

Proceedings of the Special Ogle County Board Orientation Meeting
February 20, 2007

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

Call to Order

Chairman Rice calls the meeting to order at 4:00 p.m.

Roll Call

The roll call shows Bauer, Boes, Gouker, Heuer, Hopkins*, Horner, Messer, Stahl and Swanson are absent. This is followed with the Pledge of Allegiance to the Flag. (*Hopkins enters at 4:05 p.m.)

Opening Remarks – Chairman Rice

Chairman Rice welcomes new members who are in attendance as well as some of the old members. Chairman Rice states since State's Attorney Roe is not present at this time we will move onto the next item on the Agenda.

Presentation and Review of Orientation Manual – Skip Kenney

Kenney addresses the board and reviews the information in the Orientation Manual to the board members. Kenney informs the board members the County Board Packet is available on CD and he encourages board members to sign up. Kenney discusses the Ogle County Office Closing Policy and the County Board Guidelines.

County Clerk Comments

County Clerk Huntley thanks Laura Cook for coordinating the Orientation Manuals for the County Board members. Huntley informs the board members the Ogle County Office Closing Policy and County Board Guidelines were not included in the manuals at this time. These two documents were included in the County Board Packets and will be presented and voted on later in the regular County Board Meeting. Huntley discusses the County Board Meeting Report card –

- 1) Write mileage down on report card or you will not be reimbursed
- 2) Do not include the monthly County Board Meeting

Huntley adds, Laura will provide updates to the Orientation Manuals throughout the year. You will receive the updates pre-punched and ready to be inserted into your manuals. Huntley asks the board members to keep the manuals updated.

Overview of Open Meetings Act – State's Attorney Ben Roe

State's Attorney Roe distributes information to the board members which he has used at other speaking engagements. Roe discusses the Open Meetings Act changes and if a Board Member has a question, call the office. Roe states the definition of a meeting is the majority of the quorum of the members. There have been issues regarding e-mail, teleconferencing and video conferencing - Are they considered as a meeting under the Open Meetings Act? They now consider those issues as a meeting. Roe comments the Open Meetings Act requires all open meetings to be posted 48 hours in advance. The County Clerk's Office has been posting this information to the Internet as required by the law. Roe comments on Closed Meetings and the topics which can be discussed during that session. These meetings are for discussion only and no motions are to be made during the meeting. Minutes are required to be taken during all Open and Closed meetings. The closed minutes and tapes are to be filed in the County Clerk's Office. Roe says the closed minutes are reviewed by the State's Attorney and determines if the minutes are to be Open or remain closed. A resolution will be passed to open certain meetings. Chairman Rice asks Roe who has authority to call for a Special meeting of the County Board. County Clerk Huntley states this information is a part of the Ogle County Rules of Order and refers to the Ogle County Yearbook Number 14 on page 41. County Clerk Huntley asks who has the authority to

call for a Special Committee meeting? Chairman Rice says he would think the Chairman of the Committee would ask and have an Agenda for the meeting. White asks can a board member who is not on the committee, be in attendance of a Closed Session? Roe says he doesn't know of anything which states they can not be in attendance. Roe states this isn't covered under the Open Meetings Act. Chairman Rice asks about notes taken during a closed session other than the recorded minutes. Roe states there should be minutes and a recording turned over to the County Clerk's Office. White states there should be a policy as to who can be in attendance of a closed committee meeting. Roe says this would need to be added to the Ogle County Rules of Order. County Clerk Huntley asks if the recording of the closed meetings are opened at the same time as the written closed minutes or what happens to those tapes? Roe says this is new and he would need to research this question. Roe says the way the statute reads says closed minutes, then just the minutes would be opened. If the statute reads the closed meetings are becoming open, he thinks that would include all the information we have in our possession. Brooks would also like to have an answer regarding who can be in attendance of a closed meeting. There was a time when Court Security was permitted to remain in a closed session and there was some objection. Roe will look into this question.

2007 Budget and County Funds – John Coffman

Coffman refers to the County Budget which has been provided in the Orientation Manual and discusses the budget process. Coffman also discusses the General Fund and various County Funds reports which are provided at every County Board Meeting.

Zoning Process – Mike Reibel

Mike Reibel has a Power Point presentation for the board members to help guide them through the Zoning process and responsibilities of the Planning and Zoning Department. Kenney asks how much does it cost to go through the process to rezone a parcel of land? Reibel states the following:

- \$400 - Filing fee
- \$60 - \$80 (approx) - Cost of publication notice in newspaper
- \$80 - \$100 (approx) - Actual cost of court reporter, the cost depends on the length of the hearing

Reibel states it could cost up to \$600 total. The \$400 filing fee helps cover the cost of the Zoning Department's Administrative time, per diem and mileage for the Planning Commission and Zoning Board of Appeals. Chairman Rice asks about the amount of time it takes to go through the process of zoning a 10 lot subdivision? Reibel states the Zoning process takes about 2 ½ to 3 months and the Subdivision process can run concurrent to the Zoning process. Reibel states he has only had one or two people do this process. A typical Subdivision process sketch plat phase can take one month, preliminary plat if filed in perfect order can take one month, and construction drawings submitted and approved can take one month. The process could take up to 4 months before you can turn dirt. There is a lot of design work which needs to be done regarding drainage system, roads, well and septic.....

Public Comments

Motion to Adjourn

At, 5:15 p.m., Chairman Rice asks for a motion to adjourn until 5:30 p.m. for the regular County Board Meeting, Kenney moves Scholl seconds. The motion carries on a voice vote.

W. Ed Rice
Chairman Ogle County Board

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

Proceedings of the Ogle County Board Meeting
February 20, 2007

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

Call to Order

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

Roll Call

The roll call shows Boes, Heuer, Horner and Messer are absent. The invocation is given by Bowers and this is followed with the Pledge of Allegiance to the Flag.

Approval of Minutes

Chairman Rice asks for a motion to approve the January 16, 2007, Ogle County Board minutes. Nye moves to approve the January 16, 2007, Ogle County Board minutes. Huntley seconds and the motion carries on a voice vote.

Approval of Reports

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

Resignation -

Chairman Rice announces the following resignations:

Ogle County Housing Authority

Chairman Rice announces Ann Haas will resign from the Ogle County Housing Authority effective March 1, 2007. Scholl moves to accept the resignation of Ann Haas, Nye seconds and the motion carries on a voice vote.(Placed on file)

Board of Review

Chairman Rice announces Doug Zuehl has resigned from the Board of Review effective January 31, 2007. Colson moves to accept the resignation, Barnes seconds and the motion carries on a voice vote.(Placed on file)

Vacancies -

Chairman Rice announces the following vacancies:

- Fire Protection Districts – Dixon, Forreston, Franklin Grove, Leaf River, Lynn-Scott-Rock and Oregon
- Lost Nation/New Landing RCD
- Planning Commission (2)
- Zoning Board of Appeals – regular member and alternate
- Ogle County Housing Authority – unexpired term

The deadline for these vacancies will be
Friday, March 30, 2007, at 4:30 p.m. in the Ogle County Clerk's Office

Appointments -

Civic Center Authority Board

Chairman Rice announces the recommendation of Thomas K. Smith to the fill the unexpired term on the Civic Center Authority Board which ends May 31, 2007. Nye moves to approve the appointment, Kenney seconds and the motion carries on a voice vote.(Placed on file)

Long Range Planning – Old Courthouse Renovation

Chairman Rice announces the forming of the Long Range Planning Committee for the Old Courthouse Renovation. The members are as follows: Stahl – Chairman, Scholl, Nye, Gouker, Williams, Gronewold and Hopkins. Chairman Rice states once the courthouse renovations have been completed, the committee will be disbanded. Kenney moves to approve the appointment of this new committee, Bowers seconds. The motion carries on a voice vote.

Planning Commission Representatives

Chairman Rice states there is a replacement for the alternate representative on this committee. Chairman Rice has appointed Jason Bauer and asks for a motion to approve this change. Scholl moves to approve the appointment, Bowers seconds and the motion carries on a voice vote.(Placed on file)

Land Use Task Force (Ad Hoc Committee)

Chairman Rice asks Vice-Chairman Hopkins to address the board regarding the establishment of this Task Force. Hopkins states the committee will look into how we handle sub-divisions in the county. Hopkins states the following members will be appointed:

- Lyle Hopkins, Chairman
- Don Huntley, County Board District 1
- Bobbie Colbert, County Board District 2
- Larry Boes, County Board District 3
- Paul White, County Board District 4
- Phil Fossler, Ogle County Soil & Water
- Lloyd Funk, Ogle County Planning Commission
- Bruce McKinney, Zoning Board of Appeals
- Keith Poole, Ogle County Farm Bureau
- Ron Pifkin, Ad Hoc Citizens Committee
- Mike Reibel, Ogle County Zoning Administrator

Hopkins states they will hold their first meeting Monday, February 26th at 1:00 p.m., at the Health Department which is located in the Pines Road Annex Building. Colson moves to approve the appointments to the Land Use Task Force, Huntley seconds and the motion carries on a voice vote.(Placed on file)

Safety Committee

Chairman Rice states there are additions to the Safety Committee –

- | | |
|------------------|-------------------|
| Brooks, Chairman | Jim Mielke |
| Rice | Doreen O'Brien |
| Horner | Leann Brandenburg |
| Beitel | |
| McDermott | |

Chairman Rice asks for a motion to approve the appointments to this committee. Scholl moves to approve the appointments, Swanson seconds and the motion carries on a voice vote.(Placed on file)

Liquor Commission

Chairman Rice states there were only 3 people on the Liquor Commission and he has added more members –

- | | | |
|-----------------|---------|--------|
| Rice – Chairman | Scholl | Brooks |
| Hopkins | Swanson | |

This committee meets at least once a year to distribute the Ogle County Liquor Licenses. Chairman Rice asks for a motion to approve these appointments to the Liquor Commission. Bowers moves to approve, Kenney seconds and the motion carries on a voice vote.(Placed on file)

Public Comments – none at this time

Ordinance - Spiller Pays #07-0320A

Chairman Rice has Scholl comment on the presentation of this Ordinance and states this Ordinance will be presented tonight and voted on at the March County Board Meeting. Scholl states the changes which were discussed at last months County Board meeting will not occur. Scholl makes the motion to accept the Spiller Pays Ordinance, Huntley seconds. There was discussion to have this Ordinance held over for 30 days and a motion is not needed at this time. Scholl and Huntley remove their motions. This Ordinance will lay over for 30 days and be voted on at the March County Board Meeting.

Zoning - #28-06 Amendment - Linda L. & Mark W. Wills

Chairman Rice and County Clerk Huntley present the petition of Linda L. & Mark W. Wills by Attorney Dave Smith, 129 S. 4th St., Box 10, Oregon, IL for an Amendment to the Zoning District to rezone from AG-1 Agricultural District to IA Intermediate Agricultural District on property described as follows and owned by the petitioners:

Part of G.L. 2 NE Fractional 1/4 Section 5 Pine Rock Township 23N, R11E of the 4th P.M., Ogle County, IL, 19.66 acres, more or less
Property Identification Number: Part of 17-05-100-007
Common Location: 200 Block of N. Rocky Hollow Rd.

Hopkins moves to approve #28-06 Amendment for Linda L. & Mark W. Wills, Kilker seconds and the motion carries on a voice vote.(Placed on file)

Zoning - #10-06 Special Use - David E. & Deborah L. Williams

Chairman Rice and County Clerk Huntley present the petition of David E. & Deborah L. Williams, 1795 N. Hwy. 251, Lindenwood, IL for a Special Use permit to allow a dwelling for the son of the farm owner in the AG-1 Agricultural District on property described as follows and owned by Mary Woods, Joyce E. Williams, Roger J. Williams, and David E. Williams:

Part of SW 1/4 SE 1/4 Section 1 White Rock Township 41N, R1E of the 3rd P.M., Ogle County, IL, 5.0 acres, more or less
Property Identification Number: Part of 18-01-400-003
Common Location: 14600 Block of Lindenwood Rd.

Hopkins moves to approve #10-06 Special Use Permit for David E. & Deborah L. Williams and Colbert seconds. Huntley states he will be voting no on this issue, he doesn't like the idea of the Special Use Permit. The motion carries on a voice vote.(Placed on file)

Zoning - #29-06 Amendment - Jon W. & Janice K. Swanson

Chairman Rice and County Clerk Huntley present the petition of Jon W. & Janice K. Swanson, PO Box 5062, Rockford, IL for an Amendment to the Zoning District to rezone from R-1 Rural Residence District to AG-1 Agricultural District on property described as follows and owned by the petitioners:

Part of G.L. 1 NW 1/4 Fractional Section 6 Monroe Township 42N, R2E of the 3rd P.M., Ogle County, IL, 6.0 acres, more or less
Property Identification Number: Part of 12-06-100-011
Common Location: 8500 Block of N. Kilbuck Rd.

Hopkins moves to approve #29-06 Amendment for Jon W. & Janice K. Swanson, Kilker seconds and the motion carries on a voice vote.(Placed on file)

Zoning - Variance - Glen Borneman

Chairman Rice and County Clerk Huntley present the petition of Glen Borneman, 5993 E. IL Rte. 72, Box 130, Leaf River, IL for a Variance to the Ogle County, IL *Special Flood Hazard Areas* ordinance to allow a truck scale and mobile office to be constructed at an elevation approximately 4.9' below the flood protection elevation of 734'. Hopkins moves to approve the Variance for Glen Borneman, Diehl seconds and the motion carries on a voice vote.(Placed on file)

Road & Bridge - Preliminary Engineering Svcs Agmt - Center & Thorpe Roads

Huntley moves to approve the Preliminary Engineering Services Agreement with Willett, Hofmann, & Associates for the design of Center & Thorpe Roads, Flagg Twp. Not to exceed \$151,350. Flagg Twp 50% (\$75,675), County 50% (\$75,675). Barnes seconds and the motion carries on a voice vote.(Placed on file)

Road & Bridge - Burlington Road Bridge - 06-26120-00-BR

Huntley moves to approve the Award & Appropriation Resolution Section 06-26120-00-BR - Burlington Road Bridge, \$81,000 from County Aid to Bridge Fund contingent upon IDOT satisfactorily resolving any responsible bidder protests. Kenney seconds and the motion carries on a voice vote.(Placed on file)

Road & Bridge – 2007 County Pipe Supply

Huntley moves to approve the Award & Appropriation Resolution Section 2007 County Pipe Supply \$39,000.00 from County Aid to Bridge Fund. Barnes seconds and the motion carries on a voice vote.(Placed on file)

Claims

The clerk reads the claims for the General Fund - \$122,742.27 and the County Highway Fund - \$56,660.30 and January 2007 Payments in Vacation - \$207,060.86. Brooks moves to approve the claims as read, Scholl 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: *9-1-1 ETS Board, Executive/State’s Attorney & Legislative, Finance & Insurance, G.I.S. Committee, H.E.W. & Solid Waste, Ill Assoc of Co Bd Members, Planning Commission, Planning & Zoning/ Supervisor of Assessments and Road & Bridge.* The following had no minutes to file: *Blackhawk Hills RCD, Board of Health, Byron Dragway and Liquor Commission.*

**Sheriff & Coroner /
Buildings & Grounds /
IT Committee**

Minutes placed on exhibit

February 2007 bills

Scholl presents the February 2007 Long Range Planning Capital Improvement Fund bills for payment in the amount of \$365,814.41. Scholl states there was a duplicate bill from Dynamic Horizons in the amount of \$455 which will be deducted. This will be the last of the payments for the Judicial Center. Scholl states the first payment for the software at the Sheriff’s Department is included in this month’s payments. Nye makes the motion to approve the February 2007 bills, Huntley seconds and the motion carries on a voice vote.(Placed on file)

Courthouse Parking

Scholl commends the Elected Department Heads who have given up their assigned parking to allow additional public parking. Scholl states signs will be posted for public parking only and not for employee parking.

**Personnel & Salary
County Clerk & Recorder**

Minutes placed on exhibit

County Office Closing Policy

Kenney moves to approve the County Office Closing Policy as presented this evening, Bowers seconds and the motion carries on a voice vote.(Placed on file)

County Board Guidelines

Kenney moves to adopt the County Board Guidelines as presented this evening, White seconds and the motion carries on a voice vote.(Placed on file)

Chairman’s Comments

Chairman Rice informs the board members of a notice for an Open House Tour at the Judicial Center on Tuesday, March 20th – This is for County Board members only.

Chairman Rice states there has been a lot of activity this month regarding the Long Range Planning Committee for courthouse renovations and the new Land Use Task Force Ad Hoc Committee.

Administrator Comments

Mielke states he will be out of the office the remainder of the week attending his first Illinois City/County Manager Conference.

Mielke thanks Sheriff Beitel and Circuit Clerk Typer for taking out time last week to give a tour to the Green County Board.

Communications

- Sales Tax for October 2005 was \$27,643.69 and \$63,974.69
- Sales Tax for October 2006 was \$37,919.69 and \$69,023.15
- Sales Tax for November 2005 was \$27,762.91 and \$65,206.16
- Sales Tax for November 2006 was \$41,699.07 and \$72,641.11
- Com Ed Notice – tree trimming

Unfinished Business

Closed Session to discuss Imminent or Probable Litigation (5 ILCS 120/(c) (11) –

At 6:10 p.m. Chairman Rice states we will be going into a Closed Session to discuss the Baileyville Windfarm and Board of Appeal – Exelon. Swanson moves to go into a Closed Session, Kenney moves and a roll call vote is taken:

YES: Colbert, Colson, Diehl, Gouker, Gronewold, Hopkins, Huntley, Kenney, Kilker, Nye, Scholl, Stahl, Swanson, White, Williams, Barnes, Bauer, Bowers, Brooks and Rice

NO: None

ABSENT: Heuer, Horner, Messer and Boes

The motion to go into Closed Session carries on a roll call vote.

Return to Open Session

At 6:44 p.m., the board returns to Open Session. Bowers moves to approve the resolution in support of Appeal to the State of Illinois Property Tax Appeal Board as presented, Barnes seconds and the motion carries on a voice vote.(Placed on file)

New Business

Public Comments

Motion to Adjourn

At, 6:45 p.m., Nye makes the motion to adjourn the February Ogle County Board meeting until March 20, 2007 at 5:30 p.m. at the Ogle County Courthouse. Bauer seconds and the motion carries on a voice vote.

W. Ed Rice
Chairman Ogle County Board

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