board Chairman elected by the voters of St. Clair County pursuant to Section 2-3007 of the Illinois Counties Code (55 ILCS 5/2-3007) and shall now have twenty-eight (28) County Board Members elected by county board district from each of the twenty-eight (28) County Board Districts identified in “EXHIBIT A” pursuant to Section 2-3002(a) of the Illinois Counties Code (55 ILCS 5/2-3002(a)), with the terms of such County Board Members to be determined publicly by lot from three (3) groups as provided in Section 2-3009 of the Illinois Counties Code (55 ILCS 5/2-3009).

NOW, THEREFORE, BE IT ORDAINED that the St. Clair County Board hereby repeals its Ordinance No. 21-1252 and adopts the Chairman’s re-developed apportionment plan set forth in ‘EXHIBIT A’ pursuant to Section 2-3003 of the Illinois Counties Code (55 ILCS 5/2-3003) and providing that, effective December 2022, St. Clair County shall continue to have a County Board Chairman elected by the voters of St. Clair County pursuant to Section 2-3007 of the Illinois Counties Code (55 ILCS 5/2-3007) and shall now have twenty-eight (28) County Board Members elected by county board district from each of the twenty-eight (28) County Board Districts identified in “EXHIBIT A” pursuant to Section 2-3002(a) of the Illinois Counties

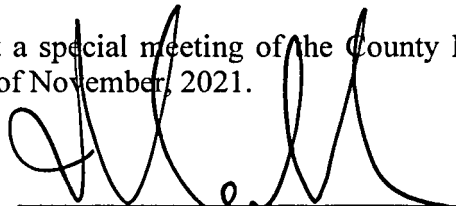
Code (55 ILCS 5/2-3002(a)), with the terms of such County Board Members to be determined publicly by lot from three (3) groups as provided in Section 2-3009 of the Illinois Counties Code (55 ILCS 5/2-3009).

SECTION I: INCONSISTENT ORDINANCES REPEALED: All Ordinances or parts of other Ordinances in conflict with the provisions of the Ordinance shall to the extent of the conflict be, and are hereby repealed, provided that nothing herein shall in any way excuse or prevent prosecution of any previous or existing violation of any Ordinance superseded hereby.

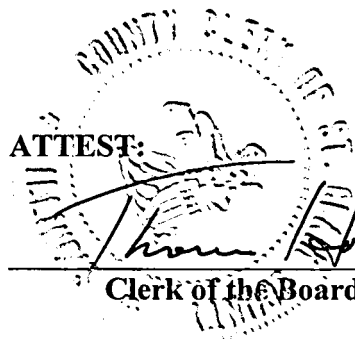

SECTION II: SAVING CLAUSE: Nothing in this Ordinance hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed by this Ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by the Ordinance.

SECTION III: PASSAGE AND PUBLICATION: This Ordinance shall be in full force and effect from its passage and publication by the County Clerk as provided by law and shall continue in effect and operation until lawfully terminated by the St. Clair County Board.

APPROVED AND ADOPTED at a special meeting of the County Board of St. Clair County in the State of Illinois this 16th day of November, 2021.



Chairman of the Board

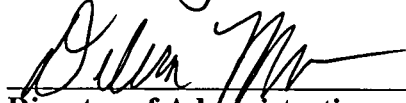
ATTEST:



Clerk of the Board

REVIEWED BY:

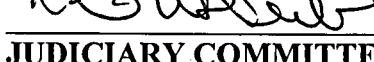
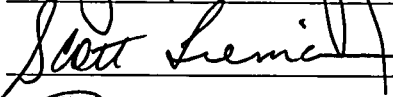
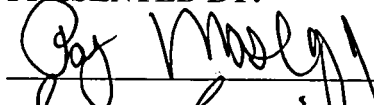


State's Attorneys Office



Director of Administration

PRESENTED BY:



JUDICIARY COMMITTEE

