

**JO DAVIESS COUNTY BOARD
MEETING MINUTES
NOVEMBER 10, 2003**

CALL TO ORDER: Chairperson of the Jo Daviess County Board, Merri Berlage, called the meeting to order at 7 p.m. on November 10, 2003 at the Jo Daviess County Board Room, Jo Daviess County Courthouse, Galena, Illinois.

ROLL CALL was answered as follows: Present-Dick Alexander, Merri Berlage, Joanne Bielenda, William Cooper, Vincent Hasken, Dane Jackson, Ron Mapes, Margie Montelius, Yerda Potter, Domer Schubert, Marvin Schultz, Lynn Sisler, Terry Stoffregen, Sally Toepfer and Jack Zillig. Present: 15. Absent-Jody Carroll, John Creighton. Absent: 2.

THE PLEDGE OF ALLEGIANCE was led by Chairperson Berlage.

THE INVOCATION and thought for the day were given by Joanne Bielenda.

AGENDA ITEM I – CONSENT AGENDA

The item C-1, a one year contract between the Dubuque Humane Society and Jo Daviess County Animal Control for animal sheltering and item F-1, an inspection report of the Jo Daviess County Jail will be voted on separately following a motion by Sally Toepfer and seconded by William Cooper.

The motion carried by voice vote.

The consent agenda was approved as attached, minus items C-1 and F-1, following a motion made by Lynn Sisler, seconded by Joanne Bielenda.

The motion carried by roll call vote: Ayes-Dick Alexander, Merri Berlage, Joanne Bielenda, William Cooper, Vincent Hasken, Dane Jackson, Ron Mapes, Margie Montelius, Yerda Potter, Domer Schubert, Marvin Schultz, Lynn Sisler, Terry Stoffregen, Sally Toepfer and Jack Zillig. Ayes: 15. Nays: 0. Absent-Jody Carroll, John Creighton. Absent: 2.

The one year contract between the Dubuque Humane Society and Jo Daviess County Animal Control for animal sheltering was approved following a motion by William Cooper, seconded by Vincent Hasken.

The motion carried by voice vote.

The inspection report of the Jo Daviess County Jail by the Illinois Department of Corrections was accepted following a motion by William Cooper, seconded by Terry Stoffregen.

The motion carried by voice vote.

AGENDA ITEM II – UNFINISHED BUSINESS

There was no unfinished business brought before the board.

AGENDA ITEM III – NEW BUSINESS AND COMMITTEE REPORTS

PUBLIC WORKS:

A recommendation to raise the registration fees to \$10.00 for an “altered” dog and \$22.00 for an “unaltered” dog was approved following a committee motion made by William Cooper.

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The motion carried by voice vote with nay votes recorded for Dick Alexander, Margie Montelius, Marvin Schultz and Sally Toepfer.

A petition for aid by Pleasant Valley Township for the replacement of a culvert on Block Road at a cost estimated at \$3,000 (50% County; 50% Township) was approved following a committee motion by William Cooper.

The motion carried by voice vote.

HEALTH, ENVIRONMENT AND LAW:

The modification of the Food Service and Food Establishment, Private Sewage Disposal System and Bed & Breakfast Ordinances to reflect the new fee structure, which was approved on October 20, 2003, was approved following a committee motion made by Terry Stoffregen.

The motion carried by voice vote.

A resolution to pay \$7,000 for the services of the Appellate Prosecutor for 2004 was approved following a committee motion made by Terry Stoffregen.

The motion carried by voice vote.

PLANNING COMMISSION:

The Planning Commission's recommendation to rezone from AG-1 General Agricultural District to R-1 Rural Residential District with a 1 lot subdivision for Ed & Gretchen DuPlessis, owners and Steven & Jeanne Holland, petitioners, located at Rocky Hill Road, Galena was approved following a motion made by Jack Zillig, seconded by Ronald Mapes.

The motion carried by roll call vote: Ayes- Dick Alexander, Merri Berlage, Joanne Bielenda, William Cooper, Vincent Hasken, Dane Jackson, Ron Mapes, Margie Montelius, Yerda Potter, Domer Schubert, Marvin Schultz, Lynn Sisler, Terry Stoffregen, Sally Toepfer and Jack Zillig. Ayes: 15. Absent-Jody Carroll, John Creighton. Absent: 2.

The Planning Commission's recommendation to rezone a 1.95 acre parcel from AG-1 General Agricultural District to R-2 Rural Residential District located at Schnitzler Road, ¾ mile south of the Schnitzler and E. Bethel Road intersection for Shirley Wurster Harris was approved following a motion made by William Cooper, seconded by Yerda Potter.

The motion carried by roll call vote: Ayes-Dick Alexander, Merri Berlage, Joanne Bielenda, William Cooper, Vincent Hasken, Dane Jackson, Ron Mapes, Margie Montelius, Yerda Potter, Domer Schubert, Marvin Schultz, Lynn Sisler, Terry Stoffregen, Sally Toepfer and Jack Zillig. Ayes: 15. Absent-Jody Carroll, John Creighton. Absent: 2.

The Planning Commission's recommendation to issue a Special Use Permit to Paul and Maria Nelson to allow a single-family home located at 143 Blackhawk Trace, Galena, to be used for transient rental subject to the conditions set forth in the findings of fact and recommendation was approved following a motion by Domer Schubert, seconded by Dane Jackson.

The motion carried by roll call vote: Ayes-Dick Alexander, William Cooper, Vincent Hasken, Dane Jackson, Ron Mapes, Margie Montelius, Yerda Potter, Domer Schubert, Marvin Schultz, Terry Stoffregen, Sally Toepfer and Jack Zillig. Ayes: 12. Nays-Merri Berlage, Joanne Bielenda and Lynn Sisler. Nays: 3. Absent-Jody Carroll, John Creighton. Absent: 2.

The Planning Commission recommended the denial of a Special Use Permit for Founders Bank & Trust #5651 (Jon & Molly Kreiss) owners, MC Development, contract purchaser, Scott Berndtson, Attorney at Law, petitioner, allowing a single-family home located at 1 Oakmont, Galena to be used for transient rental.

A motion to approve a Special Use Permit for Founders Bank & Trust #5651 (Jon & Molly Kreiss) owners, MC Development, contract purchaser, Scott Berndtson, Attorney at Law, petitioner, allowing a single-family home located at 1 Oakmont, Galena to be used for transient rental failed following a motion by Sally Toepfer, seconded by Dane Jackson.

The motion failed by roll call vote: Ayes-Dick Alexander, Marvin Schultz, Sally Toepfer and Jack Zillig. Ayes: 4. Nays-Merri Berlage, Joanne Bielenda, William Cooper, Vincent Hasken, Dane Jackson, Ron Mapes, Margie Montelius, Yerda Potter, Domer Schubert, Lynn Sisler and Terry Stoffregen. Nays: 11. Absent-Jody Carroll, John Creighton. Absent: 2.

EXECUTIVE:

The recommendation to create the position of GIS/GPS Specialist in Grade 9 on the County's Position Classification Plan and to promote Bret Gempler into the position at an hourly rate of \$17.80, all to be effective December 1, 2003 was a committee motion made by Yerda Potter.

A first amendment to the recommendation to add "with no provision of overtime" was made following a motion by Dick Alexander, seconded by Lynn Sisler.

A second amendment to the recommendation to add "with no provision of overtime for all Grades 9 and higher" was made following a motion by Yerda Potter, seconded by Dick Alexander.

The motion for the second amendment carried by voice vote

The motion for the first amendment carried by voice vote.

The recommendation with amendments to create the position of GIS/GPS Specialist in Grade 9 on the County's Position Classification Plan and to promote Bret Gempler into the position at an hourly rate of \$17.80, to be effective December 1, 2003 with no provision of overtime for all Grades 9 and higher was approved following a committee motion made by Yerda Potter.

The motion carried by voice vote.

FINANCE, TAX AND BUDGET:

A recommendation to renew the Illinois Counties Risk Management Trust for the County's Workers Compensation and Property and Casualty Insurance Program with a \$5,000 deductible at an annual cost of \$207,544 was approved following a committee motion by Yerda Potter

The motion carried by roll call vote: Ayes-Dick Alexander, Merri Berlage, Joanne Bielenda, William Cooper, Vincent Hasken, Dane Jackson, Ron Mapes, Margie Montelius, Yerda Potter, Marvin Schultz, Lynn Sisler, Terry Stoffregen, Sally Toepfer and Jack Zillig. Ayes: 14. Nays: 0. Absent-Jody Carroll, John Creighton, Domer Schubert. Absent: 3.

A resolution directing the County Clerk to place the question of authorizing a Public Safety Sales Tax on the March 2004 Primary Election ballot was approved following a motion made by Jack Zillig, seconded by Yerda Potter.

Sheriff Steve Allendorf addressed the board, stating that lodging and entertainment expenses would not be subject to the tax, however, this would not change the estimate of income that was given to the board at an earlier date.

The motion passed by voice vote with nay votes recorded for Dick Alexander, Vincent Hasken and Marvin Schultz.

The 2002 Financial Report presented to the board by Lindgren, Callihan & Van Osdol & Co, Inc was accepted following a motion by Dick Alexander, seconded by Yerda Potter.

The motion carried by voice vote.

A discussion was held regarding the FY2004 Annual Budget. The County Administrator explained to the board the difference between the Annual Budget & Appropriations Ordinance and the Tax Levy Ordinance.

Ron Mapes questioned the last action of the Finance Committee to cut the Regional Superintendent of Schools' budget by \$20,000. Jack Zillig commented on whether or not the county could cut this department, considering the other counties in the region did not do it co-operatively. The State's Attorney gave his opinion that the budget could not be cut without the cooperation of the other counties.

A motion was made by Dick Alexander, seconded by William Cooper to restore the \$20,000 to the Regional Superintendent of Schools' budget.

An amendment to the motion to add "and to take \$7,500 from the IMRF Fund, \$7,500 from the Social Security Fund and \$5,000 from the Insurance Fund.", was made by Marvin Schultz, seconded by Sally Toepfer.

Concerns were raised as to why the board was reversing the decisions made by the budgeting committee. Yerda Potter told the board they were just shuffling money around and were saving nothing. She suggested a three to five percent cut across all funds would solve all budgeting problems.

The amendment to the motion carried by voice vote.

The motion and amendment for restoration of the \$20,000 to the Regional Superintendent of Schools' budget and to offset, taking \$7,500 from the IMRF Fund, \$7,500 from the Social Security and \$5,000 from the Insurance Fund carried by roll call vote: Ayes-Dick Alexander, Joanne Bielenda, William Cooper, Ron Mapes, Margie Montelius, Marvin Schultz, Lynn Sisler, Terry Stoffregen, Sally Toepfer and Jack Zillig. Ayes: 10. Nays-Merri Berlage, Vincent Hasken, Dane Jackson, Yerda Potter and Domer Schubert. Nays: 5. Absent-Jody Carroll, John Creighton. Absent: 2.

A motion to make an across the board cut of 5% for all funds was made by Yerda Potter, seconded by Ron Mapes.

After discussion, a motion was made by Terry Stoffregen to table the motion until the Budget meeting on November 18, 2003. The motion died for lack of a second.

The call for vote was made by Vincent Hasken.

The motion failed by roll call vote: Ayes-Merri Berlage, Joanne Bielenda, Vincent Hasken, Dane Jackson, Ron Mapes, Yerda Potter. Ayes: 6. Nays-Dick Alexander, William Cooper, Margie Montelius, Domer Schubert, Marvin Schultz, Lynn Sisler, Terry Stoffregen, Sally Toepfer. Nays: 8. Absent-Jody Carroll, John Creighton and Jack Zillig. Absent: 3.

INFORMATION AND COMMUNICATIONS TECHNOLOGY:

There was no business to be brought before the board at this time.

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COUNTY DEVELOPMENT AND PLANNING:

A recommendation to enter into a contract with the Illinois Historic Preservation Agency for operating the Old Market House Visitor Center from December 1, 2003 to June 30, 2004 with the provision that in the event the Galena Cultural Arts Alliance decides to assume responsibilities for the OMH, the contract would be amended to reflect an earlier termination date was approved following a committee motion by Vincent Hasken.

The motion carried by voice vote.

A recommendation to purchase a copy machine for the CVB office for the package price offered by Midwest Business Products of \$5,995 was approved following a committee motion by Vincent Hasken.

The motion carried by voice vote.

A recommendation to approve the allocation of up to \$20,000 for the printing, design, layout, etc. of a self-guided walking tour map as outlined in the written proposal was approved following a committee motion by Vincent Hasken.

The motion carried by voice vote.

A recommendation to authorize the CVB Executive Director to enter into sponsorship agreements with vendors for the 9th Annual Galena Triathlon/Duathlon using the agreement template presented was approved following a committee motion by Vincent Hasken.

The motion carried by voice vote.

A recommendation to approve the FY04 media plan budget of \$345,000 and that the CVB Executive Director is authorized to take all necessary action needed to implement the plan was approved following a committee motion by Vincent Hasken.

The motion carried by voice vote.

A recommendation to approve up to \$85,000 for the printing, design, layout, copy writing, etc. for the 2004 Visitor's Planning Guide was approved following a committee motion by Vincent Hasken.

The motion carried by voice vote.

AGENDA ITEM IV – OTHER COMMITTEES AND BOARDS

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

AGENDA ITEM V – CITIZENS' COMMENTS

Regional Superintendent of Schools John Lang thanked the board for restoring the budget, but reminded them it was not his office that caused the budget problems.

AGENDA ITEM VI – EXECUTIVE SESSION

There were no items for discussion at this time.

AGENDA ITEM VII – ADJOURNMENT

The meeting adjourned following a motion made by Ron Mapes, seconded by William Cooper.

The motion to adjourn carried by voice vote.

Chairperson Berlage adjourned the meeting at 9:55p.m. until 7 p.m. Tuesday, December 9, 2003 at the Jo Daviess County Board Room, Jo Daviess County Courthouse, Galena, Illinois.

Jean Dimke, Jo Daviess County Clerk
By Angela Kaiser, Chief Deputy

**JO DAVIESS COUNTY BOARD
CONSENT AGENDA APPROVED
NOVEMBER 10, 2003**

MINUTES APPROVAL

1. Regular County Board meeting minutes of October 14, 2003

CONTRACTS, AGREEMENTS & PETITIONS

1. Approval of a one-year contract between the Dubuque Humane Society and Jo Daviess County Animal Control for animal sheltering

REPORTS AND CORRESPONDENCE

1. Inspection report of the Jo Daviess County Jail by the Illinois Department of Corrections
2. Thank you note from Jean Dimke for flowers

CLAIMS

1. Claims approval in the amount of \$433,451.42