

JO DAVIESS COUNTY BOARD
MEETING MINUTES
AUGUST 13, 2002

CALL TO ORDER: Chairperson of the Jo Daviess County Board, Merri Berlage, called the meeting to order at 7 p.m. on Tuesday, August 13, 2002 at the Jo Daviess County Board Room, Jo Daviess County Courthouse, Galena, Illinois.

ROLL CALL was answered as follows: Present-Merri Berlage, Joanne Bielenda, Dorte Breckenridge, John Creighton, Vincent Hasken, Larry Lyons, Margie Montelius, Yerda Potter, Francis Powers, Matt Rosenthal, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen, Sally Toepfer and Jack Zillig. Present: 16. Absent-Jody Carroll. Absent: 1.

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 consent agenda was approved as attached following a motion made by Dorte Breckenridge, seconded by Domer Schubert.

The motion to approve carried by roll call vote: Ayes-Merri Berlage, Joanne Bielenda, Dorte Breckenridge, John Creighton, Vincent Hasken, Larry Lyons, Margie Montelius, Yerda Potter, Francis Powers, Matt Rosenthal, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen, Sally Toepfer and Jack Zillig. Ayes: 16. Nays: 0. Absent-Jody Carroll. Absent: 1.

Sally Toepfer said she was not familiar with the letter from the Administrative Office of the Illinois Courts regarding State reimbursement to counties for expenditures incurred to provide counsel and expert witnesses pursuant to the Sexually Violent Persons Commitment Act. She asked if there was a change in funding or procedures for this process. Chairperson Berlage explained that this would involve the vouchers that go through the States Attorney's Office in regards to the Victim Witness Coordinator. The expenses would have to be paid by the County first and then reimbursed by the State.

A motion to file the letter from the Administrative Office of the Illinois Courts regarding State reimbursement was filed as correspondence following a motion made by Lynn Sisler, seconded by Yerda Potter.

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

SOCIAL AND ENVIRONMENTAL:

Margie Montelius informed board members that Dr. Scheuring, the medical advisor for the Board of Health, has resigned and they are looking for a replacement.

Montelius also reported that two birds were tested for the West Nile virus. Both tests were negative. However, the Health Department is taking the opinion that the virus is in Jo Daviess County since it has been found in many surrounding areas.

LAW ENFORCEMENT AND COURTS:

The Sheriff's Department will order a patrol car for the Galena Territory Homeowners' Association with reimbursement made by the Association following a committee motion made by Jack Zillig.

The motion carried by voice vote with nay votes recorded for Vincent Hasken and Margie Montelius.

The Sheriff was given authority to hold a Sheriff's Sale for the purpose of selling three vehicles and other miscellaneous items on September 28 following a committee motion made by Jack Zillig, seconded by Lynn Sisler.

The motion carried by voice vote.

Jack Zillig made a committee motion that the Sheriff's Department outdated computer equipment, servers and monitors be donated to the Tri-State Christian School.

Discussion was held on how property could be disposed of.

A motion was made by Jack Zillig and seconded by Francis Powers to have the State's Attorney look into proper procedure on property disposal before a decision is made on the issue of donated computer equipment.

The motion carried by voice vote.

Sheriff Steve Allendorf asked for comments from board members in regards to his monthly reports on his recently implemented Citizen Contact Program.

PLANNING COMMISSION:

A motion to deny the Planning Commission's recommendation to rezone a 29.17-acre parcel of land from AG-1 General Agricultural to R-2 Rural Residential including a preliminary plat for a 27-lot subdivision located on Red Gates Road in West Galena Township for Chains & Links, Inc. was made by Lynn Sisler and seconded by Dorte Breckenridge.

The motion to deny the rezoning and preliminary plat failed by roll call vote: Ayes-Dorte Breckenridge, Matt Rosenthal, John Rutherford, Domer Schubert, Lynn Sisler and Jack Zillig. Ayes: 6. Nays-Merri Berlage, Joanne Bielenda, John Creighton, Vincent Hasken, Margie Montelius, Francis Powers, Terry Stoffregen. Nays: 7 Abstain-Larry Lyons, Yerda Potter and Sally Toepfer. Abstain: 3. Absent-Jody Carroll. Absent: 1.

The issue of the Chains & Links, Inc. rezoning and preliminary plat of subdivision will be sent back to the Planning Commission for further consideration of shared wells, road safety and to allow a public hearing following approval of a motion made by Lynn Sisler, seconded by Jack Zillig.

The motion carried by roll call vote: Ayes-Merri Berlage, Joanne Bielenda, Dorte Breckenridge, John Creighton, Yerda Potter, Matt Rosenthal, John Rutherford, Domer

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Schubert, Lynn Sisler, Terry Stoffregen, Sally Toepfer and Jack Zillig. Ayes: 12. Nays-Vincent Hasken, Larry Lyons, Margie Montelius and Francis Powers. Nays: 4. Absent-Jody Carroll. Absent: 1.

The Planning Commission's recommendation to issue a Special Use Permit to Robert Keeling and Connie Koralik to allow a single-family home located at 4 Wildflower Rim in the Galena Territory to be used for transient rental subject to the condition set forth in the Finding of Fact and Recommendation was approved following a motion made by Dorte Breckenridge, seconded by Matt Rosenthal.

The motion to approve carried by roll call vote: Ayes-Merri Berlage, Dorte Breckenridge, John Creighton, Vincent Hasken, Larry Lyons, Margie Montelius, Francis Powers, Matt Rosenthal, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen, Sally Toepfer and Jack Zillig. Ayes: 14. Nays-Joanne Bielenda and Yerda Potter. Nays: 2. Absent-Jody Carroll. Absent: 1.

The Planning Commission's recommendation to issue a Special Use Permit to I & I Foods Inc. to allow a single-family home located at 1 Wedgewood in the Galena Territory to be used for transient rental subject to the condition set forth in the Finding of Fact and Recommendation was approved following a motion made by Sally Toepfer, seconded by John Rutherford.

The motion to approve carried by roll call vote: Ayes-Merri Berlage, Dorte Breckenridge, John Creighton, Vincent Hasken, Larry Lyons, Margie Montelius, Yerda Potter, Francis Powers, Matt Rosenthal, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen, Sally Toepfer and Jack Zillig. Ayes: 15. Nays-Joanne Bielenda. Nays: 1. Absent-Jody Carroll. Absent: 1.

EXECUTIVE:

Vince Hasken invited board members to tour the River Ridge School Building in Elizabeth on Wednesday, August 21 at 7 p.m.

FINANCE, TAX AND BUDGET:

There was no business brought before the board by this committee.

INFORMATION AND COMMUNICATIONS TECHNOLOGY:

Joe Kratcha, GIS Coordinator, gave a presentation of the orthophotography test samples being evaluated by the GIS staff.

COUNTY DEVELOPMENT AND PLANNING:

A motion to amend the Building Regulations of the County's Code of Ordinances that would set certain standards for the design and construction of manufactured (modular) homes in the County and more clearly distinguish them from mobile homes was made by Vincent Hasken.

A motion to send the issue of the amended ordinance back to the County Development and Planning Committee for further review was made by Jack Zillig.

The motion to refer back to committee died for lack of a second.

The original motion to amend the Building Regulations of the County's Code of Ordinances that would set certain standards for the design and construction of manufactured (modular) homes in the County and more clearly distinguish them from mobile homes carried by voice vote with nay votes recorded for Larry Lyons, Yerda Potter and Jack Zillig.

PUBLIC WORKS

A petition for aid from Guilford Township for the replacement of two culverts destroyed in the early June storm at an estimated cost of \$100,000 (50%County; 50% Township) was approved following a committee motion made by John Creighton.

The motion to approve carried by roll call vote: Ayes-Merri Berlage, Joanne Bielenda, Dorte Breckenridge, John Creighton, Vincent Hasken, Larry Lyons, Margie Montelius, Yerda Potter, Francis Powers, Matt Rosenthal, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen, Sally Toepfer and Jack Zillig. Ayes: 16. Nays: 0. Absent-Jody Carroll. Absent: 1.

A temporary holding kennel for dogs will be constructed at the Highway Department in Elizabeth at a cost not to exceed \$1,400 and a \$35 fee will be charged to the owners of dogs that are claimed from the kennel following a committee motion made by John Creighton.

The motion to approve carried by roll call vote: Ayes-Merri Berlage, Joanne Bielenda, Dorte Breckenridge, John Creighton, Vincent Hasken, Larry Lyons, Margie Montelius, Yerda Potter, Francis Powers, Matt Rosenthal, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen, Sally Toepfer and Jack Zillig. Ayes: 16. Nays: 0. Absent-Jody Carroll. Absent: 1.

Joanne Bielenda reported that 911 signs are being erected at approximately 1,000 per month with 75% of the County completed.

John Rutherford told board members the RC&D Peoria/Galena Trail project is progressing. Historical sites have been identified along the trail from Peoria to Galena. The local trail sites will include Millville presently known as Apple River Canyon State Park and the Apple River Fort.

Margie Montelius reported that the last DMATS meeting primarily focused on the Southwest Arterial. She said there are 2 or 3 bridge designs still under consideration.

Yerda Potter reported that Solid Waste is planning to have a household hazardous waste pick-up in both Carroll and Jo Daviess County to be held on the same day with a date not yet determined.

Dorte Breckenridge reminded board members of the Farm Tour 2002 to be held on September 7. A brochure on the tour was provided to each member.

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Chairperson Berlage reported that Helen Schamberger has resigned from the Workforce Investment Board. Berlage said she would submit her own name as a replacement for Schamberger on the board if there were no objections from other County Board members.

AGENDA ITEM IV – CITIZENS’ COMMENTS:

Marvin Schultz from Scales Mound expressed his appreciation of the present Jo Daviess County web site. He finds it very beneficial to the public and would like to pass along his compliments to the individuals that maintain it.

Richard Bauer of Galena made comments on the State’s Attorney’s present budget and how the funds are being used.

Bonnie Garrity from Galena, who was asked to be a presenter of the Comprehensive Plan, commented on the proposed Chains and Links subdivision on Red Gates Road.

AGENDA ITEM V – EXECUTIVE SESSION:

The board entered Executive Session at 8:40 p.m. to discuss personnel issues following a motion made by Lynn Sisler, seconded by John Rutherford.

The motion carried by voice vote.

The board exited Executive Session at 9:20 p.m.

Bill Wolter of Hanover was appointed to the Board of Review to complete the remaining term vacated by the death of Bud Bonar for the 2002 assessment year following a motion made by Francis Powers, seconded by Yerda Potter.

The motion carried by voice vote.

AGENDA ITEM VI– ADJOURNMENT

The meeting adjourned following a motion made by Terry Stoffregen, seconded by Vincent Hasken.

The motion to adjourn carried by voice vote.

Chairperson Berlage adjourned the meeting at 9:25 p.m. until 7 p.m. Tuesday, September 10, 2002 at the Jo Daviess County Board Room, Jo Daviess County Courthouse, Galena, Illinois.

Jean Dimke, Jo Daviess County Clerk

**JO DAVIESS COUNTY BOARD
CONSENT AGENDA APPROVED
AUGUST 13, 2002**

MINUTES APPROVAL

1. Regular County Board meeting minutes of July 9, 2002

APPOINTMENTS

1. Re-appointment of Gini Appel to the Board of Health for a 3-year term

RAFFLE APPLICATIONS

1. Elizabeth Nursing Home Auxiliary-July 9, 2002 through November 9, 2002
2. Freeport Health Network-July 19, 2002 through August 30, 2002
3. Hanover Fire Department-August 1, 2002 through September 21, 2002
4. East Dubuque Business and Tourism-August 1, 2002 through September 29, 2002
5. Apple Canyon Lake Property Owners' Association-September 1, 2002
6. Freeport Regional Health Care Foundation-August 19, 2002 through December 2, 2002

REPORTS AND CORRESPONDENCE

1. A letter from Attorney Phillip Jensen regarding JDDI funds distribution
2. A thank you letter from the Terry Stoffregen family

CLAIMS

1. Claims approval in the amount of \$1,085,415.92