

**JO DAVIESS COUNTY BOARD
MEETING MINUTES
FEBRUARY 9, 2010**

CALL TO ORDER: Chairperson of the Jo Daviess County Board, Marvin Schultz, called the meeting to order at 7:00 p.m. on Tuesday, February 9, 2010, at the Jo Daviess County Board Room, Jo Daviess County Courthouse, Galena, Illinois.

ROLL CALL was answered as follows: Present-Merri Berlage, Jody Carroll, William Cooper, Gavin Doyle, Michael Lorig, Kim Monk, Margie Montelius, Marvin Schultz, Ron Smith and Terry Stoffregen. Present: 10. Absent-Gerald Bennett, Bernece Hill, Dane Jackson, Alan Kent, Ron Mapes, Dan Sheridan and Don Zillig. Absent: 7.

THE PLEDGE OF ALLEGIANCE was led by Chairperson Schultz.

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 Bill Cooper and seconded by Kim Monk.

The motion carried by roll call vote: Ayes-Merri Berlage, Jody Carroll, William Cooper, Gavin Doyle, Michael Lorig, Kim Monk, Margie Montelius, Marvin Schultz, Ron Smith and Terry Stoffregen. Ayes: 10. Nays: 0. Absent-Gerald Bennett, Bernece Hill, Dane Jackson, Alan Kent, Ron Mapes, Dan Sheridan and Don Zillig. Absent: 7.

AGENDA ITEM II – CITIZENS' COMMENTS

Dorian Dickinson complimented Steve Keeffer and Highway Department employees on an excellent job of keeping the County's roads passable in the present snow storm.

Dorian also invited all board members to a cooperative advertising and partnership opportunity networking event that will be held in Galena on Wednesday, February 10 and in Stockton on Thursday, February 11. It will be presented by the Galena/Jo Daviess County CVB and Sota Venture.

AGENDA ITEM III – UNFINISHED BUSINESS

Bids for County owned real estate located at 791 US Route 20 West, Elizabeth, parcel numbers 07-002-272-04 and 07-002-272-03 were opened at this time. There was one bid from Jo Carroll Energy in the amount of \$450,001.00 with a check in the amount of \$22,500 in earnest money.

A motion to accept the bid for purchasing County owned real estate located at 791 US Route 20 West, Elizabeth, parcel numbers 07-002-272-04 and 07-002-272-03, and award it to Jo Carroll Energy in the amount of \$450,001.00 and to authorize the County Board Chairperson to enter into a purchase agreement contract with Jo Carroll Energy was made by Bill Cooper and seconded by Jody Carroll.

An amendment to the motion to accept the offer subject to the agreement of the conditions of the proposed contract was made by Merri Berlage and seconded by Margie Montelius.

The amendment carried by voice vote with a nay vote recorded by Bill Cooper.

The original motion including the amendment carried by roll call vote: Ayes-Merri Berlage, Jody Carroll, William Cooper, Gavin Doyle, Michael Lorig, Kim Monk, Margie Montelius, Marvin Schultz, Ron Smith and Terry Stoffregen. Ayes: 9. Nays: 0. Abstain-Ron Smith. Abstain: 1. Absent-Gerald Bennett, Bernece Hill, Dane Jackson, Alan Kent, Ron Mapes, Dan Sheridan and Don Zillig. Absent: 7.

AGENDA ITEM IV– NEW BUSINESS AND COMMITTEE REPORTS

SOCIAL AND ENVIRONMENTAL:

A resolution authorizing application for a Public Transportation Capital Assistance Grant under the Illinois Department of Transportation's general authority to make such grants was approved following a committee motion made by Margie Montelius.

The motion carried by voice vote.

PLANNING COMMISSION/ZONING BOARD OF APPEALS:

The Planning Commission's recommendation to approve a Special Use Permit for Rentech Energy Midwest Corporation, owners, in an Ag-1 General Agricultural District to allow for dry ice production in an existing structure, and the construction of a new warehouse storage facility located at 16675 US Route 20 West, East Dubuque was approved following a motion made by Merri Berlage and seconded by Ron Smith.

The motion carried by roll call vote: Ayes-Merri Berlage, Jody Carroll, William Cooper, Gavin Doyle, Michael Lorig, Kim Monk, Margie Montelius, Marvin Schultz, Ron Smith and Terry Stoffregen. Ayes: 10. Nays: 0. Absent-Gerald Bennett, Bernece Hill, Dane Jackson, Alan Kent, Ron Mapes, Dan Sheridan and Don Zillig. Absent: 7.

LEGISLATIVE:

This committee had no business to bring before the board at this time.

EXECUTIVE:

A memorandum of understanding with the City of Galena for the temporary use of Turner Hall in the event of a natural disaster, in conjunction with the Jo Daviess County Continuity of Operations Plan was approved following a committee motion made by Marvin Schultz.

The motion carried by voice vote.

FINANCE, TAX AND BUDGET:

The following FY2010 line item over budget requests and the associated claims in the amount of \$298.35 were approved following a motion made by Ron Smith and seconded by Terry Stoffregen.

- a) Claim from Lori Kinnaman in the amount of \$14.80 to be paid from 001-44153-502 Travel Expenses: over budget by \$14.80.
- b) Claim from Mobile Electronics, Inc. in the amount of \$178.55 to be paid from 025-44155-820 Dog Fund; over budget by \$178.55 (Funds were appropriated in the FY2009 budget for an Animal Control truck, fees and equipment related to the truck, however, the truck did not arrive until FY2010).
- c) Claim from Highway Petty Cash in the amount of \$65.00 to be paid from 025-44155-820 Dog Fund; over budget by \$243.55. (Funds were appropriated in the FY2009 budget for an Animal Control truck, fees and equipment related to the truck; however, the truck did not arrive until FY2010).
- d) Claim from Highway Petty Cash in the amount of \$40.00 to be paid from 025-44155-820 Dog Fund; over budget by \$283.55. (Funds were appropriated in the FY2009 budget for an Animal Control truck, fees and equipment related to the truck; however, the truck did not arrive until FY2010).

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

This brings the total claims amount paid in February 2010 to \$512,105.38.

The Jo Daviess County cost/fee study as presented by Lindgren, Callihan, Van Osdol & Co. was accepted following a committee motion made by Ron Smith.

The motion carried by voice vote.

Agenda item E4 dealing with the software agreement with Devnet for the township assessor program was pulled from the agenda at this time.

The McGladrey & Pullen FY2009 audit engagement letter and associated service fees not to exceed \$60,265.00 was approved following a committee motion made by Ron Smith.

The motion carried by voice vote.

The GASB 45 actuarial study as presented from Clarity in Numbers, LLC was accepted following a committee motion made by Ron Smith.

The motion carried by voice vote.

INFORMATION AND COMMUNICATIONS TECHNOLOGY:

This committee had no business to bring before the board at this time.

DEVELOPMENT AND PLANNING:

A committee motion to approve a permit to receive, store, and transfer spent railroad ties at the IEI Barge Services, Inc. facility, located in East Dubuque, Illinois, was made by Merri Berlage. The Jo Daviess County Zoning Ordinance indicates, under Industrial District as a permitted use "Solid Waste Transfer Station", and given the location of IEI Barge and the three modes of transportation readily available, this is an appropriate and conforming site for the receiving, storing and transferring of railroad ties.

The motion carried by voice vote.

A resolution in support of the Jo-Carroll Depot Local Redevelopment Authority and the expedited transfer of property for economic development was approved following a committee motion made by Merri Berlage.

The motion carried by voice vote.

A resolution in support of HB4797 for extending the sunset date for wind energy devices for 5 years through assessment year 2016 was approved following a committee motion made by Merri Berlage.

The motion carried by voice vote.

CVB BOARD OF DIRECTORS

A recommendation to approve the FY2010 Galena/Jo Daviess County CVB media (advertising) plan, including agency fees for the CVB's agency of record (Sota Venture), at a maximum sum of \$350,000 was approved following a motion made by Marvin Schultz and seconded by Bill Cooper.

The motion carried by voice vote.

The Apple Canyon Lake triathlon agreement was approved as presented following a motion made by Marvin Schultz and seconded by Bill Cooper.

The motion carried by voice vote.

PUBLIC WORKS:

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A resolution that will allow the County Engineer's FY2010 salary to be paid from the Motor Fuel Tax line item 006-43142-401 Salaries, was approved following a committee motion made by Jody Carroll.

The motion carried by voice vote.

LAW ENFORCEMENT AND COURTS:

A contract with Blanding Landing Recreation Area for law enforcement at the Mississippi River Project was approved following a committee motion made by Terry Stoffregen.

The motion carried by voice vote.

AGENDA ITEM V - OTHER COMMITTEES AND BOARDS

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

AGENDA ITEM VI – BOARD MEMBER CONCERNS

With the consensus of the board, a letter of support will be sent to Congressman Manzullo in an effort to acquire a two million dollar grant for the LRA to address the infrastructure issues at the former Savanna Army Depot.

Chairman Schultz informed the board that there are a number of properties going to the board of review for appeal. He said that when the appeal results in a change of over \$100,000, then all taxing bodies in which the parcel is located must be notified. He said the County as a taxing body has been notified and wanted the County Board to be aware of the process.

AGENDA ITEM VII – CITIZENS' COMMENTS

There were no citizens' comments at this time.

AGENDA ITEM VIII – CLOSED SESSION

The board entered closed session at 8:10 p.m. to discuss personnel section 2(c)1, collective bargaining section 2(c)2, property section 2(c)5 and litigation section 2(c)11 following approval of a motion made by Bill Cooper and seconded by Margie Montelius.

The motion carried by voice vote.

The board exited closed session and reconvened to open session at 8:40 p.m.

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

A motion to purchase property in Hanover, known as One Commercial Drive, Hanover, Illinois at a purchase price of \$550,000.00, authorize Marvin Schultz, County Board Chairperson, to sign a real estate contract for purchase and authorize a payment of claim associated with an earnest money down payment of \$27,500.00 was made by Mike Lorig and seconded by Jody Carroll.

The motion carried by roll call vote: Ayes-Merri Berlage, Jody Carroll, William Cooper, Gavin Doyle, Michael Lorig, Kim Monk, Margie Montelius, Marvin Schultz, Ron Smith and Terry Stoffregen. Ayes: 10. Nays: 0. Absent-Gerald Bennett, Bernece Hill, Dane Jackson, Alan Kent, Ron Mapes, Dan Sheridan and Don Zillig. Absent: 7.

AGENDA ITEM X - ADJOURNMENT

The meeting adjourned following a motion made by Bill Cooper and seconded by Terry Stoffregen.

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The motion to adjourn carried by voice vote.

Chairperson Schultz adjourned the meeting at 8:50 p.m. until 7:00 p.m. Tuesday, March 9, 2010, 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
FEBRUARY 9, 2010**

MINUTES APPROVAL

1. County Board minutes from January 12, 2010

APPOINTMENTS

1. Appointment of Jennifer Robbins to the Workforce Investment Board for the remainder of a term ending September 30, 2010.

REPORTS AND CORRESPONDENCE

1. Letter from Illinois Historic Preservation Agency announcing National Register of Historic Places
2. Newsletter from Rice Township
3. Invitation to free pipeline safety emergency response program
4. Letter from US Department of Commerce about grants under Economic Development Administration's (EDA) new Community Trade Adjustment Assistance (CTAA) program
5. Motor Fuel Tax Audit from the auditor of Illinois Department of Transportation

CLAIMS

1. Claims in the amount of \$511,807.03
2. Emergency Telephone Systems Board claims in the amount of \$61,151.38
3. Sheriff's Forfeiture Fund claims in the amount of \$90.13