

Proceedings of the Ogle County Board Meeting
September 19, 2006

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

Call to Order

Chairman Gocken calls the meeting to order at 5:38 p.m.

Roll Call

The roll call shows Bauer* and Lewandowski are absent. The invocation is given by Rice and this is followed with the Pledge of Allegiance to the Flag. (*Bauer enters at 6:30 p.m.)

Amend Agenda

Chairman Gocken makes a motion to amend the Agenda to allow Kate Ramsey from the Northwest Illinois Workforce Investment Board to make a presentation. Rice seconds and the motion carries on a voice vote. We will add this to the hearings portion of the agenda.

Approval of Minutes

Chairman Gocken asks for a motion to approve the August 15, 2006, Ogle County Board meeting minutes. Kenney moves to approve the August 15, 2006, Ogle County Board minutes. Nye seconds and the motion carries on a voice vote.

Approval of Reports

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

Chairman Gocken announces information has been distributed to the board members regarding Laredo Taft and the Oregon Sculpture Trail.

Appointment - County Board District #3

Chairman Gocken nominates Victor Smith of Stillman Valley to fill the vacancy of Carol Hoekstra the unexpired term will begin September 19, 2006 and end November 30, 2006. Chairman Gocken announces the accomplishments of Victor Smith to the board members and public. Chairman Gocken makes the motion to approve the nomination, Swanson seconds and the motion carries on a voice vote. Judge Pemberton swears in Victor Smith and welcomes him to the board.

Hearing - Mike Dale of Focus House

Mike Dale introduces himself to the board as the new Director of Focus House, he has worked there for about six ½ years and is familiar with the program. Dale informs the board of a thank you note from a church which has been distributed. This is a thank you letter they received from the group they helped in Mississippi this summer. They took 15 Focus House residents and 13 staff members to help with the Hurricane Katrina Relief. The staff members were part-time people at Focus House with full-time jobs elsewhere and were able to take time off for the trip. Dale gave a brief overview of the tasks they took on to help the people in the area. Contact Dale if you would like more information or a tour of Focus House.

Presentation to Ogle County Resident

Chairman Gocken introduces Kate Ramsey of the Northwest Illinois Workforce Investment Board and Farrah Hicks from Rochelle. Ramsey states Farrah Hicks has been chosen as the Ogle County recipient of a special Educational Achievement Award for 2006. Ramsey reviews the achievements of this young woman to gain new skills

when her job at United Marketing in DeKalb closed their facilities. Hicks contacted Partners for Employment and enrolled in the 2-year Radiology Technology program through Kishwaukee College. Ramsey asks Chairman Gocken to present the Educational Achievement Award to Ms. Hicks and congratulates her on the accomplishments. Ms. Hicks thanks Partners for Employment and the WIB programs because without their benefits, emotional and financial support she could not have made this possible.

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.

Appointment of Chairman of the State's Attorney and Legislative Committee

Chairman Gocken makes the motion to appoint Skip Kenney as the Chairman of the State's Attorney and Legislative Committee. Rice seconds and the motion carries on a voice vote.

Appointment to Executive Committee

Chairman Gocken asks for a motion to appoint Kenney on the Executive Committee. Saunders moves to accept the appointment of Kenney as a member of the Executive Committee. Horner seconds and the motion carries on a voice vote.

Resolution - Board of Review - Extension of Time

Chairman Gocken presents the Resolution from the Board of Review for Extension of Time which was included on the back of the Supervisor of Assessment minutes. Saunders moves to adopt the resolution, Hopkins seconds and the motion carries on a voice vote.(Placed on file)

Zoning - #17-06 Amendment - Dennis R. & Paula D. Hewitt

The clerks reads the petition of Dennis R. & Paula D. Hewitt, 3920 Center Rd., Rochelle, 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 of SE 1/4 SW 1/4 Section 04 Flagg Township 40N, R1E of the 3rd
P.M., Ogle County, IL, 6.43 acres, more or less.
P.I.N.: 24-04-300-011 & -004
Common Location: 3920 Center Rd. & 11402 Hemstock Rd.

Hopkins moves to approve #17-06 Amendment for Dennis R. & Paula D. Hewitt and Horner seconds. White asks how close is this to any livestock facility? Huntley states it is one and a 1/4 miles. Zuehl speaks about zoning issues vs property rights and reads a statement regarding the incorporation of language into the plat and covenants: "Any subsequent owner of the property described in this plat acknowledges that this property is located near an area that is zoned for Agricultural uses, and agrees that they will not interfere or attempt to regulate, reduce, modify, or eliminate through a nuisance suit or by any other means, any authorized agricultural use of other properties." Rice states these two property owners have a piece of land which connects very nicely if approved. Rice will be supporting this issue. Huntley says this is against the Comprehensive Plan, R2 development in a strictly AG district. Huntley calls for a roll call vote. Scholl says he proposed these should be deed restrictions and in the deed itself and not in a covenant. Scholl asks if the petitioners have agreed to this? Reibel states this is the first he has heard of the issue. Saunders asks for a clarification on the Findings of Facts - it states in the ZBA Findings of Facts there was a motion to recommend this Amendment. Clerk Huntley reads from the "Findings of Fact and Recommendation of the Ogle County Zoning Board of Appeals" and both certified

documents state the ZBA recommends approval of the Amendments. Reibel states this is a typo-graphical error and the ZBA recommendation was to deny the requests. Reibel will have the Findings of Facts corrected on the Hewitt and Barringer Amendments. Colson comments that these properties are residential in AG-1 which is a grandfathered status which precedes zoning to allow places which are already built. Colson states we are already facing problems with rural residential well and septic west of Rochelle that will block the compact contiguous expansion of the city. Chairman Gocken states a roll call vote has been requested:

YES: Stahl, Swanson, Zuehl, Boes, Brooks, Clayton, Colbert, Hopkins, Horner, Kenney, Rice, Saunders, Smith and Gocken

NO: Spencer, White, Colson, Gouker, Heuer, Huntley, Nye and Scholl

ABSENT: Bauer and Lewandowski

The motion carries (14 Ayes and 8 Nays).Placed on file

Zoning- #18-06 Amendment - Jack L. & Janice E. Barringer

The clerk reads the petition of Jack L. & Janice E. Barringer, 3736 S. Center Rd., Rochelle, 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 of E ½ SW 1/4 Section 04 Flagg Township 40N, R1E of the 3rd P.M., Ogle County, IL, 5.0 acres, more or less.
P.I.N.: 24-04-300-009 - Common Location: 3736 S. Center Rd.

Hopkins moves to approve Amendment #18-06 for Jack and Janice Barringer and Kenney seconds. Zuehl makes the same statement as previously made in the Hewitt Amendment. Kenney states there were 68 acres recently sold directly behind these two properties with rumors of what will happen with this property and has no bearing on these two requests. Kenney concurs with the comments from Zuehl and Bauer (PAZ minutes) and their comments at the committee meeting. Huntley says he will also be voting no on this request and states this is not in the Comprehensive Plan. Huntley calls for a roll call vote. Scholl will also be voting no on the issue for the same reason, he would like to see a voluntary deed restriction. Chairman Gocken calls for the roll call vote:

YES: Stahl, Swanson, Zuehl, Boes, Brooks, Clayton, Colbert, Hopkins, Horner, Kenney, Rice, Saunders, Smith and Gocken

NO: White, Colson, Gouker, Heuer Huntley, Nye, Scholl and Spencer

ABSENT: Bauer and Lewandowski

The motion carries (14 Ayes and 8 Nays). Placed on file

Zoning - Final Plat - LeFevre Subdivision

The clerk presents the Final Plat for "LeFevre Subdivision" - P.I.N.: PT. 08-23-400-003 - Sections 23 & 26 , Mt. Morris Township 24N, R9E of the 4th P.M., Ogle County, Illinois 4.04 acres. Developer: Walter & Irene LeFevre, 2773 N. Mt. Morris, Rd., Mt. Morris, IL 61054 - Authorized Agent/Engineer: 8 County Surveying, 1774 S. Columbian Rd., Oregon, IL 61061. Hopkins moves to approve subject to all staff comments being satisfactorily addressed the Final Plat of LeFevre Subdivision owned by Walter and Irene LeFevre. Heuer seconds and the motion carries on a voice vote.(Placed on file)

Road & Bridge - Resolution - Class III Truck Routes

Huntley moves that the Ogle County Board accept the Resolution designating portions of German Church Rd, Lynnville Rd and Flagg Rd as Class III Truck Routes. This resolution, combined with previously passed Truck Route Resolutions, will allow IDOT to put Ogle County's designated Truck Routes on the statewide Truck Route map to be issued after January 1. Huntley says this resolution is a paper work clean up - the State of Illinois passed a bill to coordinate all truck routes in the state so there will be one State Truck Route. Some time ago truck routes were given to Swenson Spreader, Exelon Nuclear Plant, Flagg Road to the High School. There was a typo-graphical error on the Agenda and this Resolution is for Class III Truck Routes. Spencer seconds and the motion carries on a voice vote.(Placed on file)

Road & Bridge - Prelim. Engineering Svc Agmt - W Branch Rd - 06-11116-00-BR

Huntley moves that the Ogle County Board accept the agreement for Preliminary Engineering by Wendler Engineering Services for the replacement of a bridge carrying West Branch Rd (Lincoln Twp) immediately South of West Grove Rd over a tributary to Leaf River and not to exceed \$21,740.00. Colson seconds and the motion carries on a voice vote.(Placed on file)

Recess to refer claims to a committee

At 6:22 p.m., Chairman Gocken asks for a motion to recess and refer claims to committees. Rice moves, Kenney seconds and the motion carries on a voice vote. Chairman Gocken calls the meeting back to order at 6:30 p.m.

Claims

The clerk reads the claims for the General Fund - \$140,336.14 and the County Highway Fund - \$92,886.56. Scholl moves to approve the claims as read, Horner 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, Sheriff & Coroner, State's Attorney & Legislative, Road & Bridge, Blackhawk Hills RCD, Planning Commission, Mental Health Board, Personnel & Salary, IT Committee, 911 ETS Board and GIS Committee.* The following had no minutes to file: *Board of Health, U.C.C.I., Ill Risk Management, Tri-County Opportunities, Safety Committee, Liquor Commission and Byron Dragway.*

County Clerk & Insurance Minutes placed on exhibit

HAVA Grant money County Clerk Huntley informs the board of the new Voter Registration software and hardware expenditure. The purchase was made with HAVA Grant money.

Finance & Revenue Minutes placed on exhibit

Budget meetings Spencer states the Finance Committee will meet on the following dates:

- Thursday, October 5th at 1:00 p.m. (Committee)
- *Friday, October 11th at 3:00 p.m. (Committee meeting)
- Monday, October 23rd at 6:00 p.m. (Budget presentation to full County Board)
- *Friday, November 3rd at 3:00 p.m. (Committee meeting)

*These will be regular committee meetings held on Wednesday and not on Friday

Solid Waste

Minutes placed on exhibit

IGA - Rochelle - Ogle - Creston

Director of Solid Waste, Steve Rypkema speaks to the board of the change on the Intergovernmental Agreement which the board approved last month. The change was in regards to when the Village of Creston will begin to receive their percentage of the host fees. There was discussion regarding different aspects of the landfill - usage, tonage, life expectancy and possible expansion. Chairman Gocken states it is the recommendation of the Solid Waste Committee to approve the amended Intergovernmental Agreement between the City of Rochelle, Ogle County and the Village of Creston. Scholl makes the motion to approve the Amended Intergovernmental Agreement as presented. Bauer seconds and the motion carries on a voice vote.(Placed on file)

Amended Host County Agreement

Rypkema speaks to the board about the Amended Host County Agreement which was included in the packets. The original agreement signed in 1995 is not the same operator of the landfill in the proposed application. Rypkema discusses some of the changes in the agreement. The amendment is conditional upon three things - the restatement of the City Host Agreement be signed by those parties, final siting approval and any siting conditions that might be imposed by the city. Chairman Gocken states it is the recommendation of the Solid Waste Committee to approve the amended Host County Agreement. White moves to approve the amended Host County Agreement, Rice seconds and the motion carries on a voice vote.(Placed on file)

Juvenile & Probation

Minutes placed on exhibit

Shining Star

Nye states she has distributed information regarding the Shining Star Advocacy Center on the board members desks.

Planning & Zoning

Minutes placed on exhibit

Amend minutes

Hopkins states he would like to amend the August 22, 2006, minutes of the board meeting. Hopkins would like to have the minutes pertaining to the Moreland request amended. Chairman Gocken informs Hopkins he will have to contact the State's Attorney Committee.

Ill Assoc of Co Bd Members

No minutes

Partners in Planning

Clayton states information has been distributed regarding Partners in Planning and suggests board members attend this conference.

U.C.C.I.

No minutes

Update

Heuer reminds the board of the State Debate which will take place on October 13 & 14 in Springfield.

Illinois Risk Management

No minutes

Meeting

Heuer states the next meeting will be on Monday in Springfield.

Executive Committee

Minutes placed on exhibit

Judicial Center Update

Chairman Gocken states there is a memo from GreenAssociates in the board packets regarding updates on the Judicial Center.

Judicial Center bills

Chairman Gocken states the bills for the Judicial Center in September 2006 is a total of \$ 71,831.06- to be paid out of Project Fund and/or Long Range Capital Improvement Fund. Boes moves to approve the September 2006 bills in the amount of \$71,831.06. Colson seconds and the motion carries on a voice vote.

Hazardous Materials

Chairman Gocken refers to the Executive Committee minutes regarding the Hazardous Materials bids for the five houses on S. Sixth Street in Oregon. Chairman Gocken asks for a motion to accept the bid from Aires of Batavia for asbestos inspection in the amount of \$4,950 and to be paid out of the Long Range Capital Improvement Fund. Zuehl moves to approve, Spencer seconds and the motion carries on a voice vote.

Chairman Comments

Chairman Gocken announces the retirement of Lucille Miller at the Regional Office of Education and Judy Young of the Solid Waste Department and thanks them for their years of service.

Chairman Gocken states County Administrator Jim Mielke has been working long, hard and efficiently on the budget and attending various committee meetings.

Administrator Comments

Mielke states the budget process has been moving along very smoothly. This process has been a great Team effort with Treasurer Coffman, Finance Committee and various Department Heads and thanks them for their co-operation.

Communications

- Sales Tax for June 2006 was \$35,798.64 and \$76,828.40
- Sales Tax for June 2005 was \$33,169.87 and \$75,424.13
- Illinois Historic Preservation Agency - Oregon Commercial Historic District

Unfinished Business

New Business

Chairman Gocken introduces City of Oregon Commissioner Jim Tegtmeyer to the board members. Tegtmeyer is here on behalf of the Oregon Chamber of Commerce on a joint project with the City of Dixon regarding the construction of a gazebo on the NE corner of the courthouse property. This will replace the current information booth currently in that location. This would be an 80% - 20% grant with the IDOT and the City of Dixon. The City of Dixon is the leading agency in this project. There would be no cost to the county. The ownership will be transferred to the Oregon Chamber of Commerce. They will maintain and insure the structure. Colson moves to approve the agreement with the City of Dixon to accept the gazebo to be placed in the NE Courthouse Square and to

be maintained by the Chamber of Commerce. White seconds and the motion carries on a voice vote.(Placed on file)

Bauer states report cards have been turned in and approved for functions which he deems questionable. Bauer would like to have this issue addressed and would like for the Chairman to draft what board members will and will not be paid to attend. He states report cards were turned in for attending a bridge dedication and things along this line. He states if you want to do something extra for the board and attend these functions, they should be on your own time. Bauer would like for the Chairman to draft a definition of what county board members are to be paid for and what they will not be paid for. Chairman Gocken turns this assignment over to the Personnel & Salary Committee.

Public Comments

Don Conn commends the County Board members who voted for the roll call votes regarding the zoning issues this evening. Conn states the discussion on both sides had merit. Conn states about a month ago it was discussed to look into an Ordinance putting deed restrictions on zoning issues. Hopkins states the issue has been discussed and is in the hands of the State's Attorney for review.

Motion to Adjourn

Chairman Gocken reminds the board members of the Budget Hearing which will be held on Monday, October 23, 2006 at 6:00 p.m. in this room . At 7:30 p.m., Rice moves to adjourn the September Ogle County Board meeting until Tuesday, October 17, 2006, at 5:30 p.m. at the Ogle County Courthouse. Kenney 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