

Proceedings of the Ogle County Board Meeting
August 15, 2006

State of Illinois)
County of Ogle) ss
City of Oregon)

Call to Order

Chairman Gocken calls the meeting to order at 5:30 p.m.

Roll Call

The roll call shows Bauer, Hoekstra and Horner are absent. The invocation is given by Zuehl and this is followed with the Pledge of Allegiance to the Flag.

Approval of Minutes

Chairman Gocken asks for a motion to approve the July 18, 2006, Ogle County Board meeting minutes. Rice moves to approve the July 18, 2006, Ogle County Board minutes. Heuer seconds and the motion carries on a voice vote.

Approval of Reports

Swanson moves to accept and place on file the monthly reports of the Treasurer, County Clerk/Recorder and Circuit Clerk. Kenney seconds and the motion carries on voice vote.(Placed on file)

Resignation - County Board District #3

Chairman Gocken reads a letter of resignation from Carol Hoekstra in County Board District #3, effective July 31, 2006. Colson moves to accept the resignation, Saunders seconds. (Placed on file)

Appointment - County Board District #3

Chairman Gocken states she had hoped to make a recommendation to the board for this vacancy. However, the person of choice is not available at this time and asks for a motion to postpone the appointment until next month. Clayton moves to postpone the appointment to County Board District #3 until next month and Gouker seconds. Nye asks if there have been many applicants for this vacancy? Gocken states we haven't asked for applicants - when the letter was received Chairman Gocken asked County Clerk Huntley to look into the procedure needed to fill this vacancy. Chairman Gocken states very rarely do we receive a resignation so close to the end of a term. County Clerk Huntley and State's Attorney Roe check into the information and Chairman Gocken reads the statute to fill the vacancy to the board. County Clerk Huntley explains to the board, there are 2 ways to fill the vacancy - 1 - Have a committee make a recommendation to the Chairman and the Chairman makes the recommendation to the board for approval or 2 - The Chairman can make a recommendation to the board for approval. County Clerk Huntley states if a committee was formed, it would take 60 days and you would be appointing someone for 30 days. Huntley states they were trying to give a person a fair shake of serving more than one board meeting.

Vacancies -

Chairman Gocken announces the following vacancies -

Ogle County Housing Authority - 1 full term
Lost Nation/New Landing RCD - 1 unexpired term

The application deadline will be Friday, September 29, 2006
at 4:30 p.m. in the Ogle County Clerk's Office.

Chairman Gocken says the State's Attorney Committee set up the interview for the Lost Nation/New Landing vacancy and the applicant did not show. Kenney states the other applicant withdrew his application and the other applicant could not make the original interview time last month and asked for an extension. This applicant did not show up for the 2nd interview.

Appointments -

Chairman Gocken announces the following appointment(s):

Board of Health

Chairman Gocken states the committee has recommended Stephanie Seaworth be appointed to the Board of Health for a term which ends May 31, 2009. White moves to approve the appointment. Rice seconds and the motion carries on a voice vote.(Placed on file)

Resolution - Scott Township Polling Place

County Clerk Huntley states she was approached by the Scott Township Board to move the polling place from the Township Building to the Davis Junction Fire Station for safety issues. There were concerns when voters would pull out onto Route 72 there where the overpass is located. The Davis Junction Village Board and the Township Board all agreed this was a good move. County Clerk Huntley states the fire department is happy to have the polling place at their building and this will be effective with the upcoming election in November. County Clerk Huntley reads the resolution out loud to the board. Colbert moves to approve the resolution, Rice seconds and the motion carries on a voice vote.(Placed on file)

Resolution - Forreston 2 Polling Place

County Clerk Huntley says she was contacted by the Forreston Township Supervisor to move the Forreston 2 precinct which is located at the Reformed Church in Baileyville. It was recommended to move the polling place to the township building in Forreston. County Board member White and County Clerk Huntley visited the township building to make sure there would be room for 3 polling places and determined there would be enough room for all polling places and ADA compliant. County Clerk Huntley also states there would be a cost reduction since there would not be a need for one M1-Optical Scanner, one Automark ADA machine, no polling place rent and five Election Judges. County Clerk Huntley reads the resolution out loud to the board members. Nye moves to approve the resolution, Scholl seconds. Saunders informs the board the people in Baileyville are against the move and she will be voting no on this resolution. The motion to approve the resolution as presented carries on a voice vote.(Placed on file)

Resolution and IGA - Northern Illinois Technology Triangle (NITT)

Chairman Gocken states this is a Resolution authorizing an Intergovernmental Agreement regarding the Northern Illinois Technology Triangle (NITT). Chairman Gocken, Shirley Clayton and Ron Colson have been attending meetings of the NITT and there is information included in the board packets. This is to establish the Northern Illinois Technology Triangle Commission and the resolution states the units of government involved are Boone County, City of Rochelle, City of Rockford, Northern Illinois University, Ogle County and Winnebago County. Chairman Gocken states voting members will pay \$1,000 in annual dues and non-voting members will pay \$250 in annual dues beginning January 1, 2007. Kenney moves to adopt the resolution authorizing an IGA between Ogle County and certain other public agencies for the formation of the NITT Commission and authorize the Board Chairman to sign the IGA and the board to pay \$1,000 in annual dues, Clayton seconds and the motion carries on a voice vote.

Resolution - Blackhawk Area Rail Coalition (BARC)

Chairman Gocken was invited by the Chairman of Winnebago County Board, Scott Christiansen to attend a meeting last week in Freeport. This is regarding fast rail service here in Northwestern Illinois and points west. The coalition is working with Rick Harnish of the Midwest Highspeed Rail Association, Senator Dick Durbin and

Congressman Manzullo, among others. Chairman Gocken reads the information distributed in the board packets asking for support with the this coalition. Chairman Gocken asks for a motion to send a letter of support to the Blackhawk Area Rail Coalition. Colson moves to approve, Kenney seconds and the motion carries on a voice vote.

Zoning - #13-06 Amendment - Stephen B. & Mary Ann Vagle & Stephen B. & Jennifer L. Vagle

The clerks reads the petition of Stephen B. & Mary Ann Vagle, 11186 Lindenwood Rd., Kings, IL and Stephen B. & Jennifer L. Vagle, 3041 Lynnville Rd., Lindenwood, IL by Attorney Kim D. Krahenbuhl, P.O. Box 339, Oregon, IL for an Amendment to the Zoning District to Rezone from R-2 Single-family Residence District and AG-1 Agricultural District to R-2 Single-family residence district on property described as follows and owned by the petitioners:

Part W ½ SW 1/4 Section 9 White Rock Township 41N, R1E of the 3rd P.M., Ogle County, IL, 2.066 acres, more or less.
Property Identification Number: Part of 18-09-352-006 & -007
Common Location: 11181 E. Lindenwood Rd., Kings, IL

Hopkins moves to concur with the Board of Appeals and approve #13-06 Amendment for Stephen B. & Mary Ann Vagle and Heuer seconds. Scholl is not against this petition, he is against R-1 and R-2 in the country and not allowing to include deed restrictions regarding agricultural related issues. Scholl states with the problems we are having on the East side of the county with people moving into the country and causing trouble for the farmers. Scholl feels if there were deed restrictions so they cannot sue or protest if they live in country in an R-1 area against the dust, noise, smell and so forth, which goes along with farming. Scholl has discussed this with Mike Reibel and they will begin working on this issue to take care of this problem. Scholl states we need to protect the agricultural community against lawsuits. The motion carries on a voice vote. (Placed on file)

Zoning- #14-06 Amendment - Steven G. Benesh, Timothy J. Benesh and Anthony S. Benesh

The clerk reads the petition of Steven G. Benesh, Timothy J. Benesh and Anthony S. Benesh, P.O. Box 242, Oregon, IL for an Amendment to the Zoning District to Rezone from AG-1 Agricultural District to R-2 Single-family residence district on property described as follows and owned by the petitioners:

Part E1/2 SE1/4 and Part of W ½ SE 1/4 Section 10 Rockvale Township 24N, R10E of the 4th P.M., Ogle County, IL, 66.90 acres, more or less.
Property Identification Number: 09-10-476-003 & -002; 09-10-429-027 & -026; 09-10-428-036 & -017
Common Location: 5200 Block N. River Rd.

Hopkins moves to concur with the Board of Appeals and approve #14-06 Amendment for Steven G. Benesh, Timothy J. Benesh, and Anthony S. Benesh and Scholl seconds. Colson notes this will hook up to water from the City of Byron. The motion carries on a voice vote. (Placed on file)

Zoning - #15-06 Amendment - Glen R. Martin and Nitram Properties

The clerk reads the petition of Glen R. Martin and Nitram Properties, 2631 S. Snyder Rd., Oregon, IL for an Amendment to the Zoning District to Rezone from AG-1 Agricultural District to R-1 Rural Residence District on property described as follows and owned by the petitioners:

Part E ½ SE 1/4, Part W ½ SE 1/4 and Part E ½ SW 1/4 Section 10 Rockvale Township 24N, R10E of the 4th P.M., Ogle County, IL, 39.50 acres, more or less. P.I.N.: 09-10-401-002 & -003 and 09-10-451-001 & -002 - Common Location: 5200 Block N. River Rd.

Hopkins moves to concur with the Board of Appeals and approve #15-06 Amendment of

Glen R. Martin and Nitram Properties. Heuer seconds. White asks if there is a possibility of city water for these lots. Hopkins states yes and Colson concurs. Hopkins states portion is in a flood plain and they will be advised they cannot build in the flood plain. They will have to build closer to the road in order to preserve the river and the black mussels. The motion carries on a voice vote.(Placed on file)

Zoning - #16-06 Amendment - Robert & Nota Lichty

The clerk reads the petition of Robert & Nota Lichty, 5075 Kilbuck Rd., Monroe Center, IL for an Amendment to the Zoning District to Rezone from AG-1 Agricultural District to R-1 Rural Residence District on property described as follows and owned by the petitioners:

Part of S 1/2 SW 1/4 and Part SE 1/4 SW 1/4 Section 20 Monroe Township
42N, R2E of the 3rd P.M., Ogle County, IL, 6.93 acres, more or less.
Property Identification Number: Part of 12-20-300-013
Common Location: 5075 Kilbuck Rd.

Hopkins moves to concur with the Board of Appeals and approve #16-06 Amendment of Robert & Nota Lichty. Zuehl seconds and the motion carries on a voice vote.(Placed on file)

Zoning - Final Plat - Jackson Knolls Second Addition

The clerk presents the Final Plat for "Jackson Knolls Second Addition" Section 29, Byron Township -Developer: Jeffrey & Wendy Jackson, 4686 Old State Rd., Byron, IL - Authorized Agent: Survey-Tech, PO Box 634, Rochelle, IL - Authorized Engineer: CES, Inc., 1711 Dekalb Ave., Unit C3, Sycamore, IL. Hopkins moves to approve subject to all staff comments being satisfactorily addressed and subject to approval by the City of Byron for Jackson Knolls Subdivision and recordation of said Jackson Knolls Subdivision. Heuer seconds. Swanson asks where are they getting the water and sewer? Reibel states this is a single lot addition - the house is already on the property and will remain on its own well and septic. The motion carries on a voice vote.(Placed on file)

Zoning - Final Plat - Sanctuary Ridge

The clerk presents the Final Plat for "Sanctuary Ridge" - Section 29, Byron Township - Developer: Robert & Carolyn Moreland, 826 North State RT 2, Byron, IL - Authorized Agent: ARC Design Resources Inc., 1475 S. Perryville Rd., Rockford, IL 61108; Mark Rice - Engineer & Ron Larson - Surveyor - Hopkins moves to approve the Final Plat of Sanctuary Ridge of Robert & Carolyn Moreland. Hopkins also adds this is one home and they have sold off the buildings rights to the US Government on this land. Gouker seconds and the motion carries on a voice vote.(Placed on file)

Recess to refer claims to a committee

At 6:10 p.m., Chairman Gocken asks for a motion to recess and refer claims to committees. Heuer moves, Rice seconds and the motion carries on a voice vote. Chairman Gocken calls the meeting back to order at 6:25 p.m.

Claims

The clerk reads the claims for the General Fund - \$31,729.73 and the County Highway Fund - \$33,612.64. County Clerk Huntley states the bills for Buildings & Grounds, Sheriff and Corrections will be paid in vacation this month due to a vacation. Scholl moves to approve the claims as read, Kenney seconds and the motion carries on a voice vote.(Placed on file)

COMMITTEE REPORTS

The following committees had no additional report other than the minutes that are placed on an exhibit: *Buildings & Grounds, Judiciary & Circuit Clerk, Juvenile & Probation, Planning, Assessment and Zoning, Sheriff & Coroner, State's Attorney & Legislative, Road & Bridge and Tri-County Opportunities*. The following had no minutes to file: *Board of Health, U.C.C.I., Ill Risk Management, Mental Health Board, Safety Committee, Personnel & Salary, IT Committee, 911 ETS Board, Liquor Commission and Byron Dragway*.

County Clerk & Insurance Minutes placed on exhibit

Thanks from Chairman

Rice states as Chairman of this committee, he would like to thank Tom Lewandowski for his input on the review of the appraisal costs of the various county properties. The county had an appraisal done by an insurance representative from St. Paul and the committee thought the costs were high and Lewandowski was willing take the time to review the figures and update.

Finance & Revenue Minutes placed on exhibit

Budget meetings

Spencer states the Finance Committee will be meeting at 6 p.m. on August 17th to review the budget.

Solid Waste Minutes placed on exhibit

IGA - Rochelle - Ogle - Creston

Steve Rypkema explained the Intergovernmental Agreement between Ogle County, City of Rochelle and the Village of Creston to the board. Rypkema states Attorney Alan Cooper has drafted this agreement by combining the last two agreements from 1998 and 2002. Rypkema states this agreement establishes cooperation and the review of siting applications, as well as cooperation with the implementation of the County Solid Waste Management Plan. This also establishes a formula for the sharing of host fees that will be collected if the city should approve the expansion application for the Rochelle landfill. Rypkema states he has received a call from David Tess who is the attorney for the Village of Creston and the village has issues with the agreement. The agreement states that the \$1.27 which the City of Rochelle collects in the form of a surcharge, under this agreement would be shared with the county at the time siting approval is granted. The next step would be when the new landfill is ready to accept waste, the \$1.27 surcharge would be split three ways with the City of Rochelle, Ogle County and the Village of Creston. The issue is the Village of Creston would like to receive fees when the county begins receiving fees. Rypkema says he and the Solid Waste Committee have recommended approval of the agreement as written. Rypkema says the expansion which is being contemplated is not only an expansion onto new property adjacent to the existing landfill but also a vertical expansion over the existing site. There was discussion regarding the possibility of the Village of Creston not signing this agreement in the current form. Rypkema states this is a three way agreement

and all parties must agree. Rice moves to approve the Intergovernmental Agreement as presented, Clayton seconds. Heuer asked if it was the consensus of the Solid Waste Committee to approve this agreement? Chairman Gocken says yes it was and some of the committee members did the negotiating on the original two agreements. Nye calls for a roll call vote:

YES: Scholl, Spencer, Stahl, Swanson, White, Zuehl, Boes, Brooks, Clayton, Colbert, Colson, Gouker, Heuer, Hopkins, Huntley, Kenney, Lewandowski, Rice, Saunders and Gocken

NO: Nye

ABSENT: Bauer and Horner

The motion carries on a roll call vote.(Placed on file)

Host Fee Report

Chairman Gocken states the county has received the Host fees for the 2nd quarter of 2006 in the amount of \$761,781.52. The county has received \$1,352,474.67 this year and an overall total of \$14,687,046.02.

Blackhawk RCD

Information distributed

Information

Colson has distributed a newspaper article for review.

U.C.C.I.

No minutes

Update

Heuer distributed information regarding a State Debate which will take place on October 13 & 14 in Springfield.

Planning Commission

Minutes placed on exhibit

Meeting

Hopkins announces there will be some items on the Agenda.

Illinois Risk Management

No minutes

Meeting

Heuer states the county will receive a refund on the dues the county paid.

IT Committee

No minutes

Update

Colson informs the board members he has distributed a memo dated July 31, 2006, which will update the board on the happenings of the IT Committee. Colson states the committee is working on an RFP with the assistance of Rochelle Municipal Utilities for contract services to establish contract services for network management.

Executive Committee

No minutes

Judicial Center Update

Chairman Gocken reads update information from Green/Associates - this information will be distributed to the board members at the end of the month.(Placed on file)

Judicial Center bills

Chairman Gocken states the bills for the Judicial Center in August 2006 is a total of \$7,676.25 - Chairman Gocken states there were two bills which

did were not received in time to be presented to the committees for approval - \$2,500 to The Fields Project for base of statue (2nd installment) and \$2,630.50 to SBM for furniture in the Probation Department. Zuehl moves to approve payment of the bills in the amount of \$7,676.25 and to be paid out of Project Fund and/or Long Range Capital Improvement Fund. Colson seconds and the motion carries on a voice vote.

Temperature in Buildings

Chairman Gocken states there was discussion at the Buildings and Grounds meeting and Executive Committee meeting this month regarding exceeding the budgeted amount for gas at the Judicial Center and other county buildings. It was determined that the county should adopt a policy concerning thermostats in all county buildings. The Executive Committee has made the recommendation that the county adopt a policy that all county buildings shall maintain temperatures within 72 - 76 degrees for cooling and 68 - 72 degrees for heating parameters. Seasonal change dates will be determined by the Maintenance Department. Hopkins moves to approve the recommendation and Nye seconds. White asks where did the recommended temperatures come from? Zuehl states the temperature requirements came from the State. Rice comments on the possibility of people bringing in space heaters. Chairman Gocken states the county does have a policy that there are no space heaters allowed. Saunders says there is a possibility to narrow the temperature margins after we see how things go. Saunders states the engineers suggested the 4 degree range. The motion carries on a voice vote.

Chairman Comments

Chairman Gocken introduces the new County Administrator Jim Mielke who is seated to the right of the chairman. Mr. Mielke began work yesterday and has had a tour of the some of the departments.

Chairman Gocken informs the board of a letter from Congressman Don Manzullo regarding the support from Ogle County regarding the Rockford Post Office Facility and keeping it open in Rockford. Huntley would like to give Pine Rock Township some credit for giving Don Manzullo the insight of keeping a Post Office open. Huntley states he really appreciates what Don Manzullo was able to accomplish.

Chairman Gocken informs the board regarding her salary for July 2006 - there was a computer glitch with the payroll for the Chairman - The board members receive a monthly salary of \$150 for up to three meetings in any month and the Chairman is to receive \$400 per month. Tiffany in the County Clerk's Office noticed the problem and it was corrected with the July 2006 payroll.

Chairman Gocken reads an article from the Oregon Republican Reporter written by Betty Croft from Mt. Morris. The article was titled "Abraham Lincoln spoke in Oregon on August 16, 1856." Chairman Gocken states the City of Oregon will hold a ceremony at 11:00 a.m. tomorrow at the rock and would like with the boards permission to place a plant at the rock. The consensus of the board directs Chairman Gocken to perform this act as Chairman of the Ogle County Board.

Communications

- Sales Tax for May 2006 was \$29,461.81 and \$78,679.94
- Sales Tax for May 2005 was \$27,069.24 and \$67,111.06
- IDNR - Permit No. DS2006075 - Grand Detour Island Retreat
- US Army Corps of Engineers - Public Notice

Unfinished Business

Chairman Gocken reads the motion made last month by Saunders - "Saunders moves to disband the IT Committee, effective immediately following our August 15, 2006, board meeting. Saunders states she realizes this will need to lay over until our next meeting and will give the board members an opportunity to do their own research. Huntley seconds." - Chairman Gocken asks for a motion to take this off the table. Saunders says in the interest of unity she will respectfully withdraw the motion - she does see that the IT Committee has recently made some progress. However, she would urge the committee in the future, if there is nothing to discuss or the lack of a quorum she would urge them to not hold a meeting for the sake of holding a meeting. Saunders says the Ogle County taxpayers deserve that much respect. Saunders withdraws her motion and states Huntley has also agreed to withdraw his second.

New Business

Rice informs the board that the Insurance Committee at their last meeting voted to approve an addition of Carve Out Organ Transplant Amendment to the Insurance policy for the employees. This means in the case of any transplant organ services provided to the employees or dependants covered under the County Group Health Insurance Plan - there will be a 100% coverage for the service up to \$1 million and then the county's self insurance program will take over and provide an additional \$1 million.

Public Comments

Motion to Adjourn

At 7:20 p.m., Gouker moves to adjourn the August Ogle County Board meeting until Tuesday, September 19, 2006, at 5:30 p.m. at the Ogle County Courthouse. Heuer seconds and the motion carries on a voice vote.

Betty Gocken
Chairman Ogle County Board

Attest: Rebecca Huntley, Ogle County Clerk &
Ex-officio Clerk of the Ogle County Board