

**JO DAVIESS COUNTY BOARD  
MEETING MINUTES  
APRIL 11, 2016**

**1. CALL TO ORDER:** Chairperson of the Jo Daviess County Board, Ron Smith, called the meeting to order at 7:00 p.m. on Monday, April 11, 2016 at the Jo Daviess County Board Room, Jo Daviess County Courthouse, Galena, Illinois.

**2. ROLL CALL** was answered as follows: Present-Brandon Behlke, Gerald Bennett, Merri Berlage, Richard Dittmar, Randy Jobgen, Steve McIntyre, John O'Boyle, Brad Petersburg, Ron Smith, Martin Werner, RJ Winkelhake and Don Zillig. Present 12. Absent-William Bingham, Robert Heuerman, Dan Hughes, Steve Rutz and Terry Stoffregen. Absent: 5.

**3. THE PLEDGE OF ALLEGIANCE** was led by Chairperson Ron Smith.

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

**5. MINUTES APPROVAL**

County Board minutes from the March 8, 2016 meeting were approved following a motion made by RJ Winkelhake and seconded by Randy Jobgen.

The motion carried by voice vote.

**6. REPORTS AND CORRESPONDENCE**

A note was received from TCEDA thanking the County for their continuing support and for being a table sponsor at the 2016 TCEDA Annual meeting.

A thank you was received from Terry Stoffregen.

**7. CITIZENS' COMMENTS**

There were no citizens' comments at this time.

**8. UNFINISHED BUSINESS**

There was no unfinished business at this time.

**9. NEW BUSINESS AND COMMITTEE REPORTS**

**APPOINTMENTS:**

The appointment of Scott Brener to the Apple River Fire Protection District for a three-year term ending April 30, 2019 was approved following a motion made by Merri Berlage and seconded by Randy Jobgen.

The motion carried by voice vote.

The appointment of Alan Roberts to the Elizabeth Fire Protection District for a three-year term ending April 30, 2019 was approved following a motion made by Brandon Behlke and seconded by Merri Berlage.

The motion carried by voice vote.

The appointment of Patrick Ohms to the Scales Mound Fire Protection District for a three-year term ending April 30, 2019 was approved following a motion made by Richard Dittmar and seconded by Brandon Behlke.

The motion carried by voice vote.

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The appointment of Rodney Rogers to the Warren Area Fire Protection District for a three-year term ending April 30, 2019 was approved following a motion made by Gerald Bennett and seconded by John O'Boyle.

The motion carried by voice vote.

**ORDINANCES, RESOLUTIONS & PETITIONS:**

A proclamation proclaiming April, 2016 as Sexual Assault Awareness Month in Jo Daviess County was approved following a motion made by Brandon Behlke and seconded by Merri Berlage.

The motion carried by voice vote.

**PUBLIC WORKS:**

A recommendation to approve the Tour of Galena bike event for the usage of County highways Bethel Road, Massbach Road, Albrecht Road and Derinda Road with State's Attorney John Hay's review of insurance and waiver forms that the event coordinators are to provide him was approved following a committee motion made by Randy Jobgen. This motion does not include the township highways that the event planners would like to utilize.

The motion carried by voice vote.

A petition for 50/50 aid from East Galena and Rawlins Township for bridge repair on Buckhill Road at an estimated cost of \$12,000.00 with the County's portion to be paid from line item 011-43145-890 was approved following a committee motion made by Randy Jobgen.

The motion carried by voice vote.

A petition for 50/50 aid from Thompson Township for culvert replacement on Apple Canyon Road at an estimated cost of \$15,000.00 with the County's portion to be paid from line item 011-43145-890 was approved following a committee motion made by Randy Jobgen.

The motion carried by voice vote.

County and Township bid tabs for general maintenance to be paid from line item 006-43142-601 were approved as following a motion made by Randy Jobgen and seconded by Brad Petersburg.

The motion carried by voice vote.

A petition for 50/50 aid from Apple River Township for a box culvert on Roberts Road at an estimated cost of \$110,344.50 with the County's portion to be paid from line item 011-43145-890 was approved following a motion made by Randy Jobgen seconded by Richard Dittmar.

The motion carried by voice vote.

**LAW ENFORCEMENT AND COURTS:**

A committee motion to approve the bike race scheduled for June 11-12, 2016 was made by RJ Winkelhake. An amendment to the motion noting the name change of the bike race to HILLinois: The Bike Race was made by Merri Berlage and seconded by Randy Jobgen.

The amendment carried by voice vote.

The original motion including the amendment carried by voice vote.

The purchase of two 2016 Dodge Charger all wheel drive police pursuit squad cars with police package option at a cost of \$24,883.19 each for a total of \$49,766.38 from Barkau Automotive, Stockton, Illinois was approved following a committee motion made by RJ Winkelhake.

The motion carried by voice vote.

Intergovernmental Agreements associated with the Spillman Public Safety Upgrade Project for the City of Galena, Village of Stockton and Village of Warren were approved following a committee motion made by RJ Winkelhake.

The motion carried by voice vote.

An amended CodeRED NEXT Service Agreement was approved following a committee motion made by RJ Winkelhake.

The motion carried by voice vote with a nay vote recorded for Merri Berlage.

An Operating Protocol Policy Agreement was approved following a committee motion made by RJ Winkelhake.

The motion carried by voice vote with nay votes recorded for Gerald Bennett and Merri Berlage.

A CodeRED Intergovernmental Cooperation Agreement was approved following a committee motion made by RJ Winkelhake.

The motion carried by voice vote with a nay vote recorded for Merri Berlage.

A Hazardous Materials Emergency Preparedness grant application for Phase II of the Jo Daviess County Commodity Flow Study that covers the three year period ending September 30, 2019 was approved following a committee motion made by RJ Winkelhake.

The motion carried by voice vote.

**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 Wayne J. Wand (6014 S. Derinda Road, Elizabeth, IL 61028), owner and William & Dena Boehm (4502 S. Derinda Road, Elizabeth IL 61028), contract purchaser/petitioner and Cody & Danesa Harbach, (4502 S Derinda Road, Elizabeth, IL 61028) petitioners requesting a Special Use Permit to allow for a residence on a lot less than forty (40) acres located at 4840 S. Derinda Road, Elizabeth in the Ag Agricultural District and a time extension to commence use was approved following a motion made by Merri Berlage and seconded by Steve McIntyre.

The motion carried by roll call vote: Ayes-Brandon Behlke, Gerald Bennett, Merri Berlage, Richard Dittmar, Randy Jobgen, Steve McIntyre, John O'Boyle, Brad Petersburg, Ron Smith, Martin Werner, RJ Winkelhake and Don Zillig. Ayes: 12. Nays: 0. Absent-William Bingham, Robert Heuerman, Dan Hughes, Steve Rutz and Terry Stoffregen. Absent: 5.

The Planning Commission's recommendation to approve an application by Donald Gissler & Lynn Patton Gissler Trust (2106 Modena Court, Naples, FL 34105), owners, requesting a Special Use Permit to allow for a residence on a lot less than forty (40) acres in the Ag Agricultural District located at 11915 S. Derinda Road, Elizabeth was approved following a motion made by Brandon Behlke and seconded by Merri Berlage.

The motion carried by roll call vote: Ayes-Brandon Behlke, Gerald Bennett, Richard Dittmar, Randy Jobgen, Steve McIntyre, John O'Boyle, Brad Petersburg, Ron Smith, Martin Werner, RJ

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Winkelhake and Don Zillig. Ayes: 11. Nays-Merri Berlage. Nays: 1. Absent-William Bingham, Robert Heuerman, Dan Hughes, Steve Rutz and Terry Stoffregen. Absent: 5.

**LEGISLATIVE:**

This committee had no business to bring before the board.

**EXECUTIVE:**

A resolution authorizing accelerated payments to IMRF was approved following a committee motion made by Merri Berlage.

The motion carried by voice vote.

A committee motion to approve a resolution establishing requirements when notice by publication is required by law, the order of court, or by any contract, to be published in a newspaper was made by Merri Berlage.

An amendment to the motion to accept the recommended changes as presented after review by the State's Attorney was made by Merri Berlage and seconded by Randy Jobgen.

The amendment carried by voice vote.

The original motion including the amendment carried by voice vote.

An ordinance to establish the salary of the Jo Daviess County Coroner at \$18,000.00 for FY2017, \$18,360.00 for FY2018, \$18,722.20 for FY2019 and \$19,101.74 for FY2020 was approved following a committee motion made by Merri Berlage.

The motion carried by roll call vote: Ayes-Richard Dittmar, Randy Jobgen, Steve McIntyre, John O'Boyle, Brad Petersburg, Ron Smith, Martin Werner, RJ Winkelhake and Don Zillig. Ayes: 9. Nays-Brandon Behlke, Gerald Bennett, Merri Berlage, Nays: 3. Absent-William Bingham, Robert Heuerman, Dan Hughes, Steve Rutz and Terry Stoffregen. Absent: 5.

The board reviewed and discussed the updated Jo Daviess County CEDS Project List.

**INFORMATION AND COMMUNICATIONS TECHNOLOGY:**

The following intergovernmental agreements with communities wishing to participate in the 2016 Orthophotography Project:

- a. City of East Dubuque
- b. City of Galena
- c. Village of Hanover
- d. Village of Stockton
- e. Village of Elizabeth

were approved following a committee motion made by Gerald Bennett.

The motion carried by voice vote.

**CVB BOARD OF DIRECTORS:**

This committee had no business to bring before the board.

**FINANCE, TAX AND BUDGET:**

Regular county claims and utility claims in the amount of \$503,369.50, Emergency Telephone Systems Board Fund claims in the amount of \$82,524.25, Sheriff's DUI claims in the amount of \$68.60

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and Sheriff's Forfeiture Fund claims in the amount of \$172.15 were approved following a motion made by Randy Jobgen and seconded by John O'Boyle.

The motion carried by roll call vote: Ayes-Brandon Behlke, Gerald Bennett, Merri Berlage, Richard Dittmar, Randy Jobgen, Steve McIntyre, John O'Boyle, Brad Petersburg, Ron Smith, Martin Werner, RJ Winkelhake and Don Zillig. Ayes: 12. Nays: 0. Absent-William Bingham, Robert Heuerman, Dan Hughes, Steve Rutz and Terry Stoffregen. Absent: 5.

A motion to approve the following FY2016 line item transfer requests and associated claims in the amount of \$2,922.00 was made by RJ Winkelhake and seconded by Randy Jobgen.

- a. Transfer of \$1,522.00 from 001-40105-605 Office Supplies to 001-40105-815 Furniture to pay an associated claim to Illinois Bank & Trust Purchase Card in the amount of \$1,522.00.
- b. Transfer of \$600.00 from 027-45161-703 Postage to 027-45161-501 Education & Training to pay an associated claim to Highland Community College in the amount of \$1,400.00.

The motion carried by roll call vote: Ayes-Brandon Behlke, Gerald Bennett, Merri Berlage, Richard Dittmar, Randy Jobgen, Steve McIntyre, John O'Boyle, Brad Petersburg, Ron Smith, Martin Werner, RJ Winkelhake and Don Zillig. Ayes: 12. Nays: 0. Absent-William Bingham, Robert Heuerman, Dan Hughes, Steve Rutz and Terry Stoffregen. Absent: 5.

This brings the total claims paid in April, 2016 to \$506,291.50

**DEVELOPMENT AND PLANNING:**

A letter of support for Berner Foods & Beverage LLC request to expand the City of Freeport/County of Stephenson Enterprise Zone was approved following a committee motion made by Merri Berlage.

The motion carried by voice vote.

An ordinance amending the boundaries of the Joint City of Freeport-County of Stephenson Certified Enterprise Zone to include the Helm Group was approved 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, Richard Dittmar, Randy Jobgen, Steve McIntyre, John O'Boyle, Brad Petersburg, Ron Smith, Martin Werner, RJ Winkelhake and Don Zillig. Ayes: 12. Nays: 0. Absent-William Bingham, Robert Heuerman, Dan Hughes, Steve Rutz and Terry Stoffregen. Absent: 5.

A resolution to authorize an amendment to an Intergovernmental Agreement for the Operation of an Enterprise Zone to include the Helm Group was approved following a motion made by Merri Berlage and seconded by Randy Jobgen.

The motion carried by voice vote.

**10. OTHER COMMITTEES AND BOARDS:**

Brad Petersburg updated the board on the Destination Marketing Organization plans for tourism in Jo Daviess County.

Randy Jobgen asked if anyone from the county has talked with the present CVB county employees about the new DMO and how it could proceed. Ron Smith said no one from the County has contacted the CVB employees at this time.

RJ Winkelhake stated that 911 is in a difficult position at this time. Last year the state indicated 911 would receive the same amount of money as the previous year. This year there is no guarantee. He reminded the board about the state mandated New Generation 911 that must be in place by July 2020.

**11. BOARD MEMBER CONCERNS**

Don Zillig suggested the County contact Jo-Carroll Energy to conduct a study for energy savings at all the County facilities and make recommendations which would include solar energy options.

Brandon Behlke was concerned with the new DMO committee. He said he thought the intent was to move into one organization and now it seems we have three different boards which include the CVB, Visit Galena and new DMO working towards different plans. Brad Petersburg stated the letter of intent was to create a new DMO, but we need to work through the process. He said until that process is complete the CVB and Visit Galena will need to continue what they are currently doing.

Merri Berlage informed the board about a situation where a driver hit a deer which caused the driver to veer and damage a fence. The owner of the fence contacted their insurance company and was told the claim would not be covered since it was an act of God. State's Attorney Hay said that maybe deputies would have to issue citations and then if the insurance company denies the claim the property owner could sue in small claims court. Merri Berlage said she discussed this with the Sheriff and he asked her to take it to the Farm Bureau for their input.

RJ Winkelhake said there is a dinner scheduled for Saturday, April 16 at the Ramada Inn in Galena by the Vietnam Veterans of America, Chapter #928. It is called a "Welcome Home Dinner" with Medal of Honor winner, Sergeant L. Lynch as the guest speaker. He said the public is invited.

**12. CITIZENS' COMMENTS**

Ed Amstutz of Triple X Racing and from Elizabeth thanked the board for their continued support for the bike race.

Tammy Trebian from Elizabeth thanked the board for supporting the race and stated it will be great for the entire county.

**13. CLOSED SESSION**

The board had no need to enter closed session.

**14. POSSIBLE ACTION AS A RESULT OF CLOSED SESSION**

No action was needed since the board did not enter closed session.

**15. ADJOURNMENT**

The meeting adjourned following a motion made by Steve McIntyre and seconded by John O'Boyle.

The motion to adjourn carried by voice vote.

Chairperson Smith adjourned the meeting at 8:22 p.m. until 7:00 p.m. Tuesday, May 10, 2016 at the Jo Daviess County Board Room, Jo Daviess County Courthouse, Galena, Illinois.