

**JO DAVIESS COUNTY BOARD
MEETING MINUTES
FEBRUARY 10, 2015**

CALL TO ORDER: Chairperson of the Jo Daviess County Board, Ron Smith, called the meeting to order at 7:00 p.m. on Tuesday, February 10, 2015 at the Jo Daviess County Board Room, Jo Daviess County Courthouse, Galena, Illinois.

ROLL CALL was answered as follows: Present-Brandon Behlke, Gerald Bennett, Merri Berlage, William Bingham, Richard Dittmar, Robert Heuerman, Dan Hughes, Randy Jobgen, Steve McIntyre, John O'Boyle, Steve Rutz, Ron Smith, Terry Stoffregen, Martin Werner, RJ Winkelhake and Don Zillig. Present: 16. Absent-Brad Petersburg. Absent: 1.

THE PLEDGE OF ALLEGIANCE was led by Chairperson Smith.

THE INVOCATION and thought for the day were given by Merri Berlage.

AGENDA ITEM I – CONSENT AGENDA

The consent agenda was approved as attached following a motion made by Merri Berlage and seconded by Randy Jobgen.

The motion carried by roll call vote: Ayes-Brandon Behlke, Gerald Bennett, Merri Berlage, William Bingham, Richard Dittmar, Robert Heuerman, Dan Hughes, Randy Jobgen, Steve McIntyre, John O'Boyle, Steve Rutz, Ron Smith, Terry Stoffregen, Martin Werner, RJ Winkelhake and Don Zillig. Ayes: 16. Nays: 0. Absent-Brad Petersburg. Absent: 1.

AGENDA ITEM II – CITIZENS' COMMENTS

Randy Pepin representing the Stockton Strong group and the Stockton Chamber of Commerce reaffirmed his continued support of establishing a Visitor Center in Stockton.

AGENDA ITEM III – UNFINISHED BUSINESS

There was no new business brought before the board.

AGENDA ITEM IV – NEW BUSINESS AND COMMITTEE REPORTS

Beth Baranski representing the League of Women Voters gave a presentation on the Jo Daviess County Apple Plum Watershed Plan and how it impacts Jo Daviess County. The plan includes ground waters, surface waters and storm water management with consideration on how to improve water quality in Jo Daviess County.

INFORMATION AND COMMUNICATIONS TECHNOLOGY:

This committee had no business to bring before the board.

CVB BOARD OF DIRECTORS:

A recommendation to approve a contract with Lakeshore Athletic Services for the 2015 Galena Triathlon and Duathlon for 750 participants in the amount of \$45,622.50 was approved following a motion made by Merri Berlage and seconded by Steve Rutz.

The motion carried by voice vote.

FINANCE, TAX AND BUDGET:

A motion to approve the following FY2014 line item transfer requests in the amount of \$6,751.00 was made by Steve Rutz and seconded by Merri Berlage.

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- a) Transfer of \$6,751.00 from 017-48118-412 Unemployment Insurance to 017-48118-702 Professional Service.

The motion carried by voice vote.

A motion to approve the following FY2015 line item transfer requests in the amount of \$2,071.65 was made by Steve Rutz and seconded by Randy Jobgen.

- a) Transfer of \$754.00 from 002-43141-901 Highway/Contingency to 002-43141-711 Highway/Utilities.
b) Transfer of \$1,317.65 from 027-45161-706 CVB/Printing to 027-45161-705 CVB/Publishing.

The motion carried by voice vote.

A motion to approve the following FY2015 line item transfer request and associated claim in the amount of \$1,454.11 was made by Steve Rutz and seconded by Randy Jobgen.

- a) Transfer of \$687.57 from 001-41121-504 Sheriff/Publications to 001-41121-611 Sheriff/Fuel/ Oil to pay the Jo Daviess County Highway Department in the amount of \$1,454.11.

The motion carried by roll call vote: Ayes-Brandon Behlke, Gerald Bennett, Merri Berlage, William Bingham, Richard Dittmar, Robert Heuerman, Dan Hughes, Randy Jobgen, Steve McIntyre, John O'Boyle, Steve Rutz, Ron Smith, Terry Stoffregen, Martin Werner, RJ Winkelhake and Don Zillig. Ayes: 16. Nays: 0. Absent-Brad Petersburg. Absent: 1.

A resolution to pay November 2014 legal fees to Hesse Martone for services associated with union negotiations from the Contingency Fund (016) and included in this resolution is a FY2014 line item transfer request in the amount of \$5,484.60 from 016-49197-905 Contingency/Misc. Expenses to 016-49197-702 Contingency/Professional Services and an associated claim to Hesse Martone in the amount of \$8,850.00 was approved following a motion made by Steve Rutz.

The motion carried by roll call vote: Ayes-Gerald Bennett, Merri Berlage, William Bingham, Dan Hughes, John O'Boyle, Steve Rutz, Ron Smith, Terry Stoffregen, Martin Werner and RJ Winkelhake. Ayes: 16. Nays- Brandon Behlke, Richard Dittmar, Robert Heuerman, Randy Jobgen, Steve McIntyre, and Don Zillig. Nays: 6. Absent-Brad Petersburg. Absent: 1.

This brings the total claims paid in February 2015 to \$385,166.54.

An ordinance proposing the establishment of Jo Daviess County Special Service Area Number Six to provide financial funding to defray the necessary expenses of the Galena Area Emergency Medical Service District was postponed until the next regular monthly board meeting following approval of a motion made by Steve Rutz and seconded by RJ Winkelhake.

The motion carried by voice vote.

A committee motion to approve a natural gas fixed rate purchase agreement with Constellation for three (3) years to supply natural gas to the Jo Daviess County Courthouse and Public Safety Building, in Galena, Illinois and the Highway Facilities in Hanover, Illinois was made by Steve Rutz.

An amendment to the motion to approve the agreement for 36 months at \$0.417 per therm was made by Steve Rutz and seconded by John O'Boyle.

The amendment carried by voice vote.

The original motion including the amendment carried by voice vote.

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An agreement with Civic Systems, LLC for the purchase of financial software in the amount of \$35,500.00 was approved following a committee motion made by Steve Rutz.

The motion carried by voice vote.

A recommendation to cancel the Jo Daviess County Corporate Purchasing Card Program with US Bank, at a time determined appropriate by the Jo Daviess County Treasurer, was approved following a committee motion made by Steve Rutz.

The motion carried by voice vote.

A recommendation to establish a Jo Daviess County Corporate Purchasing Card Program with Illinois Bank and Trust, Galena was approved following a committee motion made by Steve Rutz.

The motion carried by voice vote.

DEVELOPMENT AND PLANNING:

A resolution to authorize an amendment to an intergovernmental agreement for the operation of an Enterprise Zone for the purpose of expanding the Freeport/Stephenson County Enterprise Zone to include Swift Hospitality Group contingent upon outcome of the Public Hearing scheduled for February 2015 was approved following a committee motion made by Merri Berlage.

The motion carried by roll call vote: Ayes-Brandon Behlke, Gerald Bennett, Merri Berlage, William Bingham, Richard Dittmar, Robert Heuerman, Dan Hughes, Randy Jobgen, Steve McIntyre, John O'Boyle, Steve Rutz, Ron Smith, Terry Stoffregen, Martin Werner, RJ Winkelhake and Don Zillig. Ayes: 16. Nays: 0. Absent-Brad Petersburg. Absent: 1.

An Ordinance amending the boundaries of the joint City of Freeport-County of Stephenson Certified Enterprise Zone to include Swift Hospitality Group contingent upon outcome of the Public Hearing schedules for February 2015 was approved following a committee motion made by Merri Berlage.

The motion carried by roll call vote: Ayes-Brandon Behlke, Gerald Bennett, Merri Berlage, William Bingham, Richard Dittmar, Robert Heuerman, Dan Hughes, Randy Jobgen, Steve McIntyre, John O'Boyle, Steve Rutz, Ron Smith, Terry Stoffregen, Martin Werner, RJ Winkelhake and Don Zillig. Ayes: 16. Nays: 0. Absent-Brad Petersburg. Absent: 1.

PUBLIC WORKS:

An intergovernmental agreement regarding storage of the Unified Command Post at the Hanover Highway Department Facility was approved following a committee motion made by Randy Jobgen.

The motion carried by voice vote.

A Motor Fuel Tax Resolution for the County Engineer's Salary to be paid from 006-43142-401 County Motor Fuel Tax Fund/Salaries – Full-time was approved following a committee motion made by Randy Jobgen.

The motion carried by voice vote.

A supplemental Motor Fuel Tax Resolution for the County Engineer's Salary to be paid from 006-43142-401 County Motor Fuel Tax Fund/Salaries – Full-time was approved following a committee motion made by Randy Jobgen.

The motion carried by voice vote.

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A Motor Fuel Tax Resolution for the 2015 Maintenance Program to be paid from 006-43142-401 County Motor Fuel Tax Fund/Salaries – Full-time was approved following a committee motion made by Randy Jobgen.

The motion carried by voice vote.

A supplemental Motor Fuel Tax Resolution for the 2014 Maintenance Program to be paid from 006-43142-401 County Motor Fuel Tax Fund/Salaries – Full-time and 004-43142-990 County Motor Fuel Tax Fund/Interfund Transfer was approved following a committee motion made by Randy Jobgen.

The motion carried by voice vote.

The annual Spring Road Posting Resolution Transfer was approved following a committee motion made by Randy Jobgen.

The motion carried by voice vote.

A petition from Apple River Township requesting County aid for the replacement of a culvert on Roberts Road to be paid from 011-43145-890 County Aid to Bridges Fund/Other Improvements was approved following a committee motion made by Randy Jobgen.

The motion carried by voice vote.

The renewal of the 2015 Pollution Liability Insurance with ACE Environmental Risk, annual premium of \$5,878.00 (same as 2014) to be paid from line item 002-43141-721 County Highway Fund/Liability Insurance was approved following a committee motion made by Randy Jobgen.

The motion carried by voice vote.

A contract with the Dubuque Humane Society for the housing of stray dogs to be paid from fund 001-44153-719 General County/Other Service Charges was approved following a committee motion made by Randy Jobgen.

The motion carried by voice vote.

LAW ENFORCEMENT AND COURTS:

This committee had no business to bring before the board.

SOCIAL AND ENVIRONMENTAL:

This committee had no business to bring before the board.

PLANNING COMMISSION/ZONING BOARD OF APPEALS:

The Planning Commission's recommendation to approve an application by Lawrence and Ella Pfeleger, Trustees, owners (17842 W. Mississippi Drive, East Dubuque) and Matt Schwartz Construction (7586 Indian Ridge, Dubuque, Iowa), requesting a one lot subdivision located at 17842 W. Mississippi Dr., East Dubuque was approved following a motion made by Merri Berlage and seconded by Steve Rutz.

The motion carried by roll call vote: Ayes-Brandon Behlke, Gerald Bennett, Merri Berlage, William Bingham, Richard Dittmar, Robert Heuerman, Dan Hughes, Randy Jobgen, Steve McIntyre, John O'Boyle, Steve Rutz, Ron Smith, Terry Stoffregen, Martin Werner, RJ Winkelhake and Don Zillig. Ayes: 16. Nays: 0. Absent-Brad Petersburg. Absent: 1.

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The Planning Commission's recommendation to approve an application by Keith Gerlich, owner (address: 516 Madison, Elizabeth), and Jim & Janice Craig, petitioner/contract purchaser (address: 1228 E. Oakwood Dr., Fox Lake, IL), requesting a map amendment from Ag Agricultural District to R-1 Single Family Residential District for a parcel located at 3503 Eby's Mill Road, Elizabeth was approved following a motion made by Merri Berlage and seconded by John O'Boyle.

The motion carried by roll call vote: Ayes-Brandon Behlke, Gerald Bennett, Merri Berlage, William Bingham, Richard Dittmar, Robert Heuerman, Dan Hughes, Randy Jobgen, Steve McIntyre, John O'Boyle, Steve Rutz, Ron Smith, Terry Stoffregen, Martin Werner, RJ Winkelhake and Don Zillig. Ayes: 16. Nays: 0. Absent-Brad Petersburg. Absent: 1.

The Planning Commission's recommendation to approve an application by Paul and Deborah Studtmann, and Nathan and Jessica Studtmann, owners (address: P.O. Box 6101, Galena, IL), requesting a Map Amendment from Ag Agricultural District to R-1 Single Family Residential District and approval of a two lot subdivision located at 9408 Powder House Hill Road, Galena was approved following a motion made by Brandon Behlke and seconded by Steve McIntyre.

The motion carried by roll call vote: Ayes-Brandon Behlke, Gerald Bennett, Merri Berlage, William Bingham, Richard Dittmar, Robert Heuerman, Dan Hughes, Randy Jobgen, Steve McIntyre, John O'Boyle, Steve Rutz, Ron Smith, Terry Stoffregen, Martin Werner, RJ Winkelhake and Don Zillig. Ayes: 16. Nays: 0. Absent-Brad Petersburg. Absent: 1

LEGISLATIVE:

The nomination of Merri Berlage to apply for the nomination to the IACBMC Committee was approved following a committee motion made by Don Zillig.

The motion carried by voice vote.

EXECUTIVE:

An amendment to the 2015 Jo Daviess County Holiday Schedule and Section 7.09 Holidays of the Jo Daviess County Employee Handbook to reinstate and include Lincoln's Birthday was approved following a committee motion made by Merri Berlage.

The motion carried by voice vote with a nay vote recorded for Rick Dittmar.

A recommendation to continue with the same service rates with Hesse Martone, PC as per current retention agreement dated February 8, 2013 was approved following a committee motion made by Merri Berlage.

The motion carried by voice vote.

OTHER COMMITTEES AND BOARDS:

Board members appointed to other special committees updated the board with actions involving those committees.

AGENDA ITEM V – BOARD MEMBER CONCERNS

There were no board member concerns at this time.

AGENDA ITEM VI – CITIZENS' COMMENTS

There were no citizens' comments at this time.

AGENDA ITEM VII – CLOSED SESSION

The board entered closed session at 8:48 p.m. to discuss:

Personnel section 2(c)1

"The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee of the public body or against legal counsel for the public body to determine its validity." Topics of discussion: request to review the compensation of the chief deputy position and the operations lieutenant position following approval of a motion made by Brandon Behlke and seconded by RJ Winkelhake.

The motion carried by voice vote.

The board reconvened to open session at 9:36 p.m. following approval of a motion made by RJ Winkelhake and seconded by Terry Stoffregen.

The motion carried by voice vote.

Roll call was answered as follows: Present-Brandon Behlke, Gerald Bennett, Merri Berlage, William Bingham, Richard Dittmar, Robert Heuerman, Dan Hughes, Randy Jobgen, Steve McIntyre, John O'Boyle, Steve Rutz, Ron Smith, Terry Stoffregen, Martin Werner, RJ Winkelhake and Don Zillig. Present: 16. Absent-Brad Petersburg. Absent: 1.

AGENDA ITEM VIII - POSSIBLE ACTION AS A RESULT OF CLOSED SESSION

A motion was made by RJ Winkelhake to approve the operations lieutenant pay at 5% over the top sergeant pay and the chief deputy pay at 10% over the top sergeant pay.

The motion died for absence of a second.

A motion to allow the elected Sheriff to work within the confines of his budget was made by Merri Berlage and seconded by Steve McIntyre.

The motion carried by voice vote.

AGENDA ITEM IX - ADJOURNMENT

The meeting adjourned following a motion made by Steve McIntyre and seconded by Merri Berlage.

The motion to adjourn carried by voice vote.

Chairperson Smith adjourned the meeting at 9:38 p.m. until 7:00 p.m. Tuesday, March 10, 2015 at the Jo Daviess County Board Room, Jo Daviess County Courthouse, Galena, Illinois.

**JO DAVIESS COUNTY BOARD
CONSENT AGENDA APPROVED
FEBRUARY 10, 2015**

MINUTES APPROVAL

1. County Board meeting minutes from the January 13, 2015 meeting.

APPOINTMENTS

1. Appointment of Dr. Ralph Losey to the Board of Health for the remainder of a three-year term ending April 30, 2017.

ORDINANCES, RESOLUTIONS & PROCLAMATIONS

1. Proclamation declaring February, 2015 as Teen Dating Violence Awareness and Prevention month in Jo Daviess County.

CLAIMS

1. Claims approval in the amount of \$374,862.43.
2. Emergency Telephone Systems Board Fund claims in the amount of \$10,613.59.
3. Sheriff's Forfeiture Fund claims in the amount of \$851.30.