

Proceedings of the Ogle County Board Meeting
May 21, 2013

State of Illinois)
County of Ogle) ss

Call to Order

Chairman Gouker calls the Ogle County Board Meeting to order at 5:33 p.m.

Roll Call

The roll call shows all members present. The Pledge of Allegiance is followed by the Invocation given by Griffin.

Approval of Minutes

Chairman Gouker asks for a motion to approve the April 16, 2013 Ogle County Board Meeting minutes. Janes moves to approve, McKinney seconds and the motion carries on a voice vote.

Approval of Reports

Chairman Gouker asks for a motion to accept the monthly report of the Ogle County Clerk & Recorder, Treasurer, and Circuit Clerk. Petrizzo moves to accept the reports as filed, Nordman seconds and the motion carries on a voice vote. (Placed on file)

Presentation – Drug Court Awareness Month – Greg Martin and Judge Ben Roe

Director of Court Services Greg Martin speaks about the Ogle County Drug Court Program which started in 2009. Judge Ben Roe talks about how the Ogle County Drug Court Program has been beneficial in Ogle County.

Presentation Sikich – Brian LeFevre – 2012 County Audit (on file)

Brian LeFevre addresses the County Board regarding the Ogle County Audit for year ending November 30, 2012 – 4 documents: Annual Financial Report, Single Audit Report, Board Communication and Circuit Clerk Audit. LeFevre reviews:

- Single Audit Report - page 1
- Annual Financial Report – page MD&A1

Saunders states the Circuit Clerk is now in compliance as all funds will be run through the Treasurer's Office.

Welty comments on the document which lists internal controls and the deficiencies listed on page 23 - will be addressed at the Finance Committee Meetings.

Presentation – Property & Casualty Insurance – R-2013-0511

Chairman Gouker makes a motion to approve R-2013-0511 as presented and Welty seconds. Chairman Gouker introduces Rich Stokluska and Jessica Edelman of Arthur J. Gallagher Risk Management Services, Inc. and Judy Truckenbrod a member of the Lee County Board and Lee County Board Representative for CIRMA.

Information is distributed to the County Board members regarding the Counties of Illinois Risk Management Agency presentation. The CIRMA Program began December 1, 2006 specifically for Illinois Counties and is sponsored by the Illinois Association of County Board Members and Commissioners which Ogle County is a part of. The following counties are current members of CIRMA: Lee, Piatt, Crawford, Boone, Bureau, Ford, Jackson, Adams, Hancock, Monroe, Effingham, Carroll, Logan and Henderson Counties. Stokluska reviews information contained in the report and highlighted.

Judy Truckenbrod addresses the board regarding her experience as the Lee County Board Representative for the CIRMA Program.

Chairman Gouker reads the letter received from IACBMC Executive Director Kelly J. Murray which states they have achieved 100% renewal since the start of the program in 2006.

Chairman Gouker has Welty present comparison information he has gathered from his contacts with the other counties. Welty talked to Adams, Piatt and Monroe Counties and all three counties were very satisfied with CIRMA programs and services.

Chairman Gouker has distributed a Bid Comparison to all board members for review. Chairman Gouker will have Welty present comparison information he has compiled. Gronewold asks if the other companies will have a chance to speak to refute information compiled by Welty. Chairman Gouker states the information compiled by Welty comes from our insurance information.

Saunders comments this information is based on a "Big Maybe" based on claims. Saunders asks if State's Attorney Rock has reviewed the contract. State's Attorney Rocks states yes he has received

copies in the last couple of days but has not reviewed it. Saunders doesn't want to approve this until Rock has had time to review the contract. Saunders also doesn't like the idea of being bound to this contract for two years before giving notice to withdraw from the insurance program. Stokluska states all counties sign the "Bylaws" and you can withdraw with 60 day notice before October 1 of the year you wish to withdraw.

McKinney comments on his concerns regarding the handling of the RFP for the bids on the Property and Casualty Insurance.

McKinney moves to amend the motion as follows: strike out "Counties of Illinois Risk Management Agency and the Arthur J. Gallagher Risk Management Services, Inc., for a period to begin May 21, 2013, through November 30, 2014, at an annual rate of \$198,875" and insert "HCC (Houston Casualty Company) and Query Insurance at an annual rate of \$254,360.00". Hopkins seconds.

Chairman Gouker asks for the opinion of the Parliamentarian Rock – Can the County Board amend a resolution from a committee recommendation back to what was voted down at the committee level. Rock was just looking at the Roberts Rules handbook for this information. There was discussion regarding having the topic on the Agenda vs the resolution which was distributed.

The question came up regarding the Board for the CIRMA who it is and how do you become a member of the board. Truckenbrod states each County has 1 representative and 1 alternate to be appointed by the County Board Chairman. Is the board compensated? Truckenbrod states the county representative could be compensated by the county in which they represent; but there is no compensation from the CIRMA program. The meetings are held quarterly in Bloomington.

A roll call vote is called:

YES: Brooks, Colbert, Gronewold, Heuer, Hopkins, Kenney, Kirkolis, McKinney, Petrizzo, Saunders and Sparrow

NO: Typer, Welty, Bowers, Colson, Finfrock, Griffin, Janes, Meyers, Nordman, O'Brien, Oltmanns, Simms and Gouker

ABSENT: None

The motion is defeated on a roll call vote.

Bowers asks if this item can be held over until next month. Oltmanns asks if there is a way to vote on the issue tonight pending the approval from the State's Attorney. Rock states it is a policy question at this point. Chairman Gouker states the CIRMA Program is managed by the Bylaws.

Bowers moves to amend the motion with approval pending the review of the Bylaws by the State's Attorney and Meyers seconds. There was discussion about needing approval of this resolution tonight because the county will not have insurance if it is not. Bowers and Meyers withdraw their motion.

The motion to approve R-2013-0511 as presented will be voted on a roll call vote:

YES: Welty, Colson, Finfrock, Griffin, Janes, Meyers, Nordman, O'Brien, Oltmanns, Simms, Typer and Gouker

NO: Bowers, Brooks, Colbert, Gronewold, Heuer, Hopkins, Kenney, Kirkolis, McKinney, Petrizzo, Saunders and Sparrow

ABSENT: None

The motion is defeated on a roll call vote.

Hopkins calls Point of Order; once the resolution is defeated we cannot amend the motion we need a new resolution.

Chairman Gouker makes the motion for a new resolution with the same five Whereas' reads: "THEREFORE BE IT RESOLVED, by the County Board of Ogle County, State of Illinois on this 21st day of May, 2013, that it hereby accepts the program for insurance offered to Ogle County, by the Counties of Illinois Risk Management Agency and the Arthur J. Gallagher Risk Management Services, Inc., for a period to begin May 21, 2013, through November 30, 2014, at an annual rate of \$198,875, pending approval of the Ogle County State's Attorney of the by-laws." Oltmanns seconds.

Sparrow asks Rock for a legal definition regarding this new motion on defeated resolution. Rock reads from the Robert's Rules of Order. Sparrow doesn't think you bring back the same resolution which was defeated at the same meeting. Chairman Gouker states the resolution has new verbiage at the

end to address the “pending approval of the Ogle County State’s Attorney of the by-laws”; this is a new resolution and new motion.

A roll call vote is called:

YES: Bowers, Brooks, Colson, Finfrock, Griffin, Janes, Meyers, Nordman, O’Brien, Oltmanns, Simms, Typer, Welty and Gouker

NO: Colbert, Gronewold, Heuer, Hopkins, Kenney, Kirkolis, McKinney, Petrizzo, Saunders, and Sparrow

ABSENT: None

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

Appointments –

Chairman Gouker asks the board members to approve all of the appointments with one motion; unless there is one someone would like to remove for discussion. The appointments are listed as follows:

- Board of Review (Republican Candidate) – Robert Godman – R-2013-0501
- Board of Review (Republican Candidate) – Joe Yockey – R-2013-0502
- Ogle County Housing Authority – Bryan Boblett – R-2013-0503
- 9-1-1 ETSB (Fire/EMS) – Galen Bennett – R-2013-0504

Bowers moves to approve R-2013-0501 through R-2013-0504 as listed and Janes seconds. Chairman Gouker asks if anyone would like to have a resolution pulled out for discussion; there were no comments made. The motion carries on a voice vote.(Placed on file)

Resignation – Zoning Board of Appeals – Alternate 1 – Maynard Stivers – R-2013-0505

Chairman Gouker announces he has received a notice of resignation from Maynard Stivers on the Zoning Board of Appeals as Alternate 1. Colson moves to approve R-2013-0505, Typer seconds and the motion carries on a voice vote.(Placed on file)

Vacancies –

- Franklin Grove Fire Protection District – 1 vacancy
- Byron Museum District – 1 vacancy
- Ogle County Civic Center Authority – 5 vacancies

Application and Resumé deadline – Friday, May 31, 2013 at 4:30 p.m.
in the County Clerk’s Office located at 105 S. 5th St – Suite 104, Oregon, IL

- Zoning Board of Appeals – Alternate 1 – unexpired term ends 04/30/2016

Application and Resumé deadline – Friday, June 28, 2013 at 4:30 p.m.
in the County Clerk’s Office located at 105 S. 5th St – Suite 104, Oregon, IL

Zoning – #2-13 AMENDMENT – Ruth G. Veline by Kathleen Falk, P.O.A. – O-2013-0502

Welty presents the petition of Ruth G. Veline by Kathleen Falk, Power of Attorney, 9812 N. Kishwaukee Rd., Stillman Valley, IL for an Amendment to the Zoning District to rezone from AG-1 Agricultural District to R-2 Single Family Residential District on property described as follows and owned by the petitioners: Part of the NE1/4 of the NE1/4 of Section 23 Marion Township 25N, R11E of the 4th P.M., Ogle County, IL, 1.93 acres, more or less. Property Identification Number: Part of 05-23-200-007. Common Location: 9812 N. Kishwaukee Rd. Simms seconds and the motion carries on a voice vote.(Placed on file)

Zoning - #1-13 SPECIAL USE – Lynnville- Scott- White Rock FP.D. – O-2013-0503

Welty presents the petition of Lynnville- Scott- White Rock Fire Protection District, % Dennis L. Shearer, President, PO Box 101, Lindenwood, IL for a Special Use Permit to allow a Fire Station in the AG-1 Agricultural District on property described as follows and owned by the petitioners: Part of G.L. 1 of the NW1/4 Fractional Section 5 Lynnville Township 41N, R2E of the 3rd P.M., Ogle County, IL, 4.0 acres, more or less. Property Identification Number: 19-05-151-004 - Common Location: 15940 E. Lindenwood Rd. O’Brien seconds. Oltmanns will abstain from vote due to a conflict of interest as he may be employed by the Fire Protection District. The motion carries on a voice vote.(Placed on file)

Zoning - #2-13 SPECIAL USE – Josh VanBriesen – O-2013-0504

Welty presents the petition of Josh VanBriesen, 10030 E. High Road, Stillman Valley, IL for a Special Use Permit in the AG-1 Agricultural District to allow a single-family dwelling for the son of

the farm owner on property described as follows and owned by the petitioner: Part of the SW1/4 SW1/4 Section 8, Scott Township 42N, R1E of the 3rd P.M., Ogle County, IL, 5.14 acres, more or less. Property Identification Number: 11-08-300-009 - Common Location: 10000 Block of E. High Road. Janes seconds and the motion carries on a voice vote.(Placed on file)

Zoning - #3-13 AMENDMENT – James A. & Victoria L. Myers – O-2013-0505

Welty presents the petition of James A. & Victoria L. Myers, 6652 N. Cedar Rd., Mt. Morris, IL for an Amendment to the Zoning District to rezone from AG-1 Agricultural District to R-1 Rural Residential District on property described as follows and owned by the petitioners: Part of the NE1/4 of the NE1/4 of Section 17 Lincoln Township 24N, R8E of the 4th P.M., Ogle County, IL, 5.0 acres, more or less. P.I.N.: 07-17-200-002 - Common Location: 13000 Block of W. Lanark Rd. Bowers seconds and the motion carries on a voice vote.(Placed on file)

Public Comment –

- Sheriff Harn – It has gotten back to the Sheriff that he is not in support of Focus House and comments the County Maintenance Staff provides service for some items which used to be contracted out. The Sheriff’s Department works side-by-side with the Probation Department. Sheriff supports Focus House as it gives an individual an opportunity to turn around their lives.
- Greg Martin – Thanks the Sheriff for working with him and able to provide some financial savings for Focus House.
- Eric Morrow – President of the Focus House Foundation – Saturday, June 1st “Drive for your Community” fundraiser and Focus House Car Show on June 2nd.
- Curtis Cook – History of Ogle County Building Brick Road
- Tom Smith – White Rock Township – Invite County Board members Jerry Brooks and Bill Welty and Pat Nordman to the White Rock Township meeting on the 2nd Tuesday of the month at 7:00 p.m.

Road & Bridge - Various Bridge Repairs - 12-00286-00-BR - R-2013-0506

Hopkins moves to approve R-2013-0506 for Various Bridge Repairs - 12-00286-00-BR with an appropriation of \$330,000.00 from the County Aid to Bridge Fund and McKinney seconds. O’Brien abstains from vote due to a conflict of interest as his nephew owns one of the companies. The motion carries on a voice vote.(Placed on file)

Road & Bridge - Underground Utilities - 09-00289-00-MG - R-2013-0507

Hopkins moves to approve R-2013-0506 for Underground Utilities - 09-00289-00-MG with an appropriation of \$75,000.00 from the County Highway Fund and Colson seconds. Hopkins states Martin & Company is from Ogle County. The motion carries on a voice vote.(Placed on file)

Ogle County Claims – Clerk reads the claims:

- Payments in Vacation – April 2013 - \$38,637.38
- County Board Payments - May 21, 2013 - \$108,836.33
- County Highway Fund – \$80,119.86

Janes moves to approve claims and Kenney seconds. Saunders commends the department heads on Payments in Vacation being under \$40,000.00. The motion carries on a voice vote.

COMMITTEE REPORTS

The following committee minutes have been placed on exhibit: County Infrastructure, County Security, Executive Committee, Finance & Insurance and Personnel, HEW & Solid Waste and Veterans, Judiciary and Circuit Clerk, Liquor Commission, Long Range and Strategic Planning, Mental Health ‘708 Board, Planning Commission, Road & Bridge and Mapping (GIS), State’s Attorney and Juvenile & Probation, Supervisor of Assessments and Planning & Zoning and Tri-County Opportunities.

The following committees had no minutes to file: 911 ETS Board, Blackhawk Hills RC&D, Board of Health, G.I.S. Partnership, L.O.T.S., Safety Committee and UCCI/ICRMT.

Executive Committee:

- Aggregation of Electrical Load and Electric Power Aggregation Plan of Operation and Governance – O-2013-0501

Chairman Gouker presents and makes the motion to approve O-2013-050, Griffin seconds and a roll call vote is called:

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YES: Brooks, Colbert, Colson, Finfrock, Griffin, Gronewold, Heuer, Hopkins, Janes, Kirkolis, McKinney, Nordman, O'Brien, Oltmanns, Saunders, Simms, Sparrow, Typer, Welty, Bowers and Gouker

NO: None

ABSENT: Petrizzo

ABSTAIN: Kenney and Meyers

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

- Electrical Aggregate Supplier – Homefield Energy – R-2013-0508

Chairman Gouker presents and makes the motion to approve R-2013-0508 and Bowers seconds. Kenney and Meyers will abstain from voting as they were not present last month. The motion carries on a voice vote.(Placed on file)

- Emergency Operations Center Lease – R-2013-0509

Chairman Gouker presents R-2013-0509 regarding the Emergency Operations Center Lease. Finfrock presents and makes the motion to approve R-2013-0509 adding improvements not to exceed \$187,000.00 and Janes seconds.

Sheriff Harn states this lease is with the Rochelle Community Hospital Foundation for property located at 510 Lincoln Hwy in Rochelle. It will be a 5 year lease and the County will pay for upgrades to the building which includes; elevator, restrooms, generator and some cosmetic changes.

Chairman Gouker states this is a 5 year lease with no monthly payment and the hospital will pay all of the utilities. The county will be responsible for the upgrades as mentioned above and the upgrades will not exceed \$187,000.00; \$100,000 to install an elevator, \$25,000 for handicapped accessible restrooms, \$45,000 for a generator and 17,000 for paint, furnishings and flooring. Chairman Gouker states the Ogle County Maintenance Staff will perform some of the upgrades to help keep the costs down.

Sheriff Harn states the County has received \$140,000 in grant money from IEMA to be used for improvements of a facility and the Sheriff's Department has \$50,000 donated from Exelon over the years to be used for the training facility.

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

- GREDCO Abatement - Rochelle Golf Course and Banquet Center – R-2013-0510

Chairman Gouker presents and moves to approve R-2013-0510 for a 3 year Tax Abatement for the Rochelle Golf Course and Banquet Center and Sparrow seconds.

McKinney moves to amend the motion for a 5 year Tax Abatement with the stipulation: "Abatements for years 4 and 5 are contingent upon the extension of the operator's lease agreement between GREDCO, the City of Rochelle and the Flagg-Rochelle Park District. In the event the lease agreement is not renewed then abatements would cease to be extended for the 4th and 5th year." Colbert seconds.

Welty doesn't think his constituents would be interested in giving a Tax Abatement for a government entity and he will be voting no.

Chairman Gouker states he typically opposes municipalities competing with private sector businesses. In this situation it is not intended that this be permanently owned by the City of Rochelle and can support this resolution.

A roll call vote is called:

YES: Colbert, Colson, Finfrock, Griffin, Gronewold, Heuer, Janes, Kenney, Kirkolis, McKinney, Oltmanns, Saunders, Sparrow and Bowers

NO: Hopkins, Meyers, Nordman, O'Brien, Simms, Typer, Welty, Brooks and Gouker

ABSENT: Petrizzo

The motion to amend carries on a roll call vote.

The motion to approve R-2013-0510 as amended carries on a voice vote.(Placed on file)

Long Range Planning:

• **Renovations to Pines Road Annex Building – R-2013-0512**

Chairman Gouker presents R-2013-0512 for Renovations to the Pines Road Annex Building. Colson moves to approve R-2013-0512 to accept the proposal from Cleary Buildings to complete a portion of the planned exterior renovation for approximately \$8,600. Colson says this is the first part of the renovations. Simms seconds.

Meyers asks where Cleary Buildings is located. It was stated they are across the street from the Annex Building on W. Pines Rd.

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

State's Attorney and Juvenile & Probation Committee:

• **Department of Juvenile Justice Contract – R-2013-0513**

Finrock asks for a quick update from State's Attorney Rock regarding the DJJ Contract. Rock states the Department of Juvenile Justice will be talking to their contract people and we should hear something from them next week.

Finrock moves to table R-2013-0513, McKinney seconds and the motion carries on a voice vote.

• **Chairman Comments:**

- UCCI Conference in Galena

• **Vice-Chairman Comments:**

- Jail Inspection Report included in County Board Packet
- Four County Board members need to complete the Open Meetings Act training and file their certificates in the County Clerk's Office.

Communications –

- Jail Inspection Report – 2013
- Sales Tax for February 2012 was \$24,876.56 and \$58,222.01
- Sales Tax for February 2013 was \$23,168.18 and \$56,316.86

Unfinished Business –

- Sheriff Harn comments on the Jail Inspection Report

New Business –

Adjourn Meeting

At 8:04 p.m., Chairman Gouker adjourns the Ogle County Board Meeting until Tuesday, June 18, 2013 at 5:30 p.m. at the Ogle County Courthouse in Oregon.

Chairman Kim P. Gouker
Ogle County Board

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