

Proceedings of the Ogle County Board Meeting
February 19, 2008

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 Heuer is absent. The invocation is given by Kilker 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 15, 2008, Ogle County Board minutes. Bowers moves to approve the January 15, 2008, Ogle County Board minutes. Swanson seconds and the motion carries on a voice vote.

Approval of Reports

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

Presentation – County Highway Annual Report

County Engineer Curtis D. Cook gives a PowerPoint presentation to the County Board reviewing the County Highway's Annual Report. Cook informs the board of the cost of the snow removal this year and highlights various road projects. Cook also reminds and thanks the candidates for removing their signs along the right of ways.

Resignations –

Zoning Board of Appeals – Alternate Member

Chairman Rice announces the resignation of Curtis Freeberg as an Alternate member of the Zoning Board of Appeals as he has been appointed as a regular member of this board. Bowers moves to accept the resignation, Messer seconds and the motion carries on a voice vote.(Placed on file)

Supervisor of Assessments and Planning & Zoning Committee

Chairman Rice announces the resignation of Jason Bauer as a County Board Committee member. Nye moves to accept the resignation, Hopkins seconds and the motion carries on a voice vote.

Vacancies -

Chairman Rice announces the following vacancies:

- Various Fire Protection Districts – Ashton, Forreston, German Valley, Leaf River, Lynn-Scott-Rock and Oregon -1 vacancy for each District
- Farmland Assessment Review Board – 3 vacancies
- Lost Nation/New Landing RCD – 1 vacancy
- Planning Commission – 3 vacancies
- Zoning Board of Appeals – 1 Regular and 1 Alternate member (unexpired term)
- Board of Health – 1 unexpired term ends 05/31/2009

Application deadline for vacancies will be Friday, March 28, 2008 at 4:30 p.m. in the Ogle County Clerk's Office

Appointments -

Leaf River Fire Protection District

Chairman Rive announces the recommendation of Dan Zellers to the Leaf River Fire Protection District for an unexpired term to end April 30, 2010. Bowers moves to approve the appointment, Kenney seconds and the motion carries on a voice vote.(Placed on file)

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Regional Planning Commission

Chairman Rice announces the recommendation of Wayne Reising to the Regional Planning Commission for an unexpired term to end April 30, 2010. Kilker moves to approve the appointment, Colson seconds and the motion carries on a voice vote.(Placed on file)

Supervisor of Assessments and Planning & Zoning Committee

Chairman Rice announces the recommendation of Jim Barnes to the Supervisor of Assessments and Planning & Zoning Committee to fill Jason Bauer's vacancy. Bowers moves to approve the appointment, Hopkins seconds and the motion carries on a voice vote.(Placed on file)

Resolution – Re-appointment of Supervisor of Assessments

Chairman Rice presents the Resolution to re-appoint James Harrison as the Supervisor of Assessments for a four-year term. Hopkins moves to approve the appointment as he has done a good job for the past twenty years. Chairman Rice congratulates Harrison for his twenty years of service and doing a good job. Colson seconds and the motion carries on a voice vote.(Placed on file)

Resolution – Personnel & Salary Manual Update – Smoke Free Act

Mielke presents the Resolution from the Personnel & Salary Committee which is to update the Personnel & Salary Employee Manual and addresses the Smoke Free Act. This resolution coincides with the action the County Board took at the last meeting. Kenney moves to approve the resolution, Nye seconds and the motion carries on a voice vote.(Placed on file)

Ordinance – #08-0219 – Fee Collection for Shining Star

Chairman Rice states the Ordinance for the Fee Collection of the Shining Star was presented at last month's County Board Meeting. Nye moves to approve the Ordinance, Swanson seconds and the motion carries on a voice vote.(Placed on file)

Ordinance - #08-0318 – Issuance of certain Collateralized Single Family Mortgage Revenue Bonds

Chairman Rice presents the Ordinance Authorizing the Public Approval of the Issuance of certain Collateralized Single Family Mortgage Revenue Bonds to the County Board. This will lay over for 30 days and will be voted on next month.

Zoning – #20-07 AMENDMENT – John I. & Heidi S. Turner

Chairman Rice and County Clerk Huntley present the petition of John I. & Heidi S. Turner, 152 Windsong Way, Titusville, FL 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 petitioner:

Part of the SE1/4 NE1/4 Section 9 Monroe Township 42N, R2E of the
3rd P.M., Ogle County, IL, 5.510 acres, more or less
Property Identification Number: 12-09-200-005
Common Location: 7700 Block of N. Mulford Rd.

Hopkins moves to approve #20-07 Amendment for John I. & Heidi S. Turner and Boes seconds. Colson asks for clarification regarding the Planning Commission and Zoning Board of Appeals both turned this down and it was overturned by the Committee. Hopkins states it was a tough decision – he owned a large amount of land and sold all but 5 or so acres to build a home when he retired at a later date. Boes states if the applicant had applied for a Special Use Permit prior to selling the entire farm, this wouldn't have been a problem. Nye will abstain from voting on this issue because her husband is presently doing work for the petitioner in another area. The motion carries on a voice vote.(Placed on file)

Zoning - #21-07 AMENDMENT – Clayton & Brenda Lindsey

Chairman Rice and County Clerk Huntley present the petition of Clayton & Brenda Lindsey, 5700 E. McGregor Rd., Byron, 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 the SE1/4 SE1/4 Section 4 Byron Township 25N, R11E of the 4th P.M., Ogle County, IL, 10.95 acres, more or less
Property Identification Number: Part of 05-04-400-006
Common Location: 5770 E. McGregor Rd

Hopkins moves to approve #21-07 Amendment for Clayton & Brenda Lindsey and Bauer seconds. Hopkins asks for a roll call vote since one of the adjoining landowners did file a protest but it was determined the protest was not filed properly. This has been cleared through Zoning Administrator Mike Reibel and State’s Attorney Ben Roe. The roll call vote is called:

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

NO: None

ABSENT: Heuer

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

Road & Bridge – Local Agency Agreement – Mulford Road – 04-00223-00-RS

Huntley moves to approve the Local Agency Agreement for Federal Participation, Section 04-00223-00-RS, 80% Federal, 20% Local funding Mulford Road Microsurfacing, Lindenwood Road to Winnebago County. Messer seconds and the motion carries on a voice vote.(Placed on file)

Road & Bridge – GIS Partnership 2008 Orthophotography Contract – Kucera Intl.

Huntley moves to approve the GIS 2008 Orthophotography Contract with Kucera International in the amount of \$244,411.00. Diehl seconds and the motion carries on a voice vote.
(Placed on file)

Road & Bridge – County Bridge Construction Resolution – 2008 Pipe Supply

Huntley moves to approve the 2008 County Bridge Construction Resolution, appropriating the expenditure of \$12,000.00 from the County Aid to Bridge Fund. Kilker seconds and the motion carries on a voice vote.(Placed on file)

Claims

The clerk reads the claims:

Payments in Vacation – January 2008 - \$95,455.78
County Board Payments - February 2008 - \$111,705.00
County Highway Fund - \$97,681.96.

Bowers moves to approve the claims as read, Stahl seconds and the motion carries on a voice vote.(Placed on file)

COMMITTEE REPORTS

The following committee minutes have been placed on exhibit: 911 ETS Board, Board of Health, Executive and State’s Attorney, Finance and Insurance, HEW & Solid Waste, LRP-Courthouse Renovations, Emergency Operations Center (EOC), Mental Health Board, Personnel & Salary - County Clerk, Regional Planning Commission, Planning & Zoning – Supervisor of Assessments, Road & Bridge, Sheriff & Coroner – Buildings & Grounds – IT and Tri-County Opportunities.

The following committees had no minutes to file: Blackhawk Hills RC&D, Byron Dragway, GIS Committee, Ill Assoc of Co Bd Members, Juvenile & Probation / Judiciary & Circuit Clerk, Juvenile Justice Council, Land-Use Task Force, Liquor Commission, Safety Committee and UCCI/ICRMT.

Sheriff Committee

Minutes placed on exhibit

Target Notification

Sheriff Beitel addresses the County Board regarding the Reverse 911 also called Target Notification and Guardian Call for Ogle County. Information has been included in the board packets for the board members to review. Sheriff Beitel says the systems offer various capabilities that would be beneficial to the County. Beitel states the Coroner's Office, Health Department and Emergency Management Agency have agreed to donate funds for this purchase. Horner moves to approve the contract in the amount of \$52,350.00 from the Long Range Capital Improvement Fund and Nye seconds. Hopkins attended a demonstration and was very impressed with the presentation. White asks who will be paying the annual fee and support fee for this purchase. Sheriff Beitel states it will come from the Sheriff's Budget beginning in 2009. The motion carries on a voice vote.

LRP – Courthouse Renovations

Minutes placed on exhibit

Update

Stahl asks if all the County Board members have the Holabird & Root Schematic Design – Cost Estimate report for the Courthouse. A couple of board members do not and Stahl has extra copies available. Stahl states information from Tab 1 and Tab 3 were included in the County Board packets. Stahl distributes the floor plans from Holabird & Root to the board at this time. Stahl says the floor plans are being distributed so the board members can see the impact and space needs for the one-story versus two-story County Board Room. Stahl states as the Chairman of the Committee she would like to comment on a few things. At the January 2008 meeting the Committee voted 7 to 1 to proceed with the one-story County Board Room with the following information:

- This renovation does include raising the existing ceiling of the County Board Room and restoring the stenciling which was there.
- The square footage of the room will be increased from 1,193 square feet to 2,430 square feet, which doubles the size of the County Board Room.
- The plan calls for 15 custom pendant fixtures which will match the other fixtures located in the courthouse.
- The plan also calls for installation of windows in the County Board Room which will have electric Mecoshades at each window.
- There will be 2 electric projection screens for presentations.

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- There will be 30 micro-phone outlets for the board members as well as 30 headset outlets with headsets for the hearing impaired (some for the board members and some for the public).

Stahl would like to stress to the board members that the Courthouse Renovation Committee has thought a lot about the department heads and employees who are currently in the courthouse and their space needs. The Committee has put a lot of time and research into their decisions with keeping in mind the space needs of the various departments and the public who would use this building. Williams asks Dennis Vovos from Holabird & Root a couple of technical questions. Barnes reads a prepared statement to the board regarding the two-story board room option. Barnes makes a motion to have the Long Range Planning Committee postpone further planning on remodeling the old courthouse and schedule four public hearings, one in each County Board District, information will be presented explaining the one or two-story board room remodeling and public input will be considered. Reports from those four public hearings will be made to the full County Board. Then a full County Board vote to be required as to a one or two-story remodeling of this old courthouse in this historic courtroom. Kilker seconds. Williams states the estimate given to us is a schematic estimate and there are many unknowns. Williams also states maybe before any meetings are held with the public – in the bid document include an additional alternative as to what the costs would be for a two-story option and then the board could decide whether or not to continue according to the dollars and cents from the contractors. The costs for the relocation of department(s) should also be considered within those costs. Chairman Rice states the Long Range Planning Committee began in 1998 with a committee appointed by then Chairman Jerry Daws to research the space needs of the old courthouse. That first space needs study was done by Holabird & Root and during the process of picking an architect for the Judicial Center – PotterLawson was chosen for that project. It's not as if the board has not been discussing the renovation of the old courthouse for the past ten years. Chairman Rice states at the beginning of this last year there was discussion of a two-story board room and the effects and costs. This is not a brand new issue being dumped on the public. This information has been discussed in other public meetings. Colson states we have a once in a life-time opportunity to have an effect on our county's heritage and would like to have more consideration. Gouker states it is not uncommon for the public to not pay close attention to the decisions of government. Gouker states we should listen to the public and reconsider the decision. Boes states he received a phone call today and there has been some misunderstanding as to what offices are at the Judicial Center and Courthouse. White would like to have the motion clarified if possible to include numbers and discussion on the cost of the overall project. There was discussion about amending the motion to include the information White suggested. Stahl states the committee has focused a lot on the

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departments who are involved with the everyday business of the old courthouse and to serve the public in the most convenient way. Boes states he would like to have had the Holabird & Root document presented to all of the board members before the meeting tonight. Mielke spoke on behalf of the document and states there was information included in the packet from this document with basic information. The full document was distributed to the Long Range Committee on February 13th. At the time of the Long Range meeting it was not known that the issue of a one or two story board room was going to be presented as a County Board Agenda item. Boes says since the information was not distributed – this should not have been put on the agenda until every board member has the information in their hands. Mielke states it was at the request of a board member to have this information on the County Board Agenda. There was some confusion regarding the motion and the amending of the motion. Barnes reads the motion again and there is no amendment at this time - Barnes makes a motion to have the Long Range Planning Committee postpone further planning for remodeling the old courthouse and schedule four public hearings - One in each County Board District to present information explaining the one or two-floor old court room remodeling. Public input will be considered and reported from those four public hearings to the full County Board. Then a full County Board vote to be required as to a one or two-floor remodeling of old court room in this historic Ogle County Courthouse and Kilker seconds the motion. Brooks wants to know how to vote if he wants to have the amendments made to the motion. Chairman Rice states there are no amendments on this motion. We are voting on the motion as read. Brooks asks how will the amendments be put on the motion? Chairman Rice states we will vote on this motion and if someone wants to amend the motion – we will need to make another motion. There was confusion regarding the amending of the motion. Huntley calls for the question and Nye seconds. There was discussion regarding the call for the question and holding a roll call on the call for question. There was discussion regarding Roberts Rule of Order and the call for the question. State's Attorney Roe is called to the front of the room to clarify the situation. Roe states Huntley's intention of the call for the question is for the purpose to have a vote on Barnes' motion and end the debate. A roll call vote is taken to end the debate of the motion:

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

NO: Colson

ABSENT: Heuer

The motion to end the debate carries on a roll call vote.

Chairman Rice has Barnes read his motion again - Barnes makes a motion to have the Long Range Planning Committee postpone further planning for remodeling the old courthouse and schedule four public hearings - One in each County Board District to present information explaining the one or two-floor

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old court room remodeling. Public input will be considered and reported from those four public hearings to the full County Board. Then a full County Board vote to be required as to a one or two-floor remodeling of old court room in this historic Ogle County Courthouse and Kilker seconds the motion. A roll call vote is called:

YES: White, Barnes, Bauer, Boes, Brooks, Colson, Gouker, Horner, Kilker and Messer

NO: Nye, Scholl, Stahl, Swanson, Williams, Bowers, Colbert, Diehl, Gronewold, Hopkins, Huntley, Kenney and Rice

ABSENT: Heuer

The motion is defeated on a roll call vote.

Williams makes a motion to get public input regarding the two-story addition after we receive better budget estimates so we can effectively communicate to the public what the overall construction will be and the specific cost of the two-story renovation and Kilker seconds. A roll call vote is called:

YES: Scholl, Swanson, White, Williams, Barnes, Bauer, Boes, Brooks, Colson, Diehl, Gouker, Gronewold, Horner, Kenney, Kilker, Messer, Nye and Rice

NO: Stahl, Bowers, Colbert, Hopkins, and Huntley

ABSENT: Heuer

The motion carries on a vice vote.

Gronewold comments that as a member of the committee – he thought the committee was strictly used for a space needs study. Gronewold says if the direction of the board and of the people is to look at this as a museum – he has contacted at least 50 constituents in his district and there is not one person in favor of the money being spent here let alone a two-story room. Gronewold states if this is going to go before the people then the board needs to look at the priorities and the direction we need to be heading. Gronewold says it's hard for him as a committee member to decide yes or no appropriating all of this money - when there are a lot of people who feel we should do this for the Town of Oregon instead of the County. Gronewold doesn't want to see departments located in the basement and lose space. Chairman Rice states when we get the correct costs of the project - remodeling one-story county board room, two-story county board room and the costs of relocating the departments, we will have better answers.

**Emergency
Communications
Center**

Minutes placed on exhibit

Update

Chairman Rice says they have received an offer to purchase from the City of Rochelle for four acres located in Tech Park and this will be presented at the March County Board meeting.

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Executive

Minutes placed on exhibit

Bills

Chairman Rice states there is a bill in the amount of \$5,150.92 for Holabird & Root and not on the original sheet is a bill in the amount of \$250 (\$125 x 2) for Series E Bond Trustee Deed. Chairman Rice asks for motion to approve the bills in the amount of \$5,400.92 for February of 2008. Kenney moves to approve the bills as presented, Williams seconds and the motion carries on a voice vote.

County Clerk Comments

County Clerk Huntley congratulates all of the nominees in the room tonight as well as throughout the county. Huntley says we had a wonderful election this year and she would like to thank all of the Judges of Election. Huntley says if you know of an Election Judge – please tell them thank you. Scholl would like to thank Oregon for helping transport the election equipment the night of the election. Huntley thanks Joe Peters and Peters GMC for the use of a van to return the election equipment from Flagg, Dement and Lynnville Townships. Huntley states the weather deteriorated throughout the day and she made the decision to ask some people to drive to the further away polling places to retrieve the election equipment. Huntley thanks County Administrator Jim Mielke, Maintenance Staff of Jim McBride and Gary Schnorr, Tom Johnston the husband of Julie Johnston who is a staff member and Kim Huntley for their services. The judges were very thankful. Huntley would also like to thank the Forreston Fire Department – they had a problem with some fumes at the Township building and with the suggestion of Rich Gronewold – the Fire Department came with a carbon monoxide monitor to use at the polling place. Huntley also thanks all of her staff for their hard work during the election as well.

Zoning Committee Comments

Hopkins informs the board of the Regional Planning Commission meeting to be held on February 21, 2008 at 7 p.m. in the County Board Room – there will be a Planning & Zoning 101 meeting with Mike Reibel as the instructor to help explain some zoning.

Chairman's Comments

Chairman Rice says on February 26th, he will be attending a UCCI Legislative Meeting in Springfield with Jim Mielke and other board members to meet one-on-one with our legislators. Chairman Rice says Ogle County will also receive an award for being a 25-year member of the UCCI Insurance Program for Workman's Comp.

Chairman Rice states he received a letter from the Rock River Center thanking Ogle County for their efforts and help with the passing the referendum for the Senior Tax Levy.

Chairman Rice points out the Vision Outlook Program information which is placed on each board members desk.

Chairman Rice and County Administrator Mielke met with the Winnebago County Chairman Scott Christenson regarding Economic Development and political issues for each of the counties. They are planning on forming a surrounding county board to meet on a quarterly basis to keep the issues in front of us and share information.

Administrator Comments

Mielke would like to thank Laura Cook and Julie Johnston from Becky's office for their hard work on coordinating the information for the County Board Packets. Mielke states we lost two days last week due to the holiday and mailed the packets on Thursday instead of Friday due to no mail on Monday. This made a lot of crunch time last week – Mielke states he would like to address the Holiday issue next year and see if we can do something else with Lincoln's Birthday, because having a floating Holiday in the middle of the week creates additional challenges.

Public Comment –

Don Conn addresses the board regarding the cost of the courthouse renovations and the costs associated with the renovations. Conn questions the amount of the construction costs estimated at \$4.5 to \$5 million four years ago and compared to the estimate of \$9 to \$11 million today. He knows construction costs have gone up over four years, but they haven't doubled. He wished a lot of the board members had asked to keep the costs down earlier. Conn states the county cannot afford this amount of money on this building as well as go forward with the other capital projects which need to be done.

Gouker says we were told by the architects of the Judicial Center on the day of dedication –that we were fortunate with the timing of the project across the street – had the project began the day we ended it – the cost would have been \$4 million more.

Unfinished Business –

New Business –

Communications -

- Sales Tax for October 2006 was \$37,919.68 and \$69,023.15
- Sales Tax for October 2007 was \$41,923.89 and \$77,446.68
- Orientation Manual Update – State's Attorney Office – 2007 Annual Review

Closed Session –

At 7:20 p.m., Chairman Rice asks for a motion to go into Closed Session to discuss Imminent or Probable Litigation of Byron Nuclear Power Plant Assessment (5 ILCS 120/ (c) (11). Colson makes the motion to go into closed session, White seconds and a roll call vote is taken:

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

NO: None

ABSENT: Heuer and Messer

The motion carries on a voice vote.

Open Session –

At 7:45 p.m., the board returns to open session.

Motion to Adjourn

At, 7:45 p.m., Nye makes the motion to adjourn the February Ogle County Board meeting until March 18, 2008 at 5:30 p.m. at the Ogle County Courthouse. Kenney 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