

Proceedings of the Ogle County Board February 17, 2004

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

Call to Order

Chairman Gocken calls the meeting to order at 5:35 p.m..

Roll Call:

Roll Call shows Zuehl is absent. The Invocation is given by Chris Remhof and this is followed with the Pledge of Allegiance to the Flag.

Chairman Gocken informs the board of parliamentary procedure changes that may occur during tonight's meeting. These changes are being made according to the suggestions of Mrs. Nancy Sylvester during the Parliamentary Procedure Workshop that was held earlier this month. The items will be changed, added or eliminated in order to expedite the county's business. One of the main items was to dispense with recessing the meeting and adjourning the meeting the next month. However, tonight we will adjourn the meeting and in the future we will not recess meetings.

Adjourn January 20, 2004, Ogle County Board meeting

Chairman Gocken asks for a motion to adjourn the January 20, 2004, Ogle County Board meeting. Sven Johnson moves to adjourn the January 20, 2004, Ogle County Board meeting, Ed Rice seconds and the motion carries on a voice vote.

Approval of Minutes

Chairman Gocken asks for a motion to approve the January 20, 2004, Ogle County Board meeting minutes. Shirley Clayton moves to approve the minutes, Kim Gouker seconds and the motion carries on a voice vote.

Approval of Reports

Jerry Brooks moves to accept and place on file the monthly reports of the Circuit Clerk, County Clerk/Recorder and Treasurer. Don Huntley seconds and the motion carries on a voice vote.(Placed on file)

Economic Development Introduction

Lynne Kilker informs the board of a Press Conference she and these gentleman were at this afternoon. She introduces Ron Hagemann and Russ Williams of RAPCO, LLC to the County Board. Today they have signed a contract for 15,000 tons of field peas to be exported to Cuba. This crop can be added to the current corn/soybean rotation using the same equipment and drills. Mr. Williams informs the board this is the second year this crop has been grown in Ogle County. The yields of split peas is similar to soybean yields and provides extra income to the farmer. These peas are a main staple for a lot of developing countries and is an inexpensive source of protein. Chairman Gocken thanks the gentleman for bringing this business to Ogle County.

Introduction of Candidates

Chairman Gocken introduces the following candidates:

Diane Hinderliter - Republican Candidate for Coroner
Marcia Heuer - Republican Candidate for County Board Dist #4
Paul White - Republican Candidate for County Board Dist #4

Animal Control

Chairman Gocken states due to many misconceptions, there will not be any action taken on the Dogs-At-Large and Micro-chipping of Dogs Ordinances tonight. Dr. Champley comments he doesn't like the term "Leash Law" and states other surrounding counties have a "Leash Law". Dr. Champley states a "Leash Law" doesn't mean dogs have to be on a leash, but people have to be responsible

for their dog(s). Dr. Champley talks briefly about the Micro-chipping of dogs - current dogs that have been vaccinated in Ogle County will not need to be micro-chipped. It will only be required for younger dogs receiving their first rabies shot, dogs that have moved into the county, dogs picked up as strays, violators of the "leash law" (once it has been established) and stray dogs adopted out by Animal Control. Ed Rice asks if this Ordinance will override the current agreement with Pine Rock and Rockvale Townships? Dr. Champley states this would need to be worked out with the State's Attorney Office. Don Huntley states he feels this should be the responsibility for each township. Kim Gouker asks Dr. Champley to clarify the hunting portion of ordinance. Dr. Champley says a special permit is not needed, but they do have to follow legal hunting seasons. Chris Remhof comments about the fee structure for violations. Chairman Gocken refers these Ordinances back to the H.E.W. Committee, State's Attorney and Dr. Champley for further review.

Resignation

Chairman Gocken informs the board a letter of resignation has been received from Tina O'Malley on the Lost Nation/New Landing RCD.

Vacancies

Chairman Gocken announces the following vacancies:

- ✓ Various Fire Protection Districts:
Dixon, Forreston, Franklin Grove, Leaf River,
Lynn-Scott-Rock and Oregon - 1 vacancy on each
- ✓ Planning Commission - 2 vacancies
- ✓ Zoning Board of Appeals - 1 vacancy
- ✓ Lost Nation/New Landing RCD - 1 unexpired term &
1 vacancy

Application deadline for these vacancies will be Friday, April 2, 2004,
at 4:30 p.m. in the Ogle County Clerk's Office.

Appointments

Mental Health "708" Board

Chairman Gocken informs the board this appointment will be made in March.

Resolution - Appointment of Supervisor of Assessments

The clerk reads the resolution to reappoint James Harrison as Ogle County Supervisor of Assessments for 4 years. Tom Scholl moves to approve the reappointment, Ed Rice seconds and the motion carries on a voice vote. (Placed on file)

Zoning - Mark & Matt Mammen and Norman & Katie Beeh

The petitions of (1) Mark & Matt Mammen, 531 Tenby Way, Algonquin, IL and Norman & Katie Beeh, 628 S. 6th St., St. Charles, 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, owned by Mark & Matt Mammen and being purchased by Norman & Katie Beeh: *Part of SW 1/4 of Section 12 Oregon-Nashua Township 23N, R10E of the 4th P.M., Ogle County, IL, 36.891 acres, more or less. Property Index Number: Part of 16-12-300-001 Common Location: 1500 - 1600 Block S. Black Hawk Rd.*

(2) Mark & Matt Mammen, 531 Tenby Way, Algonquin, IL and Norman & Katie Beeh, 628 S. 6th St., St. Charles, IL for an Amendment to the Zoning District to rezone from I-1 Industrial District to AG-1 Agricultural District on property described as follows, owned by Mark & Matt Mammen and be purchased by Norman & Katie Beeh: *Part of E1/2 E1/4 Section 11 and part of SW 1/4 Section 12 Oregon-Nashua Township 23N, R10E of the 4th P.M., Ogle County, IL, 74.001 acres, more or less Property Identification Number: 16-11-200-002 & Part of 16-11-400-002 Common Location: 1250 - 1340 Block S. Black Hawk Rd.*

(3)Mark & Matt Mammen, 531 Tenby Way, Algonquin, IL and Norman & Katie Beeh, 628 S. 6th St., St. Charles, IL for an Amendment to the Zoning District to rezone from I-1 Industrial District and AG-1 Agricultural District to IA Intermediate Agricultural on property described as follows, owned by Mark & Matt Mammen and be purchased by Norman & Katie Beeh: *Part of SE 1/4 Section 11 and part of SW 1/4 Section 12 Oregon-Nashua Township 23N, R10E of the 4th P.M., Ogle County, IL, 10.177 acres, more or less*

Property Identification Number: Part of 16-12-300-001 & Part of 16-11-400-002

Common Location: 13500 Block S. Black Hawk Rd.

Tom Scholl moves to grant a 2 month extension on all three petitions, for clean-up purposes and vote on this at the meeting in April. Lyle Hopkins seconds and the motion carries on a voice vote. (Placed on file)

Zoning - Gene A. & Margaret A. Swanson

The clerk reads the petition of Gene A. & Margaret A. Swanson, 5290 S. Lake Fern Rd., Polo, IL for a Special Use permit to allow a single-family dwelling in the AG-1 Agricultural District on property described as follows and owned by petitioners: *Part of E 1/2 NW 1/4 Section 36 Eagle Point Township 23N, R7E of the 4th P.M., Ogle County, IL, 5.00 acres, more or less.*

Property Identification Number: Part of 13-36-100-003

Common Location: 5290 S. Lake Fern Rd.

Tom Scholl moves to concur with the Zoning Board of Appeals and grant this Special Use request. Jerry Daws seconds and the motion carries on a voice vote.(Placed on file)

Zoning - Jimmy A. & Florence S. Robertson

The clerk reads the petition of Jimmy A. & Florence S. Robertson, 5691 E. Canfield Rd., Chana, 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 N1/2 SE1/4 Section 21 Pine Rock Township 23N, R11E of the 4th P.M., Ogle County, IL, 11.21 acres, more or less.*

Property Identification Number: Part of 17-21-400-003 & -007

Common Location: 5691 E. Canfield Rd.

Tom Scholl moves to approve subject to a deed restriction and a joint easement being recorded to the satisfaction of the Zoning Administrator. Mr. Scholl comments the flag lots will never be used. Jerry Daws seconds. Don Huntley comments the Pine Rock Township Planning Commission denied this proposal. Chairman Gocken states a 3/4 vote is needed for this request and a roll call vote is called:

YES: Kenney, Nye, Remhof, Rice, Saunders, Scholl, Spencer, Stahl, Swanson, Bauer, Brooks, Clayton, Colbert, Colson, Conn, Daws, Gouker, Hoekstra, Hopkins, Horner, Johnson and Gocken

NO: Huntley

ABSENT: Zuehl

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

Zoning - Preliminary & Final Plat - Anna's Acres

The clerk presents the Preliminary & Final Plat for Anna's Acres by Developers Joseph DeRosso of 8263 Clearview Dr, Rockford, IL and Larry DeVries of 8028 Wildwood Rd, Stillman Valley, IL. Survey Engineers - WEndler Engineering Service. "*Anna's Acres*", a *Subdivision located in part of the SE 1/4 SE 1/4 Section 26 Marion township 25N, R11E of the 4th P.m., Ogle County, Illinois.*

Property Index Number: part of 05-26-400-011

Tom Scholl moves to approve subject to all staff recommendations being satisfactorily met. Lyle Hopkins seconds and the motion carries on a voice vote.(Placed on file)

Zoning - Final Plat - Wildwood Executive Estates Plat No. 2

The clerk presents the Final Plat for Wildwood Executive Estates Plat No. 2 - "Wildwood Executive Estates Plat No. 2", Dennis C. & Kimberly Harms and Robert E. & Heather Genrich, 6306 Rte 173, Poplar Grove, IL. - "Wildwood Executive Estates Plat No. 2", a Subdivision located in Part of the W ½ NW 1/4 Section 25 Marion township 25N, R11E of the 4th P.M., Ogle County, IL

Developer: Dennis & Kimberly Harms and Robert & Heather Genrich

Surveyor/engineer: Willett, Hofmann & Assoc.

Property Identification Number: 05-35-151-001

Tom Scholl moves to approve subject to all staff comments being addressed and provided that no substantial changes to the plat are required. If substantial changes are required, the plat will be brought back for approval of necessary changes. Jerry Daws seconds. Chris Remhof asks the following questions for clarification:

Q - Who is responsible for the maintenance of the established green space?

A - Mike Reibel - It will be the responsibility of the established Home Owners Association.

Q - Will there be separate Home Owners Associations between the two phases?

A - Mike Reibel - This new phase will have a Home Owner's Association and covenants separate from the existing subdivision.

Q - Why is there no retention pond planned for this development?

A - Mike Reibel - There will be stormwater management required - it will be designed and constructed to meet the county's Stormwater Management Ordinance.

The motion carries on a voice vote.(Placed on file)

Zoning - Building Codes

Chairman Gocken announces according to the minutes recommendations regarding a County Building Code will be due at the March meeting.

Road & Bridge - County Bridge Resolution - 2004 Pipe Supply

The clerk reads the County Bridge Resolution regarding the 2004 Pipe Supply. The low bid from Contech Construction in the amount of \$7,165 was accepted and awarded. The resolution appropriates \$7,200 from the County Aid to Bridge Fund for said project. Shirley Clayton moves to approve the 2004 Pipe Supply Award and Appropriation Resolution \$7,200 from County Aid to Bridge Fund. Don Huntley seconds and the motion carries on a voice vote.(Placed on file)

Road & Bridge - County Road Construction Resolution - Chana Road

The clerk reads the County Road Construction Resolution regarding Chana Road Reconstruction (03-00213-00-AS). The low bid from Martins Materials in the amount of \$24,809.12 was accepted and awarded. The Resolution appropriates \$25,000 from the County Highway Funds for said project. Shirley Clayton moves to approve Section 03-00213-00-AS Chana Road Reconstruction Award and Appropriation resolution of \$25,000.00 from the County Highway Fund. Ron Colson seconds and the motion carries on a voice vote.(Placed on file)

Road & Bridge - Preliminary Engineering Services - Town Hall Road

The clerk reads the Preliminary Engineering Services Agreement (04-21118-00-BR) for Town Hall Road over Silver Creek. This is for the preparation of construction plans and proposal for the rehabilitation of an existing two span bridge. The Agreement is not to exceed \$11,500 for said project. Shirley Clayton moves to approve the Preliminary Engineering Agreement for the design of a bridge on Town Hall Road 04-21118-00-BR, Rockvale Township, fees not to exceed \$11,500. Lyle Hopkins seconds and the motion carries on a voice vote.(Placed on file)

Road & Bridge - Resolution of Vacation - China Street

The clerk reads the resolution regarding the Resolution of Vacation for a portion of China Street in Woosung Township. Shirley Clayton moves to approve the Resolution of Vacation - China Street right-of-way, Woosung Township. Ron Colson seconds and the motion carries on a voice vote.(Placed on file and recorded in the Ogle County Recorder's Office)

Recess to Refer Claims to Committee

At 6:35 p.m., Ed Rice moves to refer claims to committees, Chris Remhof seconds and the motion carries on a voice vote. Chairman Gocken calls the meeting to order at 6:45 p.m..

Claims

The clerk reads the claims for the General Fund - \$83,275.13 and the County Highway Fund - \$95,652.02. Sven Johnson moves to accept claims, Don Huntley seconds. 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 exhibit: *Finance & Revenue, Judiciary & Circuit Clerk, Juvenile & Probation, Sheriff & Coroner, Personnel & Salary, Illinois Assoc. Of Co Board Members, 9-1-1 ETS Board, Economic Development and G.I.S. Committee.* The following had no minutes to file: *County Clerk & Insurance, Blackhawk Hills RC&D, Board of Health,, U.C.C.I., State's Attorney & Legislative, Byron Dragway, Illinois Risk Management, Safety Committee, Siting Committee, G.I.S. Committee, Liquor Commission and Ogle Co. AG..*

County Clerk & Insurance No Minutes Filed

Optical Scan demonstrations Ed Rice asks County Board Members to attend the demonstrations Becky Huntley is handling.

Ogle County Newspapers County Clerk Huntley thanks the newspaper for helping her out today.

Buildings & Grounds Minutes placed on exhibit

Surplus Property Program Resolution Don Huntley moves to approve the resolution which has been included in the packets for the Sheriff to participate in the State of Illinois Federal Surplus Property Program. Pat Saunders seconds. Fred Horner asks if other departments can participate in this program. It was determined, yes and a resolution was needed in order to participate. Steve Rypkema was asked if he is aware of this program? Steve states he is not aware of the Federal Program, but is aware of the State Program. County Clerk Huntley mentions Curtis Cook makes this program available through the Highway office. The motion carries on a voice vote.(Placed on file)

H.E.W. Minutes placed on exhibit

Resignation Chairman Gocken announces the Mental Health "708" Board has received a letter of resignation from Derek Riddle.

Solid Waste	Minutes placed on exhibit
<u>Household Hazardous Waste</u>	Chairman Gocken announces the Household Hazardous Waste Day will be held on April 24 th at the Dixon High School from 8 a.m. to 3 p.m..
<u>Host Fee Update</u>	Chairman Gocken states the Host Fees received from the Onyx/Orchard Hills landfill for the fourth quarter of 2003 were \$577,599.21. The total of \$2,118,935.52 was collected in 2003.
Planning, Assessment & Zoning	Minutes placed on exhibit
<u>ZBA Meeting</u>	Tom Scholl announces the next meeting will be February 26, 2004 at 7 P.M.
<u>Change to minutes</u>	Lyle Hopkins informs the board his statement regarding the farm buildings under the Building Code portion of the minutes is incorrect. It was determined he should ask for the change during the next committee meeting and have them amended.
Road & Bridge	Minutes placed on exhibit
<u>Quick Take Hearing</u>	Shirley Clayton informs the board of a possible Quick Take Hearing scheduled for March 3 rd regarding property on Thorpe Road.
Blackhawk Hills RC&D	No Minutes
<u>Meeting</u>	Ron Colson informs the board the Executive Committee met on February 9 th and the next board meeting in March 29 th .
Illinois Association of County Board Members	No Minutes
<u>Information in packets</u>	Shirley Clayton has put some information in the County Board Packets.
UCCI & Illinois Risk Mgmt	No Minutes
<u>Update</u>	Chairman Gocken will be attending the Annual Meetings in Springfield next Tuesday and Wednesday.
Planning Commission	Minutes placed on exhibit
<u>Meeting</u>	The next meeting will be February 19th at 7 p.m. in the Ogle County Board Room.
Mental Health "708"	No Minutes
<u>Appointment</u>	Jason Bauer comments they have appointed Susan Kirkpatrick to the Shining Star Board in Ogle County.
Tri-County Opportunities	No Minutes
<u>Meeting</u>	Bill Spencer announces the January meeting was cancelled due to the weather and the next meeting will be in Dixon on February 25 th .

February 17, 2004

Long Range Planning

Minutes placed on exhibit

Bills for approval

Kim Gouker reviews the various bills which have been submitted for payment. Kim Gouker moves to approve payment of the Long Range Planning bills in the amount of \$108,519.02. Bill Spencer seconds and the motion carries on a voice vote.

Bond Abatement

Kim Gouker states this information was included in the board packets last month, the Ordinance will be for \$9.8 million. The Finance Committee will be responsible to include this with submission of the County Budget. The clerk reads the Ordinance to the board and the public. Sven Johnson moves to adopt this Ordinance, Ed Rice seconds and a roll call vote is called:

YES: Nye, Remhof, Rice, Saunders, Scholl, Spencer, Stahl, Swanson, Bauer, Brooks, Clayton, Colbert, Colson, Conn, Daws, Gouker Hoekstra, Hopkins, Horner, Huntley, Johnson, Kenney and Gocken

NO: None

ABSENT: Zuehl

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

Memo from Chapman & Cutler

Kim Gouker explains the memo received from Chapman & Cutler this was placed on your desks this evening.(Placed on file)

Groundbreaking Ceremony

Kim Gouker invites the board to attend the Groundbreaking Ceremony for the new Judicial Center. This will be held on February 20, 2004, at 12:45 p.m. at the site.

IT Committee

Minutes placed on exhibit

Office Computer and Internet Use Policy

Ron Colson explains the Office Computer and Internet Use Policy that has been provided in the county board packets. The committee is recommending this as a minimum standard for department heads to follow. Ron Colson moves to adopt this policy as the minimum security standard for all the department of Ogle County Government, Kim Stahl seconds. Pat Saunders asks if other department heads have seen this policy? Colson states this is modeled after the County Highway's Policy and the Sheriff's Department Policy. Colson also comments that most department heads have seen this policy. Pat Saunders says Greg Beitel has been out of the office for several weeks on training and the Sheriff has been in charge of the computer security in the past. Colson says they were aware of this policy before Beitel left for training. The Sheriff's Policy is parallel to this policy except for the additional requirements of their security with Statewide and Nationwide Law Enforcement. Ellis comments she is not on the IT Committee nor has she seen this policy. Her office is one of the departments that needs to be extra careful because of the programs her office utilizes. She would feel more comfortable reviewing the policy. Ron Colson makes the motion to postpone this until next month.

February 17, 2004

Chairman Gocken asks that Colson make sure every department receive a copy of this policy. Pat Saunders seconds. Remhof states at his place of employment they have policies and the problems they have with is enforcement of the penalties. In some areas they may be strict and other areas they may be more relaxed. Is there something that quantifies the penalties? Ron Colson states this would be up to the department head. County Clerk Huntley states she has a policy which came from the State's Attorney Office when Doug Floski was in office. The motion carries on a voice vote.

Open Meetings Act

Ron Colson also addresses the Open Meetings Act and discussing Security Issues regarding the computer network. They are currently working with the State's Attorney Office and the Attorney General's Office to best handle this situation.

GIS Committee

Minutes placed on exhibit

Specialist Update

Curtis Cook informs the board, they have made an offer to a prospective applicant and they are awaiting a response.

Chairman Comments

Chairman Gocken was very pleased with the attendance of 15 board members at the Parliamentary Procedure Workshop. Mrs. Sylvester has also written a book called "Parliamentary Procedure's for Dummies" and it is available at bookstores in Rockford.

Chairman Gocken also informs the board the new procedure for motions by board members. The motion is to be written ahead of time, when possible and copies given to the Chairman, person taking minutes and the attorney.

Chairman Gocken also asks if any information needs to be put on the agenda for the County Board meeting. You need to contact Betty Gocken no later than Friday morning of the mailing of the County Board Packets.

Public Comments

Marcia Heuer distributes copies of a prepared statement and resolutions regarding the burning of Rahn Elementary School in Mt. Morris. She is representing Village President Steve Mongan of Mt. Morris who could not be here, he is attending the Oregon Community School District Board Meeting. The resolutions are as follows:

- ⊕ Resolution recognizing and honoring the Mt. Morris Fire Protection District, surrounding community fire departments, Village of Mt. Morris Police Department, State and County and surrounding Community Law Enforcement Agencies
- ⊕ Resolution recognizing and honoring the Administration, Staff and Teachers of David L. Rahn Elementary School, the students of David L. Rahn Elementary School, Oregon Community Unit School District #220 Board of Education and Interim Superintendent, Dr. Kent Johansen
- ⊕ Resolution seeking a commitment from Oregon Community Unit School District #220 Board of Education to rebuild David L. Rahn Elementary School within the Village limits of Mt. Morris

Heuer has been asked to present the resolutions for consideration by the Ogle County Board. Discussion ensued regarding the support of the resolutions. Jerry Daws stated the 3rd resolution regarding the re-building of the school is up to the school board and not the county. Ron Colson moves to suspend the rules in

order to vote on the first 2 resolutions, Skip Kenney seconds and the motion carries on a voice vote. The Chairman reads the resolution headings as follows:

- ⊕ Resolution recognizing and honoring the Mt. Morris Fire Protection District, surrounding community fire departments, Village of Mt. Morris Police Department, State and County and surrounding Community Law Enforcement Agencies

Sven Johnson moves to support this resolution, Ron Colson seconds and the motion carries on a voice vote.(Placed on file)

- ⊕ Resolution recognizing and honoring the Administration, Staff and Teachers of David L. Rahn Elementary School, the students of David L. Rahn Elementary School, Oregon Community Unit School District #220 Board of Education and Interim Superintendent, Dr. Kent Johansen

Ron Colson moves to support this resolution, Kim Gouker seconds and motion carries on a voice vote.(Placed on file)

Curtis Cook speaks to the board members regarding the IDOT purchase of courthouse property. Cook states IDOT will review the Route 2 and Route 64 project as a whole and they are not proceeding with the purchase of courthouse property at this time.

Tom Scholl comments he thought the Parliamentary Procedure Workshop was very well given by Mrs. Sylvester.

Bobbie Colbert informs the board of a meeting the League of Women's Voters is having regarding County Administrator form of Government. It will be held on February 26th at 7:00 p.m. at the Rochelle Middle School Cafeteria.

Communications

Sales Tax for November 2003, is \$26,726.99 & \$65,276.32
Sales Tax for November 2002, was \$25,350.00 & \$56,251.25
Thank you note from Jerry Daws

New Business

Chris Remhof asks questions regarding procedures of the Ogle County Housing Authority. Does the Ogle County Board have a policy regarding the reimbursement of alcoholic drinks when traveling or representing the Ogle County Board? What is the per diem amount? Is it up to each County Board Committee to review those meal, drink and per diem amounts and deem what is acceptable and what is not? People have asked Remhof what does Ogle County do to prevent something like this from happening in our county and this is why he is asking. It was commented the Sheriff's Department does have procedures, the Personnel & Salary Committee does not have anything at this time and Solid Waste does have procedures as well. The Personnel and Salary Committee will research procedures.

Motion to Adjourn

At 7:40 p.m., Don Conn moves to adjourn the February Ogle County Board Meeting until Thursday, March 18, 2004, at 5:30 p.m. at Focus House in Rochelle. Marguerite Nye 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